

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2277

(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Section 15-1444, Arizona Revised Statutes, is amended to
3 read:

4 15-1444. General powers and duties of district governing boards

5 A. Except as otherwise provided, the district board shall:

6 1. Maintain each community college for a period of not less than eight
7 months in each year and, if the funds of the district are sufficient,
8 maintain each community college for a longer period.

9 2. Adopt policies in a public forum to offer programs that meet the
10 educational needs of the population served by the community college.

11 3. Enforce the courses of study prescribed by the district board.

12 4. Visit each community college under its jurisdiction and examine
13 carefully into its management, conditions and needs.

14 5. Exclude from each community college all books, publications or
15 papers of a sectarian, partisan or denominational character intended for use
16 as textbooks.

17 6. Appoint and employ a chancellor or chancellors, vice-chancellors, a
18 president or presidents, vice-presidents, deans, professors, instructors,
19 lecturers, fellows and such other officers and employees it deems necessary.
20 The district board may enter into employment contracts with chancellors,
21 vice-chancellors and presidents for a duration of more than one year but not
22 more than five years.

23 7. Determine the salaries of persons it appoints and employs.

24 8. Remove any officer or employee if in its judgment the interests of
25 education in this state require the removal.

26 9. Award degrees, certificates and diplomas on the completion of
27 courses and curriculum as it deems appropriate.

28 10. Appoint or employ, if it deems necessary, police officers who shall
29 have the authority and power of peace officers. The police officers who have
30 received a certificate from the Arizona peace officer standards and training

1 board are eligible for membership in and benefits under either title 38,
2 chapter 5, article 2 or the public safety personnel retirement system under
3 title 38, chapter 5, article 4.

4 11. Determine the location within the district of a community college
5 and purchase, receive, hold, make and take leases of, sell and convey real or
6 personal property for the benefit of the community colleges under its
7 jurisdiction.

8 12. Obtain insurance or be self-insured, or a combination of insurance
9 and self-insurance, against loss, to the extent it is determined necessary on
10 community college buildings of the district. The local district shall have
11 an insurable interest in the buildings.

12 B. The district board may:

13 1. Administer trusts declared or created for the district and receive
14 by gift or devise and hold in trust or otherwise property wheresoever
15 located, and if not otherwise provided, dispose of the property for the
16 benefit of the district.

17 2. Lease real property, as lessor or as lessee. If a district is the
18 lessee, the lease may contain an option to purchase the property. The
19 district board may adopt policies as are deemed necessary and may delegate in
20 writing to the chancellor or president of the district, or their designees,
21 all or any part of its authority to lease property under this paragraph. A
22 district board shall not delegate the authority to execute a lease that
23 exceeds one hundred thousand dollars per year. Any delegation by the
24 district board pursuant to this paragraph may be rescinded in whole or in
25 part at any time by the district board.

26 3. Sue and be sued.

27 4. Contract. The district board may adopt such policies as are deemed
28 necessary and may delegate in writing to the chancellor or president of the
29 district, or their designees, all or any part of its authority to contract
30 under this paragraph. Any delegation of authority under this paragraph may
31 be rescinded by the district board at any time in whole or in part.

32 5. Construct, remodel and repair buildings.

1 6. In conjunction with other districts, establish policies for
2 procurement of goods and services.

3 7. Provide a plan or plans for employee benefits, which may include
4 optional retirement programs pursuant to section 15-1451, subsection A, which
5 allow for participation in a cafeteria plan that meets the requirements of
6 the United States internal revenue code of 1986.

7 8. Accept grants or donations of monies from the United States, or
8 from any of its agencies, departments or officers, or from persons,
9 corporations, foundations or associations. A district board shall deposit
10 the monies into a specific fund or account and a district board shall
11 administer the monies in accordance with the purpose of the grant or donation
12 with specific policies or restrictions as described or stipulated in the
13 grant or donation. In the case of personal property granted or donated to or
14 for the benefit of a community college district, a district board shall
15 immediately transfer possession and ownership of the property to the
16 designated district.

17 9. Enter into intergovernmental agreements or contracts pursuant to
18 section 11-952.01 for participation in programs offered by public agency
19 pools or separately contract with a trustee or board of trustees that
20 provides a common self-insurance program with pooled funds and risks pursuant
21 to section 15-382, subsection B, paragraph 2. The district board is not
22 required to engage in competitive procurement in order to make the decision
23 to participate in these programs.

24 10. Name a building or a group of buildings that is located on a
25 community college campus on behalf of a person or entity that has made a
26 significant contribution of monies or other property to the community college
27 or the community college district.

28 11. Enter into research and development agreements, royalty agreements,
29 development agreements, licensing agreements and profit-sharing agreements
30 concerning the research, development, production, storing or marketing of new
31 products developed or to be developed through community college district
32 research.

1 C. If a district acquires real or personal property, whether by
2 purchase, exchange, condemnation, gift or otherwise, the district shall pay
3 to the county treasurer any taxes on the property that were unpaid as of the
4 date of acquisition, including penalties and interest. The lien for unpaid
5 delinquent taxes, penalties and interest on property acquired by the
6 district:

7 1. Is not abated, extinguished, discharged or merged in the title to
8 the property.

9 2. Is enforceable in the same manner as other delinquent tax liens.

10 D. In a district whose boundaries encompass a vehicle emissions
11 control area as defined in section 49-541, the district board shall require
12 all out-of-county and out-of-state students to sign an affidavit at the time
13 of course registration that the student's vehicle meets the requirements of
14 section 49-542. The district board on property under its jurisdiction within
15 a vehicle emissions control area shall prohibit the parking of those vehicles
16 that fail to comply with section 49-542.

17 E. A community college district and a joint technical education
18 district governing board may enter into agreements for the provision of
19 administrative, operational and educational services and facilities.

20 F. Each district may establish a program for the exchange of students
21 between the community colleges under its jurisdiction and colleges and
22 universities located in Sonora, Mexico. The program may provide for in-state
23 tuition for Sonora students at the community colleges under the jurisdiction
24 of the district in exchange for similar tuition provisions for Arizona
25 students enrolled or seeking enrollment in Sonora colleges and universities.
26 The community colleges may work in conjunction with the Arizona-Mexico
27 commission in the governor's office to coordinate recruitment and admissions
28 activities to provide for in-state tuition for up to fifty Sonora students at
29 the community colleges under the jurisdiction of the district in exchange for
30 similar tuition provisions for up to fifty total Arizona students enrolled or
31 seeking enrollment in Sonora colleges and universities.

1 G. Each district shall facilitate transfer articulation coordination
2 pursuant to section 15-1824.

3 H. NOTWITHSTANDING THE TWO-YEAR TRAINING LIMITATION PRESCRIBED IN
4 SECTION 15-1401, IN FISCAL YEARS 2011-2012 THROUGH 2017-2018, CENTRAL ARIZONA
5 COLLEGE AND EASTERN ARIZONA COLLEGE MAY OFFER FOUR-YEAR BACCALAUREATE DEGREES
6 PURSUANT TO THE FOLLOWING REQUIREMENTS:

7 1. ON OR BEFORE SEPTEMBER 15 OF EACH YEAR, EACH DISTRICT BOARD SHALL
8 SUBMIT TO THE JOINT LEGISLATIVE BUDGET COMMITTEE AT A MINIMUM THE FOLLOWING
9 INFORMATION:

10 (a) A DESCRIPTION OF THE PROGRAMS THE DISTRICT INTENDS TO OFFER TO
11 STUDENTS THE FOLLOWING FISCAL YEAR.

12 (b) THE NUMBER OF STUDENTS EXPECTED TO PARTICIPATE IN EACH PROGRAM
13 OFFERED BY THE DISTRICT.

14 2. ON OR BEFORE SEPTEMBER 15 OF EACH YEAR, EACH DISTRICT SHALL DEVELOP
15 PERFORMANCE MEASURES THAT SHALL BE INCLUDED IN THE STATE BUDGET.

16 3. ON OR BEFORE OCTOBER 1 OF EACH YEAR, EACH DISTRICT SHALL SUBMIT A
17 BUDGET THAT ESTIMATES A FULL-TIME EQUIVALENT STUDENT ENROLLMENT FOR 300-LEVEL
18 AND 400-LEVEL ACADEMIC COURSES THAT WILL BE OFFERED BY THE DISTRICT.

19 4. UNIVERSITIES UNDER THE JURISDICTION OF THE ARIZONA BOARD OF REGENTS
20 SHALL USE THE SAME ADMISSION CRITERIA TO GRADUATE DEGREE PROGRAMS FOR PERSONS
21 WHO HAVE BEEN AWARDED BACCALAUREATE DEGREES ISSUED PURSUANT TO THIS
22 SUBSECTION AS USED FOR PERSONS WHO HAVE OBTAINED BACCALAUREATE DEGREES FROM
23 TRADITIONAL FOUR-YEAR POSTSECONDARY INSTITUTIONS THAT ARE ACCREDITED BY A
24 NATIONAL ACCREDITATION AGENCY APPROVED BY THE UNITED STATES DEPARTMENT OF
25 EDUCATION.

26 5. THE FOUR-YEAR BACCALAUREATE DEGREES OFFERED BY EACH DISTRICT SHALL
27 BE LIMITED TO ONE OR MORE OF THE FOLLOWING ACADEMIC DISCIPLINES SELECTED BY
28 THE DISTRICT BOARD, BASED ON A DEMONSTRATED NEED IN THE COMMUNITY FOR DEGREES
29 IN THESE PROGRAMS:

30 (a) NURSING PROGRAMS.

31 (b) ELEMENTARY AND SECONDARY EDUCATION PROGRAMS FOR PROSPECTIVE
32 TEACHERS.

1 (c) BUSINESS PROGRAMS.

2 (d) MINING TECHNOLOGY PROGRAMS.

3 6. A DISTRICT SHALL NOT RECEIVE STATE AID PURSUANT TO SECTION 15-1466
4 FOR STUDENTS ENROLLED IN 400-LEVEL ACADEMIC COURSES. 400-LEVEL ACADEMIC
5 COURSES SHALL BE FUNDED THROUGH TUITION OR SECONDARY PROPERTY TAXES OR A
6 COMBINATION OF TUITION AND SECONDARY PROPERTY TAXES."

7 Amend title to conform

STEVE COURT

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