

LEGISLATURE OF NEBRASKA
NINETY-SIXTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 631

Introduced by Kristensen, 37; Chambers, 11

Read first time January 19, 1999

Committee: Education

A BILL

1 FOR AN ACT relating to postsecondary education; to amend sections
2 32-510, 85-102.01 to 85-103.01, 85-107, 85-956 to 85-958,
3 and 85-963, Reissue Revised Statutes of Nebraska, and
4 sections 81-1108.33 and 81-1108.41, Revised Statutes
5 Supplement, 1998; to eliminate the state college system
6 and to transfer colleges to the University of Nebraska
7 system and the Nebraska community college system; to
8 eliminate the Coordinating Commission for Postsecondary
9 Education and to transfer and eliminate duties; to change
10 membership on and terms of the Board of Regents of the
11 University of Nebraska; to provide intent; to create a
12 transition committee; to harmonize provisions; to provide
13 operative dates; and to repeal the original sections.
14 Be it enacted by the people of the State of Nebraska,

1 Section 1. The Legislature reasserts the importance of
2 state-supported postsecondary educational institutions in providing
3 educational opportunities for students, research and
4 experimentation facilities for state and social issues, training
5 and skill enhancement opportunities for Nebraska businesses,
6 cultural and social events for the public, and environments
7 conducive to development and innovative ideas by Nebraskans, both
8 individually and collectively. The dependence of the state upon
9 its postsecondary educational institutions cannot be overstated.
10 The intent of the Legislature is to strengthen state-supported
11 postsecondary educational institutions by streamlining and
12 consolidating educational and administrative services at the
13 postsecondary level in general. The reorganization of
14 postsecondary educational institutions and administrative agencies
15 proposed in this legislative bill is not intended to single out one
16 institution or agency, but rather to better incorporate and utilize
17 postsecondary educational resources on a statewide basis.

18 Sec. 2. On July 1, 2002, the existing institution at
19 Chadron known as Chadron State College shall be established as a
20 university and shall be known as the University of Nebraska at
21 Chadron. The University of Nebraska at Chadron shall be under the
22 control and management of and shall be administered by the Board of
23 Regents of the University of Nebraska.

24 Sec. 3. (1) On July 1, 2002, all property rights,
25 titles, assets, contracts, obligations, and choses in action of any
26 kind existing as of June 30, 2002, owned, held, or controlled by
27 Chadron State College or the Board of Trustees of the Nebraska
28 State Colleges for the benefit of Chadron State College shall be

1 transferred to, assumed by, and carried out by the Board of Regents
2 of the University of Nebraska for the operation and benefit of the
3 University of Nebraska at Chadron subject, however, to the
4 following:

5 (a)(i) Title to (A) facilities on the campus of Chadron
6 State College and all or any portion of the revenue derived from
7 such facilities which have been pledged to the payment of the
8 principal of and interest on revenue bonds of the board of trustees
9 or (B) facilities on the campus of Chadron State College which have
10 been constructed, repaired, or renovated with the proceeds of
11 revenue bonds payable from student fees shall remain vested in the
12 board of trustees until the bonds outstanding with respect to such
13 facilities have been discharged. Upon the discharge of the bonds
14 outstanding with respect to any such facility, title to such
15 facility shall be transferred to and vested in the Board of Regents
16 without any further or additional action by the board of trustees
17 or the Board of Regents.

18 (ii) All facilities specified in subdivision (a)(i) of
19 this subsection shall be leased by the board of trustees to the
20 Board of Regents as of July 1, 2002, upon such terms and conditions
21 as the board of trustees and the Board of Regents shall determine,
22 except that (A) payments from the Board of Regents to the board of
23 trustees pursuant to such leases shall be sufficient to pay the
24 principal of and interest on the bonds outstanding with respect to
25 such facilities and shall include a reasonable fee set by and paid
26 to the board of trustees to cover actual and necessary expenses
27 incurred by the board of trustees for managing the bond program of
28 the University of Nebraska at Chadron until all bonds which are

1 outstanding as of July 1, 2002, and which were issued with respect
2 to the leased facilities have matured and are retired, (B) the
3 Board of Regents shall have the right to establish rents, charges,
4 rates, and fees for the use of such facilities and to receive and
5 collect all revenue, rents, fees, income, profits, and charges of
6 whatever nature and howsoever derived from such facility, and (C)
7 the Board of Regents shall keep, perform, satisfy, and comply with
8 all terms, covenants, conditions, and agreements contained in the
9 documents relating to the issuance of the bonds outstanding with
10 respect to each such facility;

11 (b) The obligations for the payment of money of the board
12 of trustees incurred pursuant to sections 81-188.05, 85-328,
13 85-417, and 85-1415, for Chadron State College, shall remain the
14 obligations of the board of trustees. All other obligations of the
15 board of trustees incurred pursuant to such laws shall, upon July
16 1, 2002, be and become obligations of the Board of Regents. Unless
17 title to the property acquired and the facilities constructed,
18 repaired, remodeled, or renovated pursuant to such laws is required
19 to remain vested with the board of trustees pursuant to subdivision
20 (a)(i) of this subsection, title to such property and facilities
21 shall vest in the Board of Regents on July 1, 2002; and

22 (c) Prior to July 1, 2002, the board of trustees and the
23 Board of Regents shall enter into such agreements as they deem
24 necessary and appropriate to carry out the provisions of sections 2
25 to 8 of this act for the conveyance and transfer of the properties,
26 rights, and obligations provided under such sections, to make
27 appropriate provisions with respect to existing debt obligations,
28 including revenue bonds, of the board of trustees and the Nebraska

1 State Colleges Facilities Corporation pertaining to Chadron State
2 College, and to provide for an orderly transition and assumption by
3 the Board of Regents of the activities and operations of Chadron
4 State College. The board of trustees, acting as a corporation for
5 the revenue bond program for Chadron State College or the Nebraska
6 State College Facilities Corporation, and its officers and staff
7 shall be reimbursed for any expenses incurred in carrying out any
8 action modifying the revenue bond program pursuant to sections 2 to
9 8 of this act.

10 (2)(a) On July 1, 2002, all employees of Chadron State
11 College shall be transferred to the University of Nebraska. The
12 transferred employees shall retain all benefits and status of
13 employment accrued through June 30, 2002, including retirement
14 benefits not vested.

15 (b) On July 1, 2002, the transferred employees, except
16 academic, faculty, and teaching employees who are included in a
17 collective-bargaining unit and represented by a certified
18 collective-bargaining agent, shall cease participation in the
19 employee fringe benefit programs of Chadron State College and shall
20 begin participation in the University of Nebraska systemwide fringe
21 benefits program and be entitled to receive the same fringe
22 benefits of employment made available to other employees of the
23 University of Nebraska under such program.

24 (c) On July 1, 2001, the Board of Regents of the
25 University of Nebraska shall have authority to enter into a
26 collective-bargaining agreement with any certified
27 collective-bargaining agent for academic, faculty, and teaching
28 employees of Chadron State College who are represented by a

1 certified collective-bargaining agent covering any period beginning
2 on or after July 1, 2002. The Board of Regents shall bargain and
3 negotiate in good faith with any such bargaining agent pursuant to
4 the State Employees Collective Bargaining Act. On July 1, 2002,
5 all academic, faculty, and teaching employees of the University of
6 Nebraska at Chadron shall cease participation in the retirement
7 program of Chadron State College and shall begin participation in
8 the systemwide retirement program of the University of Nebraska on
9 the same basis as other academic, faculty, and teaching employees
10 of the University of Nebraska.

11 Sec. 4. The Board of Regents of the University of
12 Nebraska shall have the power to prescribe the standards for the
13 admission of students and to fix student fees, the curriculum, the
14 degrees, and the certificate program for the University of Nebraska
15 at Chadron.

16 Sec. 5. The chief administrative officer of the
17 University of Nebraska at Chadron shall be appointed by the Board
18 of Regents of the University of Nebraska, shall hold office at the
19 pleasure of the board, and shall receive such compensation as the
20 board may prescribe.

21 Sec. 6. The provisions of Chapter 85 relating to the
22 Board of Regents of the University of Nebraska shall be applicable
23 to the University of Nebraska at Chadron except as modified or
24 limited.

25 Sec. 7. (1) There is hereby created the University of
26 Nebraska at Chadron Cash Fund. The fund shall consist of all fees
27 and other money collected from students at the University of
28 Nebraska at Chadron by authority of the Board of Regents of the

1 University of Nebraska for university purposes, all receipts from
2 all university activities at the University of Nebraska at Chadron
3 collected in connection with the operation of such university, and
4 the money and funds received at the time the University of Nebraska
5 at Chadron was established. A record shall be kept separating the
6 money and funds into appropriate and convenient accounts. All
7 money and funds accruing to the fund when appropriated by the
8 Legislature shall be used for the maintenance and operation of the
9 University of Nebraska at Chadron and shall at all times be subject
10 to the orders of the Board of Regents. No warrant shall be issued
11 against the fund unless there is money sufficient to pay the same.
12 There may be retained at the University of Nebraska at Chadron a
13 sum not to exceed one hundred seventy-five thousand dollars out of
14 the fund to make settlement and equitable adjustments to students
15 entitled thereto, to carry on university activities contributing to
16 the fund, and to provide for contingencies. The University of
17 Nebraska at Chadron Cash Fund shall be in the custody of the State
18 Treasurer.

19 (2) There is hereby created the University of Nebraska at
20 Chadron Trust Fund, which fund shall consist of all property, real
21 or personal, acquired as of July 1, 2002, or at any time thereafter
22 by or for Chadron State College by donation or bequest to it, which
23 property shall be held and applied in the manner and according with
24 the provisions of the will, deed, or instrument making such
25 donation or bequest. All future donations or bequests to the
26 University of Nebraska at Chadron shall be a part of such fund.
27 The fund shall be held and managed in such manner as the Board of
28 Regents shall determine. The holdings and management shall be in

1 strict accordance with all terms of the donation or bequest, except
2 that in the absence of any investment instructions, the funds may
3 be invested by or at the direction of the Board of Regents in such
4 investments as are authorized for trustees, guardians, personal
5 representatives, or administrators under the laws of Nebraska.

6 Sec. 8. In preparation for the incorporation of Chadron
7 State College into the University of Nebraska system as the
8 University of Nebraska at Chadron, the Board of Regents of the
9 University of Nebraska shall incorporate the budget planning at
10 Chadron State College for the 2002-04 biennium into the budget
11 planning for the University of Nebraska system for the same period
12 and shall include the appropriate administrative personnel at
13 Chadron State College in any pertinent instructions and
14 communications for its budget planning for such period.

15 Sec. 9. On July 1, 2002, the existing institution at
16 Wayne known as Wayne State College shall be established as a
17 university and shall be known as the University of Nebraska at
18 Wayne. The University of Nebraska at Wayne shall be under the
19 control and management of and shall be administered by the Board of
20 Regents of the University of Nebraska.

21 Sec. 10. (1) On July 1, 2002, all property rights,
22 titles, assets, contracts, obligations, and choses in action of any
23 kind existing as of June 30, 2002, owned, held, or controlled by
24 Wayne State College or the Board of Trustees of the Nebraska State
25 Colleges for the benefit of Wayne State College shall be
26 transferred to, assumed by, and carried out by the Board of Regents
27 of the University of Nebraska for the operation and benefit of the
28 University of Nebraska at Wayne subject, however, to the following:

1 (a)(i) Title to (A) facilities on the campus of Wayne
2 State College and all or any portion of the revenue derived from
3 such facilities which have been pledged to the payment of the
4 principal of and interest on revenue bonds of the board of trustees
5 or (B) facilities on the campus of Wayne State College which have
6 been constructed, repaired, or renovated with the proceeds of
7 revenue bonds payable from student fees shall remain vested in the
8 board of trustees until the bonds outstanding with respect to such
9 facilities have been discharged. Upon the discharge of the bonds
10 outstanding with respect to any such facility, title to such
11 facility shall be transferred to and vested in the Board of Regents
12 without any further or additional action by the board of trustees
13 or the Board of Regents.

14 (ii) All facilities specified in subdivision (a)(i) of
15 this subsection shall be leased by the board of trustees to the
16 Board of Regents as of July 1, 2002, upon such terms and conditions
17 as the board of trustees and the Board of Regents shall determine,
18 except that (A) payments from the Board of Regents to the board of
19 trustees pursuant to such leases shall be sufficient to pay the
20 principal of and interest on the bonds outstanding with respect to
21 such facilities and shall include a reasonable fee set by and paid
22 to the board of trustees to cover actual and necessary expenses
23 incurred by the board of trustees for managing the bond program of
24 the University of Nebraska at Wayne until all bonds which are
25 outstanding as of July 1, 2002, and which were issued with respect
26 to the leased facilities have matured and are retired, (B) the
27 Board of Regents shall have the right to establish rents, charges,
28 rates, and fees for the use of such facilities and to receive and

1 collect all revenue, rents, fees, income, profits, and charges of
2 whatever nature and howsoever derived from such facility, and (C)
3 the Board of Regents shall keep, perform, satisfy, and comply with
4 all terms, covenants, conditions, and agreements contained in the
5 documents relating to the issuance of the bonds outstanding with
6 respect to each such facility;

7 (b) The obligations for the payment of money of the board
8 of trustees incurred pursuant to sections 81-188.05, 85-328,
9 85-417, and 85-1415, for Wayne State College, shall remain the
10 obligations of the board of trustees. All other obligations of the
11 board of trustees incurred pursuant to such laws shall, upon July
12 1, 2002, be and become obligations of the Board of Regents. Unless
13 title to the property acquired and the facilities constructed,
14 repaired, remodeled, or renovated pursuant to such laws is required
15 to remain vested with the board of trustees pursuant to subdivision
16 (a)(i) of this subsection, title to such property and facilities
17 shall vest in the Board of Regents on July 1, 2002; and

18 (c) Prior to July 1, 2002, the board of trustees and the
19 Board of Regents shall enter into such agreements as they deem
20 necessary and appropriate to carry out the provisions of sections 9
21 to 15 of this act for the conveyance and transfer of the
22 properties, rights, and obligations provided under such sections,
23 to make appropriate provisions with respect to existing debt
24 obligations, including revenue bonds, of the board of trustees and
25 the Nebraska State Colleges Facilities Corporation pertaining to
26 Wayne State College, and to provide for an orderly transition and
27 assumption by the Board of Regents of the activities and operations
28 of Wayne State College. The board of trustees, acting as a

1 corporation for the revenue bond program for Wayne State College or
2 the Nebraska State College Facilities Corporation, and its officers
3 and staff shall be reimbursed for any expenses incurred in carrying
4 out any action modifying the revenue bond program pursuant to
5 sections 9 to 15 of this act.

6 (2)(a) On July 1, 2002, all employees of Wayne State
7 College shall be transferred to the University of Nebraska. The
8 transferred employees shall retain all benefits and status of
9 employment accrued through June 30, 2002, including retirement
10 benefits not vested.

11 (b) On July 1, 2002, the transferred employees, except
12 academic, faculty, and teaching employees who are included in a
13 collective-bargaining unit and represented by a certified
14 collective-bargaining agent, shall cease participation in the
15 employee fringe benefit programs of Wayne State College and shall
16 begin participation in the University of Nebraska systemwide fringe
17 benefits program and be entitled to receive the same fringe
18 benefits of employment made available to other employees of the
19 University of Nebraska under such program.

20 (c) On July 1, 2001, the Board of Regents of the
21 University of Nebraska shall have authority to enter into a
22 collective-bargaining agreement with any certified
23 collective-bargaining agent for academic, faculty, and teaching
24 employees of Wayne State College who are represented by a certified
25 collective-bargaining agent covering any period beginning on or
26 after July 1, 2002. The Board of Regents shall bargain and
27 negotiate in good faith with any such bargaining agent pursuant to
28 the State Employees Collective Bargaining Act. On July 1, 2002,

1 all academic, faculty, and teaching employees of the University of
2 Nebraska at Wayne shall cease participation in the retirement
3 program of Wayne State College and shall begin participation in the
4 systemwide retirement program of the University of Nebraska on the
5 same basis as other academic, faculty, and teaching employees of
6 the University of Nebraska.

7 Sec. 11. The Board of Regents of the University of
8 Nebraska shall have the power to prescribe the standards for the
9 admission of students and to fix student fees, the curriculum, the
10 degrees, and the certificate program for the University of Nebraska
11 at Wayne.

12 Sec. 12. The chief administrative officer of the
13 University of Nebraska at Wayne shall be appointed by the Board of
14 Regents of the University of Nebraska, shall hold office at the
15 pleasure of the board, and shall receive such compensation as the
16 board may prescribe.

17 Sec. 13. The provisions of Chapter 85 relating to the
18 Board of Regents of the University of Nebraska shall be applicable
19 to the University of Nebraska at Wayne except as modified or
20 limited.

21 Sec. 14. (1) There is hereby created the University of
22 Nebraska at Wayne Cash Fund. The fund shall consist of all fees
23 and other money collected from students at the University of
24 Nebraska at Wayne by authority of the Board of Regents of the
25 University of Nebraska for university purposes, all receipts from
26 all university activities at the University of Nebraska at Wayne
27 collected in connection with the operation of such university, and
28 the money and funds received at the time the University of Nebraska

1 at Wayne was established. A record shall be kept separating the
2 money and funds into appropriate and convenient accounts. All
3 money and funds accruing to the fund when appropriated by the
4 Legislature shall be used for the maintenance and operation of the
5 University of Nebraska at Wayne and shall at all times be subject
6 to the orders of the Board of Regents. No warrant shall be issued
7 against the fund unless there is money sufficient to pay the same.
8 There may be retained at the University of Nebraska at Wayne a sum
9 not to exceed one hundred seventy-five thousand dollars out of the
10 fund to make settlement and equitable adjustments to students
11 entitled thereto, to carry on university activities contributing to
12 the fund, and to provide for contingencies. The University of
13 Nebraska at Wayne Cash Fund shall be in the custody of the State
14 Treasurer.

15 (2) There is hereby created the University of Nebraska at
16 Wayne Trust Fund, which fund shall consist of all property, real or
17 personal, acquired as of July 1, 2002, or at any time thereafter by
18 or for Wayne State College by donation or bequest to it, which
19 property shall be held and applied in the manner and according with
20 the provisions of the will, deed, or instrument making such
21 donation or bequest. All future donations or bequests to the
22 University of Nebraska at Wayne shall be a part of such fund. The
23 fund shall be held and managed in such manner as the Board of
24 Regents shall determine. The holdings and management shall be in
25 strict accordance with all terms of the donation or bequest, except
26 that in the absence of any investment instructions, the funds may
27 be invested by or at the direction of the Board of Regents in such
28 investments as are authorized for trustees, guardians, personal

1 representatives, or administrators under the laws of Nebraska.

2 Sec. 15. In preparation for the incorporation of Wayne
3 State College into the University of Nebraska system as the
4 University of Nebraska at Wayne, the Board of Regents of the
5 University of Nebraska shall incorporate the budget planning at
6 Wayne State College for the 2002-04 biennium into the budget
7 planning for the University of Nebraska system for the same period
8 and shall include the appropriate administrative personnel at Wayne
9 State College in any pertinent instructions and communications for
10 its budget planning for such period.

11 Sec. 16. On July 1, 2002, the existing institution at
12 Peru known as Peru State College shall be established as a
13 community college and shall be known as the Peru Campus of the
14 Southeast Community College Area. The Peru Campus of the Southeast
15 Community College Area shall be under the control and management of
16 and shall be administered by the Board of Governors of the
17 Southeast Community College Area.

18 Sec. 17. (1) On July 1, 2002, all property rights,
19 titles, assets, contracts, obligations, and choses in action of any
20 kind existing as of June 30, 2002, owned, held, or controlled by
21 Peru State College or the Board of Trustees of the Nebraska State
22 Colleges for the benefit of Peru State College shall be transferred
23 to, assumed by, and carried out by the Board of Governors of the
24 Southeast Community College Area for the operation and benefit of
25 the Peru Campus of the Southeast Community College Area subject,
26 however, to the following:

27 (a)(i) Title to (A) facilities on the campus of Peru
28 State College and all or any portion of the revenue derived from

1 such facilities which have been pledged to the payment of the
2 principal of and interest on revenue bonds of the board of trustees
3 or (B) facilities on the campus of Peru State College which have
4 been constructed, repaired, or renovated with the proceeds of
5 revenue bonds payable from student fees shall remain vested in the
6 board of trustees until the bonds outstanding with respect to such
7 facilities have been discharged. Upon the discharge of the bonds
8 outstanding with respect to any such facility, title to such
9 facility shall be transferred to and vested in the board of
10 governors without any further or additional action by the board of
11 trustees or the board of governors.

12 (ii) All facilities specified in subdivision (a)(i) of
13 this subsection shall be leased by the board of trustees to the
14 board of governors as of July 1, 2002, upon such terms and
15 conditions as the board of trustees and the board of governors
16 shall determine, except that (A) payments from the board of
17 governors to the board of trustees pursuant to such leases shall be
18 sufficient to pay the principal of and interest on the bonds
19 outstanding with respect to such facilities and shall include a
20 reasonable fee set by and paid to the board of trustees to cover
21 actual and necessary expenses incurred by the board of trustees for
22 managing the bond program of the Peru Campus of the Southeast
23 Community College Area until all bonds which are outstanding as of
24 July 1, 2002, and which were issued with respect to the leased
25 facilities have matured and are retired, (B) the board of governors
26 shall have the right to establish rents, charges, rates, and fees
27 for the use of such facilities and to receive and collect all
28 revenue, rents, fees, income, profits, and charges of whatever

1 nature and howsoever derived from such facility, and (C) the board
2 of governors shall keep, perform, satisfy, and comply with all
3 terms, covenants, conditions, and agreements contained in the
4 documents relating to the issuance of the bonds outstanding with
5 respect to each such facility;

6 (b) The obligations for the payment of money of the board
7 of trustees incurred pursuant to sections 81-188.05, 85-328,
8 85-417, and 85-1415, for Peru State College, shall remain the
9 obligations of the board of trustees. All other obligations of the
10 board of trustees incurred pursuant to such laws shall, upon July
11 1, 2002, be and become obligations of the board of governors.
12 Unless title to the property acquired and the facilities
13 constructed, repaired, remodeled, or renovated pursuant to such
14 laws is required to remain vested with the board of trustees
15 pursuant to subdivision (a)(i) of this subsection, title to such
16 property and facilities shall vest in the board of governors on
17 July 1, 2002; and

18 (c) Prior to July 1, 2002, the board of trustees and the
19 board of governors shall enter into such agreements as they deem
20 necessary and appropriate to carry out the provisions of sections
21 16 to 22 of this act for the conveyance and transfer of the
22 properties, rights, and obligations provided under such sections,
23 to make appropriate provisions with respect to existing debt
24 obligations, including revenue bonds, of the board of trustees and
25 the Nebraska State Colleges Facilities Corporation pertaining to
26 Peru State College, and to provide for an orderly transition and
27 assumption by the board of governors of the activities and
28 operations of Peru State College. The board of trustees, acting as

1 a corporation for the revenue bond program for Peru State College
2 or the Nebraska State College Facilities Corporation, and its
3 officers and staff shall be reimbursed for any expenses incurred in
4 carrying out any action modifying the revenue bond program pursuant
5 to sections 16 to 22 of this act.

6 (2)(a) On July 1, 2002, all employees of Peru State
7 College shall be transferred to the community college area. The
8 transferred employees shall retain all benefits and status of
9 employment accrued through June 30, 2002, including retirement
10 benefits not vested.

11 (b) On July 1, 2002, the transferred employees, except
12 academic, faculty, and teaching employees who are included in a
13 collective-bargaining unit and represented by a certified
14 collective-bargaining agent, shall cease participation in the
15 employee fringe benefit programs of Peru State College and shall
16 begin participation in the community college areawide fringe
17 benefits program and be entitled to receive the same fringe
18 benefits of employment made available to other employees of the
19 community college area under such program.

20 (c) On July 1, 2001, the Board of Governors of the
21 Southeast Community College Area shall have authority to enter into
22 a collective-bargaining agreement with any certified
23 collective-bargaining agent for academic, faculty, and teaching
24 employees of Peru State College who are represented by a certified
25 collective-bargaining agent covering any period beginning on or
26 after July 1, 2002. The board of governors shall bargain and
27 negotiate in good faith with any such bargaining agent pursuant to
28 the State Employees Collective Bargaining Act. On July 1, 2002,

1 all academic, faculty, and teaching employees of the Peru Campus of
2 the Southeast Community College Area shall cease participation in
3 the retirement program of Peru State College and shall begin
4 participation in the areawide retirement program of the community
5 college area on the same basis as other academic, faculty, and
6 teaching employees of the community college areas.

7 Sec. 18. The Board of Governors of the Southeast
8 Community College Area shall have the power to prescribe the
9 standards for the admission of students and to fix student fees,
10 the curriculum, the degrees, and the certificate program for the
11 Peru Campus of the Southeast Community College Area.

12 Sec. 19. The chief administrative officer of the Peru
13 Campus of the Southeast Community College Area shall be appointed
14 by the Board of Governors of the Southeast Community College Area,
15 shall hold office at the pleasure of the board, and shall receive
16 such compensation as the board may prescribe.

17 Sec. 20. The provisions of Chapter 85 relating to the
18 Board of Governors of the Southeast Community College Area shall be
19 applicable to the Peru Campus of the Southeast Community College
20 Area except as modified or limited.

21 Sec. 21. Section 85-957, Reissue Revised Statutes of
22 Nebraska, is amended to read:

23 ~~85-957.~~ (1) Peru State College may maintain its existing
24 baccalaureate general academic, baccalaureate occupational, and
25 baccalaureate professional degree programs, and shall limit new
26 baccalaureate degree programs to the needs of its unique service
27 area generally defined as the state's southeast region. Peru's
28 cooperative master's degree program in education with the

1 university may be maintained. The institution known as Peru State
2 College shall cease to exist on July 1, 2002.

3 (2) On July 1, 2002, Peru State College shall cease its
4 existing baccalaureate general academic, baccalaureate
5 occupational, baccalaureate professional degree programs, and any
6 other baccalaureate degree programs. Peru's cooperative master's
7 degree program in education with the University of Nebraska shall
8 cease on July 1, 2002.

9 (3) Peru State College shall not accept any new master's
10 or baccalaureate students for 2001-02 school year or any school
11 year thereafter. On July 1, 2002, all Peru master's or
12 baccalaureate students who are maintaining their academic
13 eligibility shall be accepted as students of the University of
14 Nebraska for purposes of completing such degree. Such students,
15 upon the completion of their degree, shall have the option of
16 having such degree conferred by the Board of Regents of the
17 University of Nebraska on behalf of the university or on behalf of
18 Peru State College.

19 Sec. 22. In preparation for the incorporation of Peru
20 State College into the Southeast Community College Area as the Peru
21 Campus, the Board of Governors of the Southeast Community College
22 Area shall incorporate the budget planning at Peru State College
23 for the 2002-04 biennium into the budget planning for the Southeast
24 Community College Area for the same period and shall include the
25 appropriate administrative personnel at Peru State College in any
26 pertinent instructions and communications for its budget planning
27 for such period.

28 Sec. 23. The Coordinating Commission for Postsecondary

1 Education shall cease to exist on July 1, 2002. On and after July
2 1, 2002, the powers, duties, and records of the commission relating
3 to the Nebraska Educational Data System as set forth in sections
4 85-1421 to 85-1427 shall be transferred to the University of
5 Nebraska. On and after July 1, 2002, the powers, duties, and
6 records of the commission relating to the State Scholarship Award
7 Program Act, the Scholarship Assistance Program Act, and the
8 Postsecondary Education Award Program Act, and sections 85-1101 to
9 85-1111 shall be transferred to the Board of Regents of the
10 University of Nebraska. The transition committee created in
11 section 24 of this act shall make recommendations regarding any
12 further transfer of commission powers, duties, and records.

13 Sec. 24. On August 1, 2000, there shall be established a
14 transition committee which shall direct, supervise, and coordinate
15 the implementation of this legislative bill and make
16 recommendations to the Legislature for any further necessary
17 implementing legislation, including the elimination of references
18 to obsolete institutions and agencies. The transition committee
19 shall be comprised of the following members:

20 (1) One member at large, to be appointed by the Governor.
21 The person appointed shall not be employed by a postsecondary
22 educational institution in the state. The member at large shall
23 serve as the chairperson of the committee and shall set the agenda
24 for committee meetings;

25 (2) One member each from the administrations of the
26 University of Nebraska-Lincoln, the University of Nebraska at
27 Omaha, the University of Nebraska Medical Center, and the
28 University of Nebraska at Kearney and one member from the central

1 administration of the University of Nebraska, to be appointed by
2 the Board of Regents of the University of Nebraska;

3 (3) One member each from the administrations of Chadron
4 State College, Peru State College, and Wayne State College and one
5 member from the office of the Board of Trustees of the Nebraska
6 State Colleges, to be appointed by the Board of Trustees of the
7 Nebraska State Colleges;

8 (4) One member representing the administration of the
9 community college areas;

10 (5) One member from the Department of Administrative
11 Services, to be appointed by the Director of Administrative
12 Services; and

13 (6) One member from the budget division of the Department
14 of Administrative Services, to be appointed by the Director of
15 Administrative Services.

16 The transition committee shall keep the Legislative
17 Fiscal Analyst and the chairperson of the Education Committee of
18 the Legislature apprised of all its meetings and activities as
19 requested. The first meeting of the transition committee shall be
20 held by August 15, 2000. By November 30, 2000, the transition
21 committee shall report its transition plan and schedule and its
22 recommendations to the Education Committee of the Legislature for
23 any further legislation necessary to implement this legislative
24 bill. Members of the transition committee shall be reimbursed for
25 their actual and necessary expenses as provided in sections 81-1174
26 to 81-1177.

27 After July 1, 2002, the members from the University of
28 Nebraska at Chadron and the University of Nebraska at Wayne shall

1 be appointed by the Board of Regents for the University of
 2 Nebraska, and the member from the former Peru State College shall
 3 no longer serve on the transition committee.

4 The transition committee shall terminate on July 1, 2004,
 5 or upon the failure in the general election of 2000 of the
 6 constitutional amendment necessary to authorize the implementation
 7 of this legislative bill.

8 Sec. 25. Section 32-510, Reissue Revised Statutes of
 9 Nebraska, is amended to read:

10 32-510. The State of Nebraska is divided into eight
 11 election districts for ~~the election of~~ the Board of Regents of the
 12 University of Nebraska as provided and described in sections
 13 85-103.01 and 85-103.02. Of the eight election districts: (1) One
 14 regent from district number one and one regent from district number
 15 two shall be elected at the statewide general election in 1996 and
 16 each six years thereafter; (2) ~~one~~ ~~one~~ regent from district
 17 number six and one regent from district number seven shall be
 18 elected at the statewide general election in 1992 and each six
 19 years thereafter; and (3) ~~one~~ ~~one~~ regent from district number
 20 three, one regent from district number four, one regent from
 21 district number five, and one regent from district number eight
 22 shall be elected at the statewide general election in 1994 and each
 23 six years thereafter. The elected regents shall serve for terms of
 24 six years or until their successors are elected and qualified. The
 25 members representing districts six and seven on September 6, 1991,
 26 shall thereafter represent districts seven and six, respectively.
 27 The elected regents shall be elected on the nonpartisan ballot.

28 Sec. 26. Section 81-1108.33, Revised Statutes

1 Supplement, 1998, is amended to read:

2 81-1108.33. (1)(a) Any gift of, bequest of, or devise of
3 (i) real property, (ii) a structure, or (iii) an improvement
4 proposed to be made available to any state agency, board, or
5 commission shall be reviewed by the state building division
6 pursuant to sections 81-1108.15 and 81-1114. Such review shall
7 include any potential matching of state funds or maintenance
8 requirements as a condition of acceptance. Subsequent to such
9 review, the state building division shall submit a report to the
10 Governor and the Legislative Fiscal Analyst outlining the terms and
11 conditions of the proposed gift, bequest, or devise along with its
12 recommendation.

13 (b) Any proposed gift of, bequest of, or devise of (i)
14 real property, (ii) a structure, or (iii) an improvement in excess
15 of ten thousand dollars shall be approved by the Governor and the
16 Legislature prior to acceptance. If the Legislature is not in
17 session, the Executive Board of the Legislative Council, after
18 recommendation by the Committee on Building Maintenance, may
19 approve such gift, bequest, or devise along with the Governor. No
20 construction or other work related to the proposed gift, bequest,
21 or devise shall be initiated prior to receiving the approval
22 required by this section.

23 (2) For purposes of this section, gift of, bequest of, or
24 devise of (a) real property, (b) a structure, or (c) an improvement
25 shall include, but not be limited to, a donation of, gift of,
26 bequest of, devise of, or grant of (i) real property, (ii) a
27 structure, or (iii) an improvement from an individual, an
28 organization, a corporation, a foundation, or a similar entity or

1 from a nonfederal governmental agency. For purposes of this
2 section, gift, bequest or devise shall not include a donation,
3 gift, bequest, devise, or grant of tangible or intangible personal
4 property.

5 ~~(3) This section shall not apply to the University of~~
6 ~~Nebraska or any Nebraska state college, since these agencies are~~
7 ~~subject to and participate in statewide facilities planning~~
8 ~~developed by the Coordinating Commission for Postsecondary~~
9 ~~Education pursuant to the Coordinating Commission for Postsecondary~~
10 ~~Education Act.~~

11 Sec. 27. Section 81-1108.41, Revised Statutes
12 Supplement, 1998, is amended to read:

13 81-1108.41. The division shall cause a state
14 comprehensive capital facilities plan to be developed. The plan
15 shall project the state's facilities needs for periods of four
16 years and eight years and shall be based on programmatic
17 projections and input from each state agency. To aid in the
18 development of the plan, the Governor shall appoint a State
19 Comprehensive Capital Facilities Planning Committee with
20 representatives from various state agencies. The committee shall
21 develop and adopt comprehensive planning guidelines and a process
22 of project prioritization. The state comprehensive capital
23 facilities plan shall be submitted to the Committee on Building
24 Maintenance for review before such plan shall be submitted to the
25 Governor and the Legislative Fiscal Analyst on or before September
26 15 prior to the beginning of each biennium. The plan shall be
27 based on priorities developed by the State Comprehensive Capital
28 Facilities Planning Committee. ~~The University of Nebraska and any~~

1 ~~Nebraska state college shall not be required to comply with or be~~
2 ~~subject to the provisions of this section since these agencies are~~
3 ~~subject to and participate in statewide facilities planning~~
4 ~~developed by the Coordinating Commission for Postsecondary~~
5 ~~Education pursuant to the Coordinating Commission for Postsecondary~~
6 ~~Education Act.~~

7 An appropriation for drawings and construction may be
8 made only after submission of an acceptable program statement on or
9 before September 15 of the year previous to the initiation of such
10 appropriation. Such program statement shall include, but not be
11 limited to, (1) an assessment of the compatibility of the project
12 with the state comprehensive capital facilities plan and the agency
13 or departmental comprehensive capital facilities plan, (2) the
14 identification of the impact of the project on the space
15 utilization of other facilities under the control of the agency or
16 department, and (3) the identification of the future impact on the
17 agency or departmental programmatic needs, demand for utilities in
18 excess of current capacity, parking needs, street and road needs,
19 and site acquisition needs. Such program statement shall be
20 submitted to the division and the Legislative Fiscal Analyst.

21 No contract for the planning, design, or construction of
22 a new facility or major modification or repair of an existing
23 facility provided for by any state appropriation may be initiated
24 unless an acceptable program statement has been approved by the
25 Governor, the agency or department has submitted to the division a
26 certificate from the Committee on Building Maintenance that there
27 is no state-owned property which is adequate or which through
28 cost-effective renovation, as determined by the division, could be

1 made adequate to meet the agency's or department's needs, and the
2 conditions of the contracts are approved in writing by the
3 division, except that the provisions of this section shall not
4 apply to projects when the total design and construction cost of
5 the project is less than the limit established by the division.
6 Such program statements and contracts shall be reviewed by the
7 division.

8 The division shall file a written report on each program
9 statement and contract reviewed with the Governor and the
10 Legislative Fiscal Analyst. This report shall cover the
11 consistency of the project with the state comprehensive capital
12 facilities plan and the agency or departmental comprehensive
13 capital facilities plan. A subsequent review and report upon
14 completion of the planning or design phase of the project shall
15 indicate the compatibility of the project with the agency or
16 departmental comprehensive capital facilities plan, compare the
17 probable cost of the project with accepted cost standards for
18 similar construction projects, and review the relationship of the
19 project to other state agency or departmental capital facilities in
20 the same complex.

21 Sec. 28. Section 85-102.01, Reissue Revised Statutes of
22 Nebraska, is amended to read:

23 85-102.01. The University of Nebraska shall be composed
24 of a chief governing administrative unit, ~~four~~ six universities
25 which shall be the University of Nebraska-Lincoln, the University
26 of Nebraska at Omaha, the University of Nebraska at Kearney, the
27 University of Nebraska at Chadron, the University of Nebraska at
28 Wayne, and the University of Nebraska Medical Center, and such

1 other institutions and units as may be designated by the
2 Legislature.

3 Sec. 29. Section 85-102.02, Reissue Revised Statutes of
4 Nebraska, is amended to read:

5 85-102.02. (1) The University of Nebraska-Lincoln shall
6 have responsibility for operating comprehensive programs of
7 undergraduate instruction and primary responsibility, except in the
8 health-related disciplines, for operating comprehensive programs of
9 graduate, postgraduate, and professional instruction, research, and
10 public service as authorized by the Board of Regents of the
11 University of Nebraska consistent with the role and mission
12 assignments provided in Chapter 85, article 9.

13 (2) The University of Nebraska at Omaha shall have
14 responsibility for operating general programs of undergraduate
15 instruction and programs of graduate instruction, research, and
16 public service as authorized by the Board of Regents consistent
17 with the role and mission assignments provided in Chapter 85,
18 article 9.

19 (3) The University of Nebraska at Kearney shall have
20 responsibility for operating general programs of undergraduate
21 instruction and programs of graduate instruction, research, and
22 public service as authorized by the Board of Regents consistent
23 with and limited by the role and mission assignments provided in
24 Chapter 85, article 9.

25 (4) The University of Nebraska Medical Center shall have
26 primary responsibility in the health-related disciplines for
27 operating programs of undergraduate instruction and comprehensive
28 programs of graduate, postgraduate, and professional instruction,

1 research, and public service as authorized by the Board of Regents
2 consistent with the role and mission assignments provided in
3 Chapter 85, article 9.

4 (5) The University of Nebraska at Chadron shall have
5 responsibility for operating general programs of undergraduate
6 instruction and programs of graduate instruction, research, and
7 public service as authorized by the Board of Regents consistent
8 with and limited by the role and mission assignments provided in
9 Chapter 85, article 9.

10 (6) The University of Nebraska at Wayne shall have
11 responsibility for operating general programs of undergraduate
12 instruction and programs of graduate instruction, research, and
13 public service as authorized by the Board of Regents consistent
14 with and limited by the role and mission assignments provided in
15 Chapter 85, article 9.

16 Sec. 30. Section 85-103, Reissue Revised Statutes of
17 Nebraska, is amended to read:

18 85-103. The general government of the University of
19 Nebraska shall be vested in a board of fifteen regents; eight
20 ~~regents~~ of whom shall be elected from districts as provided in
21 section 32-510 and seven of whom shall be appointed as provided in
22 section 32 of this act. Beginning in the year 2003, the terms of
23 elected and appointed regents shall commence on the fourth Thursday
24 in January. Vacancies occurring ~~in~~ among the elected regents of
25 the board shall be filled as provided in section 32-567. Vacancies
26 occurring among the appointed regents of the board shall be filled
27 for the remainder of the unexpired term in the same manner as the
28 regular appointment provided in section 32 of this act.

1 Sec. 31. Section 85-103.01, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 85-103.01. For the purpose of section 85-103, the state
4 is divided into eight election districts. The limits and
5 designations of the ~~eight~~ districts shall be as follows:

6 District No. 1. That part of Lancaster County not
7 included in regent district 4 and regent district 5;

8 District No. 2. That part of Douglas County beginning at
9 the intersection of the Douglas-Sarpy County line and 168th Street,
10 north on 168th Street to West Center Road, east on West Center Road
11 to Hendricks Road, north on Hendricks Road to a point on an
12 east-west line extending from a point halfway between Woolworth
13 Avenue and Pine Street on 158th Street, east along such line to
14 158th Street, north on 158th Street to Woolworth Avenue, north on
15 Woolworth Avenue to 155th Street, north on 155th Street to Pacific
16 Street, east on Pacific Street to 90th Street, north on 90th Street
17 to Western Avenue, east and south on Western Avenue to 72nd Street,
18 north on 72nd Street to Hamilton Street, east on Hamilton Street to
19 33rd Street, north on 33rd Street to Charles Street, east on
20 Charles Street to 22nd Street, south on 22nd Street to Charles
21 Street, east on Charles Street to 21st Street, north on 21st Street
22 to Charles Plaza, east on Charles Plaza to 20th Street, north on
23 20th Street to Charles Street, east on Charles Street to 16th
24 Street, south on 16th Street to Nicholas Street, east on Nicholas
25 Street to 11th Street, north on 11th Street to Seward Street, east
26 on Seward Street to 6th Street, south and east on 6th Street to
27 Abbott Drive, north on Abbott Drive to the Grace Street Outfall,
28 south along the Grace Street Outfall to the Missouri River, north

1 along the Missouri River to the Douglas-Washington County line,
2 west along the Douglas-Washington County line to the Platte River,
3 south along the Platte River to the Douglas-Sarpy County line, and
4 east along the Douglas-Sarpy County line to the point of beginning;

5 District No. 3. The counties of Cedar, Dixon, Dakota,
6 Wayne, Thurston, Madison, Stanton, Cuming, Burt, Platte, Colfax,
7 Dodge, and Washington;

8 District No. 4. The counties of Sarpy, Cass, Otoe,
9 Johnson, Nemaha, Pawnee, and Richardson, that part of Douglas
10 County beginning at the intersection of 42nd and Harrison Streets,
11 north on 42nd Street to Q Street, west on Q Street to 42nd Street,
12 north on 42nd Street to F Street, east on F Street to the
13 Burlington Northern Railroad right-of-way, north along the
14 Burlington Northern Railroad right-of-way to Interstate Highway 80,
15 east on Interstate Highway 80 to the Missouri River, south along
16 the Missouri River to Harrison Street, and west on Harrison Street
17 to the point of beginning, and that part of Lancaster County which
18 includes the precincts of Lancaster, Stevens Creek, Grant 1, Grant
19 2, Grant 3, Stockton, Saltillo 1, Saltillo 2, Nemaha, Buda, South
20 Pass, and Panama;

21 District No. 5. The counties of Polk, Butler, Saunders,
22 York, Seward, Gosper, Phelps, Kearney, Adams, Clay, Fillmore,
23 Saline, Harlan, Franklin, Webster, Nuckolls, Thayer, Jefferson, and
24 Gage and that part of Lancaster County which includes the precincts
25 of Elk, Middle Creek, Denton, Yankee Hill, Highland, Centerville,
26 and Olive Branch;

27 District No. 6. The counties of Hamilton, Merrick,
28 Nance, Boone, Antelope, Pierce, Knox, Boyd, Holt, Wheeler, Greeley,

1 Howard, Hall, Buffalo, Sherman, Valley, Garfield, Loup, Rock, Keya
2 Paha, Brown, Blaine, and Custer;

3 District No. 7. The counties of Furnas, Red Willow,
4 Hitchcock, Dundy, Chase, Hayes, Frontier, Dawson, Lincoln, Perkins,
5 Keith, Deuel, Cheyenne, Kimball, Banner, Scotts Bluff, Morrill,
6 Garden, Arthur, McPherson, Logan, Thomas, Hooker, Grant, Cherry,
7 Sheridan, Dawes, Box Butte, and Sioux; and

8 District No. 8. That part of Douglas County not included
9 in regent district 2 and regent district 4.

10 Sec. 32. On July 1, 2002, the Board of Regents of the
11 University of Nebraska shall include seven appointed regents in
12 addition to those elected regents. The initial appointed regents
13 shall consist of the members of the Board of Trustees of the
14 Nebraska State Colleges as such board existed on June 30, 2002,
15 including the Commissioner of Education who shall serve as a voting
16 member of the board. Beginning in 2003, the terms of two initial
17 appointed regents shall expire every two years on the fourth
18 Thursday in January and the term of the Commissioner of Education
19 shall expire in 2007. As the terms of the initial regents expire,
20 the Governor shall appoint regents with the approval of a majority
21 of the members of the Legislature as follows: (1) In 2003, one
22 regent from the first congressional district and one at-large
23 regent, (2) in 2005, one regent from the second congressional
24 district and one at-large regent, and (3) in 2007, one regent from
25 the third congressional district and two at-large regents. After
26 initial terms, each term shall be for six years. A regent
27 appointed pursuant to this section may be removed by the Governor
28 for misfeasance, malfeasance, or willful neglect of duty or other

1 cause after notice and a public hearing unless notice and hearing
2 are expressly waived in writing by the regent.

3 Sec. 33. Section 85-107, Reissue Revised Statutes of
4 Nebraska, is amended to read:

5 85-107. (1) The University of Nebraska may embrace the
6 colleges and institute listed in this section and any other
7 colleges and institutes as may be established by the Board of
8 Regents of the University of Nebraska. ~~with the approval of the~~
9 ~~Coordinating Commission for Postsecondary Education.~~

10 (2) The colleges and institute of the University of
11 Nebraska-Lincoln shall be as follows:

12 (a) Architecture;

13 (b) Arts and Sciences;

14 (c) Business Administration;

15 (d) Engineering and Technology;

16 (e) Home Economics;

17 (f) Journalism;

18 (g) Law;

19 (h) Teachers; and

20 (i) University of Nebraska Institute of Agriculture and
21 Natural Resources which shall embrace divisions and administrative
22 units as provided in section 85-1,104.

23 (3) The colleges of the University of Nebraska at Omaha
24 shall be as follows:

25 (a) Arts and Sciences;

26 (b) Business Administration;

27 (c) Continuing Studies;

28 (d) Education;

1 (e) Fine Arts; and

2 (f) Public Affairs and Community Service.

3 (4) The colleges of the University of Nebraska at Kearney
4 shall be as follows:

5 (a) Business and Technology;

6 (b) Education;

7 (c) Fine Arts and Humanities; and

8 (d) Natural and Social Sciences.

9 (5) The colleges of the University of Nebraska Medical
10 Center shall be as follows:

11 (a) Dentistry;

12 (b) Medicine;

13 (c) Nursing; and

14 (d) Pharmacy.

15 (6) The colleges of the University of Nebraska at Chadron
16 shall be the equivalent of the departments which existed at Chadron
17 State College on June 30, 2002, unless and until changed by the
18 Board of Regents of the University of Nebraska.

19 (7) The colleges of the University of Nebraska at Wayne
20 shall be the equivalent of the departments which existed at Wayne
21 State College on June 30, 2002, unless and until changed by the
22 Board of Regents of the University of Nebraska.

23 (8) In addition to the colleges and institute listed in
24 this section, there shall be a graduate college which shall exist
25 and be administered as a university-wide college.

26 ~~(7)~~ (9) Nothing contained in this section shall be
27 construed to limit the authority of the Board of Regents of the
28 University of Nebraska to (a) merge existing colleges established

1 on a campus level into systemwide administrative units, (b) merge
2 or eliminate existing colleges established on a campus level, or
3 (c) merge or eliminate divisions and administrative units of the
4 University of Nebraska Institute of Agriculture and Natural
5 Resources.

6 Sec. 34. Section 85-956, Reissue Revised Statutes of
7 Nebraska, is amended to read:

8 85-956. (1) Chadron State College may maintain its
9 existing baccalaureate general academic, baccalaureate
10 occupational, and baccalaureate professional degree programs and
11 shall limit new baccalaureate degree programs to the needs of its
12 unique service area generally defined as the state's western
13 region. Subject to approval by the Board of Trustees of the
14 Nebraska State Colleges, Chadron State College may independently
15 award the master's degree in business administration. Subject to
16 approval by the Board of Trustees of the Nebraska State Colleges,
17 Chadron State College may offer other master's degree programs upon
18 demonstration of a compelling need in disciplines in which it has a
19 demonstrated capacity as authorized and approved by the
20 Coordinating Commission for Postsecondary Education pursuant to
21 sections 85-1413 and 85-1414. This institution known as Chadron
22 State College shall cease to exist on July 1, 2002.

23 (2) The University of Nebraska at Chadron may maintain
24 its existing baccalaureate general academic, baccalaureate
25 occupational, and baccalaureate professional degree programs and
26 master's degree programs which Chadron State College maintained
27 prior to July 1, 2002. Subject to approval by the Board of Regents
28 of the University of Nebraska, the University of Nebraska at

1 Chadron may offer other master's degree programs upon demonstration
2 of a compelling need in disciplines in which it has a demonstrated
3 capacity.

4 Sec. 35. Section 85-958, Reissue Revised Statutes of
5 Nebraska, is amended to read:

6 85-958. (1) Wayne State College may maintain its
7 existing baccalaureate general academic, baccalaureate
8 occupational, and baccalaureate professional degree programs and
9 shall limit new baccalaureate degree programs to the needs of its
10 unique service area generally defined as the state's northeast
11 region. Subject to approval by the Board of Trustees of the
12 Nebraska State Colleges, Wayne State College may independently
13 award the master's degree in business administration. Subject to
14 approval by the Board of Trustees of the Nebraska State Colleges,
15 Wayne State College may offer other master's degree programs upon
16 demonstration of a compelling need in disciplines in which it has a
17 demonstrated capacity as authorized and approved by the
18 Coordinating Commission for Postsecondary Education pursuant to
19 sections 85-1413 and 85-1414. The institution known as Wayne State
20 College shall cease to exist on July 1, 2002.

21 (2) The University of Nebraska at Wayne may maintain its
22 existing baccalaureate general academic, baccalaureate
23 occupational, and baccalaureate professional degree programs and
24 master's degree programs which Wayne State College maintained prior
25 to July 1, 2002. Subject to approval by the Board of Regents of
26 the University of Nebraska, the University of Nebraska at Wayne may
27 offer other master's degree programs upon demonstration of a
28 compelling need in disciplines in which it has a demonstrated

1 capacity.

2 Sec. 36. Section 85-963, Reissue Revised Statutes of
3 Nebraska, is amended to read:

4 85-963. The community college areas may provide general
5 academic transfer programs at the following campuses: Southeast
6 Community College Area at the Fairbury-Beatrice Campus, Lincoln
7 Campus, and Peru Campus; Central Community College Area at the
8 Columbus Campus; Metropolitan Community College Area at the Fort
9 Omaha Campus; Mid-Plains Community College Area at the McCook and
10 North Platte Campuses; Northeast Community College Area at the
11 Norfolk Campus; and Western Community College Area at the
12 Scottsbluff Campus.

13 ~~In conjunction with and consistent with its~~
14 ~~determinations regarding transfers of credit, admission standards,~~
15 ~~and remedial programs pursuant to section 85-1413, the Coordinating~~
16 ~~Commission for Postsecondary Education may authorize any or all of~~
17 ~~the campuses of community college areas not listed in this section~~
18 ~~to also provide general academic transfer programs.~~

19 The delivery of general academic transfer program
20 services shall be limited to those areas and campuses specifically
21 provided for by this section. ~~or the commission.~~ The community
22 college areas are encouraged to work in cooperation with the
23 University of Nebraska ~~and the state colleges~~ for the articulation
24 of general academic transfer programs of the six community college
25 areas.

26 Sec. 37. Sections 26 to 29, 33, and 36 to 38 this act
27 become operative on their effective date. The other sections of
28 this act become operative July 1, 2002.

1 Sec. 38. Original sections 85-102.01, 85-102.02, 85-107,
2 and 85-963, Reissue Revised Statutes of Nebraska, and sections
3 81-1108.33 and 81-1108.41, Revised Statutes Supplement, 1998, are
4 repealed.

5 Sec. 39. Original sections 32-510, 85-103, 85-103.01,
6 and 85-956 to 85-958, Reissue Revised Statutes of Nebraska, are
7 repealed.