

HUPPENTHAL FLOOR AMENDMENT

SENATE AMENDMENTS TO S.B. 1135

(Reference to printed bill)

1 Page 1, line 6, strike "Board" insert "COMMISSION"; strike "Arizona board of
2 regents" insert "COMMISSION FOR POSTSECONDARY EDUCATION"

3 Between lines 6 and 7, insert:

4 "2. "ELIGIBLE STUDENT" MEANS AN ARIZONA RESIDENT ATTENDING A QUALIFIED
5 POSTSECONDARY INSTITUTION AND, IF ATTENDING A PUBLIC UNIVERSITY UNDER THE
6 JURISDICTION OF THE ARIZONA BOARD OF REGENTS, MUST QUALIFY FOR IN-STATE
7 TUITION PURSUANT TO SECTION 15-1802."

8 Renumber to conform

9 Line 9, after "STATE" strike remainder of line

10 Line 10, strike "THIS STATE"

11 Line 15, strike "board" insert "COMMISSION"

12 Line 20, strike "board" insert "COMMISSION"; after the period strike remainder
13 of line

14 Strike lines 21, 22 and 23

15 Line 24, strike "15-1802."

16 Lines 25 and 27, strike "board" insert "COMMISSION"

17 Line 31, strike "board" insert "COMMISSION"; after "cover" insert "AT THE PUBLIC
18 POSTSECONDARY INSTITUTION"

19 Line 33, after "materials" insert "AND TO PROVIDE AN EQUIVALENT DOLLAR AMOUNT,
20 LESS ALL OTHER GRANTS AND LOANS, TO QUALIFIED STUDENTS AT PUBLIC
21 POSTSECONDARY EDUCATIONAL INSTITUTIONS"

22 Line 38, strike "board" insert "COMMISSION"

23 Line 40, strike the first and second "board" insert "COMMISSION"

24 Line 41, strike "board" insert "COMMISSION"

25 Line 42, strike the first and second "board" insert "COMMISSION"

26 Page 2, lines 1, 3, 6 and 8, strike "board" insert "COMMISSION"

27 Line 10, strike "Arizona board of regents" insert "COMMISSION"

28 Lines 13, 19, 20, 22, 29, 31, 34 and 41, strike "board" insert "COMMISSION"

29 Page 3, lines 9, 26, 30 and 35, strike "board" insert "COMMISSION"

1 Page 4, lines 1 and 4, strike "board" insert "**COMMISSION**"

2 Line 6, strike the first and second "board" insert "**COMMISSION**"

3 Lines 9 and 11, strike "board" insert "**COMMISSION**"

4 After line 12, insert:

5 "Sec. 4. Section 15-1784, Arizona Revised Statutes, is amended to
6 read:

7 15-1784. Mathematics, science and special education teacher
8 student loan fund

9 A. The mathematics, science and special education teacher student loan
10 fund is established. All monies appropriated to carry out the purposes of
11 sections 15-1782 and 15-1783 shall be deposited in the fund, and all payments
12 of principal and interest that are received by the ~~board~~ **COMMISSION** shall be
13 deposited, pursuant to sections 35-146 and 35-147, in the fund.

14 B. Monies in the fund are continuously appropriated for use by the
15 ~~board~~ **COMMISSION**. THE COMMISSION MAY RETAIN UP TO TEN PER CENT OF THE AMOUNT
16 DEPOSITED IN EACH FISCAL YEAR INTO THE FUND FOR THE PURPOSES OF ADMINISTERING
17 THE LOAN PROGRAM ESTABLISHED BY THIS ARTICLE.

18 C. On notice from the ~~board~~ **COMMISSION**, the state treasurer shall
19 invest and divest monies in the fund as provided by section 35-313, and
20 monies earned from investment shall be credited to the fund.

21 Sec. 5. Section 15-1851, Arizona Revised Statutes, is amended to read:

22 15-1851. Commission for postsecondary education: purpose:
23 report; members; terms; powers and duties;
24 compensation; quorum; personal liability;
25 definition

26 A. The commission for postsecondary education is established and shall
27 administer the applicable programs identified under section 1203 of the
28 higher education act amendments of 1998 (P.L. 105-244), including the
29 leveraging educational assistance partnership program, the federal family
30 education loan program and the Paul Douglas teacher scholarships program, and
31 shall supervise the state guarantee agency under the higher education act
32 amendments of 1998.

1 B. In addition to the responsibilities prescribed in subsection A of
2 this section, the commission shall:

3 1. Provide a forum to public and private postsecondary education
4 institutions for discussion of issues of mutual interest, including the
5 following:

6 (a) The postsecondary needs of unserved and underserved individuals in
7 this state.

8 (b) The resources of public and private institutions, organizations
9 and agencies that are located in this state and that are capable of providing
10 postsecondary education opportunities.

11 (c) Enrollment demand and public policy options to meet statewide
12 needs for postsecondary education services.

13 (d) Cooperative comprehensive instructional and capital planning.

14 2. Provide reports pursuant to this subsection on discussions of
15 issues of mutual interest.

16 3. Coordinate and promote collaborative studies on issues of mutual
17 interest to public and private postsecondary education institutions.

18 4. Compile and disseminate information to the public regarding
19 postsecondary education opportunities in this state.

20 5. Prepare an annual report that summarizes the results of the
21 commission's activities prescribed in this section and section 15-1852. The
22 annual report shall be submitted to the speaker of the house of
23 representatives, the president of the senate, the governor and the Arizona
24 state library, archives and public records by December 28.

25 6. ADMINISTER THE MATHEMATICS, SCIENCE AND SPECIAL EDUCATION TEACHER
26 STUDENT LOAN PROGRAM ESTABLISHED UNDER CHAPTER 13, ARTICLE 11 OF THIS TITLE.

27 C. The commission consists of the executive director of the Arizona
28 board of regents, the executive director of the state board for private
29 postsecondary education and the following additional members who shall be
30 appointed by the governor pursuant to section 38-211:

31 1. Two members who hold senior executive or managerial positions in a
32 university under the jurisdiction of the Arizona board of regents.

1 2. Two members who hold senior executive or managerial positions in a
2 community college district, one representing a community college district in
3 a county with a population of five hundred thousand persons or more and one
4 representing a community college district in a county with a population of
5 less than five hundred thousand persons.

6 3. Two members who hold senior executive or managerial positions in
7 private postsecondary institutions of higher education that are licensed
8 under title 32, chapter 30, that are located in this state, that offer
9 bachelor or higher degrees and that are accredited by a regional
10 accreditation agency approved by the United States department of education.

11 4. Two members who hold senior executive or managerial positions in
12 private postsecondary institutions of higher education that are licensed
13 under title 32, chapter 30, that are located in this state, that offer
14 vocational education programs and that are accredited by a national
15 accreditation agency approved by the United States department of education.

16 5. One member who holds a senior executive or managerial position in a
17 private cosmetology school that is licensed under title 32, chapter 5, that
18 is located in this state, that offers cosmetology programs approved by the
19 board of cosmetology and that is accredited by a national accreditation
20 agency approved by the United States department of education.

21 6. One member who holds a senior executive or managerial position in
22 an institution that is licensed under title 32, chapter 23 or under the
23 provisions of 14 Code of Federal Regulations part 147, that offers vocational
24 education programs at the postsecondary level, that is located in this state
25 and that is not an institution that is qualified under any other category.

26 7. One member who has held a senior executive or managerial level
27 position in commerce or industry in this state for at least three years
28 before the member's appointment and who is not qualified to serve under any
29 other category.

30 8. Two members who hold senior executive or managerial positions in
31 the high school education system in this state.

1 9. One member who is an owner, operator or administrator of a charter
2 school in this state.

3 D. Members of the commission appointed pursuant to subsection C,
4 paragraphs 1 through 9 of this section shall serve four year terms. Appointed
5 members of the commission shall be residents of this state. Appointed members
6 of the commission at all times during their terms shall continue to be
7 eligible for appointment under the category that they were appointed to
8 represent. Terms of appointed members of the commission begin on the third
9 Monday in January. No appointed member of the commission may serve more than
10 two consecutive terms.

11 E. The executive director of the Arizona board of regents and the
12 executive director of the state board for private postsecondary education
13 serve as members of the commission during their respective terms of office
14 and are not eligible to vote with respect to the commission's review of any
15 postsecondary institution.

16 F. Members appointed pursuant to subsection C, paragraphs 1 through 9
17 of this section are eligible to receive compensation pursuant to section
18 38-611 for each day spent in the performance of commission duties and may be
19 reimbursed for expenses properly incurred in connection with the attendance
20 at meetings or hearings of the commission.

21 G. The governor shall appoint a chairman from among the members of the
22 commission who shall serve a one year term that begins on the third Monday in
23 January.

24 H. A majority of the members of the commission constitutes a quorum
25 for the transaction of commission business. The vote of a majority of the
26 quorum constitutes authority for the commission to act.

27 I. Members of the commission are immune from personal liability with
28 respect to all actions that are taken in good faith and within the scope of
29 the commission's authority.

30 J. For the purposes of this section, "community college district"
31 means a community college district that is established pursuant to sections
32 15-1402 and 15-1403 and that is a political subdivision of this state.

Senate Amendments to S.B. 1135

1 Sec. 6. Effective date
2 Sections 15-1781, 15-1782, 15-1783, 15-1784 and 15-1851, Arizona
3 Revised Statutes, as amended by this act, are effective from and after
4 June 30, 2010."
5 Amend title to conform

6/17/09
1:37 PM
S: SM/jas