

ENROLLED ACT NO. 57, HOUSE OF REPRESENTATIVES

FIFTY-NINTH LEGISLATURE OF THE STATE OF WYOMING
2008 BUDGET SESSION

AN ACT relating to community colleges; clarifying and imposing additional duties on the community college commission; granting rulemaking authority; requiring collaboration with the department of education for postsecondary education options agreements; imposing reporting requirements; providing an appropriation; authorizing an additional position; and providing for an effective date.

Be It Enacted by the Legislature of the State of Wyoming:

Section 1. W.S. 21-16-1104(j), 21-18-202(b) by creating new paragraphs (vi) and (vii), (c) by creating a new paragraph (viii), (d) by creating a new paragraph (ii) and by renumbering (ii) through (iv) as (iii) through (v), (e) (ii) and (v) (A) and 21-20-201(a) are amended to read:

21-16-1104. Endowment challenge fund matching program; matching payments; agreements with foundations; annual reports.

(j) Each community college shall on or before October 1 of each year submit a report from its foundation to the state treasurer ~~from its foundation and the community college commission~~ on the endowment matching program under this section for the preceding fiscal year. The report shall include a financial summary and a review of the accomplishments resulting from endowment program expenditures. The report required under this subsection shall be for each applicable fiscal year through June 30, 2011.

21-18-202. Powers and duties of the commission.

ORIGINAL HOUSE
BILL NO. 0017

ENROLLED ACT NO. 57, HOUSE OF REPRESENTATIVES

FIFTY-NINTH LEGISLATURE OF THE STATE OF WYOMING
2008 BUDGET SESSION

(b) The commission shall perform the following coordination functions. In performing these coordination functions all affected colleges and the commission shall be involved:

(vi) In addition to paragraph (iv) of this subsection and for any program requested by the board of county commissioners representing a community within the existing service area of any community college and that college has determined not to provide the requested program within the community, coordinate a response to the requesting board. Any community college shall refer the requested community program to the commission if it cannot provide the requested program. Upon referral, the commission shall provide a response under this paragraph;

(vii) Coordinate the development of a biennial statewide college system strategic plan for the delivery of educational programs in Wyoming including the development of core indicators in addition to or in lieu of those specified under subparagraph (e)(v)(C) of this section to serve as a basis for annual reports to the legislature and governor under paragraph (e)(v) of this section.

(c) The commission shall perform the following administrative functions:

(viii) Following public hearing, review and modify or maintain community college service areas provided all counties to be annexed to a college service area are contiguous to that service area. Determinations made under this paragraph shall be subject to review in accordance with the Wyoming Administrative Procedure Act.

(d) The commission shall perform the following approval functions:

ORIGINAL HOUSE
BILL NO. 0017

ENROLLED ACT NO. 57, HOUSE OF REPRESENTATIVES

FIFTY-NINTH LEGISLATURE OF THE STATE OF WYOMING
2008 BUDGET SESSION

(ii) Review existing certificate and degree programs and terminate state funding for those programs with consistently low enrollment;

~~(ii)~~(iii) Approve enlargement and formation of community college districts in accordance with W.S. 21-18-310 and 21-18-312;

~~(iii)~~(iv) Approve the format of community college budgets as provided in W.S. 16-4-104;

~~(iv)~~(v) Approve all new capital construction projects in excess of fifty thousand dollars (\$50,000.00) for which state funds are or could be eventually applied. "New capital construction projects" include:

(A) New construction, renovation and capital renewal in excess of fifty thousand dollars (\$50,000.00) market value which is not necessary maintenance or repair; and

(B) The acquisition of real property in excess of fifty thousand dollars (\$50,000.00) market value whether by purchase or exchange.

(e) The commission shall perform the following review and report functions:

(ii) ~~Report financial and~~ In addition to audits required of colleges under W.S. 16-4-121 and to ensure uniformity of audit procedures and reporting formats, conduct enrollment audits and report financial and enrollment audit findings, to the legislature and governor. In carrying out this paragraph and maintaining the funding allocation model under paragraph (c) (i) of this section:

ORIGINAL HOUSE
BILL NO. 0017

ENROLLED ACT NO. 57, HOUSE OF REPRESENTATIVES

FIFTY-NINTH LEGISLATURE OF THE STATE OF WYOMING
2008 BUDGET SESSION

(A) The commission shall ensure uniform accounting in recording full-time equivalent students and reporting financial data;

(B) Each community college shall report information to the commission in a uniform, consistent and accurate manner as required by commission rule and regulation;

(C) The commission may participate in financial audits conducted by each community college and assist in the analysis of audit findings for subsequent reporting under this paragraph.

(v) (A) The commission shall provide annual reports ~~specifically requested and defined by~~ to the legislature ~~or~~ and governor on the ~~performances~~ performance of individual community colleges and the ~~combined colleges~~ college system as well as on the achievement of any statewide priorities as defined by the legislature and as specified in the statewide college system strategic plan. The commission and the colleges shall work together in a collaborative effort in defining the report formats and the methodology and data elements required in preparing ~~each of~~ the reports and a reasonable time line for completion of reports;

21-20-201. Agreement between districts and postsecondary education institutions authorized; student participation; credits; financial arrangements; transportation; accessibility.

(a) A Wyoming school district board of trustees and a Wyoming community college district board of trustees or the University of Wyoming may enter into an agreement to

ORIGINAL HOUSE
BILL NO. 0017

ENROLLED ACT NO. 57, HOUSE OF REPRESENTATIVES

FIFTY-NINTH LEGISLATURE OF THE STATE OF WYOMING
2008 BUDGET SESSION

establish a postsecondary education enrollment options program whereby students resident of the participating district may attend postsecondary education programs offered by the university or a participating community college. Additional student eligibility requirements for program participation shall be based upon criteria established by the university or the community college in collaboration with the department of education, which address the high school grade level, uniform prior curricula requirements, academic achievement levels and national examination performance indicators.

Section 2. The Wyoming community college commission shall periodically report progress to the joint education interim committee on the development of the statewide college system strategic plan required under W.S. 21-18-202(b)(vii), as amended under Section 1 of this act, with a final report submitted to the committee not later than November 1, 2009.

Section 3. For the 2009-2010 biennium commencing July 1, 2008, and ending June 30, 2010, two hundred fifty thousand dollars (\$250,000.00) is appropriated from the general fund to the Wyoming community college commission to carry out this act. From this amount, the commission shall fund and is authorized one (1) additional full-time position. Funding for this position shall not exceed one hundred thirty thousand dollars (\$130,000.00) for the biennium. Remaining funds from this appropriation shall be one time funding and shall not be included in the commission's 2011-2012 standard biennial budget request.

ORIGINAL HOUSE
BILL NO. 0017

ENROLLED ACT NO. 57, HOUSE OF REPRESENTATIVES

FIFTY-NINTH LEGISLATURE OF THE STATE OF WYOMING
2008 BUDGET SESSION

Section 4. This act is effective July 1, 2008.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the House.

Chief Clerk