

**HOUSE BILL NO. 535**

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - SECOND SESSION

BY THE HOUSE HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE

Introduced: 2/29/96

Referred: Health, Education and Social Services

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to postsecondary education."

2 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

3 \* **Section 1.** AS 14.42.015(a) is amended to read:

4 (a) There is in the Department of Education the Alaska Commission on  
5 Postsecondary Education consisting of

6 (1) one member [TWO MEMBERS] of the Board of Regents of the  
7 University of Alaska designated by the members of that body;

8 (2) one person representing private higher education in the state  
9 selected jointly by the Boards of Trustees of Alaska Pacific University and Sheldon  
10 Jackson College from among their membership;

11 (3) one person representing the Department of Education selected by  
12 the state Board of Education;

13 (4) four persons broadly and equitably representative of the general  
14 public appointed by the governor;

15 (5) [ONE MEMBER OF THE ALASKA HUMAN RESOURCE

1 INVESTMENT COUNCIL ESTABLISHED BY AS 44.19.620 DESIGNATED BY  
2 THE MEMBERS OF THAT BODY;

3 (6) ONE PERSON FROM THE MEMBERS OF THE LOCAL  
4 COMMUNITY COLLEGE ADVISORY COUNCILS APPOINTED BY THE  
5 GOVERNOR;

6 (7)] two members from the legislature, one of whom shall be appointed  
7 by the president of the senate and one by the speaker of the house of representatives;

8 (6) [(8)] one person appointed in accordance with (e) of this section  
9 who is a full-time student as defined in AS 14.43.160;

10 (7) [(9)] one administrator appointed by the governor from a proprietary  
11 institution of postsecondary education that has an authorization to operate in the state  
12 issued under AS 14.48.

13 \* **Sec. 2.** AS 14.42.030(a) is amended to read:

14 (a) The commission has the following functions, advisory to the governing  
15 boards of institutions of public and private higher education in Alaska, to the governor,  
16 the legislature, and to other appropriate state and federal officials:

17 (1) coordinate the development of comprehensive plans for the orderly,  
18 systematic growth of public and private postsecondary education, including community  
19 colleges and occupational education, in the state and submit recommendations on the  
20 need for, and location of, new facilities and programs;

21 (2) advise as to the functions and purposes of the colleges and  
22 universities, both public and private, in the state and counsel as to the programs  
23 appropriate to each;

24 (3) [REVIEW THE ANNUAL BUDGETS AND CAPITAL OUTLAY  
25 REQUESTS OF THE UNIVERSITY OF ALASKA AND OF EACH OF THE  
26 PRIVATE COLLEGES AND UNIVERSITIES IN THE STATE, AND PRESENT  
27 COMMENTS ON THE GENERAL LEVEL OF SUPPORT SOUGHT;

28 (4)] review and advise as to the working of all consortia and other  
29 cooperative agreements between the institutions of higher education in the state that  
30 are parties to them [;

31 (5) REPEALED].

1 \* **Sec. 3.** AS 14.42.030(b) is amended to read:

2 (b) The commission shall

3 (1) [DEVELOP A COMPREHENSIVE STATEWIDE PLAN FOR  
4 COORDINATED POSTSECONDARY EDUCATION IN THE STATE AND SERVE  
5 AS THE STATE COMMISSION ON POSTSECONDARY EDUCATION REQUIRED  
6 UNDER SEC. 1202 OF TITLE XII OF THE HIGHER EDUCATION ACT OF 1965,  
7 AS AMENDED BY THE EDUCATION AMENDMENTS OF 1972 (P.L. 92-318,  
8 SEC. 196; 86 STAT. 324);

9 (2) ESTABLISH A STATE ADVISORY COUNCIL ON COMMUNITY  
10 COLLEGES AND DEVELOP A COMPREHENSIVE STATEWIDE PLAN FOR THE  
11 EXPANSION AND IMPROVEMENT OF THE COMMUNITY COLLEGES UNDER  
12 SEC. 1001 OF TITLE X OF THE HIGHER EDUCATION ACT OF 1965,  
13 AS AMENDED BY THE EDUCATION AMENDMENTS OF 1972 (P.L. 92-318,  
14 SEC. 186; 86 STAT. 312, 313);

15 (3) SERVE AS THE STATE AGENCY REQUIRED UNDER SEC. 105 OF  
16 TITLE I (COMMUNITY SERVICE AND CONTINUING EDUCATION), 603 OF  
17 TITLE VI (FINANCIAL ASSISTANCE FOR UNDERGRADUATE EDUCATION),  
18 704 OF TITLE VII (CONSTRUCTION OF ACADEMIC FACILITIES), AND PART  
19 B OF TITLE IV (GUARANTEED STUDENT LOAN PROGRAM) OF THE HIGHER  
20 EDUCATION ACT OF 1965 (P.L. 89-329; 79 STAT. 1220, 1262; 20 U.S.C. 1005,  
21 1123) AS AUTHORIZED BY SEC. 1202(c) OF TITLE XII OF THE HIGHER  
22 EDUCATION ACT OF 1965, AS AMENDED BY THE EDUCATION  
23 AMENDMENTS OF 1972 (P.L. 92-318, SEC. 196; 86 STAT. 324);

24 (4)] administer the provisions of AS 14.43.090 - 14.43.160 (student  
25 loan program);

26 (2) [(5)] administer the provisions of AS 14.48 (regulation of  
27 postsecondary educational institutions) [;

28 (6) RESOLVE ANY DISPUTES THAT EXIST OR ARISE UNDER  
29 A CONSORTIUM OR OTHER COOPERATIVE AGREEMENT BETWEEN  
30 INSTITUTIONS OF PUBLIC AND PRIVATE HIGHER EDUCATION IN THE  
31 STATE].

1     \* **Sec. 4.** AS 14.42.120(a) is amended to read:

2             (a) The corporation shall be governed by a board of directors appointed by the  
3     governor consisting of two members of the Alaska Commission on Postsecondary  
4     Education, each of whom is selected for the commission under AS 14.42.015(a)(1) -  
5     (2), (4), (6), or (7) [(4) - (6), (8), OR (9)] and the commissioner of revenue, the  
6     commissioner of administration, and the commissioner of commerce and economic  
7     development. Members of the board serve without compensation but the members who  
8     are also members of the Alaska Commission on Postsecondary Education are entitled  
9     to per diem and travel expenses authorized by law for boards and commissions under  
10    AS 39.20.180.

11    \* **Sec. 5.** AS 14.42.055 is repealed.