

Leg. Finance - House & Senate Finance Comte Files (1973-74) 8879

HB 180, 181am 220



RECORDS



CERTIFICATION

I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original records after microfilm reproductions have been made.

James O. Smith
Signature of Camera Operator

4/26/89
Date

copy SF

The Legislature of the State of Alaska
FISCAL NOTE
Second Session - Eighth Legislature

I. REQUEST

Bill Identification: CSHB 180
Title: Alaska Commission on Postsecondary Education
Requested by: _____ Date: _____
Return Date Requested: _____
Agency: _____ Program: _____

II. FISCAL DETAIL

Budget Request Unit(s) Affected: Student Financial Aid

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 74	FY 75	FY 76	FY 77	FY 78	FY 79
100 PERSONAL SERVICES		63.1				
200 TRAVEL		10.6				
300 CONTRACTUAL		4.7				
400 COMMODITIES		.5				
500 EQUIPMENT		2.0				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		80.9				

B. FUNDING: (Thousands of dollars)

GENERAL FUND		80.9				
FEDERAL FUNDS						
OTHER						

C. POSITIONS:

PERMANENT/TEMPORARY	/	3/	/	/	/	/
MAN MONTHS (P./T.)	/	36/	/	/	/	/

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

NOTE: The Student Financial Aid program would also be placed within this Commission. FY 75 Governor's Budget for this program is \$4,385,600 of which \$113,600 is for Administration (4 full-time positions and temporary help)

IV. ATTACHMENTS X

V. DATE: February 6, 1974

PREPARED BY:

Rich Guthrie
Fiscal Analyst

Original: Legislative Finance
cc: Budget and Management
Prime Sponsor (First Legislator Named)

FISCAL NOTE ATTACHMENT

HB 180

ESTIMATED EXPENDITURES

<u>CODE</u>	<u>EXPLANATION</u>	<u>COST</u>	
100	Executive Director, Range 26 @ \$2,200 mo.		\$26,400
	Analyst (Budget, Research or Planning), Range 21 @	1,579 mo.	18,900
	Secretary II, Range 11 @	756 mo.	9,100
	Subtotal		<u>54,400</u>
	Benefits 16%		8,700
			<u>\$63,100</u>
200	Executive Director, 12 trips @ \$300	\$3,600	
	Secretary II, quarterly meetings @ \$250	1,000	
	Board members, quarterly meetings @ \$1,500	<u>6,000</u>	\$10,600
300	Office space @\$300 mo.	\$3,600	
	Telephone @ \$50 mo.	600	
	Other	<u>500</u>	\$ 4,700
400	Office supplies, etc.		\$ 500
500	Office equipment	\$1,200	
	Typewriter	500	
	Calculator	<u>300</u>	\$ 2,000
			<u>\$80,900</u>

TOTAL GENERAL FUNDS REQUIRED

\$80,900

STATE OF ALASKA
THE LEGISLATURE

LEGISLATIVE AFFAIRS AGENCY

POUCH Y - STATE CAPITOL
JUNEAU, ALASKA 99801

*Rich
Dustman*

1 April 1974

MEMORANDUM

TO : Members, Interim Committee
on Higher Education

FROM : Stuart C. Hall, *SCS* Legislative Counsel

SUBJECT: Funding (Federal) for Postsecondary Education Commissions

I received the attached from Dr. Armen Sarafian, Superintendent-President of Pasadena City College and one of our higher education consultants, indicating that suddenly the U.S. Office of Education is making funds available for "1202" or Postsecondary Education Commissions.

The measure that would establish such a body in Alaska, HB 180, is presently before the Senate Finance Committee in the form of an SCS for CSHB 180.

This is the first indication from the Commissioner of Education's Office (U.S. Dept. of HEW) that federal funds would be made available for these bodies established under the Education Amendments of 1972. A year ago the indication was that no funds would be made available for planning purposes. It occurred to me you would wish to be apprised of this change in policy.

Special

One Dupont Circle, N.W. • Washington, D.C. 20036 • 202-293-7050

74 - 3

March 19, 1974



EDITORIAL

Readers who attended the recent AACJC convention in Washington D.C. probably heard the speech given by Sen. Thomas Eagleton of Missouri at the closing session. Expanding on the general theme of "the wheel that squeaks is the one that gets the grease", Sen. Eagleton urged his audience not to hesitate to make their needs known to their congressmen and senators -- otherwise, how will they know what your needs are? The Senator further emphasized that the wheels should squeak not only in relation to authorizing legislation, in which the programs are established, but as importantly, in relation to appropriations, where the programs get their actual operating funds. We would add a third point at which wheels sometimes have to squeak, and that is in the administrative regulations to implement the authorizing legislation and allocate the distribution of the appropriated funds.

All of which is a pretty good summary of the kinds of issues the Special tries to cover, and why we hope you read it carefully, and on occasion, react to the information herein. In this sense we operate in somewhat of a vacuum, knowing not what points have caught your attention or how you have reacted to them. Letters to the editor, though we do not have space to print them, would be most helpful, and we would particularly appreciate blind copies of letters to your congressmen and senators.

1202 COMMISSIONS SPRING TO LIFE

In a surprise action Commissioner of Education John Ottina has invited state governors to form 1202 Commissions, and OE has reserved \$1 million of the postsecondary education commission appropriation to aid the 1202's. Governors must notify the Commissioner by April 5 that they intend to certify a Commission which satisfies the requirements of the law in order to qualify for section 1202 planning funds. No guidelines will be issued regulating commission membership; rather, the language of the law requiring that they be "broadly and equitably representative" will be controlling.

1975 BUDGET

At the convention the Office of Governmental Affairs distributed copies of an analysis of the President's 1975 budget requests and comments on appropriations and legislative issues. If you did not receive a copy we would be glad to send you one upon request. House education appropriations hearings are due to begin in a few weeks.

MAR 22 1974

COMMITTEE REPORT

3/30/73

SENATE

Mr. President:

Date 4/8/74

The Committee on FINANCE has had CSHB 130 (Fin) and creating the Alaska Commission on Postsecondary Education under consideration. A Majority of the members of the Committee

- () recommends it DO PASS
- () recommends it DO NOT PASS
- () recommends it DO PASS WITH ATTACHED AMENDMENT(S)
- (X) recommends it BE REPLACED WITH ^{SENATE FINANCE} CS FOR CSHB 120 AND THAT ^{FINANCE} ~~SENATE~~ CS FOR CSHB 180 ~~DO PASS~~

() "and" recommends it BE REFERRED TO THE _____ COMMITTEE

(X) reports it back ^{INDIVIDUAL RECOMMENDATIONS} WITHOUT RECOMMENDATION

() "other"

Members signing the Majority report:

[Signature] _____ [Signature] _____

Members NOT concurring in the Majority report:

[Signature] recommends: DO NOT PASS

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

[Signature] Chairman

Introduced: 2/6/73
Referred: Health, Welfare &
Education and Finance

1 IN THE HOUSE

BY THE RULES COMMITTEE BY REQUEST
OF THE LEGISLATIVE COUNCIL

2 HOUSE BILL NO. 180

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act creating the Alaska Commission on Postsecondary
7 Education; and providing for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 14.40 is amended by adding new sections to read:

10 ARTICLE 11. ALASKA COMMISSION ON POSTSECONDARY EDUCATION.

11 Sec. 14.40.901. PURPOSE, INTENT. (a) The legislature finds and
12 declares that it has become essential for Alaska to provide for a more
13 efficient use of financial resources, both federal and state, in pro-
14 viding postsecondary educational services to its citizens. Thus, the
15 state should create a more closely articulated system of planning for
16 postsecondary education, with special reference to occupational educa-
17 tion and the unique contribution made by the community colleges. The
18 objective of this chapter is the coordinated, comprehensive planning
19 for postsecondary education in Alaska, encompassing public, private
20 and proprietary postsecondary educational institutions and agencies in
21 the state, in order to lessen the disparate planning efforts of the
22 several state agencies and others now planning one or more elements
23 of postsecondary education. At the same time, the Education Amendments
24 of 1972 (PL 92-318) affords the state the opportunity to draw together
25 programs widely scattered outside the statewide university system but
26 which are related to postsecondary, and especially higher, education
27 that would be more effectively administered by a more visible single
28 agency and thus more clearly and directly accountable to the legislature
29 and to the people of Alaska.

1 (b) The legislature affirms that the constitutional responsibility
2 and the legal authority for the operation and management of the state-
3 wide university system remains solely with the Board of Regents of the
4 University of Alaska and the authority for the operation and management
5 of other postsecondary educational programs remains equally firmly
6 lodged with the governing boards of the other private nonprofit and
7 proprietary institutions in the state.

8 Sec. 14.40.903. CREATION, COMPOSITION, APPOINTMENT OF MEMBERS.

9 (a) There is in the Office of the Governor the Alaska Commission on
10 Postsecondary Education consisting of:

11 (1) two members of the Board of Regents of the University of
12 Alaska designated by the members of that body;

13 (2) one person representing private higher education in the
14 state selected jointly by the Boards of Trustees of Alaska Methodist
15 University and Sheldon Jackson College from among their membership;

16 (3) one person representing the Department of Education
17 selected by the state board of education;

18 (4) five persons broadly and equitably representative of the
19 general public appointed by the governor;

20 (5) one member of the state Advisory Council on Vocational
21 Education designated by the members of that body;

22 (6) one person from among the members of the local community
23 college advisory councils appointed, initially, by the governor until
24 the state Advisory Council on Community Colleges is established and
25 organized under sec. 909(b) of this chapter; then, one member of the
26 state Advisory Council on Community Colleges designated by the members
27 of that body.

28 (b) For the purpose of (a)(4) of this section "broadly and equit-
29 ably representative of the general public" means that the public

1 membership of the commission shall include adequate representation both
2 on the basis of sex and on the basis of the significant racial, ethnic,
3 geographic and economic groups in the state. One of the members repre-
4 senting the general public shall be a member of a minority group, one
5 shall be a graduate or undergraduate student in a public or private
6 institution of higher education in the state, and one shall be a member
7 of a labor organization. However, no governing body member, trustee,
8 official or employee of either a public, private or proprietary insti-
9 tution of postsecondary or higher education in the state may be appointed
10 to membership on the commission as representative of the general public.

11 (c) The governor's appointees are subject to confirmation by the
12 legislature and shall serve four-year staggered terms. Members
13 appointed by bodies or agencies other than the governor serve at the
14 pleasure of the appointing authority. However, a member who is a
15 graduate or undergraduate student may serve only during the time he is
16 a regular, full-time graduate or undergraduate student. Vacancies shall
17 be filled in the same manner as original appointment.

18 Sec. 14.40.905. OFFICERS. The chairman and vice-chairman shall be
19 elected from among the members of the commission for a one-year term and
20 no member of the commission may serve as chairman for more than two
21 consecutive one-year terms.

22 Sec. 14.40.907. MEETINGS, RULES, VOTES REQUIRED. The commission
23 shall prescribe its own rules of procedure. The commission shall meet
24 once quarterly at a time and place determined by the chairman, and at
25 other times and places as the chairman, or a majority of the members of
26 the commission, consider necessary. A quorum is a majority of the mem-
27 bers of the commission. The votes of the commission members shall be
28 recorded and effective action requires the affirmative vote of a
29 majority of the commission members present. No commission member may,

1 with respect to a matter before the commission, vote for or on behalf of
2 or in any way exercise the vote of, another member of the commission.

3 Sec. 14.40.909. FUNCTIONS OF THE COMMISSION. (a) The commission
4 has the following functions, advisory to the governing boards of insti-
5 tutions of public and private higher education in Alaska, to the gov-
6 ernor, the legislature and to other appropriate state and federal
7 officials:

8 (1) develop comprehensive plans for the orderly, coordinated
9 growth of public and private postsecondary education, including com-
10 munity colleges and occupational education, in the state and submit
11 recommendations on the need for, and location of, new facilities and
12 programs;

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

16 (3) review the annual budgets and capital outlay requests of
17 the University of Alaska and of each of the private colleges and univer-
18 sities in the state, and present comments on the general level of
19 support sought;

20 (4) review and advise as to the working of all consortia and
21 other cooperative agreements between the institutions of higher educa-
22 tion in the state that are parties to them;

23 (5) submit to the governor and to the legislature within 10
24 days after the beginning of each regular session of the legislature a
25 report which recommends necessary or desirable changes, if any, in the
26 functions and programs of the several segments of the total complex of
27 both public and private postsecondary education in Alaska.

28 (b) The commission shall

29 (1) develop a comprehensive statewide plan for coordinated

1 postsecondary education in the state and serve as the state commission
2 on postsecondary education required under sec. 1202 of Title XII of the
3 Higher Education Act of 1965, as amended by the Education Amendments of
4 1972 (PL 92-318, sec. 196; 86 Stat. 324);

5 (2) establish a state advisory council on community colleges
6 and develop a comprehensive statewide plan for the expansion and improve-
7 ment of the community colleges under sec. 1001 of Title X of the Higher
8 Education Act of 1965, as amended by the Education Amendments of 1972
9 (PL 92-318, sec. 186; 86 Stat. 312, 313);

10 (3) serve as the state agency required under secs. 105 of
11 Title I (Community Service and Continuing Education), 603 of Title VI
12 (Financial Assistance for Undergraduate Education) and 704 of Title VII
13 (Construction of Academic Facilities) of the Higher Education Act of
14 1965 (PL 89-329; 79 Stat. 1220, 1262; 20 U.S.C. 1005, 1123) as author-
15 ized by sec. 1202(c) of Title XII of the Higher Education Act of 1965,
16 as amended by the Education Amendments of 1972 (PL 92-318, sec. 196;
17 86 Stat. 324);

18 (4) administer the provisions of AS 14.40.751 - 14.40.806
19 (student loan and tuition grant program), and serve as the student
20 financial aid committee;

21 (5) administer the provisions of AS 14.47.010 - 14.47.060
22 (regulation of educational institutions: diplomas).

23 (c) The commission may establish task forces, committees or sub-
24 committees, not necessarily consisting of commission members, to advise
25 and assist the commission in carrying out its functions assigned by
26 state or federal statute. The commission may contract with, or use,
27 existing institutions of higher education or other organizations to make
28 studies, conduct surveys, submit recommendations or otherwise contribute
29 to the work of the commission. The commission may appoint a committee

1 to be responsible for the area of student financial aid.

2 Sec. 14.40.911. COLLECTION OF DATA. The commission may require
3 the institutions of public and private higher education, and other
4 institutions of postsecondary education, in the state to submit data on
5 costs, selection and retention of students, enrollments, plant capacities
6 and use and other matters pertinent to effective planning and coordina-
7 tion, and shall furnish information concerning these matters to the
8 governor, to the legislature and to other state and federal agencies as
9 requested by them.

10 Sec. 14.40.913. APPOINTMENT OF EXECUTIVE OFFICER AND STAFF. The
11 commission may appoint an executive officer. The executive officer is
12 a member of the exempt service under AS 39.25.110, serves at the plea-
13 sure of the commission, and he receives compensation fixed by the com-
14 mission. The executive officer appoints persons to the staff positions
15 authorized by the commission and staff compensation is fixed by the
16 commission. The executive officer is the executive secretary of the
17 student financial aid committee. Each employee of the commission shall
18 elect membership either in the state teachers retirement system
19 (AS 14.25), if qualified, or in the public employees retirement system
20 (AS 39.35).

21 Sec. 14.40.915. COMPENSATION AND PER DIEM. Members of the commis-
22 sion serve without compensation but are entitled to per diem and travel
23 expenses as may be authorized by law for boards and commissions.

24 * Sec. 2. AS 14.40.753(a) is repealed and re-enacted to read:

25 (a) There is created the student financial aid committee composed
26 of the members of the Alaska Commission on Postsecondary Education. The
27 commission may delegate its functions under secs. 751 - 806 of this
28 chapter to a committee of its members, with augmented membership as the
29 commission considers appropriate. The executive officer of the com-

1 mission is the executive secretary of the committee. The Alaska Com-
2 mission on Postsecondary Education shall administer the program estab-
3 lished by secs. 751 - 806 of this chapter.

4 * Sec. 3. AS 14.40.763(1) is amended to read:

5 (1) If a loan is in default, the commission [DEPARTMENT OF
6 EDUCATION] may notify the student that repayment of the remaining
7 balance is accelerated and due by sending the student a notice by
8 registered or certified mail.

9 * Sec. 4. AS 14.40.806 is amended by adding a new paragraph to read:

10 (6) "commission" means the Alaska Commission on Postsecondary
11 Education.

12 * Sec. 5. AS 14.47.010 is amended to read:

13 Sec. 14.47.010. REQUIREMENTS FOR CONFERRING OF DIPLOMAS. No per-
14 son may confer a diploma unless the person meets the requirements estab-
15 lished by the commission [DEPARTMENT].

16 * Sec. 6. AS 14.47.020 is amended to read:

17 Sec. 14.47.020. ESTABLISHMENT OF REQUIREMENTS. In establishing
18 requirements for the conferring of diplomas the commission [DEPARTMENT]
19 shall promulgate [ENACT] regulations taking into consideration

- 20 (1) course offerings;
21 (2) facilities;
22 (3) financial stability;
23 (4) personnel;
24 (5) operating practices; and
25 (6) admission practices.

26 * Sec. 7. AS 14.47.030 is amended to read:

27 Sec. 14.47.030. HEARING AND ORDER ON VIOLATIONS. (a) On the
28 complaint of any person or on its own motion the commission [DEPARTMENT]
29 may conduct an investigation to determine if the requirements of secs.

1 10 - 20 of this chapter are being met. If there are grounds for
2 believing that a person is not meeting the requirements the commission
3 [DEPARTMENT] may institute proceedings under AS 44.62.330 - 44.62.630.
4 On a finding of a violation of sec. 20 of this chapter, the commission
5 [DEPARTMENT] shall order the respondent to cease conferring diplomas
6 until the requirements are met.

7 (b) If a respondent is the subject of an order under (a) of this
8 section, the respondent may confer no diploma without the approval of the
9 commission [DEPARTMENT] showing that the respondent has complied with
10 the regulations promulgated [ENACTED] under sec. 20 of this chapter.

11 * Sec. 8. AS 14.47.050 is amended to read:

12 Sec. 14.47.050. PENALTY. A person who violates an order of the
13 commission [DEPARTMENT] issued under sec. 30(b) of this chapter is guilty
14 of a misdemeanor, and upon conviction is punishable by imprisonment in a
15 jail for not more than 30 days, or by a fine of not more than \$1,000, or
16 by both. Each diploma conferred in violation of sec. 30(b) of this
17 chapter is a separate violation.

18 * Sec. 9. AS 14.47.060 is amended to read:

19 Sec. 14.47.060. DEFINITIONS. In secs. 10 - 50 of this chapter,

20 (1) "diploma" means a degree, certificate, transcript,
21 document, or other writing in any language representing that a person
22 has completed a course of study beyond high school or is honored for
23 achievement, and includes but is not limited to a diploma purporting to
24 be a degree of bachelor, master, doctor, or fellow in any field of
25 knowledge or endeavor. Graduation from high school or its equivalent
26 need not be nor purport to be a prerequisite for undertaking or com-
27 pleting the course of study; [.]

28 (2) "commission" means the Alaska Commission on Postsecondary
29 Education.

1 * Sec. 10. AS 39.25.110 is amended by adding a new paragraph to read:
2 (14) the executive officer of the Alaska Commission on
3 Postsecondary Education.
4 * Sec. 11. One public member appointed under AS 14.40.903(a)(4) shall be
5 appointed for a one-year term, one for a two-year term, one for a three-year
6 term and two for four-year terms.
7 * Sec. 12. Except for AS 14.40.909(b)(3), this Act takes effect on the
8 day after its passage and approval or on the day it becomes law without
9 approval. AS 14.40.909(b)(3) takes effect July 1, 1973.
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Original sponsor: Rules Committee
by request of the Legislative Council

Offered: 3/5/73
Referred: Finance

1 IN THE HOUSE

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

2 CS FOR HOUSE BILL NO. 180

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - FIRST SESSION

5 A BILL

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20 and proprietary postsecondary educational institutions and agencies in
21 the state, in order to lessen the disparate planning efforts of the
22 several state agencies and others now planning one or more elements
23 of postsecondary education. At the same time, the Education Amendments
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17 selected by the state board of education;

18 (4) five persons broadly and equitably representative of the
19 general public appointed by the governor;

20 (5) one member of the state Advisory Council on Vocational
21 Education designated by the members of that body;

22 (6) one person from among the members of the local community
23 college advisory councils appointed, initially, by the governor until
24 the state Advisory Council on Community Colleges is established and
25 organized under sec. 909(b) of this chapter; then, one member of the
26 state Advisory Council on Community Colleges designated by the members
27 of that body.

28 (b) For the purpose of (a)(4) of this section "broadly and equit-
29 ably representative of the general public" means that the public

1 membership of the commission shall include adequate representation
2 both on the basis of sex and on the basis of the significant racial,
3 ethnic, geographic and economic groups in the state. However, no
4 governing body member, trustee, official or employee of either a
5 public, private or proprietary institution of postsecondary or
6 higher education in the state may be appointed to membership on the
7 commission as representative of the general public.

8 (c) The governor's appointees are subject to confirmation by
9 the legislature and shall serve four-year staggered terms. Members
10 appointed by bodies or agencies other than the governor serve at the
11 pleasure of the appointing authority. Vacancies shall be filled in
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19 once quarterly at a time and place determined by the chairman, and
20 at other times and places as the chairman, or a majority of the
21 members of the commission, consider necessary. A quorum is a majority
22 of the members of the commission. The votes of the commission
23 members shall be recorded and effective action requires the affirm-
24 ative vote of a majority of the commission members present. No
25 commission member may, with respect to a matter before the commission,
26 vote for or on behalf of, or in any way exercise the vote of, another
27 member of the commission.

28 Sec. 14.40.909. FUNCTIONS OF THE COMMISSION. (a) The commission
29 has the following functions, advisory to the governing boards of

1 institutions of public and private higher education in Alaska, to the
2 governor, the legislature and to other appropriate state and federal
3 officials:

4 (1) coordinate the development of comprehensive plans
5 for the orderly, systematic growth of public and private postsecondary
6 education, including community colleges and occupational education,
7 in the state and submit recommendations on the need for, and location
8 of, new facilities and programs;

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

12 (3) review the annual budgets and capital outlay requests
13 of the University of Alaska and of each of the private colleges and
14 universities in the state, and present comments on the general level
15 of support sought;

16 (4) review and advise as to the working of all consortia
17 and other cooperative agreements between the institutions of higher
18 education in the state that are parties to them;

19 (5) submit to the governor and to the legislature within
20 10 days after the beginning of each regular session of the legislature
21 a report which recommends necessary or desirable changes, if any,
22 in the functions and programs of the several segments of the
23 total complex of both public and private postsecondary education
24 in Alaska.

25 (b) The commission shall

26 (1) develop a comprehensive statewide plan for coordinated
27 postsecondary education in the state and serve as the state com-
28 mission on postsecondary education required under sec. 1202 of
29 Title XII of the Higher Education Act of 1965, as amended by the

1 Education Amendments of 1972 (PL 92-318, sec. 196; 86 Stat. 324);

2 (2) establish a state advisory council on community
3 colleges and develop a comprehensive statewide plan for the expan-
4 sion and improvement of the community colleges under sec. 1001 of
5 Title X of the Higher Education Act of 1965, as amended by the
6 Education Amendments of 1972 (PL 92-318, sec. 186; 86 Stat. 312,
7 313);

8 (3) serve as the state agency required under secs. 105 of
9 Title I (Community Service and Continuing Education), 603 of Title
10 VI (Financial Assistance for Undergraduate Education) and 704 of
11 Title VII (Construction of Academic Facilities) of the Higher Educa-
12 tion Act of 1965 (PL 89-329; 79 Stat. 1220, 1262; 20 U. S. C.
13 1005, 1123) as authorized by sec. 1202(c) of Title XII of the
14 Higher Education Act of 1965, as amended by the Education Amendments
15 of 1972 (PL 92-318, sec. 196; 86 Stat. 324);

16 (4) administer the provisions of AS 14.40.751 - 14.40.806
17 (student loan and tuition grant program), and serve as the student
18 financial aid committee;

19 (5) administer the provisions of AS 14.47.010 - 14.47.060
20 (regulation of educational institutions: diplomas).

21 (c) The commission may establish task forces, committees or
22 subcommittees, not necessarily consisting of commission members,
23 to advise and assist the commission in carrying out its functions
24 assigned by state or federal statute. The commission may contract
25 with, or use, existing institutions of higher education or other
26 organizations to make studies, conduct surveys, submit recommendations
27 or otherwise contribute to the work of the commission. The commission
28 may appoint a committee to be responsible for the area of student
29 financial aid.

1 Sec. 14.40.911. COLLECTION OF DATA. The commission may require
2 the institutions of public and private higher education, and other
3 institutions of postsecondary education, in the state to submit data
4 on costs, selection and retention of students, enrollments, plant
5 capacities and use and other matters pertinent to effective planning
6 and coordination, and shall furnish information concerning these
7 matters to the governor, to the legislature and to other state and
8 federal agencies as requested by them.

9 Sec. 14.40.913. APPOINTMENT OF EXECUTIVE OFFICER AND STAFF. The
10 commission may appoint an executive officer. The executive officer is
11 a member of the exempt service under AS 39.25.110, serves at the
12 pleasure of the commission, and he receives compensation fixed by the
13 commission. The executive officer appoints persons to the staff
14 positions authorized by the commission and staff compensation is fixed
15 by the commission. The executive officer is the executive secretary
16 of the student financial aid committee. Each employee of the commission
17 shall elect membership either in the state teachers' retirement system
18 (AS 14.25), if qualified, or in the public employees' retirement system
19 (AS 39.35).

20 Sec. 14.40.915. COMPENSATION AND PER DIEM. Members of the
21 commission serve without compensation but are entitled to per
22 diem and travel expenses as may be authorized by law for boards and
23 commissions.

24 * Sec. 2. AS 14.40.753(a) is repealed and re-enacted to read:

25 (a) There is created the student financial aid committee composed
26 of the members of the Alaska Commission on Postsecondary Education. The
27 commission may delegate its functions under secs. 751 - 806 of this
28 chapter to a committee of its members, with augmented membership as the
29 commission considers appropriate. The executive officer of the com-

1 mission is the executive secretary of the committee. The Alaska Com-
2 mission on Postsecondary Education shall administer the program estab-
3 lished by secs. 751 - 806 of this chapter.

4 * Sec. 3. AS 14.40.763(1) is amended to read:

5 (1) If a loan is in default, the commission [DEPARTMENT OF
6 EDUCATION] may notify the student that repayment of the remaining
7 balance is accelerated and due by sending the student a notice by
8 registered or certified mail.

9 * Sec. 4. AS 14.40.806 is amended by adding a new paragraph to read:

10 (6) "commission" means the Alaska Commission on Postsecondary
11 Education.

12 * Sec. 5. AS 14.47.010 is amended to read:

13 Sec. 14.47.010. REQUIREMENTS FOR CONFERRING OF DIPLOMAS. No per-
14 son may confer a diploma unless the person meets the requirements estab-
15 lished by the commission [DEPARTMENT].

16 * Sec. 6. AS 14.47.020 is amended to read:

17 Sec. 14.47.020. ESTABLISHMENT OF REQUIREMENTS. In establishing
18 requirements for the conferring of diplomas the commission [DEPARTMENT]
19 shall promulgate [ENACT] regulations taking into consideration

- 20 (1) course offerings;
21 (2) facilities;
22 (3) financial stability;
23 (4) personnel;
24 (5) operating practices; and
25 (6) admission practices.

26 * Sec. 7. AS 14.47.030 is amended to read:

27 Sec. 14.47.030. HEARING AND ORDER ON VIOLATIONS. (a) On the
28 complaint of any person or on its own motion the commission [DEPARTMENT]
29 may conduct an investigation to determine if the requirements of secs.

1 10 - 20 of this chapter are being met. If there are grounds for
2 believing that a person is not meeting the requirements the commission
3 [DEPARTMENT] may institute proceedings under AS 44.62.330 - 44.62.630.
4 On a finding of a violation of sec. 20 of this chapter, the commission
5 [DEPARTMENT] shall order the respondent to cease conferring diplomas
6 until the requirements are met.

7 (b) If a respondent is the subject of an order under (a) of this
8 section, the respondent may confer no diploma without the approval of the
9 commission [DEPARTMENT] showing that the respondent has complied with
10 the regulations promulgated [ENACTED] under sec. 20 of this chapter.

11 * Sec. 8. AS 14.47.050 is amended to read:

12 Sec. 14.47.050. PENALTY. A person who violates an order of the
13 commission [DEPARTMENT] issued under sec. 30(b) of this chapter is guilty
14 of a misdemeanor, and upon conviction is punishable by imprisonment in a
15 jail for not more than 30 days, or by a fine of not more than \$1,000, or
16 by both. Each diploma conferred in violation of sec. 30(b) of this
17 chapter is a separate violation.

18 * Sec. 9. AS 14.47.060 is amended to read:

19 Sec. 14.47.060. DEFINITIONS. In secs. 10 - 50 of this chapter,

20 (1) "diploma" means a degree, certificate, transcript,
21 document, or other writing in any language representing that a person
22 has completed a course of study beyond high school or is honored for
23 achievement, and includes but is not limited to a diploma purporting to
24 be a degree of bachelor, master, doctor, or fellow in any field of
25 knowledge or endeavor. Graduation from high school or its equivalent
26 need not be nor purport to be a prerequisite for undertaking or com-
27 pleting the course of study; [.]

28 (2) "commission" means the Alaska Commission on Postsecondary
29 Education.

1 * Sec. 10. AS 39.25.110 is amended by adding a new paragraph to read:
2 (14) the executive officer of the Alaska Commission on
3 Postsecondary Education.

4 * Sec. 11. One public member appointed under AS 14.40.903(a)(4) shall be
5 appointed for a one-year term, one for a two-year term, one for a three-year
6 term and two for four-year terms.

7 * Sec. 12. Except for AS 14.40.909(b)(3), this Act takes effect on the
8 day after its passage and approval or on the day it becomes law without
9 approval. AS 14.40.909(b)(3) takes effect July 1, 1973.

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Original sponsor: Rules Committee by request
of the Legislative Council

Offered: 3/19/73
Referred: Rules

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 CS FOR HOUSE BILL NO. 180

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act creating the Alaska Commission on Post-
7 secondary Education; and providing for an effective
8 date."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 * Section 1. AS 14.40 is amended by adding new sections to read:

11 ARTICLE 11. ALASKA COMMISSION ON POSTSECONDARY EDUCATION.

12 Sec. 14.40.901. PURPOSE, INTENT. (a) The legislature finds and
13 declares that it has become essential for Alaska to provide for a more
14 efficient use of financial resources, both federal and state, in pro-
15 viding postsecondary educational services to its citizens. Thus, the
16 state should create a more closely articulated system of planning for
17 postsecondary education, with special reference to occupational educa-
18 tion and the unique contribution made by the community colleges. The
19 objective of this chapter is the coordinated, comprehensive planning
20 for postsecondary education in Alaska, encompassing public, private
21 and proprietary postsecondary educational institutions and agencies in
22 the state, in order to lessen the disparate planning efforts of the
23 several state agencies and others now planning one or more elements
24 of postsecondary education. At the same time, the Education Amendments
25 of 1972 (PL 92-318) affords the state the opportunity to draw together
26 programs widely scattered outside the statewide university system but
27 which are related to postsecondary, and especially higher, education
28 that would be more effectively administered by a more visible single
29 agency and thus more clearly and directly accountable to the legislature

1 and to the people of Alaska.

2 (b) The legislature affirms that the legal authority for the
3 operation and management of the statewide university system remains
4 with the Board of Regents of the University of Alaska and the legal
5 authority for the operation and management of other postsecondary
6 educational programs remains with the governing boards of the other
7 private nonprofit and proprietary institutions in the state.

8 Sec. 14.40.903. CREATION, COMPOSITION, APPOINTMENT OF MEMBERS.

9 (a) There is in the Office of the Governor the Alaska Commission on
10 Postsecondary Education consisting of:

11 (1) two members of the Board of Regents of the University
12 of Alaska designated by the members of that body;

13 (2) one person representing private higher education in the
14 state selected jointly by the Boards of Trustees of Alaska Methodist
15 University and Sheldon Jackson College from among their membership;

16 (3) one person representing the Department of Education
17 selected by the state Board of Education;

18 (4) three persons broadly and equitably representative of
19 the general public appointed by the governor;

20 (5) one member of the state Advisory Council on Vocational
21 Education designated by the members of that body;

22 (6) one person from among the members of the local community
23 college advisory councils appointed, initially, by the governor until
24 the state Advisory Council on Community Colleges is established and
25 organized under sec. 909(b) of this chapter; then, one member of the
26 state Advisory Council on Community Colleges designated by the members
27 of that body;

28 (7) two members from the legislature, one of whom shall
29 be designated by the Legislative Council and one by the Legislative

1 Budget and Audit Committee.

2 (1) All members are subject to confirmation and, except for
3 the appointees from the legislature, serve at the pleasure of the
4 governor. governing body member, trustee, official or employee
5 of either a public, private or proprietary institution of post-
6 secondary or higher education in the state may be appointed to member-
7 ship on the commission as representative of the general public for
8 the purpose of (a)(4) of this section.

9 (c) All members except those from the legislature shall serve
10 four-year staggered terms. Vacancies shall be filled in the same
11 manner as original appointment.

12 (d) For the purpose of (a)(4) of this section "broadly and
13 equitably representative of the general public" means that the
14 public membership of the commission shall include adequate repre-
15 sentation both on the basis of sex and on the basis of the significant
16 racial, ethnic, geographic and economic groups in the state.

17 Sec. 14.40.905. OFFICERS. The chairman and vice-chairman shall
18 be elected from among the members of the commission for a one-year
19 term and no member of the commission may serve as chairman for more
20 than two consecutive one-year terms.

21 Sec. 14.40.907. MEETINGS, RULES, VOTES REQUIRED. The commission
22 shall prescribe its own rules of procedure. The commission shall meet
23 once quarterly at a time and place determined by the chairman, and
24 at other times and places as the chairman, or a majority of the
25 members of the commission, consider necessary. A quorum is a majority
26 of the members of the commission. The votes of the commission
27 members shall be recorded and effective action requires the affirm-
28 ative vote of a majority of the commission members present. No
29 commission member may, with respect to a matter before the commission,

1 vote for or on behalf of, or in any way exercise the vote of, another
2 member of the commission.

3 Sec. 14.40.909. FUNCTIONS OF THE COMMISSION. (a) The commission
4 has the following functions, advisory to the governing boards of
5 institutions of public and private higher education in Alaska, to the
6 governor, the legislature and to other appropriate state and federal
7 officials:

8 (1) coordinate the development of comprehensive plans
9 for the orderly, systematic growth of public and private postsecondary
10 education, including community colleges and occupational education,
11 in the state and submit recommendations on the need for, and location
12 of, new facilities and programs;

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

16 (3) review the annual budgets and capital outlay requests
17 of the University of Alaska and of each of the private colleges and
18 universities in the state, and present comments on the general level
19 of support sought;

20 (4) review and advise as to the working of all consortia
21 and other cooperative agreements between the institutions of higher
22 education in the state that are parties to them;

23 (5) submit to the governor and to the legislature within
24 10 days after the beginning of each regular session of the legislature
25 a report which recommends necessary or desirable changes, if any,
26 in the functions and programs of the several segments of the total
27 complex of both public and private postsecondary education in Alaska.

28 (b) The commission shall

29 (1) develop a comprehensive statewide plan for coordinated

1 postsecondary education in the state and serve as the state commission on
2 postsecondary education required under sec. 1202 of Title XII of the
3 Higher Education Act of 1965, as amended by the Education Amendments of
4 1972 (PL 92-318, sec. 196; 86 Stat. 324);

5 (2) establish a state advisory council on community colleges
6 and develop a comprehensive statewide plan for the expansion and im-
7 provement of the community colleges under sec. 1001 of Title X of the
8 Higher Education Act of 1965, as amended by the Education Amendments of
9 1972 (PL 92-318, sec. 186; 86 Stat. 312, 313);

10 (3) serve as the state agency required under secs. 105 of
11 Title I (Community Service and Continuing Education), 603 of Title VI
12 (Financial Assistance for Undergraduate Education) and 704 of Title VII
13 (Construction of Academic Facilities) of the Higher Education Act of 1965
14 (PL 89-329; 79 Stat. 1220, 1262; 20 U. S. C. 1005, 1123) as authorized
15 by sec. 1202(c) of Title XII of the Higher Education Act of 1965, as
16 amended by the Education Amendments of 1972 (PL 92-318, sec. 196; 86
17 Stat. 324);

18 (4) administer the provisions of AS 14.40.751 - 14.40.806
19 (student loan and tuition grant program), and serve as the student
20 financial aid committee;

21 (5) administer the provisions of AS 14.47.010 - 14.47.060
22 (regulation of educational institutions: diplomas).

23 (c) The commission may establish task forces, committees or sub-
24 committees, not necessarily consisting of commission members, to advise
25 and assist the commission in carrying out its functions assigned by
26 state or federal statute. The commission may contract with, or use,
27 existing institutions of higher education or other organizations to make
28 studies, conduct surveys, submit recommendations or otherwise contribute
29 to the work of the commission. The commission may appoint a committee to

1 be responsible for the area of student financial aid.

2 Sec. 14.40.911. COLLECTION OF DATA. The commission may require
3 the institutions of public and private higher education, and other
4 institutions of postsecondary education, in the state to submit data
5 on costs, selection and retention of students, enrollments, plant
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7 and coordination, and shall furnish information concerning these matters
8 to the governor, to the legislature and to other state and federal
9 agencies as requested by them.

10 Sec. 14.40.913. APPOINTMENT OF EXECUTIVE OFFICER AND STAFF. The
11 commission may appoint an executive officer. The executive officer is a
12 member of the exempt service under AS 39.25.110, serves at the pleasure
13 of the commission, and he receives compensation fixed by the commission.
14 The executive officer appoints persons to the staff positions authorized
15 by the commission and staff compensation is fixed by the commission. The
16 executive officer is the executive secretary of the student financial aid
17 committee. Each employee of the commission shall elect membership either
18 in the state teachers' retirement system (AS 14.25), if qualified, or in
19 the public employees' retirement system (AS 39.35).

20 Sec. 14.40.915. COMPENSATION AND PER DIEM. Members of the
21 commission serve without compensation but are entitled to per
22 diem and travel expenses as may be authorized by law for boards and
23 commissions.

24 * Sec. 2. AS 14.40.753(a) is repealed and re-enacted to read:

25 (a) There is created the student financial aid committee composed
26 of the members of the Alaska Commission on Postsecondary Education. The
27 commission may delegate its functions under secs. 751 - 806 of this
28 chapter to a committee of its members, with augmented membership as the
29 commission considers appropriate. The executive officer of the com-

1 mission is the executive secretary of the committee. The Alaska Com-
2 mission on Postsecondary Education shall administer the program estab-
3 lished by secs. 751 - 806 of this chapter.

4 * Sec. 3. AS 14.40.763(1) is amended to read:

5 (1) If a loan is in default, the commission [DEPARTMENT OF
6 EDUCATION] may notify the student that repayment of the remaining
7 balance is accelerated and due by sending the student a notice by
8 registered or certified mail.

9 * Sec. 4. AS 14.40.806 is amended by adding a new paragraph to read:

10 (6) "commission" means the Alaska Commission on Postsecondary
11 Education.

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13 Sec. 14.47.010. REQUIREMENTS FOR CONFERRING OF DIPLOMAS. No per-
14 son may confer a diploma unless the person meets the requirements estab-
15 lished by the commission [DEPARTMENT].

16 * Sec. 6. AS 14.47.020 is amended to read:

17 Sec. 14.47.020. ESTABLISHMENT OF REQUIREMENTS. In establishing
18 requirements for the conferring of diplomas the commission [DEPARTMENT]
19 shall promulgate [ENACT] regulations taking into consideration

- 20 (1) course offerings;
- 21 (2) facilities;
- 22 (3) financial stability;
- 23 (4) personnel;
- 24 (5) operating practices; and
- 25 (6) admission practices.

26 * Sec. 7. AS 14.47.030 is amended to read:

27 Sec. 14.47.030. HEARING AND ORDER ON VIOLATIONS. (a) On the
28 complaint of any person or on its own motion the commission [DEPARTMENT]
29 may conduct an investigation to determine if the requirements of secs.

1 10 - 20 of this chapter are being met. If there are grounds for
2 believing that a person is not meeting the requirements the commission
3 [DEPARTMENT] may institute proceedings under AS 44.62.330 - 44.62.630.
4 On a finding of a violation of sec. 20 of this chapter, the commission
5 [DEPARTMENT] shall order the respondent to cease conferring diplomas
6 until the requirements are met.

7 (b) If a respondent is the subject of an order under (a) of this
8 section, the respondent may confer no diploma without the approval of the
9 commission [DEPARTMENT] showing that the respondent has complied with
10 the regulations promulgated [ENACTED] under sec. 20 of this chapter.

11 * Sec. 8. AS 14.47.050 is amended to read:

12 Sec. 14.47.050. PENALTY. A person who violates an order of the
13 commission [DEPARTMENT] issued under sec. 30(b) of this chapter is guilty
14 of a misdemeanor, and upon conviction is punishable by imprisonment in a
15 jail for not more than 30 days, or by a fine of not more than \$1,000, or
16 by both. Each diploma conferred in violation of sec. 30(b) of this
17 chapter is a separate violation.

18 * Sec. 9. AS 14.47.060 is amended to read:

19 Sec. 14.47.060. DEFINITIONS. In secs. 10 - 50 of this chapter,

20 (1) "diploma" means a degree, certificate, transcript,
21 document, or other writing in any language representing that a person
22 has completed a course of study beyond high school or is honored for
23 achievement, and includes but is not limited to a diploma purporting to
24 be a degree of bachelor, master, doctor, or fellow in any field of
25 knowledge or endeavor. Graduation from high school or its equivalent
26 need not be nor purport to be a prerequisite for undertaking or com-
27 pleting the course of study; [.]

28 (2) "commission" means the Alaska Commission on Postsecondary
29 Education.

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* Sec. 10. AS 39.25.110 is amended by adding a new paragraph to read:
(14) the executive officer of the Alaska Commission on
Postsecondary Education.

* Sec. 11. One public member appointed under AS 14.40.903(a)(4) shall be
appointed for a one-year term, one for a two-year term, one for a three-year
term and two for four-year terms.

* Sec. 12. Except for AS 14.40.909(b)(3), this Act takes effect on the
day after its passage and approval or on the day it becomes law without
approval. AS 14.40.909(b)(3) takes effect July 1, 1973.

SENATE FINANCE COMMITTEE REPORT CONCERNING SCS CSHB 180
(Alaska Commission on Postsecondary Education)

SCS CSHB 180 creates the Alaska Commission on Postsecondary Education consisting of 13 members: two members of the Board of Regents of the University of Alaska, a representative selected jointly by the Boards of Trustees of Alaska Methodist University and Sheldon Jackson College, a representative of the Department of Education, a member of the state Advisory Council on Community Colleges (to be organized by the Commission), five members of the public appointed by the Governor subject to legislative confirmation, and two legislators, one each appointed by the Legislative Council and the Legislative Budget and Audit Committee.

The Commission's establishment will qualify Alaska for participation in federal funding, particularly for community college and vocational education planning under the Education Amendments of 1972 (PL 92-318). The Office of the U. S. Commissioner of Education has advised that some \$1 million will be made available to the states for this purpose in FY 1975, and Alaska's share will be approximately \$18-20,000. The Commission will provide a forum that does not presently exist for the regular discussion of postsecondary education programs, policies and problems by all of the State's higher education institutions and agencies concerned with postsecondary education, and also will provide for citizen involvement as well as legislative liaison and review. The Commission will act primarily in an advisory capacity to the governing bodies of both public and private institutions of higher education, as well as to the Governor and the Legislature by coordinating the development of postsecondary educational planning in the State, reviewing the functions and purposes of both the public and private colleges and universities, including review of the annual budgets and capital outlay programs of each, and overseeing the several on-going higher education consortia organized in Anchorage and Sitka to ensure that effective cooperative efforts between the public and private sectors of higher education will continue in those communities.

The commission will administer a number of postsecondary education programs now widely scattered throughout a number of state agencies including the student financial aid program (and serve, ex-officio, as the student financial aid committee), the regulation of postsecondary, degree-granting educational institutions; both programs are presently under the Department of Education. The Commission is charged with resolving any disputes that exist or arise under higher education consortia or other cooperative agreements between public and private higher education institutions in the State--a function temporarily lodged with the Legislative Council, developing a comprehensive statewide plan for coordinated postsecondary education, establishing a State advisory council on community colleges comparable to the present advisory council on vocational education, and serving as the state agency for a number of federally funded higher education programs. The commission will also serve as a data collection center for information concerning higher education costs, student enrollments and other statistics relating to effective higher education planning but which are presently unavailable through any other existing state agency. A staff is authorized to assist the commission carry out its responsibilities, and the present student financial aid officer and his staff will be transferred from the Department of Education to the commission. However, the commission and its

staff will be part of the Department of Education for administrative support services only; it will be independent of the department and will not be subject to the direction either of the Commissioner of Education or the State Board of Education. The bill makes it clear that the authority for operation and management of the statewide university system remains with the University of Alaska's Board of Regents and for other postsecondary educational programs, with the governing boards of the private non-profit or proprietary institutions in the state.



Clifford J. Gosh, Chairman
Senate Finance Committee



RECORDS CERTIFICATION



I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original records after microfilm reproductions have been made.

James O. Smith
Signature of Camera Operator

4/26/89
Date

"An Act creating the Alaska Commission on Postsecondary Education; and providing for an effective date."

COMMITTEE REPORT

3-5-73

HOUSE

Mr. Speaker:

Date March 17 1973

The Committee on FINANCE has had HB 180 (FINANCE)

under consideration. A Majority of the members of the Committee

recommends it DO PASS

recommends it DO NOT PASS

recommends it DO PASS WITH ATTACHED AMENDMENT(S)

recommends it BE REPLACED WITH CS FOR HB 181 AND THAT

CS FOR HB 181 DO PASS

"and" recommends it BE REFERRED TO THE _____

COMMITTEE

reports it back WITHOUT RECOMMENDATION

"other"

Members signing the Majority report:

<u>[Signature]</u>	<u>[Signature]</u>	<u>[Signature]</u>
<u>[Signature]</u>	<u>[Signature]</u>	<u>[Signature]</u>
<u>[Signature]</u>	<u>[Signature]</u>	<u>[Signature]</u>
<u>[Signature]</u>	<u>[Signature]</u>	<u>[Signature]</u>

Members NOT concurring in the Majority report:

_____ recommends:

[Signature] recommends:

_____ recommends:

_____ recommends:

_____ recommends:

_____ Chairman



JUNEAU ALASKA

Alaska State Legislature
House

FINANCE COMMITTEE BILL ASSIGNMENT

TO: Representative Ose
House Finance Committee

DATE: March 6, 1973

FROM: Earl D. Hillstrand
Chairman
House Finance Committee

BILL NO.: House Bill 180

TITLE: "An Act creating the Alaska Commission on Postsecondary Education;
and providing for an effective date."

COMMENTS: This bill has been referred to you for your review
and research and eventual presentation to the
committee for their consideration.

Introduced: 2/6/73
Referred: Health, Welfare &
Education and Finance

1 IN THE HOUSE

BY THE RULES COMMITTEE BY REQUEST
OF THE LEGISLATIVE COUNCIL

2 HOUSE BILL NO. 180

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act creating the Alaska Commission on Postsecondary
7 Education; and providing for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 14.40 is amended by adding new sections to read:

10 ARTICLE 11. ALASKA COMMISSION ON POSTSECONDARY EDUCATION.

11 Sec. 14.40.901. PURPOSE, INTENT. (a) The legislature finds and
12 declares that it has become essential for Alaska to provide for a more
13 efficient use of financial resources, both federal and state, in pro-
14 viding postsecondary educational services to its citizens. Thus, the
15 state should create a more closely articulated system of planning for
16 postsecondary education, with special reference to occupational educa-
17 tion and the unique contribution made by the community colleges. The
18 objective of this chapter is the coordinated, comprehensive planning
19 for postsecondary education in Alaska, encompassing public, private
20 and proprietary postsecondary educational institutions and agencies in
21 the state, in order to lessen the disparate planning efforts of the
22 several state agencies and others now planning one or more elements
23 of postsecondary education. At the same time, the Education Amendments
24 of 1972 (PL 92-318) affords the state the opportunity to draw together
25 programs widely scattered outside the statewide university system but
26 which are related to postsecondary, and especially higher, education
27 that would be more effectively administered by a more visible single
28 agency and thus more clearly and directly accountable to the legislature
29 and to the people of Alaska.

1 (b) The legislature affirms that the constitutional responsibility
2 and the legal authority for the operation and management of the state-
3 wide university system remains solely with the Board of Regents of the
4 University of Alaska and the authority for the operation and management
5 of other postsecondary educational programs remains equally firmly
6 lodged with the governing boards of the other private nonprofit and
7 proprietary institutions in the state.

8 Sec. 14.40.903. CREATION, COMPOSITION, APPOINTMENT OF MEMBERS.

9 (a) There is in the Office of the Governor the Alaska Commission on
10 Postsecondary Education consisting of:

11 (1) two members of the Board of Regents of the University of
12 Alaska designated by the members of that body;

13 (2) one person representing private higher education in the
14 state selected jointly by the Boards of Trustees of Alaska Methodist
15 University and Sheldon Jackson College from among their membership;

16 (3) one person representing the Department of Education
17 selected by the state board of education;

18 (4) five persons broadly and equitably representative of the
19 general public appointed by the governor;

20 (5) one member of the state Advisory Council on Vocational
21 Education designated by the members of that body;

22 (6) one person from among the members of the local community
23 college advisory councils appointed, initially, by the governor until
24 the state Advisory Council on Community Colleges is established and
25 organized under sec. 909(b) of this chapter; then, one member of the
26 state Advisory Council on Community Colleges designated by the members
27 of that body.

28 (b) For the purpose of (a)(4) of this section "broadly and equit-
29 ably representative of the general public" means that the public

1 membership of the commission shall include adequate representation both
2 on the basis of sex and on the basis of the significant racial, ethnic,
3 geographic and economic groups in the state. One of the members repre-
4 senting the general public shall be a member of a minority group, one
5 shall be a graduate or undergraduate student in a public or private
6 institution of higher education in the state, and one shall be a member
7 of a labor organization. However, no governing body member, trustee,
8 official or employee of either a public, private or proprietary insti-
9 tution of postsecondary or higher education in the state may be appointed
10 to membership on the commission as representative of the general public.

11 (c) The governor's appointees are subject to confirmation by the
12 legislature and shall serve four-year staggered terms. Members
13 appointed by bodies or agencies other than the governor serve at the
14 pleasure of the appointing authority. However, a member who is a
15 graduate or undergraduate student may serve only during the time he is
16 a regular, full-time graduate or undergraduate student. Vacancies shall
17 be filled in the same manner as original appointment.

18 Sec. 14.40.905. OFFICERS. The chairman and vice-chairman shall be
19 elected from among the members of the commission for a one-year term and
20 no member of the commission may serve as chairman for more than two
21 consecutive one-year terms.

22 Sec. 14.40.907. MEETINGS, RULES, VOTES REQUIRED. The commission
23 shall prescribe its own rules of procedure. The commission shall meet
24 once quarterly at a time and place determined by the chairman, and at
25 other times and places as the chairman, or a majority of the members of
26 the commission, consider necessary. A quorum is a majority of the mem-
27 bers of the commission. The votes of the commission members shall be
28 recorded and effective action requires the affirmative vote of a
29 majority of the commission members present. No commission member may,

1 with respect to a matter before the commission, vote for or on behalf of
2 or in any way exercise the vote of, another member of the commission.

3 Sec. 14.40.909. FUNCTIONS OF THE COMMISSION. (a) The commission
4 has the following functions, advisory to the governing boards of insti-
5 tutions of public and private higher education in Alaska, to the gov-
6 ernor, the legislature and to other appropriate state and federal
7 officials:

8 (1) develop comprehensive plans for the orderly, coordinated
9 growth of public and private postsecondary education, including com-
10 munity colleges and occupational education, in the state and submit
11 recommendations on the need for, and location of, new facilities and
12 programs;

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

16 (3) review the annual budgets and capital outlay requests of
17 the University of Alaska and of each of the private colleges and univer-
18 sities in the state, and present comments on the general level of
19 support sought;

20 (4) review and advise as to the working of all consortia and
21 other cooperative agreements between the institutions of higher educa-
22 tion in the state that are parties to them;

23 (5) submit to the governor and to the legislature within 10
24 days after the beginning of each regular session of the legislature a
25 report which recommends necessary or desirable changes, if any, in the
26 functions and programs of the several segments of the total complex of
27 both public and private postsecondary education in Alaska.

28 (b) The commission shall

29 (1) develop a comprehensive statewide plan for coordinated

1 postsecondary education in the state and serve as the state commission
2 on postsecondary education required under sec. 1202 of Title XII of the
3 Higher Education Act of 1965, as amended by the Education Amendments of
4 1972 (PL 92-318, sec. 196; 86 Stat. 324);

5 (2) establish a state advisory council on community colleges
6 and develop a comprehensive statewide plan for the expansion and improve-
7 ment of the community colleges under sec. 1001 of Title X of the Higher
8 Education Act of 1965, as amended by the Education Amendments of 1972
9 (PL 92-318, sec. 186; 86 Stat. 312, 313);

10 (3) serve as the state agency required under secs. 105 of
11 Title I (Community Service and Continuing Education), 603 of Title VI
12 (Financial Assistance for Undergraduate Education) and 704 of Title VII
13 (Construction of Academic Facilities) of the Higher Education Act of
14 1965 (PL 89-329; 79 Stat. 1220, 1262; 20 U.S.C. 1005, 1123) as author-
15 ized by sec. 1202(c) of Title XII of the Higher Education Act of 1965,
16 as amended by the Education Amendments of 1972 (PL 92-318, sec. 196;
17 86 Stat. 324);

18 (4) administer the provision of AS 14.40.751 - 14.40.806
19 (student loan and tuition grant program), and serve as the student
20 financial aid committee;

21 (5) administer the provisions of AS 14.47.010 - 14.47.060
22 (regulation of educational institutions: diplomas).

23 (c) The commission may establish task forces, committees or sub-
24 committees, not necessarily consisting of commission members, to advise
25 and assist the commission in carrying out its functions assigned by
26 state or federal statute. The commission may contract with, or use,
27 existing institutions of higher education or other organizations to make
28 studies, conduct surveys, submit recommendations or otherwise contribute
29 to the work of the commission. The commission may appoint a committee

1 to be responsible for the area of student financial aid.

2 Sec. 14.40.911. COLLECTION OF DATA. The commission may require
3 the institutions of public and private higher education, and other
4 institutions of postsecondary education, in the state to submit data on
5 costs, selection and retention of students, enrollments, plant capacities
6 and use and other matters pertinent to effective planning and coordina-
7 tion, and shall furnish information concerning these matters to the
8 governor, to the legislature and to other state and federal agencies as
9 requested by them.

10 Sec. 14.40.913. APPOINTMENT OF EXECUTIVE OFFICER AND STAFF. The
11 commission may appoint an executive officer. The executive officer is
12 a member of the exempt service under AS 39.25.110, serves at the plea-
13 sure of the commission, and he receives compensation fixed by the com-
14 mission. The executive officer appoints persons to the staff positions
15 authorized by the commission and staff compensation is fixed by the
16 commission. The executive officer is the executive secretary of the
17 student financial aid committee. Each employee of the commission shall
18 elect membership either in the state teachers retirement system
19 (AS 14.25), if qualified, or in the public employees retirement system
20 (AS 39.35).

21 Sec. 14.40.915. COMPENSATION AND PER DIEM. Members of the commis-
22 sion serve without compensation but are entitled to per diem and travel
23 expenses as may be authorized by law for boards and commissions.

24 * Sec. 2. AS 14.40.753(a) is repealed and re-enacted to read:

25 (a) There is created the student financial aid committee composed
26 of the members of the Alaska Commission on Postsecondary Education. The
27 commissior may delegate its functions under secs. 751 - 806 of this
28 chapter to a committee of its members, with augmented membership as the
29 commission considers appropriate. The executive officer of the com-

1 mission is the executive secretary of the committee. The Alaska Com-
2 mission on Postsecondary Education shall administer the program estab-
3 lished by secs. 751 - 806 of this chapter.

4 * Sec. 3. AS 14.40.763(i) is amended to read:

5 (1) If a loan is in default, the commission [DEPARTMENT OF
6 EDUCATION] may notify the student that repayment of the remaining
7 balance is accelerated and due by sending the student a notice by
8 registered or certified mail.

9 * Sec. 4. AS 14.40.806 is amended by adding a new paragraph to read:

10 (6) "commission" means the Alaska Commission on Postsecondary
11 Education.

12 * Sec. 5. AS 14.47.010 is amended to read:

13 Sec. 14.47.010. REQUIREMENTS FOR CONFERRING OF DIPLOMAS. No per-
14 son may confer a diploma unless the person meets the requirements estab-
15 lished by the commission [DEPARTMENT].

16 * Sec. 6. AS 14.47.020 is amended to read:

17 Sec. 14.47.020. ESTABLISHMENT OF REQUIREMENTS. In establishing
18 requirements for the conferring of diplomas the commission [DEPARTMENT]
19 shall promulgate [ENACT] regulations taking into consideration

- 20 (1) course offerings;
21 (2) facilities;
22 (3) financial stability;
23 (4) personnel;
24 (5) operating practices; and
25 (6) admission practices.

26 * Sec. 7. AS 14.47.030 is amended to read:

27 Sec. 14.47.030. HEARING AND ORDER ON VIOLATIONS. (a) On the
28 complaint of any person or on its own motion the commission [DEPARTMENT]
29 may conduct an investigation to determine if the requirements of secs.

1 10 - 20 of this chapter are being met. If there are grounds for
2 believing that a person is not meeting the requirements the commission
3 [DEPARTMENT] may institute proceedings under AS 44.62.330 - 44.62.630.
4 On a finding of a violation of sec. 20 of this chapter, the commission
5 [DEPARTMENT] shall order the respondent to cease conferring diplomas
6 until the requirements are met.

7 (b) If a respondent is the subject of an order under (a) of this
8 section, the respondent may confer no diploma without the approval of the
9 commission [DEPARTMENT] showing that the respondent has complied with
10 the regulations promulgated [ENACTED] under sec. 20 of this chapter.

11 * Sec. 8. AS 14.47.050 is amended to read:

12 Sec. 14.47.050. PENALTY. A person who violates an order of the
13 commission [DEPARTMENT] issued under sec. 30(b) of this chapter is guilty
14 of a misdemeanor, and upon conviction is punishable by imprisonment in a
15 jail for not more than 30 days, or by a fine of not more than \$1,000, or
16 by both. Each diploma conferred in violation of sec. 30(b) of this
17 chapter is a separate violation.

18 * Sec. 9. AS 14.47.060 is amended to read:

19 Sec. 14.47.060. DEFINITIONS. In secs. 10 - 50 of this chapter,
20 (1) "diploma" means a degree, certificate, transcript,
21 document, or other writing in any language representing that a person
22 has completed a course of study beyond high school or is honored for
23 achievement, and includes but is not limited to a diploma purporting to
24 be a degree of bachelor, master, doctor, or fellow in any field of
25 knowledge or endeavor. Graduation from high school or its equivalent
26 need not be nor purport to be a prerequisite for undertaking or com-
27 pleting the course of study; [.]

28 (2) "commission" means the Alaska Commission on Postsecondary
29 Education.

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* Sec. 10. AS 39.25.110 is amended by adding a new paragraph to read:
(14) the executive officer of the Alaska Commission on
Postsecondary Education.

* Sec. 11. One public member appointed under AS 14.40.903(a)(4) shall be
appointed for a one-year term, one for a two-year term, one for a three-year
term and two for four-year terms.

* Sec. 12. Except for AS 14.40.909(b)(3), this Act takes effect on the
day after its passage and approval or on the day it becomes law without
approval. AS 14.40.909(b)(3) takes effect July 1, 1973.

MEMORANDUM

State of Alaska

TO:

Jay Hogan, Director
Legislative Finance

DATE: April 22, 1974

FILE NO: 023.4

TELEPHONE NO: 465-2865

FROM:

Nathaniel H. Cole, Director
Administrative Services

SUBJECT: FY'75 Costs of Several Bills

1. ✓ SCS for CSHB 180 - Total Cost \$ 110,400
- | | | |
|------------------|--|---------------|
| 100: Personnel | | 74,900 |
| 2503 | Director (Range 26A) | \$30,036 |
| 1243 | Research Analyst II (Range 16A) | 14,916 |
| 939 | Adm. Asst. (12A) | 11,268 |
| <u>777</u> | Stat. Clerk II (9A) | <u>9,324</u> |
| 4462 | Sub-Total | 64,544 |
| | Benefits | <u>10,327</u> |
| | Total Personnel | <u>74,871</u> |
| 200: Travel | | 13,000 |
| | 10 members traveling @ \$250 average cost per meeting for four | |
| | Regional Meeting = \$10,000 | |
| | State Travel - \$ 3,000 | |
| 300: Contractual | | 20,000 |
| | Communications, etc. | \$ 2,000 |
| | Xeroxing & Mag. Card Typewriter | 3,500 |
| | Space Rental | 6,000 |
| | Professionals furnished for special assistance | 9,500 |
| 400: Commodities | | 1,000 |
| 500: Equipment | | 1,500 |
| | Desks, Typewriters, Chairs, etc. for 4 personnel | |
- Note 1: Sec. 2 of SCSCSHB 180 conflicts with Sec. 2 of SCSCSHB 181.
 Note 2: Student Financial Aid BRU should encompass the above \$97,600 or the total amount should be placed under a new BRU entitled "Post Secondary Commission."
2. SCSCSHB 181 - No additional cost - see above note.
3. SB 457 - No change from Fiscal Note dated 3/7/74.
 F.Y. '75 Cost \$165,000

Nat Cole

April 22, 1974

4. CSHB 592 - Total F.Y. '75 Cost

~~\$146,700~~ ~~\$1,200~~
\$200,000

Sec. 1: 18,000 (3-5 yr. olds) x 1% = 180 students or
21 instructional units @ 18,690.75 (Av. State
Support) = \$392,500, *less \$242,500 present funding = \$150,000*

Sec. 3: 10 students @ Av. \$5,420 each = ~~\$54,200~~ \$50,000

5. HB 694

a) at \$1,250 increase per instructional unit

$$4250 \times \$1250 \times 92.6\% = \underline{\$4,918,912}$$

b) at \$1500 increase per instruction unit

$$4250 \times \$1500 \times 92.6\% = \underline{\$5,903,250}$$

The Legislature of the State of Alaska
 FISCAL NOTE
 First Session - Eighth Legislature

I. REQUEST CSHB
 Bill Identification: ~~180~~ 180
 Title: Alaska Commission on Postsecondary Education
 Requested by: _____ Date: _____
 Return Date Requested: _____
 Agency: _____ Program: _____

II. FISCAL DETAIL
 Budget Request Unit(s) Affected: Student Financial Aid
 A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 73	FY 74	FY 75	FY 76	FY 77	FY 78
100 PERSONAL SERVICES		100.4				
200 TRAVEL		15.6				
300 CONTRACTUAL		39.1				
400 COMMODITIES		1.5				
500 EQUIPMENT		11.6				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.		4,115.0				
TOTAL		4,283.2				

B. FUNDING: (Thousands of dollars)

GENERAL FUND		4,283.2*				
FEDERAL FUNDS						
OTHER						

C. POSITIONS:

PERMANENT/TEMPORARY	/	/	/	/	/	/
MAN MONTHS (P./T.)	/	/	/	/	/	/

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

* Governor's Recommendation, FY 74 Budget \$4,217.2

Additional General Funds required 66.0

(See attachment for breakdown of expenditures)

IV. ATTACHMENTS X

V. DATE: 3/8/73 PREPARED BY: Rich Guthrie
 Rich Guthrie,
 Legislative Finance

Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

FISCAL NOTE ATTACHMENT

SB 180

ESTIMATED EXPENDITURES

New Functions:

<u>CODE</u>	<u>EXPLANATION</u>		<u>COST</u>
100	Executive Director, @ \$2,000 mo.	\$24,000	
	Secretary II, @ range 11	<u>9,100</u>	
	Sub-total	33,100	
	Benefits @ 20%	<u>9,100</u>	
			\$ 39,700
200	Executive Director, 12 trips @ \$300	\$ 3,600	
	Secretary II, quarterly meet- ings @ \$250	1,000	
	Board members, quarterly meet- ings @ \$1,500	<u>6,000</u>	
			\$ 10,600
300	Office space @ \$275 mo.	\$ 3,300	
	Telephone @ \$50 mo.	600	
	Other	<u>500</u>	
			\$ 4,400
400	Office supplies, etc.		\$ 500
500	Office equipment	\$ 1,000	
	Typewriter	500	
	Calculator	<u>300</u>	
			\$ 1,800
	TOTAL NEW FUNCTIONS		<u>\$ 57,000</u>

STUDENT FINANCIAL AID FUNCTION - Transfer from Dept. of Education.

<u>CODE</u>	<u>EXPLANATION</u>	<u>COST</u>
100-500	Governor's Recommended Budget FY 74 - Administration only	\$ 102,200
500	Purchase of record-keeping machine for loan repayments @ \$9,000 per year for 3 years.	\$ 9,000
700	Scholarship Loan funds	\$2,975,000
700	Tuition Grant funds	<u>\$1,140,000</u>
	TOTAL SCHOLARSHIP AID FUNCTION	<u>\$4,226,200</u>

TOTAL ESTIMATED EXPENDITURES \$4,283,200

ANTICIPATED FUNDING

Governor's Rec. for FY 74 Budget	\$4,217,200
Additional General Funds required	66,000
Federal Funds	<u>-0-</u>
TOTAL ANTICIPATED FUNDING	\$4,283,200

STATE
of ALASKA

MEMORANDUM

TO: Mr. Rich Guthrie
Legislative Finance
State of Alaska

DATE : March 7, 1973

FROM: Nathaniel H. Cole, Director
Administrative Services
Department of Education

SUBJECT: Senate Bill 180

Nat Cole

The Division of Administrative Services of the Department of Education gets \$24,100 through interagency transfer from the Scholarship Loan Program for the purpose of handling the fiscal aspects of that Program. I estimate the total costs to the Administrative Services Division to be \$27,500. The difference of \$3,400 is made up of part-time salaries, long distance telephone, materials, supplies, etc. Additionally, the Division has determined that it will be necessary to enter into a lease-purchase arrangement for a posting machine which will cost about \$750 per month for a period of three years. I assume any other agency would need some type of record-keeping machine, especially in view of the large number of outstanding loans and the possibility of Scholarship Loans becoming some type of revolving fund. We explored the possibility of getting this type of record-keeping service through the Data Processing Division of the Department of Administration, but were not satisfied.

In summary, it looks as if about \$3,400 should be added for personnel support, material, supplies, telephone, etc., and probably about \$9,000 per year for three years for the ~~lease~~-purchase of a record-keeping machine.

N.H.C.

NHC:br

File: 023.5



RECORDS



CERTIFICATION

I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original records after microfilm reproductions have been made.

James O. Smith
Signature of Camera Operator

4/26/89
Date

COMMITTEE REPORT

3/30/73

SENATE

Mr. President:

Date 4/2/74

The Committee on FINANCE ^{student financial aid} has had CSHB 181 Am under consideration. A Majority of the members of the Committee

- () recommends it DO PASS
- () recommends it DO NOT PASS
- () recommends it DO PASS WITH ATTACHED AMENDMENT(S)
- (X) recommends it BE REPLACED WITH ^{Senate Finance} CS FOR CSHB 171 AND THAT

^{Senate Finance} CS FOR CSHB 171 DO PASS

() "and" recommends it BE REFERRED TO THE _____ COMMITTEE

(X) reports it back ^{with Individual Recommendations} WITHOUT RECOMMENDATION

() "other"

Members signing the Majority report:

<u>[Signature]</u>	<u>[Signature]</u>	<u>[Signature]</u>
<u>[Signature]</u>	<u>[Signature]</u>	<u>[Signature]</u>
<u>[Signature]</u>	<u>[Signature]</u>	<u>[Signature]</u>
<u>[Signature]</u>	<u>[Signature]</u>	<u>[Signature]</u>

Members NOT concurring in the Majority report:

[Signature] recommends: [Signature]

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

[Signature] Chairman

SENATE FINANCE COMMITTEE REPORT CONCERNING SCS CSHB 181
(Student Financial Aid)

SCS CSHB 181 makes several important changes in the statutes governing the administration of the state's two student financial aid programs--the scholarship loan program and the tuition grant program:

1. Section 1 of the bill amends AS 14.40.751(a) and changes the scholarship loan fund from an account in the general fund to a true revolving loan fund to ensure that repayments of student loans, and any balance in the fund at the end of a fiscal year, do not lapse into the general fund, but remain in the scholarship loan fund to provide new scholarship loans.

2. In sec. 2 of the bill, and elsewhere through the measure, the name of the committee administering these two student financial aid programs is simplified and shortened from "Student Loan and Tuition Grant Selection Committee" to "Student Financial Aid Committee". Additionally, the committee members are assigned staggered, four-year terms, although the members continue to serve at the pleasure of the Governor; the student member is to serve only during his enrollment as a full-time student. Under present law, committee members have no definite tenure which has caused confusion. The bill also provides for the filling of vacancies for which there is no present, explicit provision. The bill requires that the committee's annual report be made not only to the Governor and the Legislature, as under present law, but also to those private colleges and universities whose students receive tuition grants to assist those institutions in administering their own financial aid programs.

3. Under sec. 4 of the bill, the regulations governing the administration of the student financial aid programs will be subject to the Administrative Procedures Act; at present they are not. Because substantial rights of recipients of the student aid are involved and because the regulations should conform to the statute and to legislative intent, the administrative regulations governing the programs should have the careful scrutiny of the Department of Law required by the APA (AS 44.62.060(a)-(b)). Moreover, application of the APA subjects the regulations to legislative annulment where the Legislature considers it appropriate to do so (AS 44.62.320).

4. Secs. 8 and 14 of the bill amend AS 14.40.776(a) and 14.40.796 by clarifying the formula for determining the tuition grant to ensure that the amount paid a student will not result in a student paying less in tuition or fees at a private college or university than would be required if he were similarly enrolled at a state institution in the same city. The purpose of the tuition grant program was to permit students to attend either a public or private college or university in the state without a substantial cost differential as a determining factor in the choice of school. However, at one private institution where the tuition charged was less than the maximum possible grant award, the formula as it was initially applied permitted a student to attend that college at a somewhat lesser cost than the public college nearby; this was at variance with legislative intent with respect to the administration of the tuition grant program.

5. Sec. 9 of the bill adds new language to AS 14.40.776, clarifies who shall compute the costs that are the basis for

the tuition grant award formula, requires the publication of the accounting procedure employed and subjects the computation to review by a qualified committee of experts if there is any dispute.

6. Sec. 10 of the bill adds new language to AS 14.40.781 setting out the formula to be employed in computing a tuition grant award where a student also is the recipient of federal grants for tuition to prevent any pyramiding of state and federal aid for tuition payment purposes.

7. Sec. 10 also adds a new provision to AS 14.40.781 prohibiting an institution whose enrolled students receive tuition grants from using tuition grant income for sectarian or partisan political instruction purposes. A comparable provision applies to state funds appropriated to the University of Alaska. AS 14.40.180. Additionally, sec. 13 of the bill amends AS 14.40.786 to make it clear that income from tuition grants is to be used only for the academic program or instructional purposes, and not for capital outlay or capital improvement projects and debt service, research or public service unrelated to curriculum, instruction or the academic program, fund-raising, intercollegiate athletics or other non-instructional auxiliary student services or extra-curricular activities.

8. Under the 1972 statute establishing the tuition grant program (ch. 156, SLA 1972), a formula was enacted to ensure that private colleges and universities in which students receiving tuition grants were enrolled remained, in fact, private institutions. AS 14.40.786(b) and (c) require that at least 22.5 per cent (15 per cent in the case of a private college with less than 300 full-time students, i.e., Sheldon Jackson College) of their annual operating budget be derived from nonpublic sources (private gifts and grants). Admittedly, the 22.5 and 15 per cent figures were arbitrary choices; they were not based on any institutional experience with the proportion of the budget represented by private giving. More recent data compiled on a national basis indicates that most private colleges or universities, however well-endowed, collect on the average about 10 per cent of their annual revenues from private gifts of individuals, corporations, foundations or other charitable organizations. In Alaska, the private giving experience is about six per cent. Consequently, 22.5 or 15 per cent was not only arbitrary, it was also unrealistic. Furthermore, this formula tended to penalize efforts to fund private college and university operations from non-tuition grant sources, e.g., federal grants and contracts, student activities and public events. Accordingly, the Interim Committee on Higher Education suggested another approach incorporated in secs. 11 and 12 of the bill: that the private colleges and universities, in order to qualify their students for tuition grants, be required to derive 65 per cent of their annual audited total operating revenues from sources of income other than tuition grants from the state to their students. This formula would apply to all private colleges and universities regardless of enrollment and would tend to encourage fund raising efforts from sources other than private donations. Additionally, the July 1 determination date for meeting the non-tuition grant funding requirement has proven unrealistic and unadministrable. Audits for an immediately preceding fiscal year rarely if ever are available on the first day of the succeeding fiscal year; usually it is well after the close of a fiscal year. Thus, the bill changes the determination date to May 1, so that schools receiving tuition grant income

can effect a budget for the next fiscal year before July 1 and so that students applying for the grants will know whether the fund-raising efforts of the private institutions they are attending have been such that will qualify them for the grants. Also, the proposed language permits reliance on the audit for the immediately preceding fiscal year in making the determination of eligibility for tuition grants.

9. Sec. 13 of the bill adds clarifying language to AS 14.40.786 to ensure that a tuition scholarship is not considered a prohibited "remission of tuition" or a "contractual agreement under which a student pays less than the published tuition."

10. Sec. 14 also eliminates a contradictory, cumbersome provision in AS 14.40.796 whereby the student financial aid administrator determines the formula for award of tuition grants to full-time students, but the student financial aid committee determined the formula for part-time students; under the proposed amendment the administrator would determine both formulas subject to review by the committee. Additionally, the purely administrative duty of determining the application deadline is shifted from the committee to the financial aid program's administrator.

11. Sec. 15 of the bill adds clarifying language to AS 14.40.801(a) to ensure that there is an administrable standard for assessing the adequacy of the fiscal and business management practices of private institutions receiving tuition grant income: the annual audit that is conducted by a certified public accountant according to auditing standards applicable to institutions of higher education.

12. The language of the 1972 statute, if applied literally, virtually would have nullified the consortium or cooperative agreements the Legislature has encouraged between the University of Alaska and the private universities and colleges in Anchorage and Sitka, respectively. The purpose of sec. 16 of the bill, which amends AS 14.40.801(d), is to make clear that the Legislature's intent was that unnecessary duplication of courses of study that lead to undergraduate or graduate degrees be eliminated.

13. Sec. 17 clarifies the definition of "full-time" student to carry out the Legislature's intent that any combination of 12 or more semester credit hours undertaken during a semester at two or more public or private institutions that operate under a higher education consortium qualify a student for award of a tuition grant as a full-time student. The amended language of AS 14.40.806(2) is designed to encourage student cross-registration at both public and private institutions, and eliminate arbitrary academic administrative roadblocks to such cooperative efforts. Sec. 18 of the bill limits tuition grants to those part-time students who enroll in at least six (but less than 12) semester credit hours. Under present law the cost of processing these partial tuition grants for students taking two to five semester credit hours is greater than the tuition grant itself.

14. Sec. 19 of the bill corrects an omission in the 1972 statute by adding a definition of the word "consortium" as a cooperative arrangement between two or more public or private institutions of higher education in terms of the kind of sharing arrangements and cooperative planning the Legislature has been encouraging since 1971.

Clifford J. Groh
Clifford J. Groh, Chairman
Senate Finance Committee

Original sponsor: Rules Committee
by request of the Legislative Council

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 181

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to student financial aid; and
7 providing for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 " Section 1. AS 14.40.751(a) is amended to read:

10 (a) There is created a scholarship revolving loan fund [AS AN
11 ACCOUNT IN THE GENERAL FUND]. The fund shall be used to make scholar-
12 ship loans to students selected under secs. 751 - 806 of this chapter.
13 All repayments of principal and interest on scholarship loans shall be
14 paid into the scholarship revolving loan fund and shall be used to
15 make new scholarship loans. If estimated funds available from scholar-
16 ship loan repayments are inadequate to fully fund estimated scholarship
17 loans for any fiscal year, additional funding from the general fund
18 may be requested and appropriated for that year.

19 " Section 2. AS 14.40.753 is amended to read:

20 Sec. 14.40.753. FINANCIAL AID [SELECTION] COMMITTEE. (a) There
21 is created the student financial aid [LOAN AND TUITION GRANT SELECTION]
22 committee composed of seven members appointed by the governor. The
23 committee is composed of the commissioner of education and at least
24 one undergraduate student, one person employed as a high school counselor,
25 one person from a minority group and one person representing the field
26 of vocational-technical training. No member may be the president or a
27 senior administrative officer of a college or university. Members
28 serve at the pleasure of the governor for a staggered four-year term,
29 determined by lot, except that the undergraduate student may serve

1 only during the time he is enrolled as a full-time student. Vacancies
2 shall be filled in the same manner as original appointment. The
3 committee shall elect its chairman. The commissioner of education is
4 the [SMALL ACT AS] executive secretary of the committee. The Depart-
5 ment of Education is charged with administering the programs [PROGRAM]
6 established by secs. 751 - 805 of this chapter.

7 (b) Members of the [SELECTION] committee serve without compensa-
8 tion but are entitled to per diem and travel expenses authorized by
9 law for boards and commissions.

10 (c) The [SELECTION] committee shall make an annual report review-
11 ing the work of the committee to the governor, the [AND] legislature
12 and the private colleges and universities where students receiving
13 tuition grants are enrolled [REVIEWING THE WORK OF THE COMMITTEE].

14 (d) The [SELECTION] committee shall meet at least once a year.
15 The meetings shall be held at the call of the chairman or upon petition
16 by two members.

17 * Sec. 3. AS 14.40.755(b) is amended to read:

18 (b) A person whose loan or grant application is not recommended
19 or presented to the committee by the executive secretary may appeal to
20 the [SELECTION] committee through the chairman of the committee and
21 the committee shall consider the application.

22 * Sec. 4. AS 14.40.757 is amended to read:

23 Sec. 14.40.757. ADMINISTRATION OF PROGRAM. The executive secre-
24 tary shall administer the programs [PROGRAM] subject to review by the
25 committee and in accordance with the [SUCH] regulations prescribed by
26 [AS] the committee [MAY PRESCRIBE]. The promulgation of these regula-
27 tions is subject to the Administrative Procedure Act (AS 44.62), and a
28 summary of the regulations shall be distributed to each applicant.

29 * Sec. 5. AS 14.40.759 is amended to read:

1 Sec. 14.40.759. UNDERGRADUATE LOANS. The [SELECTION] committee
2 may make a loan, not to exceed \$2,500 in any one school year, to an
3 undergraduate student eligible under sec. 765 of this chapter.

4 * Sec. 6. AS 14.40.761 is amended to read:

5 Sec. 14.40.761. GRADUATE LOANS. The [SELECTION] committee may
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7 student who is eligible under sec. 765 of this chapter and is pursuing
8 an advanced degree.

9 * Sec. 7. AS 14.40.763(f) is amended to read:

10 (f) Interest on a loan given under secs. 751 - 806 of this
11 chapter is at the rate of five per cent a year.

12 * Sec. 8. AS 14.40.776(a) is amended to read:

13 (a) The executive secretary of the [SELECTION] committee shall
14 award a tuition grant to a student in an amount up to the difference
15 between (1) the cost, in a city where there is both a four-year state
16 university and a four-year private university or in a city where there
17 is both a two-year state community college and a two-year private
18 college, for the operation of the state institution on a full-time
19 student per academic year basis, and (2) the tuition or fees paid by
20 the student at the state institution in those locations, but in no
21 case may the amount exceed \$1,400. The tuition grant paid to a full-
22 time student may not be in an amount that would result in a student
23 paying less in tuition or fees at a private college or university than
24 would be required for a similar enrollment at the state institution in
25 the same city. The grant [AMOUNT] is to be applied by the student
26 toward his tuition at the private university or college in which he
27 enrolls.

28 * Sec. 9. AS 14.40.776 is amended by adding a new subsection to read:

29 (c) The computation under (a) of this section shall be made by

1 the executive secretary. He shall publish the accounting procedures
2 employed in making the computation, including, but not limited to, the
3 time period on which the computation is based and the cost figures
4 used. This cost data shall be made available for information purposes
5 to the officers or administrators of the state institution whose cost
6 of operations is the basis for the computation and to the officers or
7 administrators of the private colleges and universities in which stu-
8 dents receiving tuition grants are enrolled. A committee consisting
9 of a qualified member of the staff of the division of budget and
10 management of the Department of Administration designated by the
11 commissioner, a qualified member of the staff of the Legislative
12 Budget and Audit Committee designated by the chairman of the committee,
13 and one other specially qualified person in the field of accounting,
14 business management or institutional finance appointed by the governor,
15 shall review, and may hear an appeal from, the determination of the
16 computation by the executive secretary. No officer, administrator, or
17 other member of the staff of a state institution whose cost of opera-
18 tions is under review or an officer, administrator, or other member of
19 the staff of the private colleges or universities in which students
20 receiving tuition grants are enrolled may be a member of that committee.

21 * Sec. 10. AS 14.40.781 is amended by adding new subsections to read:

22 (a) The amount of the maximum tuition grant under sec. 776 of
23 this chapter that may be awarded to a student who is also the recipient
24 of a federal grant for tuition is computed according to the formula G
25 equals P minus S minus F , in which

26 (1) G = the grant awarded, which in no case may exceed
27 \$1,400;

28 (2) P = the tuition and fees charged by the private college
29 or university in which the student is enrolled;

1 (3) S = the fee or tuition paid by a student at the state
2 institution in the same city where the private college or university
3 is located;

4 (4) F = the amount of any federal grant for tuition or fees
5 the student may receive.

6 (c) Private Universities and colleges in which students receiving
7 tuition grants are enrolled may not use the income from these grants
8 for instruction either sectarian in religion or partisan in politics.

9 * Sec. 11. AS 14.40.786(b) is amended to read:

10 (b) Before any funds for tuition grants are disbursed, the
11 commissioner of administration and the executive secretary of the
12 [SELECTION] committee shall assure themselves that at least 65 [22.5]
13 per cent of the annual audited total operating revenues [OPERATING
14 BUDGET] of a private university or college in which students receiving
15 tuition grants are enrolled is derived [FUNDED] from sources of income
16 other than tuition grants [NONPUBLIC SOURCES (PRIVATE GIFTS AND GRANTS)],
17 PROVIDED IF A PRIVATE UNIVERSITY OR COLLEGE HAS LESS THAN 300 FULL-
18 TIME STUDENTS, THE PERCENTAGE REQUIRED SHALL BE 15 PER CENT FUNDING
19 FROM NONPUBLIC SOURCES]. Determination of the required 65 [15 OR
20 22.5] per cent revenue to be derived [FUNDING] from [NONPUBLIC] sources
21 of income other than tuition grants shall be made by the commissioner
22 and the executive secretary as of May 1, based on the audit for the
23 immediately preceding fiscal [JULY 1, 1973, AND AS OF JULY 1, FOR EACH
24 SUCCEEDING] year.

25 * Sec. 12. AS 14.40.786(c) is amended to read:

26 (c) No private university or college in which students receiving
27 tuition grants are enrolled may grant remission of tuition to any
28 student unless at least 65 [MORE THAN 22.5] per cent of its annual
29 audited total operating revenues [OPERATING BUDGET] is derived [FUNDED]

1 from [NONPUBLIC] sources of income other than tuition grants [(PRIVATE
2 GIFTS AND GRANTS), PROVIDED IF A PRIVATE UNIVERSITY OR COLLEGE HAS
3 LESS THAN 300 FULL-TIME STUDENTS, THE PERCENTAGE REQUIRED SHALL BE 15
4 PER CENT FUNDING FROM NONPUBLIC SOURCES]. The ~~65~~ [15 OR 22.5] per
5 cent revenue required to be derived [FUNDING] from [NONPUBLIC] sources
6 of income other than tuition grants shall apply as of May 1, based on
7 the audit for the immediately preceding fiscal [JULY 1, 1973, AND AS
8 OF JULY 1, FOR EACH SUCCEEDING] year.

9 Sec. 13. AS 14.40.786 is amended by adding new subsections to read:

10 (f) For the purposes of (c) and (d) of this section, a scholarship
11 in the amount of tuition, or in the amount of tuition not covered by a
12 tuition grant, is neither a "remission of tuition" nor a "contractual
13 agreement under the terms of which a student covered by the contract
14 pays less than the published tuition" as those terms are used in (c)
15 and (d) of this section.

16 (g) It is the intention of the legislature that the tuition
17 grant income be used solely for the support of the academic or in-
18 structional program. A private college or university in which students
19 receiving tuition grants are enrolled may not use the income derived
20 from the tuition grant for

21 (1) construction or capital improvement costs and consequent
22 debt service;

23 (2) expenditures for research and public service unrelated
24 to curriculum, instruction or academic program;

25 (3) fund-raising and general development costs;

26 (4) intercollegiate athletics;

27 (5) the support of auxiliary services, including but not
28 limited to food services, dormitories, residence halls, or other forms
29 of student or faculty housing; or

1 (6) other extracurricular student activities or services.

2 * Sec. 14. AS 14.40.796 is amended to read:

3 Sec. 14.40.796. APPLICATION AND CERTIFICATION. Application for
4 tuition grants must be submitted to the executive secretary. The
5 application deadline for a school year shall be determined by the
6 executive secretary [SELECTION COMMITTEE]. The executive secretary
7 [OF THE SELECTION COMMITTEE] may award grants only after the institution
8 of higher education has certified that the student has enrolled in a
9 full-time or part-time course of study in an associate, baccalaureate
10 or graduate degree program. The executive secretary [SELECTION COM-
11 MITTEE] shall determine the appropriate formula for awarding tuition
12 grants to part-time students. He [, AND THE COMMITTEE] shall be
13 guided by the provisions of sec. 776 of this chapter in making that
14 determination: the difference between (1) the cost of operation for
15 the state institution per semester credit hour and (2) the fee paid by
16 the student at the state institution per semester credit hour, but not
17 to exceed an appropriate portion of \$1,400. The tuition grant paid to
18 a part-time student may not be in an amount that would result in a
19 student paying less in tuition or fees at a private college or univer-
20 sity than would be required for a similar enrollment at the state
21 institution in the same city.

22 * Sec. 15. AS 14.40.801(a) is amended to read:

23 (a) The executive secretary may decline to award tuition grants
24 under sec. 776 of this chapter to students attending an institution if
25 he finds that the fiscal and business management practices of the
26 institution are inadequate in comparison with the practices of similar
27 institutions. However, an institution whose fiscal and business
28 management practices are found inadequate as reflected in an annual
29 audit conducted according to auditing standards applicable to an

1 institution of higher education by a certified public accounting firm
2 of the institution's selection may appeal the determination of the
3 executive secretary to the same committee appointed under sec. 776(c)
4 of this chapter [SELECTION COMMITTEE THROUGH THE CHAIRMAN OF THE
5 COMMITTEE].

6 * Sec. 16. AS 14.40.801(d) is amended to read:

7 (d) Before any funds for tuition grants are disbursed, [THE
8 COMMISSIONER OF ADMINISTRATION AND] the executive secretary of the
9 [SELECTION] committee shall determine that no student is receiving a
10 grant to pay for courses of study or academic programs leading to an
11 undergraduate or graduate degree that are unnecessarily duplicated at
12 each of the institutions [A REQUIRED COURSE OR COURSES IN HIS AREA OF
13 STUDY THAT ARE OFFERED] under a [THE] consortium.

14 * Sec. 17. AS 14.40.806(2) is amended to read:

15 (2) "full-time student" means a student who is enrolled and
16 is in regular attendance at classes for at least 12 semester hours of
17 credit during the semester; any combination of 12 or more semester
18 hours of credit undertaken during a semester at two or more public or
19 private institutions of higher education operating under a consortium
20 constitutes full-time student status;

21 * Sec. 18. AS 14.40.806(3) is amended to read:

22 (3) "part-time student" means a student who is enrolled and
23 is in regular attendance at classes for at least six [TWO] but less
24 than twelve semester hours of credit during the semester;

25 * Sec. 19. AS 14.40.806 is amended by adding a new paragraph to read:

26 (6) "consortium" means a cooperative arrangement between
27 two or more public or private institutions of higher education specified
28 in agreements or memoranda of understanding to permit sharing of
29 facilities, instructional opportunities, and other educational services

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in such a way that the integrity of each institution party to the consortium is preserved while at the same time the institutions cooperatively plan the academic calendar, scheduling, use of personnel and facilities, and educational programs and offerings to the maximum advantage of the students and faculties of the institutions that are parties to a consortium.

" Sec. 20. This Act takes effect on the day after its passage and approval or on the day it becomes law without approval.

Original sponsor: Rules Committee by request
of the Legislative Council

Offered: 3/5/73
Referred: Rules

1 IN THE HOUSE

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

2 CS FOR HOUSE BILL NO. 181

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to student financial aid; and provid-
7 ing for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 14.40.753 is amended to read:

10 Sec. 14.40.753. FINANCIAL AID [SELECTION] COMMITTEE. (a) There
11 is created the student financial aid [LOAN AND TUITION GRANT SELECTION]
12 committee composed of seven members appointed by the governor. The
13 committee is composed of the commissioner of education and at least one
14 undergraduate student, one person employed as a high school counselor,
15 one person from a minority group and one person representing the field
16 of vocational-technical training. No member may be the president or a
17 senior administrative officer of a college or university. Members
18 serve for a staggered two-year term, determined by lot, except that the
19 undergraduate student may serve only during the time he is enrolled as
20 a full-time student. Vacancies shall be filled in the same manner as
21 original appointment and serve at the pleasure of the governor. The
22 committee shall elect its chairman. The commissioner of education is the
23 [SHALL ACT AS] executive secretary of the committee. The Department of
24 Education is charged with administering the programs [PROGRAM] estab-
25 lished by secs. 751 - 806 of this chapter.

26 (b) Members of the [SELECTION] committee serve without compensa-
27 tion but are entitled to per diem and travel expenses authorized by law
28 for boards and commissions.

29 (c) The [SELECTION] committee shall make an annual report to the

1 chapter is at the rate of five per cent a year.

2 * Sec. 7. AS 14.40.776(a) is amended to read:

3 (a) The executive secretary of the [SELECTION] committee shall
4 award a tuition grant to a student in an amount up to the difference
5 between (1) the cost, in a city where there is both a four-year state
6 university and a four-year private university or in a city where there
7 is both a two-year state community college and a two-year private
8 college, for the operation of the state institution on a full-time
9 student per academic year basis, and (2) the tuition paid by the student
10 at the state institution in those locations, but in no case may the
11 amount exceed \$1,400. The tuition grant paid to a full-time student
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13 tuition or fees at a private college or university than would be re-
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15 city. The grant [AMOUNT] is to be applied by the student toward his
16 tuition at the private university or college in which he enrolls.

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18 (c) The computation under (a) of this section shall be made by
19 the executive secretary. He shall publish the accounting procedures
20 employed in making the computation, including, but not limited to, the
21 time period on which the computation is based and the cost figures used.
22 This cost data shall be made available for information purposes to the
23 officers or administrators of the state institution whose cost of
24 operations is the basis for the computation and to the officers or
25 administrators of the private colleges and universities in which stu-
26 dents receiving tuition grants are enrolled. A committee consisting of
27 a qualified member of the staff of the division of budget and manage-
28 ment of the Department of Administration designated by the commissioner,
29 a qualified member of the staff of the Legislative Budget and Audit

CORRECTION

**THIS DOCUMENT
HAS BEEN REPHOTOGRAPHED
TO ASSURE LEGIBILITY**

Original sponsor: Rules Committee by request
of the Legislative Council

Offered: 3/5/73
Referred: Rules

1 IN THE HOUSE

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

2 CS FOR HOUSE BILL NO. 181

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5 A BILL

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17 senior administrative officer of a college or university. Members
18 serve for a staggered two-year term, determined by lot, except that the
19 undergraduate student may serve only during the time he is enrolled as
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9 student per academic year basis, and (2) the tuition paid by the student
10 at the state institution in those locations, but in no case may the
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27 a qualified member of the staff of the division of budget and manage-
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2 specially qualified person in the field of accounting, business manage-
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14 G equals P minus S minus F , in which

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20 institution in the same city where the private college or university is
21 located;

22 (4) F = the amount of any federal grant for tuition the
23 student may receive.

24 * Sec. 10. AS 14.40.786 is amended by adding new subsections to read:

25 (f) For the purposes of (b) and (c) of this section, "nonpublic
26 sources" means gifts or grants from private individuals, corporations,
27 foundations or other philanthropic or charitable organizations; these
28 gifts or grants shall be credited toward the minimum funding required
29 from nonpublic sources under (b) and (c) of this section only in the

1 fiscal year in which the donee's interest vests. Loans obtained from
2 any source and student payments for tuition, fees, room and board, or
3 for other auxiliary services are not "nonpublic sources" as that term
4 is used in (b) and (c) of this section.

5 (g) For the purposes of (c) and (d) of this section a scholarship
6 in the amount of tuition, or in the amount of tuition not covered by a
7 tuition grant, is neither a "remission of tuition" nor a "contractual
8 agreement under the terms of which a student covered by the contract
9 pays less than the published tuition" as those terms are used in (c)
10 and (d) of this section.

11 (h) It is the intention of the legislature that the tuition grant
12 income be used solely for the support of the academic or instructional
13 program. A private college or university in which students receiving
14 tuition grants are enrolled may not use the income derived from the
15 tuition grant for

16 (1) construction or capital improvement costs and consequent
17 debt service;

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1 SELECTION COMMITTEE] may award grants only after the institution of
2 higher education has certified that the student has enrolled in a full-
3 time or part-time course of study in an associate, baccalaureate or
4 graduate degree program. The executive secretary [SELECTION COMMITTEE]
5 shall determine the appropriate formula for awarding tuition grants to
6 part-time students. He [, AND THE COMMITTEE] shall be guided by the
7 provisions of sec. 776 of this chapter in making that determination:
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24 of higher education by a certified public accounting firm of the insti-
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26 secretary to the same committee appointed under sec. 776(c) of this
27 chapter [SELECTION COMMITTEE THROUGH THE CHAIRMAN OF THE COMMITTEE].

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20 or more public or private institutions of higher education specified in
21 agreements or memoranda of understanding to permit sharing of facilities,
22 instructional opportunities, and other educational services in such a
23 way that the integrity of each institution party to the consortium is
24 preserved while at the same time the institutions cooperatively plan
25 the academic calendar, scheduling, use of personnel and facilities, and
26 educational programs and offerings to the maximum advantage of the
27 students and faculties of the institutions that are parties to a con-
28 sortium.

29 * Sec. 17. This Act takes effect on the day after its passage and

approval or on the day it becomes law without approval.

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Original sponsor: Rules Committee by request
of the Legislative Council

Offered: 3/5/73
Referred: Rules

1 IN THE HOUSE

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

2 CS FOR HOUSE BILL NO. 181

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to student financial aid; and provid-
7 ing for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 14.40.753 is amended to read:

10 Sec. 14.40.753. FINANCIAL AID [SELECTION] COMMITTEE. (a) There
11 is created the student financial aid [LOAN AND TUITION GRANT SELECTION]
12 committee composed of seven members appointed by the governor. The
13 committee is composed of the commissioner of education and at least one
14 undergraduate student, one person employed as a high school counselor,
15 one person from a minority group and one person representing the field
16 of vocational-technical training. No member may be the president or a
17 senior administrative officer of a college or university. Members
18 serve for a staggered two-year term, determined by lot, except that the
19 undergraduate student may serve only during the time he is enrolled as
20 a full-time student. Vacancies shall be filled in the same manner as
21 original appointment [AT THE PLEASURE OF THE GOVERNOR]. The committee
22 shall elect its chairman. The commissioner of education is the [SHALL
23 ACT AS] executive secretary of the committee. The Department of Educa-
24 tion is charged with administering the programs [PROGRAM] established
25 by secs. 751 - 806 of this chapter.

26 (b) Members of the [SELECTION] committee serve without compensa-
27 tion but are entitled to per diem and travel expenses authorized by law
28 for boards and commissions.

29 (c) The [SELECTION] committee shall make an annual report to the