

Amendment No. 452

Senate Amendment to Senate Bill No. 391

(BDR 34-952)

Proposed by: Senate Committee on Education**Amends:** Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION				Initial and Date	SENATE ACTION				Initial and Date
Adopted	☐	Lost	☐	_____	Adopted	☐	Lost	☐	_____
Concurred In	☐	Not	☐	_____	Concurred In	☐	Not	☐	_____
Receded	☐	Not	☐	_____	Receded	☐	Not	☐	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) *green bold italic underlining* is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill that is proposed to be retained in this amendment; and (6) *green bold underlining* is newly added transitory language.

AMI/RRY



Date: 4/19/2013

S.B. No. 391—Provides for the transfer of the administration of community colleges to the Department of Education. (BDR 34-952)



SENATE BILL NO. 391—SENATORS CEGAVSKE, GOICOECHEA, HAMMOND, HUTCHISON,
ROBERSON; GUSTAVSON, HARDY AND SETTELMEYER

MARCH 18, 2013

Referred to Committee on Education

SUMMARY—~~Provides for the transfer of the administration of community colleges to the Department of Education.~~ Directs the Legislative Commission to appoint a committee to conduct an interim study concerning the governance structure of and funding methods for community colleges in this State. (BDR ~~24-952~~) S-952)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to education; ~~providing in skeleton form for the transfer~~ directing the Legislative Commission to appoint a committee to conduct an interim study concerning the governance structure of and funding methods for community colleges in this State; requiring the committee to determine the advisability of transferring the administration of community colleges to the Department of Education; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law provides for the administration of community colleges by the Board of Regents of the University of Nevada within the Nevada System of Higher Education. (NRS 396.020) ~~This~~ Section 2 of this bill directs the Legislative Commission to appoint a committee to conduct an interim study concerning the governance structure of and funding methods for community colleges in this State. Section 3 of this bill provides in skeleton form for the transfer of requires the committee to determine the advisability of transferring the administration of community colleges from the Board of Regents to the Department of Education.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Delete existing sections 1 through 21 of this bill and replace with the following new sections 1 through 4:

Section 1. The Legislature hereby finds and declares that:

1 1. The Nevada System of Higher Education, which is governed by the
2 Board of Regents of the University of Nevada, encompasses several different
3 types of institutions of higher education, including, without limitation,
4 community colleges;

5 2. Community colleges are a key component of the State Plan for
6 Economic Development developed by the Executive Director of the Office of
7 Economic Development;

8 3. Certain community colleges have a regional presence for vast areas of
9 rural Nevada;

10 4. Recent economic problems in this State highlight the need for
11 community colleges to be responsive to the students, business communities and
12 regions of this State that they serve; and

13 5. It is important to determine whether a new method of governing and
14 funding community colleges in this State is necessary to improve and advance
15 the purpose of the State's community colleges.

16 Sec. 2. 1. The Legislative Commission shall appoint a committee to
17 conduct an interim study concerning the governance structure of and funding
18 methods for community colleges in this State.

19 2. The committee must be composed of six Legislators as follows:

20 (a) Three members appointed by the Majority Leader of the Senate, at
21 least one of whom must be appointed from the membership of the Senate
22 Standing Committee on Education during the 77th Session of the Nevada
23 Legislature; and

24 (b) Three members appointed by the Speaker of the Assembly, at least one
25 of whom must be appointed from the membership of the Assembly Standing
26 Committee on Education during the 77th Session of the Nevada Legislature.

27 3. The committee shall consult with and solicit input from persons and
28 organizations with expertise in matters relevant to the governance structures
29 of and funding methods for community colleges in this State.

30 4. The committee shall submit a report of its findings, including, without
31 limitation, any proposed changes to the governance structure of or funding
32 methods for community colleges in this State and any recommendations for
33 legislation, to the 78th Session of the Nevada Legislature.

34 Sec. 3. 1. In studying the governance structures of and funding
35 methods for community colleges in this State, the committee appointed
36 pursuant to section 2 shall:

37 (a) Determine whether it is advisable to transfer the administration of
38 community colleges from the Board of Regents of the University of Nevada to
39 the Department of Education;

40 (b) If the committee determines that such a transfer is advisable,
41 determine the best methods of accomplishing the transfer; and

42 (c) If the committee determines that such a transfer is not advisable,
43 determine whether there are other options available that would improve the
44 governance structure of and funding methods for community colleges.

45 2. In determining the best methods of accomplishing a transfer as
46 required by paragraph (b) of subsection 1, the committee may:

47 (a) Determine how the Department of Education will examine and audit
48 the function, strengths and most efficient use of the facilities, resources and
49 staff of each community college in this State to address the needs of the
50 students enrolled in the community colleges;

51 (b) Examine how the Department of Education may appropriately tailor
52 educational opportunities, programs and services offered by the community
53 colleges to meet the needs of;

1 (1) Different categories of students and prospective students;
2 (2) Jobs and industries likely to be employing the students; and
3 (3) The State Plan for Economic Development;

4 (c) Determine how the Department of Education will prepare a
5 comprehensive plan concerning the governance of community colleges that
6 explains, for a specified period, anticipated new programs and expansions of
7 existing programs, any associated costs and the amounts and sources of money
8 available to meet those anticipated costs;

9 (d) Determine whether it is advisable for the Superintendent of Public
10 Instruction to:

11 (1) Prescribe rules and adopt regulations relating to the governance of
12 the community colleges and, if so, the types of rules and regulations the
13 Superintendent of Public Instruction would be authorized or required to
14 adopt;

15 (2) Appoint a Chancellor for the community colleges and, if so,
16 determine the qualifications and set the salary for the Chancellor; and

17 (3) Set the salaries of the academic staff of the community colleges;
18 and

19 (e) Determine whether it is advisable for the Department of Education to
20 control the expenditures of money for the support and maintenance of
21 community colleges in this State.

22 *Sec. 4. This act becomes effective on July 1, 2013.*