

AMENDMENTS TO LB 38

(Amendments to Standing Committee amendments, AM0567)

1 1. Insert the following new section:

2 "Sec. 3. Section 85-1503, Reissue Revised Statutes of
3 Nebraska, is amended to read:

4 85-1503. For purposes of sections 85-1501 to 85-1540,
5 unless the context otherwise requires:

6 (1) Community college shall mean an educational
7 institution operating and offering programs pursuant to such
8 sections;

9 (2) Community college area shall mean an area established
10 by section 85-1504;

11 (3) Board shall mean the Community College Board of
12 Governors for each community college area;

13 (4) Full-time equivalent student shall mean, in the
14 aggregate, the equivalent of a registered student who in a
15 twelve-month period is enrolled in (a) thirty semester credit hours
16 or forty-five quarter credit hours of classroom, laboratory,
17 clinical, practicum, or independent study course work or
18 cooperative work experience or (b) nine hundred contact hours of
19 classroom or laboratory course work for which credit hours are not
20 offered or awarded. Avocational and recreational community service
21 programs or courses shall not be included in determining full-time
22 equivalent students or student enrollment;

23 (5) Contact hour shall mean an educational activity

1 consisting of sixty minutes minus break time and required time to
2 change classes;

3 (6) Credit hour shall mean the unit used to ascertain the
4 educational value of course work offered by the institution to
5 students enrolling for such course work, earned by such students
6 upon successful completion of such course work, and for which
7 tuition is charged. A credit hour may be offered and earned in any
8 of several instructional delivery systems, including, but not
9 limited to, classroom hours, laboratory hours, clinical hours,
10 practicum hours, cooperative work experience, and independent
11 study. A credit hour shall consist of a minimum of: (a) Ten
12 quarter or fifteen semester classroom contact hours per term of
13 enrollment; (b) twenty quarter or thirty semester academic transfer
14 and academic support laboratory hours per term of enrollment; (c)
15 thirty quarter or forty-five semester vocational laboratory hours
16 per term of enrollment; (d) thirty quarter or forty-five semester
17 clinical or practicum contact hours per term of enrollment; or (e)
18 forty quarter or sixty semester cooperative work experience contact
19 hours per term of enrollment. An institution may include in a
20 credit hour more classroom, laboratory, clinical, practicum, or
21 cooperative work experience hours than the minimum required in this
22 subdivision. The institution shall publish in its catalog, or
23 otherwise make known to the student in writing prior to the student
24 enrolling or paying tuition for any courses, the number of credit
25 or contact hours offered in each such course. Such published
26 credit or contact hour offerings shall be used to determine whether
27 a student is a full-time equivalent student pursuant to subdivision

1 (4) of this section;

2 (7) Classroom hour shall mean a minimum of fifty minutes
3 of formalized instruction on campus or off campus in which a
4 qualified instructor applying any combination of instructional
5 methods such as lecture, directed discussion, demonstration, or the
6 presentation of audiovisual materials is responsible for providing
7 an educational experience to students;

8 (8) Laboratory hour shall mean a minimum of fifty minutes
9 of educational activity on campus or off campus in which students
10 conduct experiments, perfect skills, or practice procedures under
11 the direction of a qualified instructor;

12 (9) Clinical hour shall mean a minimum of fifty minutes
13 of educational activity on campus or off campus during which the
14 student is assigned practical experience under constant supervision
15 at a health-related agency, receives individual instruction in the
16 performance of a particular function, and is observed and critiqued
17 in the repeat performance of such function. Adjunct professional
18 personnel, who may or may not be paid by the college, may be used
19 for the directed supervision of students and for the delivery of
20 part of the didactic phase of the experience;

21 (10) Practicum hour shall mean a minimum of fifty minutes
22 of educational activity on campus or off campus during which the
23 student is assigned practical experiences, receives individual
24 instruction in the performance of a particular function, and is
25 observed and critiqued by an instructor in the repeat performance
26 of such function. Adjunct professional personnel, who may or may
27 not be paid by the college, may be used for the directed

1 supervision of the students;

2 (11) Cooperative work experience shall mean an internship
3 or on-the-job training, designed to provide specialized skills and
4 educational experiences, which is coordinated, supervised,
5 observed, and evaluated by qualified college staff or faculty and
6 may be completed on campus or off campus, depending on the nature
7 of the arrangement;

8 (12) Independent study shall mean an arrangement between
9 an instructor and student in which the instructor is responsible
10 for assigning work activity or skill objectives to the student,
11 personally providing needed instruction, assessing the student's
12 progress, and assigning a final grade. Credit hours shall be
13 assigned according to the practice of assigning credits in similar
14 courses;

15 (13) Full-time equivalent student enrollment total shall
16 mean the total of full-time equivalent students enrolled in a
17 community college in any fiscal year;

18 (14) General academic transfer course shall mean a course
19 offering in a one-year or two-year degree-credit program, at the
20 associate degree level or below, intended by the offering
21 institution for transfer into a baccalaureate program. The
22 completion of the specified courses in a general academic transfer
23 program may include the award of a formal degree;

24 (15) Applied technology or occupational course shall mean
25 a course offering in an instructional program, at the associate
26 degree level or below, intended to prepare individuals for
27 immediate entry into a specific occupation or career. The primary

1 intent of the institutions offering an applied technology or
2 occupational program shall be that such program is for immediate
3 job entry. The completion of the specified courses in an applied
4 technology or occupational program may include the award of a
5 formal degree, diploma, or certificate;

6 (16) Academic support course shall mean a general
7 education academic course offering which may be necessary to
8 support an applied technology or occupational program;

9 (17) Class 1 course shall mean an applied technology or
10 occupational course offering which requires the use of equipment,
11 facilities, or instructional methods easily adaptable for use in a
12 general academic transfer program classroom or laboratory;

13 (18) Class 2 course shall mean an applied technology or
14 occupational course offering which requires the use of specialized
15 equipment, facilities, or instructional methods not easily
16 adaptable for use in a general academic transfer program classroom
17 or laboratory;

18 (19) Reported aid equivalent student shall mean a
19 full-time equivalent student subject to the following limitations:

20 (a) The number of credit hours which can be counted for
21 each student per semester or quarter shall be limited to eighteen
22 credit hours;

23 (b) For students enrolled for more than eighteen credit
24 hours, credit hours for each course shall be prorated as the
25 eighteen-credit-hour limit is to the student's total credit hours
26 for the semester or quarter;

27 (c) The credit-hour limit for a special instructional

1 term shall be prorated on the same ratio that a fifteen-week term
2 is to eighteen semester credit hours or a ten-week term is to
3 eighteen quarter credit hours; and

4 (d) The number of credit and contact hours which shall be
5 counted by any community college area in which a tribally
6 controlled community college is located shall include credit and
7 contact hours awarded by such tribally controlled community college
8 to students for which such institution received no federal
9 reimbursement pursuant to the Tribally Controlled Community College
10 Assistance Act, ~~Public Law 95-471 as reauthorized by Public Law~~
11 ~~99-428~~ 25 U.S.C. 1801;

12 (20) Reported aid equivalent total shall mean the total
13 of all reported aid equivalents accumulated in a community college
14 area in any fiscal year;

15 (21) Reimbursable educational unit shall mean a reported
16 aid equivalent student multiplied by (a) for a general academic
17 transfer course or an academic support course, a factor of one, (b)
18 for a Class 1 course, a factor of one and fifty-hundredths, (c) for
19 a Class 2 course, a factor of one and eight-tenths for fiscal year
20 1995-96 and for the three-year averages, a factor of one and
21 nine-tenths for fiscal year 1996-97 and for the three-year
22 averages, and a factor of two for fiscal year 1997-98 and each
23 fiscal year thereafter and for the three-year averages, (d) for a
24 tribally controlled community college general academic transfer
25 course or academic support course, a factor of two, (e) for a
26 tribally controlled community college Class 1 course, a factor of
27 three, and (f) for a tribally controlled community college Class 2

1 course, a factor of three and six-tenths for fiscal year 1995-96
2 and for the three-year averages, a factor of three and eight-tenths
3 for fiscal year 1996-97 and for the three-year averages, and a
4 factor of four for fiscal year 1997-98 and each fiscal year
5 thereafter and for the three-year averages;

6 (22) Reimbursable educational unit total shall mean the
7 total of all reimbursable educational units accumulated in a
8 community college area in any fiscal year;

9 (23) Special instructional term shall mean any term which
10 is less than fifteen weeks for community colleges using semesters
11 or ten weeks for community colleges using quarters;

12 (24) Statewide reimbursable reported aid equivalent total
13 shall mean the total of all reimbursable reported aid equivalents
14 accumulated statewide for the community college in any fiscal year;

15 (25) Tribally controlled community college shall mean an
16 educational institution operating and offering programs pursuant to
17 the Tribally Controlled Community College Assistance Act, ~~Public~~
18 ~~Law 95-471 as reauthorized by Public Law 99-428~~ 25 U.S.C. 1801; and

19 ~~(25)~~ (26) Tribally controlled community college state aid
20 amount shall mean the quotient of the amount of state aid to be
21 distributed pursuant to sections 85-1536 and 85-1537 for the
22 current fiscal year to a community college area in which a tribally
23 controlled community college is located divided by the average of
24 the reimbursable educational unit totals for such community college
25 area for the immediately preceding three fiscal years, with such
26 quotient then multiplied by the average reimbursable educational
27 units derived pursuant to subdivision (19) (d) of this section for

1 the immediately preceding three fiscal years.".

2 2. On page 5, line 27, strike the second "of" and insert
3 "valuation per statewide reimbursable reported aid equivalent total
4 as defined in section 85-1503 for".

5 3. On page 6, line 2, strike "one-half" and insert "one"
6 and strike "through 2008-09" and insert "and 2006-07".

7 4. On page 11, line 8, after "the" insert "statewide";
8 in line 11 strike "one-half" and insert "one"; in line 12 strike
9 "through 2008-09" and insert "and 2006-07"; and strike beginning
10 with "For" in line 14 through the period in line 18.

11 5. On page 13, line 23, after the period insert "For
12 purposes of aid distribution beginning with fiscal year 2006-07 and
13 for each fiscal year thereafter, the revenue generated by up to
14 one-half cent of the additional levy authorized under subdivision
15 (2)(c) of section 85-1517 each fiscal year shall be added to the
16 community college area's base year revenue.".

17 6. On page 15, line 9, strike "section" and insert
18 "sections 85-1503 and".

19 7. Renumber the remaining sections accordingly.