
MINUTES

COORDINATING COMMISSION FOR POSTSECONDARY EDUCATION

April 28, 2016
Bellevue University
Bellevue, Nebraska

Public notice of this meeting was given by posting notice on the Commission's website; posting notice on the State of Nebraska's online public meeting calendar; e-mailing news media; and keeping a current copy of the agenda in the Coordinating Commission for Postsecondary Education's office, listing the date, time, and location of the meeting.

Public notice of meeting

NOTICE OF MEETING

NOTICE IS HEREBY GIVEN THAT THE COORDINATING COMMISSION FOR POSTSECONDARY EDUCATION WILL HOLD A MEETING ON APRIL 28, 2016. THE MEETING WILL BEGIN AT 8:30 A.M. AND ADJOURN AT APPROXIMATELY 12:45 P.M.

AN AGENDA IS MAINTAINED IN THE COMMISSION OFFICE, 140 N. 8TH STREET, SUITE 300, LINCOLN, NEBRASKA.

CAROL ZINK, CHAIR

Meeting called to order at 8:33 a.m.

CALL TO ORDER AND INTRODUCTIONS

Chair Carol Zink called the meeting to order at 8:33 a.m. and asked for introductions.

Commissioners Present

Dr. John Bernthal
Dr. Deborah Frison
Mary Lauritzen

Dwayne Probyn
Dr. Joyce Simmons
Carol Zink

Commissioners Absent

Colleen Adam
Dr. Ron Hunter

W. Scott Wilson

Commission Staff Present

Dr. Michael Baumgartner
Dr. Kathleen Fimple
Jason Keese
J. Ritchie Morrow

Helen Pope
Gary Timm
Mike Wemhoff

Dr. Mary Hawkins, Bellevue University

WELCOME AND PRESENTATION ON BELLEVUE UNIVERSITY

Dr. Mary Hawkins, Bellevue University President, welcomed Commissioners and guests. Dr. Hawkins shared information about the University, noting they are the largest private institution in Nebraska with 13,000 students enrolled annually. Bellevue University makes education accessible by offering a variety of locations and expanding course offerings with relevant degrees. Dr. Hawkins noted that Bellevue University has a successful transfer program that serves close to 1,000 students each year and offers access, opportunity, and affordability to its students. Dr. Hawkins said that students graduate with relatively low debt, with an average of \$16,000, and the default rate is under 5 percent. For the community college students who transfer to Bellevue, the default rate is less than 1 percent. The magic of Bellevue University, Dr. Hawkins said, is focusing on access and opportunity, and the ability to obtain the “American dream” for its students.

Chair Zink acknowledged MHEC Commissioners

PRESENTATION ON MIDWEST HIGHER EDUCATION COMPACT (MHEC)

Chair Zink stated the Nebraska Commissioners for the Midwest Higher Education Compact (MHEC), along with herself are: State Sen. Sue Crawford, Dr. Randy Ferlic, Dr. Susan Fritz, Dr. Michael Baumgartner, and State Sen. Rick Kolowski. State Sen. Crawford and Dr. Ferlic were present at the meeting. Chair Zink read a brief biography about and introduced Larry Isaak, President of the MHEC.

Larry Isaak, Midwest Higher Education Compact

Mr. Isaak provided a handout with information on MHEC and gave a PowerPoint presentation focusing on an overview of MHEC and its initiatives, performance indicators for Nebraska, and current research being done. He stated that MHEC is celebrating its 25th year, noting Dr. Ferlic is the longest serving Commissioner. Dr. Ferlic has provided MHEC with tremendous dedication, guidance, and support through the years. MHEC is a 12-state compact, one of four higher education compacts in the country. MHEC has a 60-member governing body, with five members from each state in the compact, two of whom are legislators, and the other three appointed by their governors or by their position according to state statutes.

Mr. Isaak gave an overview of the many MHEC programs, including research, and initiatives that include student insurance solutions, technology and service contracts, college credit for military service members, interstate reciprocity regulating distance education, and institutional efficiency. He presented and discussed policy indicators for Nebraska, giving statistical data on high school preparation and participation for college, family affordability, and student completion for Nebraska postsecondary institutions.

*Dr. Randy Ferlic, MHEC
Commissioner*

Dr. Ferlic spoke briefly about the fact that the typical student today isn't the 18-24 year-old. There are non-traditional students who do not fall into the statistical data, for instance, a military veteran or single parent trying to better their livelihood. He pointed out that colleges that have online offerings are serving the public well.

Sen. Sue Crawford

Sen. Crawford stated she is privileged to be a Commissioner on the Compact and see the work that is being done upfront by a diverse group of committed people.

*Minutes of March 10, 2016,
Commission Meeting approved*

MINUTES OF MARCH 10, 2016, COMMISSION MEETING

Commissioner Bernthal moved that the March 10, 2016, minutes be approved. Commissioner Frison seconded the motion. A roll call vote was taken. Commissioner Lauritzen abstained. The remaining five Commissioners present voted yes. The motion carried.

*Chair Zink mentioned absent
Commissioners*

CHAIR'S REPORT

Chair Zink mentioned that Commissioner Adam is vacationing outside of the country, Commissioner Wilson is out of state attending his daughter's college graduation, and Commissioner Hunter drove into bad weather in western Nebraska on his way and decided to turn around.

*Chair Zink announced
Commissioner Warner's resignation*

Chair Zink reported that Commissioner Lori Warner has resigned from the Commission, as she is pursuing a career change in Sioux City, Iowa. Chair Zink will notify the Governor of the vacancy on the Commission.

*Chair Zink discussed committee
quorum*

In order to avoid having a quorum of the nine members, committees may have no more than four Commission members present when they meet. Chair Zink noted that she or Dr. Baumgartner may be calling upon the Commissioners to verify attendance in order to adhere to the Open Meetings Law.

*Chair Zink discussed ITT Technical
College item being removed from
agenda*

Chair Zink commented that the ITT Technical College item has been removed from the agenda.

*Chair Zink appointed nominating
committee*

Chair Zink appointed Commissioners Lauritzen, Hunter, and Simmons to the nominating committee, with Commissioner Lauritzen as chair. The nominating committee is responsible for submitting nominations at the June 9 Commission meeting for Commission officers who will serve July 1, 2016, through June 30, 2017.

*Chair Zink and Dr. Fimple will attend
Wayne State College president
inauguration*

On April 29 Chair Zink and Kathleen Fimple, Academic Programs Officer, will be attending the inauguration of Dr. Marysz Rames as the new president of Wayne State College.

Jason Keese reviewed Legislative bills of interest

Sen. Sue Crawford

Gary Timm presented Third Quarter Budget Report

J. Ritchie Morrow presented FAFSA Competition Initiative and Early FAFSA

Education and Workforce Roundtable

Oral Health Training RFP

EXECUTIVE DIRECTOR'S REPORT

Dr. Michael Baumgartner, Executive Director, introduced Jason Keese, Public Information and Special Projects Coordinator, to present a legislative update. Mr. Keese noted the Legislature has adjourned and bills the Commission thought would pass did indeed pass. He briefly reviewed details of the final status of several bills of interest to the Commission. Chair Zink asked State Sen. Sue Crawford of Bellevue if she had anything to add regarding the recent Legislative session. Senator Crawford mentioned that there was language included in a bill that would have placed restrictions on community colleges' levy abilities. However, that provision was removed from the bill before it passed.

Gary Timm, Chief Finance and Administrative Officer, presented the Third Quarter Budget Report. He pointed out that some dues, subscriptions, and staff travel will be paid in June as there are SHEEO conferences and staff travel coming up. Mr. Timm went over the budget report of the Oral Health Training Program, Nebraska Opportunity Grant Program (NOG), and the Access College Early Scholarship (ACE). Administrative costs for ACE and NOG programs are paid out of the Commission's administrative budget. The Commission has received an additional \$250,000 for the ACE program for next year. Dr. Baumgartner noted that we have close to 400 ACE scholarship applications that we have not been able to fund this fiscal year.

J. Ritchie Morrow, Financial Aid Officer, gave a PowerPoint presentation on the FAFSA (Free Application for Federal Student Aid) Completion Initiative and Early FAFSA. This is a program initiated by the U.S. Department of Education as a way to create a process to get more high school students to apply for federal financial aid for college. Statistics indicate that 90% of students who complete the FAFSA go on to college within 12 months of high school graduation. Nebraska graduating seniors are in the 57% range of completing the FAFSA. College Possible in Omaha and EducationQuest in Lincoln use the software to work with students from low-income families to apply for college. Mr. Morrow gave a demonstration of how the software program works and answered questions from the Commissioners.

Dr. Baumgartner reported that the Education and Workforce Roundtable will be meeting May 2 to discuss dual credit and early childhood education.

The Oral Health Training and Services Fund RFP has been reviewed by the State Department of Administrative Services state risk manager and has been sent to Creighton University and UNMC for comment. That money will be awarded next year.

Community College Gap Assistance Program

The Community College Gap Assistance Program draft guidelines and student application tracking system have been approved by the Nebraska Community College Performance Grant Committee. Ben Civic, Occupational Education Specialist, is meeting with the community colleges business and industry council to review the application and materials and respond to questions. The first quarterly payment will be transferred to CCPE in September.

Comprehensive Plan

The draft Comprehensive Plan chapter one changes have been posted on the CCPE website and distributed to interested parties. Dr. Baumgartner thanked the Planning and Consumer Information Committee for their assistance with the changes. There will be a public hearing May 31 at 9:00 a.m. at the Nebraska State Capitol in conjunction with a hearing on proposed administrative rule changes.

Dr. Baumgartner announced Mistie Adamson completed BAS degree

Dr. Baumgartner reported that Mistie Adamson, Administrative Assistant at CCPE, has completed her Bachelor of Applied Science Degree in Business Administration Management from Peru State College this month.

Dr. Baumgartner discussed ACICS challenges

The past few weeks have been challenging for the Accrediting Council for Independent Colleges and Schools (ACICS). They are an accrediting body that accredits some of the schools to which the Commission grants recurrent authorization to operate. They have had a presidential change and they have given a show cause order to ITT Technical Institute, which is why the ITT agenda item has been removed.

Dr. Baumgartner spoke about Wright Career College closure

Dr. Baumgartner noted that Wright Career College closed on April 15. Wright was also accredited by ACICS. The Omaha campus has closed, as well as the campuses in Oklahoma and Kansas. Dr. Baumgartner asked Dr. Kathleen Fimple, Academic Programs Officer, to give a brief update on the Wright Career College closing details since she has been working extensively with the Oklahoma and Kansas regulators, Wright students, the U.S. Department of Education, and the bankruptcy attorneys.

Dr. Fimple gave brief update on Wright Career College closing details

Dr. Fimple stated Wright Career College is based in Overland Park, Kansas. The Omaha campus had around 150 of the college's 1,200 active students. There had been concerns regarding the college, but the closure and subsequent bankruptcy filing was unexpected. She is working to help students acquire their official transcripts. Dr. Fimple answered questions from the Commissioners. Chair Zink asked Dr. Fimple and Commissioner Probyn, chair of the Academic Programs Committee, to keep the Commission updated on the outcome of Wright Career College closing and what the Commission can do to help prevent this from occurring in the future.

Chair Zink called for a break at 10:48 a.m. The meeting resumed at 11:00 a.m.

Public Comment on Matters of General Concern

Public Hearing on Academic Programs Committee Items

Dr. Tom McDonnell, Metropolitan Community College

Jeremy Nielsen, Omaha Public Schools

Tom Dickey, Omaha South High Magnet School

Nanci Stephenson, Metropolitan Community College

Brook and Nick Hudson, Omaha Fashion Week

Commissioner Probyn acknowledged APC committee

Metropolitan Community College

Commissioner Probyn presented the proposal

Metropolitan Community College New Instructional Program – Fashion Design (AAS) approved

PUBLIC COMMENT ON MATTERS OF GENERAL CONCERN

There was no testimony on Matters of General Concern.

Chair Zink closed the public hearing on Matters of General Concern.

PUBLIC HEARING ON ACADEMIC PROGRAMS COMMITTEE ITEMS

Dr. Tom McDonnell, Vice President for Academic Affairs at Metropolitan Community College, came forward along with several others to support the Fashion Design Associate Degree program. Those present introducing themselves and speaking in support of the program proposal were: Jeremy Nielsen, Dual Enrollment Specialist at Omaha Public Schools Career Education; Tom Dickey, Omaha South High Magnet School; Nanci Stephenson, Lead Faculty in Interior Design and Program Coordinator at Metro; Brook Hudson, CEO of Omaha Fashion Week; and Nick Hudson, Chairman of Omaha Fashion Week.

Chair Zink closed the public hearing on Academic Programs Committee Items.

ACADEMIC PROGRAMS COMMITTEE

Commissioner Probyn, Committee Chair, acknowledged the Commissioners and staff that participated in the Academic Programs committee conference call.

Metropolitan Community College - Proposal for a New Instructional Program - Fashion Design (AAS)

Commissioner Probyn presented the program proposal. The proposed program will give students entrepreneurial skills, practical knowledge, and fashion design principles to enter the fashion industry. There will be apprenticeships available for students at the Omaha Design Center. Metropolitan Community College is partnering with the founders of Omaha Fashion Week, who also own Omaha Design Center. Omaha Fashion Week connects stylists, photographers, models, and artists with a goal to provide educational opportunities, mentoring, and a platform to showcase their work. Omaha Fashion Week is in its ninth year. Currently there are no other AAS degrees in fashion design offered in Nebraska. The program would be housed on the Elkhorn Valley campus. Omaha South High Magnet School offers a fashion design program, and Omaha Public Schools offers fashion design courses, with 1,000 students enrolled in the courses. MCC expects to enroll 50 students in the program each year.

Commissioner Probyn, on behalf of the Academic Programs Committee, moved to approve Metropolitan Community College's Proposal for a New Instructional Program – Fashion Design (AAS). A roll call vote was taken. All six Commissioners present voted yes. The motion carried.

Existing Program Review

Commissioner Probyn presented the Existing Program Review approved by the Executive Director.

Central Community College

Automotive Technology (AAS, diploma, certificate)
Auto Body Technology (AAS, diploma, certificate)
Advanced Manufacturing & Design (AAS, diploma, certificate)
Welding (AAS, diploma, certificate)

Metropolitan Community College

Diesel Service Technology (AAS, certificate)
Automotive Technology (AAS, certificate)
Auto Collision Technology (AAS)
Electronics Technology (AAS, certificate)
Welding Technology (AAS, certificate)

Mid-Plains Community College

Automotive Technology (AAS, diploma, certificate)
Auto Body Technology (AAS, diploma, certificate)
Welding Technology (AAS, diploma)

Northeast Community College

Automotive Technology (AAS)
Auto Body Repair Technology (AAS, diploma)
Electromechanical Technology (AAS)
Diversified Manufacturing Technology (diploma, certificate)
Welding (diploma)

Southeast Community College

Automotive Technology (AAS)
Auto Collision Repair Technology (AAS)
Ford Automotive Student Service Ed (AAS)
GM Automotive Service Educational Program (AAS)
MOPAR College Automotive Program (AAS)
Precision Machining and Automation Technology (AAS, diploma)
Diversified Manufacturing Technology (AAS, diploma, certificate)
Electronic Systems Technology (AAS)
Electrical & Electromechanical Technology (AAS, diploma)
Welding Technology (AAS, diploma, certificate)

Western Nebraska Community College

Automotive Technology (AOS, diploma, certificate, PSA)
Auto Body Technology (AOS, diploma, certificate, PSA)
Welding Technology (diploma, certificate)

*Dr. Fimple reported on SARA
Institutional Applications approved
by NCSARA*

SARA Institutional Applications Approved by the Executive Director and Other Institutional Activity

Dr. Fimple commented that York College was recently approved by the National Council of SARA and she anticipates Grace University in Omaha

*Annual Reports from Institutions
Holding Recurrent Authorizations to
Operate in Nebraska*

*Commissioner Probyn and Dr.
Fimple presented report*

*Reasonable and Moderate
Extensions*

Programs Being Made Inactive

Division Renaming

*Public Hearing on Budget,
Construction, and Financial Aid
Committee Items*

*Bev Harvey, Southeast Community
College*

*Brandon Harpster, Southeast
Community College*

will be approved soon. She provided information on colleges and universities whose annual renewal has been received. The cost of the initial application and renewal is \$300 which covers staff review and processing for the Commission. The national fees are on a sliding scale with three levels based on enrollment.

Annual Reports from Institutions Holding Recurrent Authorizations to Operate in Nebraska

Commissioner Probyn and Dr. Fimple presented the report. Dr. Fimple commented that Saint Gregory the Great Seminary and National American University both had their accreditation recently reaffirmed by the Higher Learning Commission.

Report on Name Changes, Deletions, Reasonable and Moderate Extensions, and Other Institutional Activities Relating to Existing Programs

A. Reasonable and Moderate Extensions

1. WNCC - Aviation Maintenance (AOS, certificate)
2. WNCC - Social Science emphasis (AA)

B. Programs Being Made Inactive

1. WNCC - Business Technology - Accounting option
2. WNCC - Business Technology - Marketing Specialist option
3. WNCC - Business Technology - Management Specialist option
4. WNCC - Business Technology - Accounting Assistant certificate
5. WNCC - Business Technology - Management Assistant certificate
6. WNCC - Business Technology - Marketing Assistant certificate
7. WNCC - Business Technology degree
8. WNCC - Business Technology diploma
9. WNCC - Information Technology degree
10. WNCC - Information Technology diploma
11. WNCC - General Business certificate
12. WNCC - Information Processing certificate
13. WNCC - Early Childhood Education certificate
14. WNCC - Early Childhood Education diploma
15. WNCC - Criminal Justices Studies certificate
16. WNCC - Law Enforcement certificate

C. Division Renaming

1. UNMC - Division of Clinical Laboratory Science to
Division of Medical Laboratory Science

PUBLIC HEARING ON BUDGET, CONSTRUCTION, AND FINANCIAL AID COMMITTEE ITEMS

Bev Harvey, Vice President of Student Services and the Lincoln Campus Director at Southeast Community College, and Brandon Harpster, Southeast Community College Food Service/Hospitality Program Chair,

were present and offered to answer any questions regarding the SCC Food Service/Hospitality program renovation. Ms. Harvey noted that the need for food service workers is on the rise. Graduates not only are being placed in restaurants, but in nursing homes, hospitals, and long-term care facilities. This facility renovation would help students obtain the skills necessary to be prepared for those work environments.

Chair Zink closed the public hearing on Budget, Construction, and Financial Aid Committee Items.

*Commissioner Simmons
acknowledged BCF committee
members*

BUDGET, CONSTRUCTION, AND FINANCIAL AID COMMITTEE

Commissioner Simmons, Committee Chair, acknowledged committee members and staff that attended the recent Budget, Construction, and Financial Aid committee conference call.

Southeast Community College

*Mike Wemhoff presented the
proposal*

**Southeast Community College Lincoln Campus – Food
Service/Hospitality Program Renovation**

Mike Wemhoff, Facilities Officer, presented the proposal for Southeast Community College to renovate 10,902 square feet of the main building of its Lincoln campus to upgrade and relocate the food service and hospitality program. They are currently sharing space with the school's cafeteria employees and are scattered throughout several facilities. The cost of the project would be covered by capital improvement property tax levy funds. Southeast Community College has outlined the need for this renovation through a well-documented proposal.

*Mr. Harpster and Ms. Harvey
answered Commissioner questions*

Mr. Harpster and Ms. Harvey answered Commissioners' questions regarding placement and the timeline of the project. Mr. Harpster noted the placement office has a list of entities looking for trained and skilled culinary workers. They are seeing a very high demand without any challenges as far as placement goes. If approved, the project renovation would be completed by December 2017.

*Southeast Community College Food
Service/Hospitality Program
Renovation approved*

Commissioner Simmons, on behalf of the Budget, Construction, and Financial Aid Committee, moved to approve the Southeast Community College Lincoln Campus Food Service/Hospitality Program Renovation. A roll call vote was taken. All six Commissioners present voted yes. The motion carried.

*Gary Timm presented the Areas of
Emphasis for the 2017-2019 Biennial
Budget Process*

Areas of Emphasis for the 2017-2019 Biennial Budget Process

Gary Timm, Chief Finance and Administrative Officer, provided the areas of emphasis for the upcoming biennial budget. The four areas are workforce development; increasing college enrollment; ensuring students complete credentials in a timely manner; and minimizing student debt. Mr. Timm answered questions from the Commissioners. Commissioner Bernthal commented that he would like the Commission to encourage dual enrollment and expand other transfer programs rather than just noting the 2+2 transfer program stated in the emphasis areas.

Areas of Emphasis for the 2017-2019 Biennial Budget Process motion to remove 2+2 transfer programs approved

Commissioner Bernthal made a motion to remove the 2+2 transfer programs from the biennial areas of emphasis. Commissioner Probyn seconded the motion. A roll call vote was taken. All six Commissioners present voted yes. The motion carried.

Areas of Emphasis for the 2017-2019 Biennial Budget Process approved

Commissioner Simmons, on behalf of the Budget, Construction, and Financial Aid Committee, made a motion to approve the Areas of Emphasis for the 2017-2019 Biennial Budget Process, with the removal of the 2+2 transfer programs in the affordability initiative area as amended. Commissioner Lauritzen seconded the motion. A roll call vote was taken. All six Commissioners present voted yes. The motion carried.

Mr. Timm presented the 2017-2019 Institutional Biennial Operating Budget Procedures

2017-2019 Institutional Biennial Operating Budget Procedures

Mr. Timm presented the budget procedures that are to be used by public postsecondary institutions when submitting their budget requests to the Commission. He noted there are two distinct budget requests: this outline, and the overall budget request that goes to the governor's budget division. The responsibility of the Commission is to provide information related to this outline. Mr. Timm reviewed the procedures that include the areas of emphasis, the budget request summary, new and expanded requests, and the budget review criteria.

Mr. Timm presented the Key Deadlines Related to the Biennial Operating Budget and Capital Construction Budget Request Processes

Key Deadlines Related to the Biennial Operating Budget and Capital Construction Budget Request Processes

Mr. Timm presented the key deadline dates for the Operating and Capital Construction Budget Request Processes.

Mr. Wemhoff reported on Title 281, Chapter 9 – Rules and Regulations Concerning Capital Construction

Title 281, Chapter 9 – Rules and Regulations Concerning Capital Construction

Mr. Wemhoff reported that in order to reflect current statutes and practices, the Commission recommended amending Chapter 9 – Rules and Regulations Concerning Capital Construction. The existing rule was last approved in May 2000. Commission staff sent a draft to institutions and statehouse representatives for review. Comments and suggestions were received and implemented into the draft document. Mr. Wemhoff noted that following Commission approval of the committee draft, a public hearing will take place on May 31 in which additional comments/changes could be received. If no substantial modifications come out of the hearing, the amended rules will be brought back to the Commission for approval at the June 9 Commission meeting. The Rules then are sent to the Attorney General and Secretary of State. Commissioner Bernthal and Dr. Baumgartner recommended the committee draft front page state "Pending Commission Approval, June 9, 2016 Revision," rather than "Commission Approved, June 9, 2016 Revision."

Title 281, Chapter 9 – Rules and Regulations Concerning Capital Construction approved

Commissioner Simmons, on behalf of the Budget, Construction, and Financial Aid Committee, moved to approve Title 281, Chapter 9 – Rules and Regulations Concerning Capital Construction, with wording on the title page changed to "Pending Commission

Approval, June 9, 2016 Revision.” A roll call vote was taken. All six Commissioners present voted yes. The motion carried.

Next Commission meeting is June 9, 2016

FUTURE MEETINGS

The next Commission meeting will be Thursday, June 9, 2016, at The Career Academy at Southeast Community College, Lincoln, Nebraska.

Commissioner Lauritzen comments

COMMISSIONER COMMENTS

Commissioner Lauritzen spoke briefly on an upcoming film featuring her son Eric Lauritzen titled *How to Beat a Bully* that will be shown May 10 in West Point, Nebraska.

Commissioner Probyn comments

Commissioner Probyn presented an article he found online referencing Omaha Design Center and Omaha Fashion Week. A copy will be scanned and emailed to all Commissioners.

Meeting adjourned at 12:43 p.m.

ADJOURNMENT

Chair Zink adjourned the meeting at 12:43 p.m.



Application to Modify a Recurrent Authorization to Operate

Institution:	National American University
Programs:	Surgical Technology; Medical Administration Assistant
Awards/Degrees:	Associate of Applied Science (AAS)
Institution's Existing Degree(s) in Same or Similar Discipline:	Medical Administration Assistant, Medical Assistant, Nursing; all offered at other National American University locations
Proposal Received by Commission:	May 13, 2016
Proposed Start Date:	June 8, 2016 (summer quarter)

Background

National American University (NAU) was founded in 1941 in Rapid City, South Dakota, as National School of Business. It earned accreditation from the Higher Learning Commission (HLC) of the North Central Association of Colleges and Schools in 1985. In 1997 the college changed its name to National American University. During this same time period NAU began development of online courses.

NAU is a for-profit institution with students on 33 campuses in 10 states. The university offers an EdD, four master's degrees, baccalaureate degrees in nine fields, and associate degrees in 23 areas. Program areas are primarily in business and technology and allied health fields.

In 2011 the Commission approved the application from NAU to establish a campus in Bellevue, Nebraska, offering an AAS in applied information technology, information technology, business administration, criminal justice, and medical assisting and a BS in applied information technology, information technology, business administration, criminal justice, and healthcare management. In 2013 the Commission approved a BS and AAS in management, an AAS in pharmacy technician, an AAS in health information technology, and a diploma in healthcare coding. In 2015 five additional programs were approved: accounting (BS, AAS), small business management, health and beauty management, and RN to BSN.

There are approximately 240 students currently attending the Bellevue campus. See page 9 for current programs, enrollments, and graduates.

REVIEW CRITERIA

A. The financial soundness of the institution and its capability to fulfill its proposed commitments and sustain its operations

High-----Low
<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

National American University Holding, Inc. (NAUH) provided its annual report filed with the U.S. Securities Exchange. NAUH is comprised of Dlorah (a subsidiary that includes NAU) and a real estate business.

Consequently, the financial statements reviewed are for all areas of NAUH.

The Commission last reviewed the audited financial statements as of May 31, 2014 for NAUH in March 2015. At that time, it was noted that NAUH had decreasing financial strength but appeared financially sound.

A review of NAUH audited financial statements as of May 2015 and the unaudited financial statements for the nine months ended February 29, 2016 indicates NAUH continues to have decreasing financial strength and of particular concern is a significant net loss for the nine month period ended 2/29/16. The balance of cash and cash equivalents between 2/29/16 and 2/28/15 increased.

Enrollment declined approximately 5.4% from 2013 to 2014 with a decrease of 12.3% from 2014 to 2015. NAUH believes the decline in student enrollment and revenue is the result of the current economic environment in which they operate and similar to their peers, where many working adults have chosen not to attend school.

Since November 2015 NAU has closed three campuses. The net savings from the closure of the campuses is about 40% of the net loss in 2015 (referenced above). In January 2016 NAU entered into a teach-out agreement with Westwood College, a Colorado-based institution that was closing. Over 300 students have enrolled to date and will attend NAU's Aurora, Colorado, campus.

While it appears NAUH is taking steps to address the decrease in revenue by decreasing its expenses through facility closings, the continued decline in enrollment is cause for concern. Although the steps NAUH is taking to remain financially viable most likely will result in an improved financial position, it is recommended that the Commission review the audited financial statements for the periods ending May 31, 2016 and 2017 as they become available.

90-10 rule

NAU has met the U.S. Department of Education requirements that no more than 90% of an institution's revenue can be from federal (Title IV) financial aid funds. However, the percentage for 2015 was 89.2, less than 1% from the 90% limit. For 2014 the percentage was 89.3 and in 2013 it was 89.7%.

Composite financial score

According to the U.S. Department of Education, the university's score in 2014, as well as in 2013, was 2.9, falling within the Department's acceptable ratings of 1.5 to 3.0. (The scale is

based on financial soundness, operating funds, and debt. The range is -1.0 to 3.0; the higher the score, the better the institution's financial status.) The 2014 information is the most recent available on the Department's website. NAU's score in both 2012 and 2011 was 3.0 and the university reported that its 2015 score was also 3.0. Since the most recent score meets the Department's requirements, NAU is not subject to heightened cash monitoring by the U.S. Department of Education.

Student loan default rate 2012: 20.6% 2011: 21.4% 2010: 24.6%
The U.S. Department of Education considers a school to be administratively capable if the student loan default rate for most loans is below 25% for the three most recent fiscal years, or if the most recent default rate is less than 40%. NAU meets these standards.

NAU's catalog includes the federal return policy for Title IV funds (financial aid), college withdrawal policy, and college refund procedures.

Costs – The tuition for all courses is \$373 per quarter credit hour, plus a \$20 per credit hour technology fee.

Selected Comparison of Tuition and Fees (estimated)
(90 quarter hours equals 60 semester hours)

Award	NAU (6-1-16)	Kaplan	ITT (2016-17)	MCC (fall 2016)	Methodist (fall 2016)
AAS	\$35,370 (90 quarter hours)	\$36,450 (90 quarter hours-tuition only)	\$44,370 (90 quarter hours, tuition only)	\$5,760 (90 quarter hours)	\$34,080 (AS, 60 semester hours, tuition only)
	\$36,156 (92 quarter hours)				

While the above figures are estimates and not entirely comparable, it appears that NAU's tuition is in the same range as other private institutions operating in Nebraska.

B. The quality of the programs offered, including courses, programs of instruction, degrees, any necessary clinical placements, and the institution's ability to generate and sustain enrollment

High-----Low
<input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

Curriculum -- The proposed Medical Administration Assistant program is identical to the one offered at other NAU locations. The Surgical Technology program is new to NAU, although there are many health programs offered at different campuses, including nursing and medical assisting. The focus of each proposed program is identified below.

- Surgical Technology, AAS – The program prepares students to perform the tasks expected of an entry-level surgical technologist in an operating room setting. Surgical technologists are specialists in practicing sterile technique, anticipating the needs of the surgeon, and assisting the surgeon in all phases in surgery. The program prepares students for the Certified Surgical Technologist (CST) examination.
- Medical Administration Assistant, AAS – The program prepares students for entry-level administrative positions in a variety of healthcare settings. Duties may include setting appointment times, scheduling hospital admissions, medical transcription, medical record management, insurance coding and billing, bill collections, office compliance, and other general medical office procedures. An optional practicum qualifies students to apply for certification as a Certified Medical Administrative Specialist.

NAU requires students in both programs to take English composition; college and career success I and II; career path planning; quantitative reasoning; human growth and development or psychology; and anatomy and physiology with lab, totaling 31.5 quarter credit hours. These represent the general education requirements and are appropriate for associate degrees.

The following table contains a summary of the required hours. All are within the commonly accepted range of credit hours for the associate degree.

Program Requirements (in quarter credit hours)
(90 quarter hours is equivalent to 60 semester hours)

Program	Degree	Total Hours	Major Hours	Support Hours	Elective Hours	General Education Hours	Other Requirements
Surgical Technology	AAS	90	58.5*			31.5	*Includes 18 credit hours of externship
Medical Administration Assistant	AAS	92	38.5	13 business	4.5 humanities	31.5 + 4.5 speech	160 clock hour/4 credit hour practicum can replace one business course

Nebraska has no licensure or certification requirements for either of these professions. However, graduates of the surgical technology program may choose to become a Certified Surgical Technologist (CST) by successfully completing the CST examination administered by the National Board of Surgical Technology and Surgical Assisting (NBSTSA). NAU is in the process of seeking accreditation by the Accrediting Bureau of Health Education Schools (ABHES), so that graduates of the program will be eligible to take the CST exam (see Section F).

Students in the medical administrative assistant program would have the option to complete a 160 clock hour practicum during the final quarter of the program. The practicum is required for graduates to be eligible to apply for the Certified Medical Administrative Specialist credential from the American Medical Technologists.

NAU intends to offer courses on-site in Bellevue as well as online. Students would be able to choose face-to-face or online delivery for many classes.

Outside placements – NAU states that all three program faculty members are CSTs who have worked in the greater Omaha metropolitan area for the past several years and have verbal agreements for clinical placements with different hospitals across the city.

Medical Administration Assistant students who wish to perform a practicum may do so in medical clinics, chiropractic offices, long-term care facilities, hospitals, surgical centers, etc. NAU states that students enrolled in the existing AAS Medical Assisting program have been successful in securing practica and the same success is anticipated for students in the Medical Administrative Assistant program.

While the placement arrangements are not definitive, there are many options for students in these fields, as NAU notes for the Medical Administration Assistant program. In addition,

surgical technologists are not limited to hospitals. There are many out-patient surgery facilities in the Omaha area employing CSTs.

Enrollment

NAU estimates the annual enrollment in the AAS Surgical Technology program at 35 students. This estimate is based upon data NAU obtained from the Nebraska Department of Labor's website on May 11, 2016. According to the application, the website listed

“... 267 job openings for surgical technologists advertised online in Nebraska during April 2016, many of which were located in the Omaha metropolitan area. On May 10, 2016, there were 52 open positions for surgical technologists in Douglas and Sarpy Counties, and an additional 53 open positions throughout Nebraska. In addition, there were 19 possible candidates available in the workforce system to fill the 105 open positions in the state, or 18 potential candidates per job opening. This number represents a higher demand than could be met by the current supply of candidates. The United States Department of Labor Bureau of Labor Statistics projects that employment of surgical technologists will grow 15 percent from 2014 to 2024, as reported in the Occupational Outlook Handbook, retrieved May 12, 2016.”

NAU's assertion that demand exceeds supply is correct. There are only three surgical technology programs in Nebraska and one is in Scottsbluff. The others are at Southeast Community College in Lincoln and Nebraska Methodist College in Omaha. According to IPEDS, Nebraska Methodist averaged seven associate degree graduates annually from 2009-10 to 2013-14. Over that same period Southeast averaged 22 graduates.

Annual enrollment for the medical administration assistant program is estimated at 20 students. The estimate is based upon student interest and data NAU obtained from the United States Department of Labor Bureau of Labor Statistics, which projects that employment of medical administration assistants (under the category "medical secretaries") will grow 20.5 percent from 2014 to 2024.

The Commission staff consulted the Nebraska Department of Labor's website for state-level data on the estimated number of job openings for medical administration assistants (medical secretaries) and for starting salaries for both proposed programs. From 2012 to 2022 the projected number of average annual openings for medical secretaries was 113. The entry-level salary was \$26,977 and \$34,525 for surgical technologists.

There are several institutions in the Omaha area that offer health-related administrative programs, but titles vary so it is difficult to compare. Many focus on electronic health records and coding and billing. These are included in the proposed program but are not especially emphasized. With 113 projected openings, it is likely that there would be sufficient students for a viable program. In addition, NAU reports that approximately 12 students have already expressed interest in enrolling in the AAS Medical Administration Assistant program. That program, as well as the Surgical Technology program, is likely to enroll students from Wright Career College's Omaha campus that was unexpectedly closed in April.

The number of students currently enrolled in related programs at NAU (see page 9) also supports the estimates.

Credit – NAU offers courses on an academic quarter system. One quarter credit requires ten hours of instruction.

C. The quality and adequacy of teaching faculty, library services, and support services

High-----Low
√

Faculty – Three faculty members were listed for major core courses in the surgical technology program. All are Certified Surgical Technologists. In addition, the person who would serve as program chair holds an MPA (Master of Public Administration) and is a doctoral student.

Six faculty were identified for the major core courses in the medical administration assistant program. Three hold MBAs, two of which have an emphasis in healthcare management. A fourth holds a master's in conflict and dispute resolution and a BS in business. The fifth has an AS in business and a BS in dental hygiene. The person who would be the program director holds an MA in biology and is the author of a medical assisting textbook. Other university faculty would teach general education courses.

Library – The electronic resources and databases currently available to students and faculty in each program were listed. They can be accessed through the NAU online library. Links to key surgical technology websites and professional organizations would be added to the library website. NAU is also evaluating other resources, which would be added as appropriate.

The NAU system librarian provides orientations to the electronic educational databases and library resources to new students via webinars, tutorials, and on-demand recordings or orientation sessions, and is available to assist students. In addition, an online Ask-A-Librarian service is available for students, faculty, and staff seven days a week

Support Services – In their initial application, National American reported that students in Nebraska would have access to the same student support services as students in other locations. These include pre-admission assistance, financial aid counseling, course registration, academic advising, career advising, and technical support (available via email and telephone).

D. The specific locations where programs will be offered or planned locations and a demonstration that facilities are adequate at the locations for the programs to be offered

NAU classes are held at the Bellevue campus, 3704 Summit Plaza Drive (near the intersection of 36th Street and Highway 370). The building was remodeled for NAU in 2011. The facility includes three large classrooms, a laboratory for medical assisting students, administrative offices, eight general purpose offices, two interview rooms, an assessment center, and a learner services room. There are two large unfinished areas available for future expansion. The existing laboratory located in the northeast corner of the building would be modified to serve both the existing AAS Medical Assisting program and the AAS Surgical Technology program.

NAU reports that it is acquiring equipment, instruments, and supplies in accordance with the ABHES Accreditation Manual, 17th Ed., which recommends that Surgical Technology programs comply with the standards outlined in the Association of Surgical Technologists (AST) Core Curriculum, including the AST list of "Recommended Surgical Technology Laboratory Needs." The university states that it will have acquired or obtained access to such items prior to enrolling students in the program. The list was provided and includes such items as an operating room space with a functional overhead light, one fully functional operating room table with routine attachments, two complete laparotomy sets, OB/GYN instrument set, basic orthopedic instrument set, various general surgery instrumentation for procedures such as thyroidectomy, tracheotomy, etc., and a large variety of supplies.

E. Assurances regarding transfer of credits earned in the program to the main campus of such institution [if applicable] and clear and accurate representations about the transferability of credits to other institutions located in Nebraska and elsewhere

Since National American University is accredited by the Higher Learning Commission of the North Central Association of Colleges and Schools, students should be able to transfer credits in the same manner as they transfer credits earned at any other regionally accredited institution. Acceptance of transfer credits from any institution is at the discretion of the receiving institution. The proposed medical administration assistant program is offered on other NAU campuses and therefore would transfer fully to those locations. The surgical technology courses not specific to the field would transfer to related health care programs.

F. Whether such institution and, when appropriate, the programs, are fully accredited, or seeking accreditation, by an accrediting body recognized by the United States Department of Education

National American University is accredited by the HLC, the same entity that accredits Nebraska's public, and many private, institutions of higher education. Accredited since 1985, NAU is authorized to offer certificates, associate, baccalaureate, and master's degrees, and the Ed.D.

NAU will seek programmatic accreditation of the Surgical Technology program by the Accrediting Bureau of Health Education Schools (ABHES). Accreditation by the ABHES will allow graduates of the program to sit for the Certified Surgical Technologist (CST) exam administered by the National Board of Surgical Technology and Surgical Assisting. The CST is a nationally accepted credential. An application to the ABHES office that displays the desire of National American University to seek programmatic accreditation is due to the ABHES office by July 30, 2016. The accreditation visit is expected to take place between February and March of 2017. National American University states that they intend to have a complete application for programmatic accreditation delivered before the July 2016 deadline.

G. The institution's policies and procedures related to students, including, but not limited to, recruiting and admissions practices

The admission standards were outlined; they are also included in the college catalog.

The college reported that they will recruit students using television commercials, online inquiries, student referrals, job and career fairs, and business-to-business recruitment.

H. Other Information

National American University has been contacted by numerous former Wright Career College students wishing to transfer. NAU expedited this application with the intention of starting the programs as soon as possible in order to help Wright students continue their education. The Commission provided notice of this application to other institutions on May 18. No responses have been received at this time.

Committee Recommendation:

- **Approve the modification to the recurrent authorization to operate for National American University to include the AAS in surgical technology and the AAS in medical administrative assistant.**
- **Require NAU to submit the audited financial statements for the periods ending May 31, 2016 and 2017 as they become available.**

Reporting Requirements:

Commission rules require renewal of a recurrent authorization to operate every five years. National American University's renewal application is due March 1, 2017.

National American University Annual Report—February 22, 2016

Academic year: Winter 2013-14; Spring, Summer, Fall 2014 for the Nebraska location only			
	Degree/ Award	# Currently Enrolled	# Graduated
Institution:		241	4
Program/s:			
Healthcare Coding	Diploma	12	0
Accounting	AAS	2	0
Applied Information Technology	AAS	0	0
Business Administration	AAS	48	0
Criminal Justice	AAS	24	2
Health and Beauty Management	AAS	1	0
Health Information Technology	AAS	0	0
Information Technology	AAS	6	0
Management	AAS	8	0
Medical Assisting	AAS	47	0
Pharmacy Technician	AAS	10	0
Small Business Management	AAS	0	0
Accounting	BS	0	0
Business Administration (no emphasis)	BS	7	0
• Emphasis in Accounting	BS	5	0
• Emphasis in Financial Management	BS	1	0
• Emphasis in Human Resource Management	BS	2	0
• Emphasis in Information Systems	BS	0	0
• Emphasis in International Business	BS	1	0
• Emphasis in Management	BS	1	0
• Emphasis in Marketing	BS	6	0
Criminal Justice	BS	5	1
Health Care Management	BS	14	0
Information Technology (no emphasis)	BS	4	0
• Emphasis in Internet Systems Development	BS	0	0
• Emphasis in Management Information Systems	BS	3	0
• Emphasis in Network Administration/Microsoft	BS	0	0
• Emphasis in Network Management/Microsoft	BS	1	0
Management	BS	25	1
Nursing - Online RN to BSN	BS	1	0
Special	N/A	7	0



NEW INSTRUCTIONAL PROGRAM PROPOSAL

Institution: University of Nebraska-Lincoln,

Program: Software Engineering

Award: Bachelor of Science (BS)

Institution's Existing Degree(s) in Same or Similar Discipline: Baccalaureate degrees in computer engineering and computer science

Proposal Received by Commission: March 21, 2016

Proposed Start Date: Upon approval by CCPE

Description

The field of software engineering has emerged over the past decade. Software engineering is the study and application of the engineering practices required to design, analyze, test, and maintain software systems. Software engineers analyze user needs and construct new systems or modify existing ones to meet the individual requirements of their customers. The proposed degree would consist of 124 semester credit hours in the following categories:

- 52 semester credit hours of computer science and software engineering that includes a one hour internship
- 15 hours of technical electives
- 12 hours of a capstone course that covers a two-year period
- 18 hours of math
- 12 hours of science
- 15 hours of general education courses beyond the math and science requirements.

Six new courses would be needed for the curriculum.

UNL would seek ABET accreditation for the program (formerly known as the Accreditation Board for Engineering and Technology). In order to meet UNL general education as well as ABET requirements, the curriculum exceeds UNL's standard of 120 credit hours for a baccalaureate degree.

Consistent with Institutional Role and Mission? √ YES NO

Consistent with Statewide Comprehensive Plan? √ YES NO

REVIEW CRITERIA

A. Need for the Program

High-----Low
<u> √ </u>

UNL cites a 2013 U.S. Bureau of Labor and Statistics survey indicating that over the previous three years employment rates for software system developers in Lincoln was up 12% with an 8% increase for software

application developers. The Bureau also projected a 22% growth rate nationally through 2022. According to the proposal, the number of software engineering jobs has grown so much in recent decades that industry has been forced to hire individuals with little or no formal training in software development. The need for graduates is expected to increase even more as software becomes increasingly more complex and prevalent in industry.

UNL reports that an entry-level software engineer earns an average of \$71,262 annually in the United States. In addition to companies focused on software development or services, other businesses also employ software engineers. The proposal provided examples from Nebraska including Kiewit Corporation, Nelnet, Hudl, and Sandhills Publishing.

The proposal included two letters of support and a list of eight others available upon request. The letter from Kiewit Corporation stated: “We are regularly looking for quality candidates, especially with the unemployment rate for technologists in the region at less than 1%.” Many businesses also pledged support through facility tours, internships, and guest lectures.

Letters of support from the Dean of the UNL College of Engineering, the Dean of the UNL College of Arts and Sciences, and from UNL’s Raikes School of Computer Science and Management were also included.

Commission staff consulted the Nebraska Department of Labor’s website for information on software engineers in the state. “Software Developers, Systems Software” and “Software Developers, Applications” were the two categories best representing the proposed program. For the period 2012 to 2022 the Department estimated 230 annual job openings in the two categories combined. The average entry-level salary was just under \$56,000 annually. The average median salary ranged from \$80,093 to \$83,088.

Both the national and state figures support a need for software engineers, especially the local unemployment rate cited by Kiewit.

B. Demand for the Program

High-----Low
<input checked="" type="checkbox"/>

The university estimates 29 students would enroll in the BS program in the first year, with approximately 40 enrolling every subsequent year. A strong job market for technology specialists to maintain and develop software systems has resulted in large enrollments in the UNL Department of Computer Science and Engineering. The enrollments increased 65% from 2011 to 2015. UNL also anticipates that students in nearby cities, such as Kansas City and Denver, would be attracted to the program since there are none near those locations. Given the growth in the departmental enrollments and the relatively small number of programs nationally, the projected enrollments are reasonable.

C. Avoidance of Unnecessary Duplication

High-----Low
<input checked="" type="checkbox"/>

There are no software engineering baccalaureate programs in Nebraska. Many institutions, both public and private, offer baccalaureate programs in computer science, sometimes with options in information technology or similar fields.

UNL reports that approximately 40 North American universities offer a BS degree in software engineering. Twenty-three were accredited as of fall 2015. None are in the Big Ten, although some Big Ten institutions have graduate programs and a few offer software engineering options within a computer science major. The proposal also states that there are five institutions located in MHEC states that have undergraduate degrees in software engineering. The closest is Iowa State. However, UNL asserts that the proposed program differs from that in Iowa because the Iowa program follows a traditional computer science curriculum with software engineering courses added. The UNL curriculum was designed to incorporate software engineering directly into computer science content. The proposed program also requires a two-year capstone, where the Iowa program's capstone is one-year.

D. Resources: Faculty/Staff

High-----Low				
	√			

UNL states that the Department of Computer Science and Engineering currently has five tenure-track faculty associated with software engineering and one vacancy in the field. The department expects to fill the vacancy prior to the start of the program. Three additional faculty would be hired as well as two new staff persons (one to support the capstone course and one to provide systems administration support). Four new graduate assistantships would also be needed, two in years one and two and two more starting in year three. The Senior Vice Chancellor for Academic Affairs has allocated funds for one Assistant Professor of Practice, two new Assistant Professors, and two teaching assistants. All positions are included in the budget. Administrative support would be handled by existing staff in the Department of Computer Science and Engineering.

E. Resources: Physical Facilities/Equipment

High-----Low				
		√		

UNL states that no new facilities would be needed. The department is housed in Avery Hall where there are offices and classrooms. Since the department is part of the College of Engineering, administration is located in Othmer Hall and student support services are in Nebraska Hall. Some classes could be offered in either of these two buildings, or others on campus, when appropriate.

No additional instructional equipment would be required to initiate the program. Students would be required to lease, own, or have access to a laptop for use in the classroom.

F. Resources: Library/Information Access

High-----Low				
		√		

No additional informational resources would be required. Since UNL has computer science and several engineering programs, there should be sufficient information resources available to sustain the program.

G. Budget

PROJECTED COSTS AND ANTICIPATED REVENUES FOR THE FIRST FIVE YEARS
As reported by UNL

PROJECTED COSTS		ANTICIPATED REVENUES	
Faculty and Staff	\$3,032,109	Reallocated Funds	
General Operating ¹	\$75,000	New State Funds	
Equipment		New Local Funds	
Facilities		Tuition and Fees ²	\$7,687,330
		Other ³	\$2,097,470
Five-Year TOTAL	\$3,107,109	Five-Year TOTAL	\$9,784,800

¹Includes recruiting, outreach, and industry programs

²Based on 29 students enrolling the first year with 40 new students each additional year (one-third estimated as non-residents each year), using current tuition and increasing it by 2% annually

³From the office of the Senior Vice Chancellor for Academic Affairs for salaries

Committee Recommendation: Approve

First Program Review Date: Due June 30, 2021.

According to the proposal, healthcare is shifting from provider-centered to patient-centered care, helping patients learn self-management, especially those with chronic conditions. However, patients ultimately decide what they will eat, if they will exercise, and what medications they will take. Self-management support programs help improve patient outcomes and reduce hospital readmissions and emergency room visits. The center would optimize research in self-management by bringing together researchers from a variety of disciplines to design effective self-management programs.

The healthcare system is also shifting from delivery of care in hospitals to delivery of care in the patient's community and home with the help of technology. Technology allows for easy dissemination of information, monitoring of the patient's condition while at home, and even for "in-home" (virtual) visits by medical personnel. This is especially beneficial for rural portions of the state where medical services are a great distance from the patient's home.

B. Resources: Faculty/Staff

High-----Low				
	√			

UNMC reports that faculty and graduate students across the UNMC campus are already engaged in research related to chronic conditions. Current faculty who would be affiliated with the center total 38 from the

College of Nursing, College of Public Health, College of Allied Health, College of Medicine, and Nebraska Medical Center. Six additional faculty from the other three University of Nebraska campuses would also be associated with the center. In addition to the faculty, seven departments in the College of Medicine intend to participate. The center would be guided by an external Community Advisory Council and an internal Faculty Advisory Committee.

A current professor of nursing has been selected as the center director. The College of Nursing would contribute 0.3 FTE release time for her position as director. The College of Nursing would also support a project director for 0.5 FTE in year one and 1.0 FTE in subsequent years as well as a statistical consultant in years three through five. Available institutional funds plus guaranteed philanthropic funds would be utilized for the project director. All positions are included in the budget. In addition, the Office of the Vice Chancellor for Research would provide funding for "pilot study grants" for years two through five.

C. Resources: Physical Facilities/Equipment

High-----Low				
		√		

UNMC states that no additional physical facilities would be needed.

Offices, classrooms, conference rooms, and storage space are available in the Center for Nursing Science building on the Omaha campus. The proposal also indicates that space has been assigned on the Lincoln campus of the College of Nursing.

The College of Nursing would provide funds for the purchase of software and equipment needed for studies, particularly mobile and wearable devices. These items could require considerable funds that are not listed in the budget. The Commission accepts UNMC's statement that the College of Nursing will adequately fund this aspect of the proposed center.

D. Budget

UNMC plans to have the center be self-sufficient after five years. This would be achieved by generating revenues from research services, continuing education, and contracts with businesses and other organizations for implementation services, and grants and contracts for research and program evaluation

**PROJECTED COSTS AND ANTICIPATED REVENUES FOR THE FIRST FIVE YEARS
as reported by UNMC**

PROJECTED COSTS		ANTICIPATED REVENUES	
Faculty and Staff	\$629,260	Existing Funds ³	\$419,260
General Operating ¹	\$50,000	New State Funds	
Equipment		New Local Funds	
Facilities		Tuition and Fees	
Other ²	\$715,000	Other: Tobacco Settlement ⁴	\$375,000
		NU Foundation ⁵	\$600,000
Five-Year TOTAL	\$1,394,260	Five-Year TOTAL	\$1,394,260

¹ Software; travel and honorarium for workshop speakers

² Faculty start-up funds; grants and statistical consultants; funding for pilot projects beginning in year 2.

³ College of Nursing and Office of Vice Chancellor for Research

⁴ Nebraska Tobacco Settlement Biomedical Research and Development Fund

⁵ Confirmed philanthropic funding (NU Foundation)

Committee Comment:

The proposal doesn't speak directly to the need for the center in Nebraska, but the incidence of chronic illnesses and related hospitalizations in the United States should translate proportionately to Nebraska. In addition, the work products of the center would generate revenue and benefit place-bound and under-served populations in the state by providing treatment and monitoring at a distance.

As with other centers established at the University, the interdisciplinary atmosphere would foster more collaborative work and better position UNMC to seek external funding.

Committee Recommendation: **Approve**

Approval of the Center does not constitute approval of any new programs now or in the future.

~~TITLE 281 - COORDINATING COMMISSION FOR POSTSECONDARY EDUCATION~~
~~CHAPTER 3 - RULES AND REGULATIONS CONCERNING ACCREDITATION OF A~~
~~PRIVATE COLLEGE~~

~~NUMERICAL TABLE OF CONTENTS~~

SUBJECT	STATUTORY	CODE
	AUTHORITY	SECTION
General Provisions	85-1,111, 85-1411	001
Statutory Authority	85-1,111, 85-1411	002
Application Procedure	85-1,111, 85-1411	003
Definitions	85-1,111, 85-1411	004
Notification of Decision	85-1,111, 85-1411	005
Appeals	85-1,111, 85-1411	006
	84-913 to 84-915	
Length of Provisional Accreditation	85-1,111, 85-1411	007

~~TITLE 281 – COORDINATING COMMISSION FOR POSTSECONDARY EDUCATION~~
~~CHAPTER 3 – RULES AND REGULATIONS CONCERNING ACCREDITATION OF A~~
~~PRIVATE COLLEGE~~

~~ALPHABETICAL TABLE OF CONTENTS~~

SUBJECT	STATUTORY	CODE
	AUTHORITY	SECTION

Appeals	85-1,111, 85-1411	006
	84-913 to 84-915	

Application Procedure	85-1,111, 85-1411	003
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Definitions	85-1,111, 85-1411	004
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General Provisions	85-1,111, 85-1411	001
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Length of Provisional Accreditation	85-1,111, 85-1411	007
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Notification of Decision	85-1,111, 85-1411	005
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Statutory Authority	85-1,111, 85-1411	002
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~~TITLE 281 – COORDINATING COMMISSION FOR POSTSECONDARY EDUCATION
CHAPTER 3 – RULES AND REGULATIONS CONCERNING ACCREDITATION OF A
PRIVATE COLLEGE~~

~~001 – General Provisions~~

~~These Rules and Regulations provide for the implementation of LB 141 as passed by the 86th Legislature first session and signed by Governor Thone on May 17, 1979. The Act authorizes the Coordinating Commission for Postsecondary Education to provisionally accredit a private college which has not been previously accredited by a regional or professional accrediting association recognized by the Council on Postsecondary Accreditation.~~

~~002 – Statutory Authority~~

~~This rule is adopted pursuant to authority vested in the Coordinating Commission for Postsecondary Education in Chapter 85, Section 1111.~~

~~003 – Application Procedure~~

~~003.01 An approved private college which is not regionally accredited may apply for provisional accreditation by contacting the Executive Director of the Commission, or his designated representative.~~

~~003.02 The Commission staff will assist the applicant in obtaining a mutually acceptable consultant, who has experience as a member of regional accreditation teams, to work with the institution in developing a self-study.~~

~~003.03 The self-study will include an extension of all the elements contained in Rule 2 as to the requirements for a petition for the establishment of a new private institution and the elements normally required for regional or professional accreditation.~~

~~003.04 Upon submission of the self-study to the Commission, the Commission and the applicant will jointly select a three member team which will review the self-study, visit the campus to verify statements in the self-study and recommend to the Commission approval or disapproval of provisional accreditation.~~

~~All expenses for the review are to be borne by the applicant.~~

TITLE 284
CHAPTER 3

004 — Definitions

~~———— The Coordinating Commission for Postsecondary Education invests its staff the~~
~~———— authority to use the following definitions for purposes of implementing this rule~~
~~———— and these regulations.~~

~~———— 004.01 Provisional Accreditation — Provisional accreditation indicates that an~~
~~———— institution is a candidate for accreditation having achieved initial recognition and~~
~~———— is progressing toward, but is not assured of, regional or professional~~
~~———— accreditation.~~

~~———— 004.02 Self-Study — A self-study is an analysis by an institution of its major~~
~~———— problems and the projected solutions to these problems. A self-study generally~~
~~———— contains statements concerning is authorization; history; institutional~~
~~———— philosophy, goals, and objectives; organization and administration; faculty;~~
~~———— students; curriculum; library; finances; and facilities.~~

005 — Notification of Decision

~~———— All contacts with the Commission (except appeals) will be made through the~~
~~———— Executive Director. The Executive Director shall notify the applicant by~~
~~———— telephone within 24 hours of the action by the Commission and by registered~~
~~———— mail within 5 days after the action by the Commission.~~

006 — Appeals

~~———— The proposed institution has the right of appeal should its application be denied~~
~~———— when the institution can show that its application has been misrepresented by~~
~~———— Commission staff or others in testimony before the Commission or that the~~
~~———— Commission has not followed the procedures prescribed by this rule. The~~
~~———— institution whose application has been denied because of incomplete~~
~~———— information has the right of reapplication.~~

~~———— 006.01 Procedure — An appeal will be made to the Chairman of the Commission.~~
~~———— The chairman shall appoint a special committee of three Commissioners to~~
~~———— review the appeal. The committee shall consider the appeal and make~~
~~———— recommendations to the Commission. The decision of the Commission shall be~~
~~———— binding.~~

TITLE 284
CHAPTER 3

007—Length of Provisional Accreditation

~~Provisional accreditation, when granted, shall not remain in effect for more than
three years but may be renewed for a like period in the manner stated in this
rule and these regulations.~~



NEBRASKA'S
COORDINATING COMMISSION
FOR POSTSECONDARY EDUCATION

P.O. Box 95005 • Lincoln, NE 68509-5005
140 N. 8th St. • Suite 300 • Lincoln, NE 68508
Phone: 402-471-2847 • ccpe.nebraska.gov
Mike Baumgartner, Ph.D., Executive Director

June 9, 2016

Ms. Jennifer Parks
Director, M-SARA
Midwestern Higher Education Compact
105 Fifth Avenue South, Suite 450
Minneapolis, MN 55401

Dear Ms. Parks:

On behalf of Nebraska's Coordinating Commission for Postsecondary Education (CCPE), the portal agency for Nebraska, I'm pleased to submit Nebraska's application to renew its membership in the State Authorization Reciprocity Agreement (SARA). The application itself is attached.

In October 2011 the Nebraska legislature took the first step in paving the way for Nebraska to participate in a future reciprocity agreement and for the CCPE to take the lead in administering any agreement. When SARA emerged as the likely national agreement, additional legislation was needed to accommodate the specifics in SARA. The final legislation was passed in March 2014. There have been no changes to statutes since 2014 that would have an impact on Nebraska's ability to participate in SARA or for the CCPE to serve as the portal entity.

The oversight of higher education institutions in Nebraska is split between the CCPE and the Nebraska Department of Education (NDE). NDE has authority over private postsecondary career schools. While most of those schools are not degree-granting, a few do grant degrees and needed to be included as potential SARA-participating institutions. The original SARA application, as well as this renewal, was completed after consultation with the NDE.

Nebraska was the eighth state in the U.S. and third in the MHEC region to join SARA. Within six weeks of our approval as a state participant the CCPE and NC-SARA had approved nine Nebraska institutions to participate. Today that number stands at 23, with two applications pending. Of the 23 institutions, 13 are public and ten are private non-profits. I'm happy to report that in the two years since Nebraska's SARA approval there have been no complaints submitted to the Commission regarding any SARA institution or SARA activities.

Commissioners

Carol Zink, Chair
Lincoln

W. Scott Wilson, Vice Chair
Papillion

Colleen A. Adam
Hastings

Dr. John Bernthal
Lincoln

Dr. Deborah Frison
Omaha

Dr. Ron Hunter
Hay Springs

Mary Lauritzen
West Point

Dwayne Probyn
Papillion

Dr. Joyce D. Simmons
Lincoln

Ms. Jennifer Parks

Page 2

June 9, 2016

The Coordinating Commission for Postsecondary Education has been an enthusiastic proponent of SARA since the concept first took shape. We believe that Nebraska meets the requirements for renewal of its membership in SARA. Please direct any questions about our application to CCPE's SARA contact, Dr. Kathleen Fimple.

Sincerely,

Carol Zink, Chair



Indicate Regional Compact:

- ☐ Midwestern Higher Education Compact
☐ New England Board of Higher Education
☐ Southern Regional Education Board
☐ Western Interstate Commission for Higher Education

Application and Evaluation Form for State Membership Renewal in SARA

A state that would like to renew its membership in the State Authorization Reciprocity Agreement (SARA) must submit this form and required documentation to the office of the appropriate regional compact.

A state may wish to include a cover letter and/or additional documentation to supplement the application and to strengthen the case for a state continuing as a member of SARA.

To be approved for renewal a state must reaffirm that it will continue to operate under the criteria for state membership which are set forth below. For purposes of SARA, the term "state" includes the District of Columbia and the organized U.S. Territories.

Applicant State affirms meeting the requirement	Requirements for State Membership Renewal in SARA	Evaluator State meets the requirement	
Initial here		yes	no
CZ	1. The state is a member of one of the four interstate higher education regional compacts that administer SARA, or has concluded an agreement with a compact covering SARA activity.	<input type="checkbox"/>	<input type="checkbox"/>
CZ	2. The state entity responsible for joining SARA has the legal authority under state law to enter into an interstate agreement on behalf of the state and has provided a copy of the statutory or other legal authority documenting this authority	<input type="checkbox"/>	<input type="checkbox"/>
CZ	3. The state accepts institutional accreditation by an accrediting body recognized by the U.S. Secretary of Education as sufficient, initial evidence of academic quality for approving institutions for participation in SARA.	<input type="checkbox"/>	<input type="checkbox"/>
CZ	4. The state considers applications from degree-granting institutions of all sectors (public, private non-profit and private for-profit) on the same basis and approves institutions that meet SARA standards and agree to SARA processes and commitments without differentiating by sector.	<input type="checkbox"/>	<input type="checkbox"/>
CZ	5. For private institutions, the state accepts the U.S. Department of Education's institutional federal financial responsibility rating of 1.5 or above (or 1.0 -1.49 with additional justification) as indicating sufficient financial stability to qualify for participation in SARA.	<input type="checkbox"/>	<input type="checkbox"/>

Requirements for State Membership Renewal in SARA

<u>Applicant</u> State affirms meeting the requirement Initial here		<u>Evaluator</u> State meets the requirement	
		yes	no
CZ	6. The state has a clearly articulated and comprehensive state process for consumer protection in regard to SARA activities, both with respect to initial institutional approval and on-going oversight, including the resolution of consumer complaints in all sectors, and has provided a copy of the complaint investigation and resolution process to be used to handle all complaints resulting from institutional operations (public and nonpublic) under SARA.	<input type="checkbox"/>	<input type="checkbox"/>
CZ	7. The state designates a "portal entity" as defined in SARA policies and standards to coordinate SARA matters for the state and provide a principal point of contact for resolution of student complaints. NOTE: The designated entity need not itself be responsible for all oversight activities of SARA providers inside the state, but will be the SARA portal for that state.	<input type="checkbox"/>	<input type="checkbox"/>
CZ	8. The state agrees that it will work cooperatively with other SARA states, regional compacts and NC-SARA to enable success of the initiative. It will follow up on requests for information or investigations from SARA member states or any SARA regional or national office, providing such data or reports as are required.	<input type="checkbox"/>	<input type="checkbox"/>
CZ	9. The state agrees that it will not impose on an institution operating under SARA from another state any requirements, standards, fees or procedures other than those set forth in SARA policies and rules. This does not preclude the state from enforcing its laws against nondomestic institutions in subject areas outside those covered by SARA.	<input type="checkbox"/>	<input type="checkbox"/>
CZ	10. The state agrees to require each SARA applicant institution to apply for state approval using the standard SARA institutional application and agree to operate under the <i>Interregional Guidelines for the Evaluation of Distance Education</i> developed by the Council of Regional Accrediting Commissions (C-RAC), as summarized in SARA policy 5(2)1-9.	<input type="checkbox"/>	<input type="checkbox"/>
CZ	11. The state agrees to serve as the default forum for any SARA-related complaint filed against an institution approved by the state to participate in SARA. The state's SARA portal entity is responsible for coordinating any such efforts and is empowered to investigate and resolve complaints that originate outside of the state. All other state entities and governing boards of SARA participant institutions shall assist as necessary in such investigations and report as needed to the portal entity. State remedies, if any, including refunds or other corrective action, must be available to resolve complaints involving residents of other SARA states.	<input type="checkbox"/>	<input type="checkbox"/>
CZ	12. The state agrees to document: <ul style="list-style-type: none"> a) all formal complaints received; b) complaint notifications provided to institutions and accrediting agencies; c) actions taken that are commensurate with the severity of violations; and d) complaint resolutions. 	<input type="checkbox"/>	<input type="checkbox"/>

Requirements for State Membership Renewal in SARA

Applicant
State affirms meeting
the requirement

Initial here

CZ

Evaluator
State meets the
requirement

yes no

<input type="checkbox"/>	<input type="checkbox"/>
--------------------------	--------------------------

13. The state agrees that it will promptly report complaints and concerns to the institutions about which the complaint is lodged, the home state SARA portal agency responsible for any such institution and, if appropriate, the relevant accrediting bodies.

CZ

<input type="checkbox"/>	<input type="checkbox"/>
--------------------------	--------------------------

14. The state has clear and well-documented policies and practices for addressing catastrophic events, as follows:

- a. The state may request assistance from the institution's accreditor as the accreditor applies its standards under §602.24(c) of federal requirements for catastrophic events.
- b. In the event of the unanticipated closure of an institution, the state has processes to assure that students receive the services for which they have paid or reasonable financial compensation for those not received. Such assurances may include tuition assurance funds, surety bonds, teach-out provisions or other practices deemed sufficient to protect consumers.
- c. The state requires institutions to have adequate disaster recovery plans, particularly with respect to the protection of student records, or the state provides such a plan.
- d. A SARA member state agrees to apply its policies and practices for catastrophic events consistently and equally within each sector (public, private non-profit, and private for-profit) to residents of any state.

Portal Entity Designation and Voluntary State Affirmation

State:

Portal Entity (principal SARA contact):

Mailing address of Portal Entity:

Web site of Portal Entity (location of state's SARA information):

Name of staff member in Portal Entity who is principal SARA contact¹:

Phone number of principal SARA contact:

E-mail for principal SARA contact:

I, the undersigned representative of the State of , having the authority to commit the state to the SARA interstate agreement, agree that the state will continue to abide by SARA requirements as stated above, have provided proof of those requirements needing documentation, and hereby apply for the state's admission to the SARA interstate agreement.

Signature:

Typed name of signatory officer:

Date signed:

Title of signatory state officer:

¹ The principal contact is the person with whom state entities and regional compacts should communicate about the state's membership in SARA. It is not necessarily the state signatory officer or the person(s) whom institutions and students should contact regarding institutional membership in SARA, student complaints, and other matters regarding the normal discharge of a state's responsibilities under SARA.

Evaluator Recommendation

For a state to renew its membership, the evaluator must find that the state agrees to or meets all of the requirements set forth in sections 1-14. If the evaluator finds that the state meets all required standards, the regional SARA director shall recommend approval of the state's renewal application to the Regional Steering Committee of the compact by signing below.

The evaluator recommends approval of the application to the Regional Steering Committee:

☐

Yes

☐

No

Evaluator comments:

Signature of regional compact officer:

Name of regional compact officer:

Date signed:

Title of signatory regional compact officer:

Signature of regional compact president:

Name of regional compact president:

Date signed:

If SARA membership is denied by the regional compact, the regional SARA director will provide to the applicant state a written reason for the denial. The state may reapply at any time, having corrected any deficiencies, or may appeal the denial to the National Council for SARA.

Regional Steering Committee Recommendation

For a state to renew its membership in SARA, the Regional Steering Committee of the appropriate regional compact must find that the state meets all of the requirements set forth in sections 1-14. If the Committee finds that the state meets all required standards, the Committee Chair shall recommend approval of the state's membership to the regional Executive Committee of the compact by signing below.

The Regional Steering Committee recommends approval of the application to the regional compact for action under the process the compact has determined:

☐ Yes☐ No

Committee comments:

[illegible]

Signature of committee chair:

Name of committee chair:

Date signed:

If SARA membership is denied by the regional compact, the regional SARA director will provide to the applicant state a written reason for the denial. The state may reapply at any time, having corrected any deficiencies, or may appeal the denial to the National Council for SARA.

**Nebraska Institutions Approved for Participation in SARA
(State Authorization Reciprocity Agreements)
as of May 18, 2016**

Grace University – Omaha

- Incorporated under the laws of Nebraska as a non-profit corporation on September 13, 1943.
- Accredited by the Higher Learning Commission of the North Central Association of Colleges and Schools since 1994; current accreditation to be reaffirmed in 2018-19.
- U.S. Department of Education composite financial score for 2012-13: 2.0*
- Enrollment: 432 full time equivalent students
- Approved by CCPE Executive Director on December 17, 2015
- Approval by the National Council of SARA pending

Doane University – Crete, Lincoln

- Incorporated under the laws of Nebraska as a non-profit corporation on May 18, 1917.
- Accredited by the Higher Learning Commission of the North Central Association of Colleges and Schools since 1913; current accreditation to be reaffirmed in 2021-22.
- U.S. Department of Education composite financial score for 2013-14: 3.0*
- Enrollment: 2,167 full time equivalent students
- Approved by CCPE Executive Director on May 18, 2016
- Approval by the National Council of SARA pending

*The scale is based on financial soundness, operating funds, and debt. The range is 1.0 to 3.0; the higher the score, the better the institution's financial status. An acceptable rating falls between 1.5 and 3.0.

Previously approved institutions (23: 13 public, 10 private)**Renewed by CCPE****

Bellevue University – Bellevue	7-7-15
Bryan College of Health Sciences – Lincoln	8-10-15
Central Community College – Grand Island, Columbus, Hastings	7-16-15
Chadron State College – Chadron	5-18-16
Clarkson College – Omaha	1-25-16
College of Saint Mary – Omaha	10-21-15
Concordia University, Nebraska – Seward	2-3-16
Creighton University – Omaha	7-20-15
Metropolitan Community College – Omaha	7-31-15
Mid-Plains Community College – North Platte and McCook	9-10-15
Midland University	new
Nebraska Methodist College – Omaha	7-16-15
Northeast Community College – Norfolk	7-20-15
Peru State College – Peru	7-31-15
Southeast Community College – Lincoln, Beatrice, Milford	due 8-26-16
Union College	new
University of Nebraska at Kearney	10-13-15
University of Nebraska – Lincoln	10-13-15
University of Nebraska Medical Center	10-13-15
University of Nebraska at Omaha	10-13-15
Wayne State College – Wayne	7-29-15
Western Nebraska Community College – Scottsbluff	5-6-16
York College	new

**Annual renewal is required by NC-SARA and must take place within 90 days prior to the expiration date.

INFORMATION ITEMS

A. Reasonable and Moderate Extensions

1. SCC - Design and Drafting Technology (Architectural Design Focus) (AAS, diploma, certificate)
2. SCC - Design and Drafting Technology (Computer Aided Design Drafting Focus) (AAS, diploma, certificate)
3. SCC - Building Construction Technology (Masonry Construction) (certificate)
4. SCC - Building Construction Technology (Carpentry and Cabinet-Making Construction) (certificate)
5. SCC - Long Term Care Administration (Assisting Living Administration Focus) (AAS)
6. SCC - Long Term Care Administration (Nursing Home Administration Focus) (AAS)

B. Discontinued Programs

1. SCC - Major Appliance Professional Technology (diploma)
2. SCC - Diversified Manufacturing Technology (AAS)
3. SCC - Food Service/Hospitality (Lodging Focus) (AAS)
4. SCC - Food Service/Hospitality (Dietetic Technician Focus) (AAS)
5. SCC - Business Administration (Accounting) (AAS)
6. SCC - Business Administration (Entrepreneurship) (AAS, certificate)
7. SCC - Business Administration (General Business) (AAS)
8. SCC - Business Administration (Marketing Management) (AAS)
9. SCC - Business Administration (Nursing Home Administration/Assisted Living) (AAS)

Institution/Campus: Chadron State College / Main Campus
Project Name: Football Stadium and Track Improvement Project
Date of Governing Board Approval: September 11, 2015 / Revised May 20, 2016
Date Complete Proposal Received: May 20, 2016
Date of Commission Evaluation: June 9, 2016

**Chadron State College – Main Campus
Fall Semester Enrollment by Campus***

	Fall 2013	Fall 2014	Fall 2015
On-campus HC	1,676.0	1,767.0	1,656.0
Off-campus HC	173.0	70.0	178.0
Online HC	2,086.0	2,040.0	1,990.0
Campus FTE	2,196.3	2,182.8	2,166.3

* Source: 2014 & 2015 Supplemental enrollment by campus forms. Includes full-time and part-time headcount (HC) enrollment, both undergraduate and graduate/professional. Full-time equivalent (FTE) enrollment based on 15 semester credit hours for undergraduate students and 12 semester credit hours for graduate and first-professional students.

Project Description: Chadron State College is proposing to replace Don Beebe Stadium (constructed in 1929), a small pressbox (constructed in 1996), and the natural grass football field with new synthetic field turf in the first of a two phase project. Aluminum bleachers flanking the east and west side of the stadium, visitor bleachers on the north side of the field, and a concession/restroom facility (constructed in 2000) on the southeast corner of the football complex would remain. Phase 2 would involve construction of a new outdoor track and soccer complex south of the existing Armstrong Center/Chicoine Arena on the site of existing football practice fields on the south side of campus (see site plan on the next page).

The college estimates Phase 1 total project costs to be \$7,665,369 (\$495.82/gsf including synthetic field turf costs) for design, construction, and equipment costs. The proposed project would be funded from \$5,665,369 in facilities bond proceeds, \$1 million in cash funds, and \$1 million in private donations.

The college estimates Phase 2 costs to be \$2,893,500, which would be financed with cash funds and/or private donations. No state tax funds will be requested for an incremental increase in facility operating and maintenance (O&M) costs for either Phase 1 or 2 of this proposed project.

The facilities bond proceeds are available as a result of statutory revisions per LB 957, 2016 legislative session. LB 957 extends the current facilities bond program, created by LB 605, for an additional 10 years through FY 2030. State appropriations of \$1,125,000 per year and institutional matching funds (student capital improvement fees) of up to \$1,440,000 per year are

(CSC / Football stadium & track improvement project evaluation continued)

to be used to finance facility repair, renovation and replacement projects. The state colleges intend to increase the capital improvement fee from \$10 per credit hour to \$12 per credit hour incrementally over the next four years to support the increased matching fund authority. LB 957 permits the refinancing of existing LB 605 facilities bonds to provide funding for three additional projects, including the “replacement of or deferred maintenance, repair, and renovation of Chadron State College[’s] stadium”.



1. The proposed project demonstrates compliance and consistency with the *Comprehensive Statewide Plan*, including the institutional role and mission assignment.

Yes

No

Comments: Page 1-7 of the Commission's *Comprehensive Statewide Plan for Postsecondary Education* outlines the following shared value and belief: “Nebraska public institutions are accountable to the State for making wise use of resources for programs, services, and facilities as well as for avoiding unnecessary duplication.” Replacement of the existing stadium bleachers appears to be the most economical solution to repairing deteriorated stadium structural, bleacher, and service

components.

Page 2-12 of the *Plan* states: "Most facilities on Nebraska campuses are safe, accessible to the disabled and are fully ADA compliant. Fire safety is a concern on all campuses, but especially those with older residence halls. Accessibility also remains a challenge at some campuses.

- Institutions continue efforts to provide safe and accessible campuses that are responsive to changing student needs and supportive of a learning environment.
- Campus facilities are well maintained to assure the safety of students."

This stadium replacement would address safety, accessibility and maintenance issues.

This project is not directly applicable to CSC's role and mission assignment regarding instruction, research and public service activities.

2. The proposed project demonstrates compliance and consistency with the *Statewide Facilities Plan*.

Yes

☒

No

☐

Comments: This proposal largely demonstrates compliance and consistency with the Commission's *Statewide Facilities Plan* as outlined in the following criteria as applicable.

2.A The proposed project includes only new or existing academic programs approved by the Commission.

Yes

☐

No

☐

Comments: Not applicable to this proposal as the project does not involve new or existing academic programs.

2.B Degree that the project demonstrates compliance with the governing-board-approved institutional comprehensive facilities plan.

High Low

☒ ☐ ☐ ☐ ☐

Comments: The Nebraska State College Board of Trustees adopted the Chadron State College 2012 *Campus Master Plan* on April 20, 2012.

Pages 21 through 31 of the *Master Plan* include a Campus Analysis and Opportunities section, which identifies Beebe Stadium to be in poor condition. This section of the *Master Plan* also states “the deteriorated stadium should be replaced or renovated.”

Page 72 of the *Master Plan* outlines the following recommendation for Elliot Field/Beebe Stadium:
“Demolish deteriorated Beebe Stadium and construct a new stadium and football field at location of existing Elliot Field. Include new Press Box facilities at the new stadium as well as relocate bleachers.”

2.C Degree that the project addresses existing facility rehabilitation needs as represented in a facilities audit report or program statement.

High Low

☒ ☐ ☐ ☐ ☐

Comments: The existing 1929 concrete stadium has serious physical deficiencies that need to be addressed. A structural assessment made in March 2015 identified structural concerns in which replacement of the existing stadium was recommended within the next five years.

The original stadium seating is deteriorated and in need of removal and replacement. The existing stadium cement stucco is deteriorated and delaminating in many areas due to lack of adhesion and the cracking/spalling of the concrete below. The concrete treads and risers of the existing stadium are in poor and deteriorated condition with areas that have delaminated and spalled causing tripping hazards. The expansion joints are deteriorated as well, allowing moisture to penetrate into the concrete structure causing freeze/thaw damage. Poor site drainage has also allowed parking lot overflow to penetrate the stadium structure, washing out soil around the structure.

2.D Degree that project justification is due to inadequate quality of the existing facility because of functional deficiencies and is supported through externally documented reports (accreditation reports, program statements, etc.).

High Low

☐ ☒ ☐ ☐ ☐

Comments: The existing pressbox and original concrete stadium are not accessible. The college stated that the stadium does not meet current codes/standards for seating aisle width or exiting.

The college states that existing pressbox spaces are neither conducive to nor adequate for game day management or coaching. The booths do not have adequate sound/acoustic isolation and the sightlines to the field are poor and filled with obstructions.

2.E Degree that the amount of space required to meet programmatic needs is justified by application of space/land guidelines and utilization reports.

High Low

☐ ☒ ☐ ☐ ☐

Comments: The college stated that spaces were sized to conform where possible to the University of Nebraska's *Space and Land Guidelines* prepared by the University of Nebraska Office of Facilities Management. However, the majority of programmed spaces do not readily conform to space guidelines due to their unique requirements.

Nationally recognized utilization standards are not available for intercollegiate athletic spaces. Home football game attendance has ranged from 800 to 5,000 over the past 16 years with average attendance of 2,817 over this time frame. The proposed project would accommodate approximately 3,000 spectators in new and existing bleachers and an expanded pressbox.

- 2.F Degree that the amount of space required to meet specialized programmatic needs is justified by professional planners and/or externally documented reports.**

High Low



Comments: When space guidelines were determined to not be applicable, the college stated that concept room diagrams, coupled with information from consultants, were used to calculate the amount of proposed space. The college also reviewed similar project space at peer institutions.

- 2.G Ability of the project to fulfill currently established needs and projected enrollment and/or program growth requirements.**

High Low



Comments: The proposed project would fulfill the need to restore the football facilities to a level that would be very competitive with public colleges of similar size. The project could assist with maintaining on-campus enrollments that have remained stable over the past three years.

- 2.H The need for future projects and/or operating and maintenance costs are within the State's ability to fund them, or evidence is presented that the institution has a sound plan to address these needs and/or costs.**

High Low



Comments: Phase 2 of this project would be funded with non-state funds. Ongoing facility operating and maintenance (O&M) costs associated with larger pressbox/concession/restroom facilities would be offset by savings from reduced annual maintenance costs associated with a synthetic turf field.

Replacement of a synthetic turf would be needed about every 10 years. One potential source of funding for this would be the State College Sports Facilities Cash Fund. The source of this fund is a set-aside portion of the increased sales tax revenues initiated to finance arena/convention facilities in Omaha and Lincoln.

2.I Evidence is provided that this project is the best of all known and reasonable alternatives.

High Low

☐ ☒ ☐ ☐ ☐

Comments: During the recent updating of the 2012 Campus Facilities Master Plan, campus-wide facility utilization and needs were reviewed by the college. Options for the stadium ranged from new construction on alternate campus locations to remodeling of existing facilities. Reconstruction and reorientation of the football facility was also considered. The college's final analysis determined that the proposed project is the most practical and cost effective, while maintaining a sense of community and respect for the history of the program.

Multiple locations were considered for construction of an outdoor track. The site recommended by this proposal is the collective consensus of the college and represents the most economical solution available to the project. The proposed location intends to utilize parking, concessions, and restroom facilities already existing at or near the recently completed Chicoine Arena. Construction of an outdoor track facility would also allow space for a soccer field on campus.

2.J Degree that the project would enhance institutional effectiveness/efficiencies with respect to programs and/or costs.

High Low

☐ ☐ ☒ ☐ ☐

Comments: No overall cost savings would be realized by this proposal. Construction of modern athletic space would provide an asset for recruiting and retaining student athletes and possibly other students as well.

2.K Degree that the amount of requested funds is justified for the project and does not represent an insufficient or extraordinary expenditure of resources.

High Low
☐ ☐ ☒ ☐ ☐

Comments: Construction Costs - The state college's estimate for Phase 1 stadium improvements is \$7,665,369 (\$495.82/gsf including new field turf/site improvements). Commission staff's estimate of the Phase 1 total project cost is \$7,171,800 (\$463.89/gsf) for construction of athletic gymnasium space per *R.S. Means Square Foot Costs* modified to account for local conditions and recent football stadium project costs. The state college's estimate is \$493,570 (6.9%) higher than Commission staff's estimate. The primary difference between these estimates is in estimated construction costs. Should a lower project cost be realized, remaining private and cash funds would be shifted to finance Phase 2 track improvements.

Operating and Maintenance Costs - The state college has estimated that no additional facility operating and maintenance (O&M) costs would be required for this proposal. Commission staff estimates that the net annual maintenance savings from an artificial turf field would offset the small increase in facility O&M from expanded press box/concessions/restroom facilities. This excludes depreciation set-aside funds needed for replacing the artificial turf field about every 10 years.

2.L Source(s) of funds requested are appropriate for the project.

High Low
☐ ☒ ☐ ☐ ☐

Comments: Historically, both state appropriations and alternative funding have been used to construct non self-supporting intercollegiate athletic facilities. The majority of projects, however, have been funded with tax dollars. The following list provides a summary of recent Nebraska public postsecondary education athletic facilities funding, excluding UNL, UNO, and UNMC:

- CSC Armstrong Physical Education Building – State appropriations used for construction and O&M of

original building. The recent addition and renovation to the facility was funded with both state and non-state sources.

- PSC Al Wheeler Activity Center – State appropriations used for construction and O&M. Renovation of the facility was funded with state funds and capital improvement fees.
- PSC Oak Bowl Stadium – The recently completed renovation/replacement project included \$7.5 million in state appropriations along with some alternative funding. No additional facility O&M costs were requested for the project.
- WSC Rice Health & Physical Education Building and Carlson Natatorium – Built in the late 1950s and early 1960s. The source of construction funding is not known. State appropriations are used for O&M.
- WSC Memorial Stadium and Track – The college has utilized private and other alternative funding to replace the pressbox, install synthetic field turf, resurface the track, and expand a soccer field. Some state funds were used to renovate space for locker rooms and coaching offices.
- UNK Health and Sports Center – State appropriations funded 79% of construction with student fees funding the remainder. State appropriations fund O&M costs.
- Nebraska Community Colleges – Most if not all intercollegiate athletic space has been constructed and operated with capital improvement property tax levies.

The Commission's preferred priority for use of the state's limited resources would be to first address facility needs related to the state colleges' instructional role and mission assignment. The Commission encourages institutions to seek private funding to support athletic programs to the extent possible.

3. **The proposed project demonstrates that it is not an unnecessary duplication of facilities.**

Yes

☒

No

☐

Comments: This project will not unnecessarily duplicate other intercollegiate athletic space in the immediate area.

- 3.A **Degree that the project increases access and/or serves valid needs considering the existence of other available and suitable facilities.**

High Low

☐☒☐☐☐

Comments: The primary purpose of this proposal is to replace a deteriorating structure and help in the recruitment and retention of students at Chadron State College. The facilities involved in this proposal are unique to the football program and are not available elsewhere in the panhandle area.

COMMISSION ACTION AND COMMENTS:

Approve

☒

Disapprove

☐

Action: Pursuant to the Nebr. Rev. Stat. § 85-1414, the **Budget, Construction and Financial Aid Committee** of the Coordinating Commission for Postsecondary Education recommends approval of Chadron State College's proposal to utilize state appropriations for football stadium improvements as outlined in the governing board approved program statement and revised addendum to the program statement.

Comments: While increased student capital improvement fees and other cash funds finance a portion of this project, the college is to be commended for utilizing an estimated \$1 million in private donations for Phase 1, thereby reducing the reliance on student fees.

Note: Phase 2 track improvement costs of \$2,893,500 would be funded entirely with cash and/or private donations, and therefore does not require Commission review.

TITLE 281, NEBRASKA ADMINISTRATIVE CODE, CHAPTER 6
COORDINATING COMMISSION FOR POSTSECONDARY EDUCATION
RULES AND REGULATIONS CONCERNING THE ACCESS COLLEGE EARLY
SCHOLARSHIP PROGRAM ACT

TITLE 281 – COORDINATING COMMISSION FOR POSTSECONDARY EDUCATION
CHAPTER 6 – RULES AND REGULATIONS CONCERNING THE ACCESS COLLEGE EARLY
SCHOLARSHIP PROGRAM ACT

NUMERICAL TABLE OF CONTENTS

SUBJECT	STATUTORY AUTHORITY	CODE SECTION
Purpose and Objectives	Neb. Rev. Stat. § 85-2103	001
Statutory Authority	Neb. Rev. Stat. §§ -85-1411, 85-1412, and 85-2108	002
Definitions	Neb. Rev. Stat. § 85-2102	003
Student Application	Neb. Rev. Stat. §§ 85-2102, 85-2104, and 85-2105	004
Commission Responsibilities	Neb. Rev. Stat. § § 85-2105, 85-2106	005
Qualified Postsecondary Educational Institution Responsibilities	Neb. Rev. Stat. § § 85-2102, 85-2105, and 85-2106	006
Appeal Process	Neb. Rev. Stat. § 85-2107	007

TITLE 281 – COORDINATING COMMISSION FOR POSTSECONDARY EDUCATION
CHAPTER 6 – RULES AND REGULATIONS CONCERNING THE ACCESS COLLEGE EARLY
SCHOLARSHIP PROGRAM ACT

ALPHABETICAL TABLE OF CONTENTS

SUBJECT	STATUTORY AUTHORITY	CODE SECTION
Appeal Process	Neb. Rev. Stat. § 85-2107	007
Commission Responsibilities	Neb. Rev. Stat. §§ 85-2105, 85-2106	005
Definitions	Neb. Rev. Stat. § 85-2102	003
Purpose and Objectives	Neb. Rev. Stat. § 85-2103	001
Qualified Postsecondary Educational Institution Responsibilities	Neb. Rev. Stat. §§ 85-2102, 85-2105, and 85-2106	006
Statutory Authority	Neb. Rev. Stat. §§ 85-1411, 85-1412, and 85-2108	002
Student Application	Neb. Rev. Stat. §§ 85-2102, 85-2104, and 85-2105	004

~~Nebraska Administrative Code~~

TITLE 281 – COORDINATING COMMISSION FOR POSTSECONDARY EDUCATION
CHAPTER 6 – RULES AND REGULATIONS CONCERNING THE ACCESS COLLEGE EARLY
SCHOLARSHIP PROGRAM ACT

001. PURPOSE AND OBJECTIVES. The purpose of the Access College Early Scholarship Program is to provide financial assistance to low-income students for courses to be taken for credit from a qualified postsecondary educational institution while still enrolled in high school.

002. STATUTORY AUTHORITY. This rule is adopted pursuant to authority granted to the Coordinating Commission for Postsecondary Education in Neb. Rev. Stat. §§ 85-1411, 85-1412, and 85-2108.

003. DEFINITIONS.

003.01 Commission means the Coordinating Commission for Postsecondary Education.

003.02 Extreme hardship means any event, including but not limited to fire, illness, accident, or job loss, that has recently resulted in a significant financial difficulty for a student or the student's parent or legal guardian.

003.03 Postsecondary educational institution means a two-year or four-year college or university which is a member institution of an accrediting body recognized by the United States Department of Education.

003.04 Qualified postsecondary educational institution means a postsecondary educational institution located in Nebraska which has agreed, on a form developed and provided by the Commission, to comply with the requirements of the act. ~~A copy of this form is included in Appendix A.~~ The form may be found on the Commission's website.

003.05 Student means a student attending a Nebraska high school with a reasonable expectation that such student will meet the residency requirements of Neb. Rev. Stat. § 85-502 upon graduation from a Nebraska high school.

003.06 Career program or plan of study means a sequence of at least three high school courses that (a) may include dual-credit or college credit courses, (b) are part of a career pathway program of study aligned with (i) the rules and regulations of the State Department of Education, (ii) a professional certification requirement, or (iii) the requirements for a postsecondary certification or diploma, and (c) have at least one local member of business or industry partnering as an official advisor to the program.

004. STUDENT APPLICATION.

004.01 A student who is applying to take one or more courses for credit from a qualified postsecondary educational institution is eligible for the Access College Early Scholarship Program if:

004.01(A) Such student or the student's parent or legal guardian is eligible to receive:

004.01(A)(i) Supplemental Security Income;

004.01(A)(ii) ~~Food stamps~~ Supplemental Nutrition Assistance Program;

004.01(A)(iii) Free or reduced-price lunches under United States Department of Agriculture child nutrition programs;

004.01(A)(iv) ~~Aid to families with dependent children;~~ Temporary Assistance for Needy Families; or

004.01(A)(v) Assistance under the Federal Special Supplemental Nutrition Program for Women, Infants, and Children; or

004.01(B) The student or the student's parent or legal guardian has experienced an extreme hardship; ~~or;~~

004.01(C) ~~The student is enrolled in a career program or plan of study and the student's family has an annual household income at or below two hundred percent of the federal poverty level.~~

004.02 ~~An applicant must complete a form developed by the commission. The student and his or her parent or guardian must sign the form. A copy of this form is included in Appendix B. The student must complete an application developed by the Commission for each term. The Commission shall determine the date when the application process for each term opens. The application may be found on the Commission's website.~~

004.03 ~~An applicant must attach documentation to the application that verifies enrollment in the course and the cost of the course.~~

004.03 An applicant must ~~forward-submit~~ the completed ~~and signed~~ application to ~~his or her guidance counselor~~ an official designated by the high school.

004.04 The ~~applicant's guidance counselor~~ official designated by the high school shall verify the student's eligibility for the scholarship. The ~~guidance counselor~~ official designated by the high school shall ~~sign the application and forward it~~ forward the application to the ~~Commission~~ Commission for review within 15 days following receipt of the form from the student.

004.05 ~~If a guidance counselor is not available, the student must forward the application to his or her principal. The principal or his or her designee must fulfill the requirements of subsection 004.04.~~

004.06 ~~The commission must receive an application before the last day of the course or, if the course is an independent study course, before the student completes the course. The~~

student must submit an application prior to the deadline date established by the Commission for each term.

005. COMMISSION RESPONSIBILITIES.

005.01 The Commission shall verify the student's eligibility under the act by reviewing the submitted application to ensure it has been properly completed ~~and signed~~.

005.02 The Commission shall notify the student and the ~~student's guidance counselor~~ official designated by the high school of the verification of eligibility and the ~~estimated~~ award amount in writing within thirty days following receipt of ~~the form from the student's guidance counselor~~ enrollment verification from the postsecondary institution. Notification must be given in writing, whether by U.S. mail or e-mail.

005.03 The Commission shall establish priority dates for each term. Priority shall be given to students applying for the scholarship who meet the requirements in subsection 004.01A and 004.01B.

005.04 The Commission shall credit the amount of any returned scholarship awards to the Access College Early Scholarship Program Fund to provide additional scholarships.

006. QUALIFIED POSTSECONDARY EDUCATIONAL INSTITUTION RESPONSIBILITIES.

~~006.01 When reporting a student's grade or failure to complete a course, the qualified postsecondary educational institution must provide the identity of the student~~
The qualified postsecondary educational institution agrees to provide the following information required by the Commission to carry out the act:-

006.01(A) The course ID;

006.01(B) The course credit hours;

006.01(C) The grade earned for the course; and

006.01(D) The tuition and mandatory fees charged for the course. Should the course be a part of a career program or plan of study, the amount the ACE program will reimburse is the actual charges for tuition and mandatory fees or \$250, whichever is less. Otherwise, the amount the ACE program will reimburse is the actual charges for tuition and mandatory fees or an amount equal to the tuition and fees for the same number of credit hours if the student were taking the course as a full-time, resident, undergraduate student from the University of Nebraska-Lincoln, whichever is less.

006.02 The Commission may withhold payment of the scholarship award amount from a qualified postsecondary educational institution until the period passes when a student may receive a full refund for withdrawing from a course.

~~006.02(A) When a student withdraws from a course during the full refund period and the commission has paid a scholarship award to the qualified postsecondary educational institution, the institution must notify the commission of the withdrawn course.~~

006.02(AB) When a student withdraws from a course during the full refund period and the Commission has paid a scholarship award to the qualified postsecondary educational institution, the institution must notify the Commission of the withdrawn course and must refund the scholarship money directly to the Commission.

006.02(BG) When a student withdraws from a course after the full refund period and the Commission has paid a scholarship award to the qualified postsecondary educational institution, the institution must refund the scholarship money directly to the Commission pursuant to the institution's refund policy.

006.03 A qualified postsecondary educational institution must provide a refund when an overpayment occurs for a course for which a scholarship was awarded.

006.03(A) When an overpayment exists and the student and/or the student's parent/guardian made a payment on the account, the student and/or the student's parent/guardian must be refunded first, up to the amount paid by such person.

006.03(B) When an overpayment occurs due to a payment from any ~~other~~ source other than ~~the student~~those identified in 006.03A, the qualified postsecondary educational institution must first refund the overpayment to the Commission, up to the amount paid by the Commission pursuant to the Access College Early Scholarship Program Act.

007. APPEAL PROCESS.

007.01 A student or the student's parent or legal guardian may request in writing a review of any adverse decision by requesting such review within 20 days following notice of the adverse decision, addressed to the ~~E~~xecutive ~~D~~irector of the ~~C~~ommission. The review shall be pursuant to the Administrative Procedure Act.

~~Access College Early Scholarship Program Act~~ **~~Institutional Application to Participate~~**

I agree that the college/university listed below intends to participate in the Access College Early (ACE) Scholarship Program Act and to comply with the following conditions:

- ~~The Coordinating Commission for Postsecondary Education (CCPE) may withhold payment for the class until after the institution's 100% drop/add period to ensure the student remains enrolled in class;~~
- ~~The student receiving an ACE scholarship will not be assessed any late fees after notification is received from the CCPE that the student will receive funding through the Act;~~
- ~~The institution will report either the student's grade for the course or the student's failure to complete the course to the CCPE within thirty days after the end of the course or within one hundred eighty days after receipt of a payment if the course for which the scholarship was awarded does not have a specified ending date (a copy of the student's authorization for this release will be forwarded to the school);~~
- ~~The scholarship funds will be returned to the CCPE according to the institution's refund policy should the student withdraw from the class;~~
- ~~The institution will comply with all requirements of the ACE Act, pursuant to Neb. Rev. Stat. §§ 85-2101, et seq.~~

Institution

Name of Authorizing Official (Printed) Title

Signature Date

E-mail Phone

Contact Person (if different from above) Title

E-mail Phone

Access College Early Application Student Application

(Please type or print legibly in pen. All information required unless indicated otherwise.)

_____/____/____ Gender*: ☐ Male
First _____ Middle _____ Last _____ Birth Date ☐ Female
(MM/DD/YYYY)

Home Address/City/Zip _____ GPA (A = 4.0)*

High School/City _____ Year in High School (9, 10, 11 or 12)

Student/Parent/Guardian E-mail (if available) _____ Attending College/University

Race/Ethnicity* (optional; check one box only):

☐ White, non-Hispanic ☐ Black, non-Hispanic ☐ Hispanic
☐ Asian/Pacific Islander ☐ Native American ☐ Two or more races

*For research purposes only. This information will not be used to determine your eligibility for the ACE Scholarship.

I certify that I am qualified for a scholarship under the Access College Early Act based on myself or my parent(s)/guardian(s) qualifying for at least one of the following federal benefit programs or an extreme hardship:

☐ Supplemental Security Income (SSI) ☐ Temporary Assistance for Needy Families (TANF) ☐ Food Stamps
☐ Special Supplemental Nutrition Program (WIC) ☐ Free or Reduced Price Lunches ☐ Other Extreme Hardship

(Documentation verifying above information required.)

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CHAPTER 6

APPENDIX B: SAMPLE STUDENT SCHOLARSHIP APPLICATION: Page 2

I certify that the above information is accurate and correct. I acknowledge that this scholarship will only apply to tuition and mandatory fees at the college and that the scholarship will pay the tuition and mandatory fee balance after other grants/scholarships are applied as required in the Act. I certify that I intend to graduate from a Nebraska high school and that I intend to maintain Nebraska residency upon graduation. I authorize the attending college/university listed above to release my tuition and fees statement and grades to the Coordinating Commission for Postsecondary Education upon request. This authorization is good for one year from the date of this form.

Student Signature _____ Date _____

I, the parent/guardian of the above named student, verify that the above information is correct. I authorize the high school listed above or the federal agency that administers a benefit program listed above to release documentation confirming eligibility for the benefit program checked above. I authorize the attending college/university listed above to release my child's tuition and fees statement and grades to the Coordinating Commission for Postsecondary Education when requested.

Parent/Guardian Signature _____ Date _____

Parent/Guardian Name (please print) _____ Phone number _____

I, a counselor at the high school named above, verify, to the best of my knowledge, that the above named student or the student's parent(s)/guardian(s) do qualify for the federal benefit program or has experienced an extreme hardship as indicated above.

Signature _____ Date _____ E-mail Address _____

Please return this form via mail to J. Ritchie Morrow, Financial Aid Coordinator, CCPE, PO Box 95005, Lincoln, NE 68509-5005, e-mail to Ritchie.Morrow@Nebraska.gov, or fax to 402.471.28

TITLE 281, NEBRASKA ADMINISTRATIVE CODE, CHAPTER 9
COORDINATING COMMISSION FOR POSTSECONDARY EDUCATION
RULES AND REGULATIONS CONCERNING CAPITAL CONSTRUCTION

Committee Draft
May 31, 2016

TITLE 281 - COORDINATING COMMISSION FOR POSTSECONDARY EDUCATION
CHAPTER 9 - RULES & REGULATIONS CONCERNING CAPITAL CONSTRUCTION

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TITLE 281 - COORDINATING COMMISSION FOR POSTSECONDARY EDUCATION
CHAPTER 9 - RULES & REGULATIONS CONCERNING CAPITAL CONSTRUCTION

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General Considerations	<u>Neb. Rev. Stat. § 85-1418</u>	009
Institutional Comprehensive Facilities Plan <u>nings</u>	<u>Neb. Rev. Stat. §§ 85-1414</u>	00 <u>56</u>
Revenue Bond Projects	<u>85-404, 85-408, 85-1415</u>	<u>007</u>
Scope and Related Provisions	<u>Neb. Rev. Stat. §§ 85-180.14, 85-401, 85-404, 85-408, 85-1401, to 85-14024, 85-1410 to 85-1414, to 85-1416, to 85-1418, 85-1421 to 85-1427, 85-1511, 85-1515, 85-1517, and 85-15365</u>	003
Statutory Authority	<u>Neb. Rev. Stat. §§ 85-180.14, 85-401, 85-404, 85-408, 85-1401, to 85-14024, 85-1410 to 85-1414, to 85-1416, to 85-1418, 85-1421 to 85-1427, 85-1511, 85-1515, 85-1517, 85-15365 and 85-2233</u>	002

TITLE 281 - COORDINATING COMMISSION FOR POSTSECONDARY EDUCATION
CHAPTER 9 - RULES & REGULATIONS CONCERNING CAPITAL CONSTRUCTION

~~LAST ISSUE DATE: June 16, 1994~~[NOTE: *Italicized words are defined in Section 004. DEFINITIONS.*

001. CONSTITUTIONAL AUTHORITY. Applicable sections of the Constitution of the State of Nebraska, ~~Edited 1992, include~~ article VII ~~--- Education~~, section 14, relating to the establishment and authority of the Coordinating Commission for Postsecondary Education including:

001.01 COMPREHENSIVE STATEWIDE PLAN FOR POSTSECONDARY EDUCATION.

Authority to adopt and revise as needed, a Comprehensive Statewide Plan for Postsecondary Education, which shall include plans for facilities which utilize *tax funds designated by the Legislature*.

001.02 CAPITAL CONSTRUCTION PROJECTS. Authority to review, monitor, and approve or disapprove each public postsecondary educational institution's *capital construction projects* which utilizes ~~s~~ *tax funds designated by the Legislature* in order to provide compliance and consistency with the Comprehensive Statewide Plan and to prevent *unnecessary duplication*.

001.03 BUDGET REQUEST RECOMMENDATIONS. Authority to review and modify, if needed, to promote compliance and consistency with the Comprehensive Statewide Plan and prevent *unnecessary duplication*, the budget requests of each public postsecondary educational institution's *governing board*.

001.04 ADDITIONAL POWERS. Additional powers and duties provided to the *Commission* by the Legislature, related to postsecondary education, as long as such powers and duties do not invade the governance and management authority of the Board of Regents of the University of Nebraska and the Board of Trustees of the Nebraska State Colleges as provided in the Constitution of Nebraska.

001.05 PROPERTY TAX REVENUE. Nothing providing for statewide coordination shall limit or require the use of property tax revenue by and for community colleges.

002. STATUTORY AUTHORITY. Applicable Nebraska Statutes include:

002.01 ~~Nebraska Revised Statutes (Reissue of 1994) sections 85-401, Neb. Rev. Stat. §§ 85-1401, 85-1402~~ subsections (1), (2), (3), (5), (7), and (8), 85-1403, 85-1404, 85-1410 subsection (4), 85-1411 subsection (4), 85-1412 subsections (1) and (6), 85-1413 subsections (1) to (6), 85-1414 subsections (1), (9), (10) and (11), 85-1416 subsections (1) and (3), 85-1417, and 85-1418, 85-1421 to 85-1423, and 85-1425 to 85-1427 relating to a statewide facilities information base, Commission review of *institutional comprehensive facilities plans*, proposed *capital construction projects*, and ~~proposed~~ capital construction budget requests and recommendations.

~~002.02 Nebraska Revised Statutes (Reissue of 1994) sections Neb. Rev. Stat. §§ 85-1511 subsections (4) and (7), 85-1515, 85-1517 subsection (2), and 85-15356 subsection (3), and 85-2233 subsection (3) relating to coordination by the Commission of the construction, lease, purchase, purchase on contract, operation, equipping, and maintenance of facilities for community colleges.~~

~~002.03 Nebraska Revised Statutes (Reissue of 1994) section 85-180.14, relating to Commission approval of the construction and operation of facilities for the veterinary medicine and surgery program at the University of Nebraska.~~

~~002.04 Nebraska Revised Statutes (Reissue of 1994) sections 85-404, 85-408 and 85-1415, relating to Commission review and recommendation of revenue bond and surplus fund projects for the University of Nebraska and Nebraska State Colleges.~~

003. SCOPE AND RELATED PROVISIONS.

003.01 These rules and regulations relate to:

003.01(A) Providing a state-level uniform information system for all public postsecondary education systems and institutions that will insure the Legislature and other state agencies obtain timely and accurate information concerning facilities;

003.01(B) Commission review of and comment about public institutional ~~comprehensive~~ facilities plans;

003.01(BC) Commission review, monitoring, and approval or disapproval of applicable capital construction projects; and

~~003.01(C) Commission review and recommendation of applicable revenue bond projects; and~~

003.01(D) Commission review and recommended modification, approval, or disapproval of the University of Nebraska's and Nebraska State Colleges' capital construction budget requests and major deficit appropriation requests, and development of a unified statewide prioritization of these requests.

003.02 The *Commission* shall coordinate its responsibilities with both the Executive and Legislative branches of State government, and the *governing ~~and/or coordinating~~ board's* of the State's *public institutions*.

003.03 The provision of a statewide facilities information base, review of proposed *institutional ~~comprehensive~~ facilities plans, capital construction projects, ~~revenue bond projects~~* and capital construction budget requests shall be subject to the rules contained herein; the Comprehensive Statewide Plan; for Postsecondary Education, which includes the Statewide Facilities Plan; the *Commission's* budgetary review process; and such other rules, regulations, and procedures as shall be adopted and promulgated by the *Commission*.

003.04 The footnote section contained herein shall not be construed as a part of the Rules of the *Commission* but is used for illustrative purposes only.

004. DEFINITIONS.

004.01 CAPITAL CONSTRUCTION PROJECT. Shall mean a project which utilizes *tax funds designated by the Legislature* and shall be: Any proposed new *capital structure*; any proposed addition to, *renovation of*, or *remodeling of a capital structure*; any proposed acquisition of a *capital structure* by gift, purchase, lease-purchase, or other means of construction or acquisition; or any combination thereof that 1) will be *directly financed* in whole or in part with *tax funds designated by the Legislature* totaling at least the *minimum capital expenditure* for purpose of the eis definition, or 2) is likely, as determined by the institution, to result in an *incremental increase* in appropriation or expenditure of *tax funds designated by the Legislature* of at least the *minimum capital expenditure* for the facility's operations and maintenance costs¹ in any one fiscal year within a period of ten years from the date of substantial completion or acquisition of the project. For purposes of this definition:

004.01(A) DIRECTLY FINANCED. Shall mean funded by: 1) Appropriation of *tax funds designated by the Legislature* for the specific *capital construction project*; 2) property tax levies authorized pursuant to Neb. Rev. Stat. § 85-1517 used to establish a capital improvement and bond sinking funds pursuant to section Neb. Rev. Stat. § 85-1515 of the Nebraska Revised Statutes (Reissue of 1994); or 3) that portion of *tax funds designated by the Legislature* and appropriated by the Legislature for the general operation of the *public institution* and utilized to fund the *capital construction project*.

004.01(B) INCREMENTAL INCREASE. Shall mean an increase in appropriation or expenditure of *tax funds designated by the Legislature* of at least the *minimum capital expenditure* for a facility's operations and maintenance costs, beyond any increase due to inflation, to pay for a *capital structure's* operations and maintenance costs that are a direct result of a *capital construction project*.

004.01(C) MINIMUM CAPITAL EXPENDITURE. Shall mean: 1) for purposes of construction or acquisition pursuant to this definition of *capital construction project*, a base amount adjusted for inflation as required by statute, and 2) for purposes of the facility's operations and maintenance costs pursuant to this definition of *capital construction project*, a base amount adjusted for inflation as required by statute for any one fiscal year. Both-The base amounts s for the facility's operations and maintenance costs shall be subject to any inflationary or market adjustments made by the *Commission* pursuant to this definition. The *Commission* shall adjust the base amounts on a biennial basis beginning January 1, 2010-1996. The adjustments shall be based on percentage changes in a construction cost index and any other published index relevant to operations and maintenance-utilities costs, as selected by the *Commission* in cooperation with the *public*

¹ Examples of facility's operations and maintenance costs include: Utilities, custodial service, building maintenance, landscape and grounds maintenance, physical plant administration, security, mail service, communications service, and property insurance.

institutions. The index or indices shall reflect inflationary or market trends for the applicable operation and maintenance or construction costs. Specific dollar amounts can be found in *Commission* procedures implementing these rules and regulations.

~~004.02 *CAPITAL PROJECT*. Shall mean, for the purpose of prioritizing the *Commission's* Statewide Capital Budget Recommendation; every proposed project included in a governing board's capital budget requests.~~

004.023 *CAPITAL STRUCTURE*. Shall mean anything constructed or erected, for occupancy, use or ornamentation, that requires permanent location on, below or above the ground, or an addition to an existing *capital structure* having a permanent location on or below the ground.

004.034 *CHANGE IN SCOPE*. Shall mean a significant change in a *capital construction project*, as specifically defined in *Commission* procedures, to include but not be limited to: 1) A substantial increase in the amount of *tax funds designated by the Legislature* used to construct, acquire or provide facilities¹ operations and maintenance, 2) a significant change in the use of funds², 3) a considerable change in the allocation of square footage for any *major room-use category(s)*, or 4) a programmatic change involving who and/or ~~for~~ what purpose a *major room-use category(s)* serves.

004.045 *COMMISSION*. Shall mean the Coordinating Commission for Postsecondary Education.

~~004.06 *COORDINATING BOARD*. Shall mean the Nebraska Community College Association.~~

004.057 *GOVERNING BOARD*. Shall mean the Board of Regents of the University of Nebraska, the Board of Trustees of the Nebraska State Colleges, or the board of governors for each community college area, ~~or a representative designated by any of these boards.~~

004.06 *INDIVIDUAL CAPITAL CONSTRUCTION BUDGET REQUEST*. Shall mean, for the purpose of prioritization of budget requests, any capital construction request included in the Board of Regents of the University of Nebraska's and Board of Trustees of the Nebraska State Colleges' biennial budget request, LB 309 Task Force for Building Renewal request by category and classification, or major deficit appropriation request, for which the *Commission* has recommended approval, including any *capital construction project* approved by the *Commission* and included in such requests.

004.078 *INSTITUTIONAL ~~COMPREHENSIVE~~ FACILITIES PLAN*. Shall mean a plan that identifies a *public institution's* existing facilities, the condition and utilization of those facilities, outlines the institution's short-term, mid-term, and long-range program needs, and identifies proposed facilities solutions to meet those program needs.

² Example: Reallocating a majority of funds previously allotted for movable equipment to construction.

~~004.09 MAJOR CAPITAL DEFICIT APPROPRIATION REQUEST.~~ Shall mean any individual capital project in excess of the minimum capital expenditure and included in a governing board's capital deficit appropriation request.

~~004.0810 MAJOR ROOM-USE CATEGORIES.~~ Shall mean the major room uses outlined in Chapter 2 of the most recently published U.S. Department of Education, National Center for Education Statistics, Postsecondary Education Facilities Inventory and Classification Manual (FICM), 1992.³

~~004.11 NEED STATEMENT.~~ Shall mean a document that provides a preliminary description of a proposed capital construction project or revenue bond project. The need statement is an optional document that may be submitted to the Commission. The Commission will provide a preliminary evaluation of a project with the review criteria established in these rules and regulations. The content to be provided in a need statement shall be in such format as provided by the Commission.⁴

~~004.0912 PROGRAM STATEMENT.~~ Shall mean a document that describes and supports the development of a proposed capital construction project or revenue bond project. A program statement provides more detailed information than a need statement. The content to be provided in a program statement shall be in such format as provided by the Commission.⁴

~~004.13 PROJECT STATEMENT.~~ Shall mean an abbreviated program statement used to support the development of a proposed capital construction project or revenue bond project of lesser scale or certain type as specifically defined in Commission procedures. The content to be provided in a project statement shall be in such format as provided by the Commission.⁴

~~004.104 PUBLIC INSTITUTION.~~ Shall mean any of the following: University of Nebraska-Lincoln, University of Nebraska Medical Center, University of Nebraska at Omaha, University of Nebraska at Kearney, Nebraska College of Technical Agriculture, Chadron State College, Peru State College, Wayne State College, Central Community College, Metropolitan Community College, Mid-Plains Community College, Northeast Community College, Southeast Community College, Western Nebraska Community College, including any other campus administered as a separate unit by a governing board, or any other public postsecondary educational institution ~~which that~~ may be established by the Legislature ~~after January 1, 1992.~~

~~004.115 REMODELING OR RENOVATION.~~ Shall mean work associated with an existing capital structure, which may include, but shall not be limited to, modifying or upgrading a capital structure's building systems. Such work may include upgrading mechanical or

³ These categories include: Classrooms, laboratories, offices, study facilities, special-use facilities, general-use facilities, support facilities, health-care facilities, residential facilities, and unclassified facilities.

⁴ ~~The Need, Program and Project Statement~~ Outlines provided by the Commission shall coordinate with existing State formats and public institutional requirements for use of such documents by design professionals.

electrical systems, or modifying interiors through changes in room layouts or relocation of openings. This work shall not increase the size of the building footprint or building envelope. Replacement of existing wall, floor or ceiling treatments due to age or damage, or other similar work, shall not be considered *remodeling* or *renovation*. Separate deferred maintenance projects, fire and life safety projects, Americans with Disabilities Act projects, or energy conservation projects, as defined by the LB 309 Task Force for Building Renewal, shall not constitute *remodeling* or *renovation*.

~~004.16 REVENUE BOND PROJECT. Shall mean all proposed projects, to be financed by revenue bond issues or surplus or replacement funds, approved by the Board of Regents of the University of Nebraska or the Board of Trustees of the Nebraska State Colleges, pursuant to sections 85-404 and 85-408, Nebraska Revised Statutes (Reissue of 1994). This includes any single expenditure of surplus or replacement funds in excess of two hundred fifty thousand dollars (\$250,000) per purchase order or contract.~~

~~004.127~~ TAX FUNDS DESIGNATED BY THE LEGISLATURE. Shall mean all State tax revenue and all property tax revenue.

~~004.138~~ UNNECESSARY DUPLICATION. Shall mean any *capital structure*, or portion of a *capital structure*, that does not substantially increase access and/or serve valid needs considering the existence of other available and suitable facilities.⁵

005. STATEWIDE FACILITIES INFORMATION BASE.

~~005.01 APPLICABILITY. All *public institutional* facilities that involve coordination by the *Commission*, Legislature, or other state agency, shall provide state-level uniform facilities information.~~

~~005.02 The *Commission* shall maintain uniform data elements and definitions for development of a statewide facilities information base in consultation with *governing boards*, or their designated representative.~~

~~005.03 The *Commission* shall identify statewide facilities information to be collected on an annual or periodic basis, regarding each *public institution's* facilities inventory and utilization information.~~

~~005.04 *Public Institutions* may comply with requests for facilities information pursuant to Neb. Rev. Stat. § 85-1417, as applicable.~~

~~0056.~~ INSTITUTIONAL ~~COMPREHENSIVE~~ FACILITIES PLANNINGS.

~~0056.01 APPLICABILITY. All *institutional comprehensive* facilities plans, or amendments to such plans, approved ~~or accepted~~ by a *governing board* ~~after January 1, 1992~~, shall require *Commission* review and comment in accordance with these rules and regulations.~~

⁵ Examples of *unnecessary duplication* include, but shall not be limited to, unnecessarily duplicative facilities within an institution, sector, state, or region.

0056.02 REVIEW CRITERIA. ~~Used by T~~ The Commission shall use the following criteria in the review of ~~a public institution's comprehensive institutional~~ facilities plans ~~shall include the following:~~

0056.02(A) COMPLIANCE AND CONSISTENCY WITH THE COMPREHENSIVE STATEWIDE PLAN. ~~Proposed institutional comprehensive facilities plans~~ shall be reviewed for ~~compliance and~~ consistency with the Comprehensive Statewide Plan ~~as applicable. Areas of compliance and consistency shall, to~~ include, but not be limited to, consistency ~~compatibility of the institutional comprehensive facilities plan with an institution's role and mission assignments.~~

0056.02(B) COMPLIANCE AND CONSISTENCY WITH THE STATEWIDE FACILITIES PLAN. ~~Proposed institutional comprehensive facilities plans~~ shall be reviewed for ~~compliance and~~ consistency with the Statewide Facilities Plan as applicable. ~~Areas addressed shall include, but not be limited to, consistency of the institutional comprehensive facilities plan with institutional programmatic planning efforts.~~

0056.02(C) ASSESS DUPLICATION OF FACILITIES. ~~Institutional comprehensive facilities plans~~ shall be reviewed for possible *unnecessary duplication* of facilities.

0056.03 COMMISSION REVIEW.

0056.03(A) ~~Governing boards,~~ or a representative designated by the board, shall inform the Commission, in writing, of all ~~institutional comprehensive facilities plans,~~ or amendments to such plans, to be submitted to the *governing board* for action.

0056.03(B) Prior to submitting an ~~institutional comprehensive facilities plan,~~ or amendments to such plan, for Commission review and comment, the plan or amendment shall first receive written approval or acceptance by the *governing board*. Evidence of *governing board* approval or acceptance shall accompany the plan to the Commission and shall include all material submitted to the *governing board* ~~for approval.~~

0056.03(C) The Commission ~~shall~~ may establish guidelines for the format and content of an ~~each public institutional's comprehensive facilities plan.~~

0056.03(D) The Commission shall provide a written report of its review to the *governing board* within ninety days after receipt of ~~the an approved or accepted institutional comprehensive facilities plan.~~ The Commission's report shall comment on the ~~institutional comprehensive facilities plan's compliance and~~ consistency with the review criteria in these rules and regulations. The Commission may recommend modification to an ~~the public institutional's comprehensive facilities plan~~ based on its review.

0056.03(E) The Commission may require periodic updates of ~~public institutional's comprehensive facilities plans~~ as necessary.

0056.03(F) In fulfilling its review of and comments on ~~about public institutional comprehensive facilities plans,~~ the Commission shall recognize educational activities

among all segments of postsecondary education and take into account the educational programs, facilities, and other resources of public and private postsecondary educational institutions.

0067. CAPITAL CONSTRUCTION PROJECTS.

0067.01 APPLICABILITY. The following *capital construction projects* proposed by *public institutions* shall require *Commission* review, approval or disapproval, and monitoring for compliance with the approved project, in accordance with these rules and regulations:

0067.01(A) Any proposed new *capital structure*; any proposed addition to, *renovation* of, or *remodeling* of a *capital structure*; any proposed acquisition of a *capital structure* by gift, purchase, lease-purchase, or other means of construction or acquisition; or any combination thereof that will be *directly financed* in whole or part with *tax funds designated by the Legislature* totaling at least the *minimum capital expenditure*.

0067.01(B) Any proposed new *capital structure*; any proposed addition to, *renovation* of, or *remodeling* of a *capital structure*; any proposed acquisition of a *capital structure* by gift, purchase, lease-purchase, or other means of construction or acquisition; or any combination thereof that is likely, as determined by the institution, to result in an *incremental increase* in appropriation or expenditure of *tax funds designated by the Legislature* of at least the *minimum capital expenditure* for the facility's operations and maintenance costs in any one fiscal year within a period of ten years from the date of substantial completion or acquisition of the project.

0067.02 REVIEW CRITERIA. ~~Used by T~~the *Commission* shall use the following criteria in the review of proposed *capital construction projects* ~~shall include the following~~:

0067.02(A) COMPLIANCE AND CONSISTENCY WITH THE COMPREHENSIVE STATEWIDE PLAN. Proposed projects shall show compliance and consistency with the Comprehensive Statewide Plan as applicable to a specific project. ~~Areas of compliance and consistency shall include, but not be limited to, the compatibility of a project with an institution's role and mission assignment.~~

0067.02(B) COMPLIANCE AND CONSISTENCY WITH THE STATEWIDE FACILITIES PLAN. Proposed projects shall demonstrate compliance and consistency with the Statewide Facilities Plan. ~~Areas addressed shall include, but not be limited to, compliance and consistency with the institutional comprehensive facilities plan as reviewed by the Commission.~~

0067.02(C) ASSESS DUPLICATION OF FACILITIES. ~~An i~~nstitution ~~s presents~~submitting a proposed project for *Commission* review shall illustrate that the project ~~is~~will not result in an *unnecessary duplication* of capital facilities.

0067.03 COMMISSION REVIEW.

0067.03(A) *Governing boards, or a representative designated by the board,* shall inform the *Commission*, in writing, of all *capital construction projects* to be submitted to the governing board for action.

007.03(B) *A public institution shall make a determination whether a project will result in an incremental increase in appropriation or expenditure of tax funds designated by the Legislature of at least the minimum capital expenditure for the facility's operations and maintenance costs in any one fiscal year within a period of ten years from the date of substantial completion or acquisition of the project, and include such determination in a program statement submitted to the governing board for action. The determination for a facility's operations and maintenance costs is final upon approval of the program statement by the governing board.*

0067.03(BC) Prior to submitting a *capital construction project* for *Commission* action, that project shall first receive written approval of a *program statement* by the governing board. ~~For capital construction projects of certain scale and/or type, the Commission may accept submittal of a project statement in lieu of a program statement.~~ Evidence of governing board approval shall accompany the project to the *Commission* and shall include all material submitted to the governing board for approval of the *capital construction project*. ~~Governing boards may choose, at their discretion, to submit a need statement to the Commission for comment prior to submittal of a program statement.~~

0067.03(GD) Action by the *Commission* regarding approval or disapproval of a *capital construction project* shall consist of one of the following:

0067.03(GD)(i) Approval of the project as the basis for further development; or

0067.03(GD)(ii) Disapproval of the project based on lack of compliance or inconsistency of the project with one or more review criteria in these rules and regulations, with reasons explicitly stated.

0067.03(DE) *Capital construction projects* previously disapproved by the *Commission* may be resubmitted by a *governing board* with changes that address the *Commission's* reasons for the original disapproval. The *Commission* shall then review and approve or disapprove the resubmitted project proposal.

0067.03(EF) A *change in scope* to any *capital construction project* previously approved by the *Commission* shall require resubmittal of the project to the *Commission* for review, approval or disapproval, and monitoring for compliance with the approved project. This rule applies for all subsequent phases of a project through construction.

0067.03(FG) ~~Any capital construction project authorized prior to January 1, 1992, by action of the Legislature (including receipt of appropriations) or action of a governing board (previously approved need or program statements), shall be deemed approved by the Commission unless there is a change in scope to the project. The Commission may~~

establish documentation necessary to monitor capital construction projects. When complying with requests for information during the review, monitoring, and approval process, public institutions may comply pursuant to Neb. Rev. Stat. § 85-1417.

0067.03(GH) Unless a capital construction project has been reviewed and approved by the Commission, no tax funds designated by the Legislature shall be expended for an incremental increase in a ~~capital construction project~~ facility's operations and utilities costs, of more than the minimum capital expenditure.

0067.03(HI) No state warrant shall be used by any public institution for the purpose of funding any capital construction project which has not been approved or which has been disapproved by the Commission.

007.03(J) Beginning July 1, 2013, the Commission shall reduce the amount of distribution of community college aid funds used by a community college area to construct or acquire a capital construction project which has not been approved or has been disapproved by the Commission.

007.03(K) In fulfilling its review authority for capital construction projects, the Commission shall recognize educational activities among all segments of postsecondary education and take into account the educational programs, facilities, and other resources of public and private postsecondary educational institutions.

~~007. REVENUE BOND PROJECTS:~~

~~007.01 APPLICABILITY.~~ ~~The following revenue bond projects proposed by public institutions shall require Commission review and recommendation, in accordance with these rules and regulations:~~

~~007.01(A)~~ ~~All proposed revenue bond projects, to be financed by revenue bond issues or surplus or replacement funds, approved by the Board of Regents of the University of Nebraska or the Board of Trustees of the Nebraska State Colleges, pursuant to sections 85-404 and 85-408, Nebraska Revised Statutes (Reissue of 1994). This includes any single expenditure of surplus or replacement funds in excess of two hundred fifty thousand dollars (\$250,000) per purchase order or contract.~~

~~007.02 REVIEW CRITERIA.~~ ~~Used by the Commission in the review of proposed revenue bond projects shall include the following:~~

~~007.02(A) COMPLIANCE AND CONSISTENCY WITH THE COMPREHENSIVE STATEWIDE PLAN.~~ ~~Proposed projects shall show compliance and consistency with the Comprehensive Statewide Plan as applicable to a specific project. Areas of compliance and consistency shall include, but not be limited to, the compatibility of a project with an institution's role and mission assignment.~~

~~007.02(B) COMPLIANCE AND CONSISTENCY WITH THE STATEWIDE FACILITIES PLAN.~~ ~~Proposed projects shall demonstrate compliance and consistency with the~~

~~Statewide Facilities Plan. Areas addressed shall include, but not be limited to, compliance and consistency with the *institutional comprehensive facilities plan* as reviewed by the Commission.~~

~~007.02(C) ASSESS DUPLICATION OF FACILITIES. Institutions presenting a proposed project for Commission review shall illustrate that the project is not an *unnecessary duplication* of capital facilities.~~

~~007.02(D) SUFFICIENT INFORMATION TO REVIEW THE PROPOSAL. Institutions presenting a proposed project for Commission review shall provide sufficient information for the Commission to review and make a recommendation.~~

~~007.03 COMMISSION REVIEW:~~

~~007.03(A) Governing boards shall inform the Commission, in writing, of all *revenue bond projects* to be submitted to the governing board for action.~~

~~007.03(B) Prior to submitting a *revenue bond project* for Commission action, that project shall first receive written approval of a *program statement* by the governing board. For *revenue bond projects* of certain scale and/or type, the Commission may accept submittal of a *project statement* in lieu of a *program statement*. Evidence of governing board approval shall accompany the project to the Commission and shall include all material submitted to the governing board for approval of the *revenue bond project*, including a finance plan as applicable per statute. Governing boards may choose, at their discretion, to submit a *need statement* to the Commission for comment prior to submittal of a *program statement*.~~

~~007.03(C) Action by the Commission regarding a recommendation to the Legislature or the Executive Board of the Legislative Council for a *revenue bond project* shall consist of one of the following:~~

~~007.03(C)(i) Recommendation for approval of the project as the basis for further development; or~~

~~007.03(C)(ii) Recommendation for disapproval of the project based on inconsistency of the project with one or more review criteria in these rules and regulations, with reasons explicitly stated.~~

~~007.03(D) In fulfilling its review authority for *revenue bond projects*, the Commission shall recognize educational activities among all segments of postsecondary education and take into account the educational programs, facilities, and other resources of public and private postsecondary educational institutions.~~

008 CAPITAL ~~CONSTRUCTION~~ BUDGET REQUESTS AND RECOMMENDATIONS.

008.01 APPLICABILITY. ~~The Commission will review; recommend modification, approval, or disapproval; and prioritize the following individual capital construction budget requests:~~

008.01(A) ~~The following capital projects shall be included in the Commission's review, and recommendation for modification, approval or disapproval, of capital budget requests. Such projects shall be included in the Commission's Statewide Capital Budget Recommendation in accordance with these rules and regulations:~~ All proposed *capital construction projects* approved by the *Commission* and included in the Board of Regents of the University of Nebraska's ~~and or~~ Board of Trustees of the Nebraska State Colleges' ~~Biennial Capital Construction Budget Requests~~ or major ~~capital~~ deficit appropriation requests; and

008.01(B) ~~The following capital projects shall be prioritized by the Commission for inclusion in the Commission's Statewide Capital Budget Recommendation in accordance with these rules and regulations:~~ All other individual capital construction budget requests ~~projects~~ included in the Board of Regents of the University of Nebraska's ~~and or~~ Board of Trustees of the Nebraska State Colleges' ~~Biennial Capital Construction Budget Request~~s, LB 309 Task Force for Building Renewal Requests ~~and or any capital~~ deficit appropriation requests.

008.02 REVIEW CRITERIA. ~~used by t~~The *Commission* shall use the following criteria in the review of ~~proposed Capital Construction biennial B~~udget ~~R~~requests and major ~~capital~~ deficit appropriation requests ~~shall include the following:~~

008.02(A) COMPLIANCE AND CONSISTENCY WITH THE STATEWIDE FACILITIES PLAN. ~~Governing board's Biennial c~~Capital ~~C~~onstruction ~~B~~udget ~~R~~requests and major ~~capital~~ deficit appropriation requests shall demonstrate ~~compliance and~~ consistency with the Statewide Facilities Plan. ~~Areas of review shall include, but not be limited to, compliance with the institutional comprehensive facilities plan as reviewed by the Commission.~~

008.02(B) CONSISTENCY WITH PREVIOUS CAPITAL CONSTRUCTION PROJECT APPROVALS OR DISAPPROVALS. The *Commission* shall only recommend to the Governor and Legislature those *capital construction projects* approved by the *Commission* ~~prior to the statutory deadline for submittal of the governing board's Capital Construction Budget Requests or major capital deficit appropriation requests.~~ The *Commission* shall not recommend *capital construction projects* ~~which~~ that it has previously disapproved unless such projects are resubmitted and approved by the *Commission*.

008.03 COMMISSION REVIEW, RECOMMENDATION AND PRIORITIZATION.

008.03(A) The Board of Regents of the University of Nebraska and Board of Trustees of the Nebraska State Colleges, or a representative designated by the board, shall each submit to the *Commission* information the *Commission* deems necessary to review the

governing board's capital ~~construction~~ budget requests or major deficit appropriation request. ~~Governing boards~~ may comply with requests for information pursuant to Neb. Rev. Stat. § 85-1417, as applicable.

008.03(B) The *Commission* shall review ~~the Board of Regents of the University of Nebraska's and Board of Trustees of the Nebraska State Colleges' each governing board's~~ ~~C~~capital ~~C~~construction ~~B~~budget ~~R~~request and major ~~capital~~ deficit appropriation request as approved by the board, and ~~shall~~ may recommend modification, approval, or disapproval of such ~~R~~requests to the Governor and Legislature.

008.03(C) The *Commission* shall develop from a statewide perspective ~~a Statewide Capital Budget Recommendation for submittal to the Governor and Legislature. The Statewide Capital Budget Recommendation shall include a unified statewide prioritization of individual capital construction budget requests for which it has recommended approval and submit such prioritization to the Governor and Legislature for their consideration, the following capital project proposals:~~

~~008.03(C)(i) Each capital construction project previously reviewed and approved by the Commission and included in a governing board's Capital Construction Budget Request and each major capital deficit appropriation request reviewed by the Commission;~~

~~008.03(C)(ii) All other capital projects included in a governing board's Capital Construction Budget Request including any other capital deficit appropriation request; and~~

~~008.03(C)(iii) The LB 309 Task Force for Building Renewal Request by category (fire & life safety, deferred maintenance, energy conservation, and Americans with Disability Act projects) and Classification (I, II and III).~~

008.03(D) The *Commission* may consider and respond to the priority order established by the Board of Regents or Board of Trustees in their respective capital construction budget requests.

008.03(E) *Governing boards* shall not submit a request for *tax funds designated by the Legislature* to provide an *incremental increase* in a facility's a capital construction project's operations and maintenance costs, of more than the *minimum capital expenditure*, for any capital construction project that has been excluded from *Commission* review.

009. GENERAL CONSIDERATIONS.

009.01 The *Commission* shall provide procedures to implement these rules and regulations.

009.02 The *Commission* shall be the determining body to approve or disapprove *capital construction project proposals*. Parties wishing to appeal decisions of the *Commission* shall proceed as provided by law.

Proposed 2016-2017 Commission Budget

Administrative Budget

	<i>2014-2015 Expenditures</i>	<i>2015-2016 Expenditures Estimated</i>	<i>2016-2017 Proposed Budget</i>
PERSONAL SERVICES			
Permanent Salaries	\$884,371	\$873,086	\$894,006
Temporary Salaries	\$0	\$0	\$0
Overtime	\$0	\$0	\$0
Subtotal	\$884,371	\$873,086	\$894,006
PSL	\$915,873	\$873,086	\$894,006
Benefits	\$232,910	\$283,109	\$291,009
Subtotal	\$1,117,281	\$1,156,195	\$1,185,015
OPERATING EXPENSES			
Postage	\$3,199	\$4,000	\$3,500
Communication	\$17,827	\$15,000	\$12,000
Freight (one-day carrier service)	\$0	\$200	\$200
Data Processing	\$9,668	\$10,000	\$10,000
Publication & Printing	\$5,658	\$7,500	\$5,000
Awards Expense	\$165	\$200	\$200
Dues & Subscriptions	\$33,855	\$15,000	\$11,178
MHEC DUES	\$95,000	\$115,000	\$115,000
Conference Registration Fees	\$5,244	\$5,000	\$5,000
Electricity	\$2,350	\$2,500	\$2,500
Rent Expense	\$44,768	\$48,698	\$49,300
Repair & Maintenance	\$71	\$5,738	\$0
Office Supplies	\$3,373	\$5,000	\$4,000
Food Expenses	\$3,204	\$3,510	\$3,500
Education Supplies	\$840	\$750	\$750
Account & Auditing Services	\$4,314	\$4,113	\$4,113
Purchasing Assessment	\$0	\$224	\$224
Other Cont. Srvs & Travel Exp.	\$6,594	\$0	\$0
Non-Capitalized Equipment	\$9,517	\$0	\$0
Other	\$890	\$1,865	\$1,150
Subtotal	\$246,537	\$244,298	\$227,615
STAFF TRAVEL			
Board & Lodging	\$4,792	\$5,047	\$5,000
Commercial Transportation	\$4,162	\$6,000	\$4,200
State-Owned Transportation	\$1,834	\$5,000	\$3,500
Mileage	\$1,227	\$2,000	\$1,500
Other	\$322	\$600	\$250
Subtotal	\$12,337	\$18,647	\$14,450
COMMISSIONER TRAVEL			
Board & Lodging	\$4,280	\$5,000	\$4,000
Commercial Transportation	\$0		\$0
Mileage	\$13,478	\$13,000	\$13,500
Other	\$168	\$400	\$50
Subtotal	\$17,926	\$18,400	\$17,550
CAPITAL OUTLAY			
Office Equipment	\$0	\$0	\$0
Hardware	\$979	\$0	\$0
Software	\$1,513	\$0	\$0
Subtotal	\$2,492	\$0	\$0
TOTAL EXPENDITURES	\$1,396,573	\$1,437,540	\$1,444,630
General Fund Appropriation	\$1,321,637	\$1,383,925	\$1,403,607
Cash Fund Appropriation	\$25,000	\$35,000	\$35,000
Federal Fund	\$6,023	\$6,023	\$6,023
Carry-over	\$135,533	\$12,592	\$0
TOTAL APPROPRIATION	\$1,488,193	\$1,437,540	\$1,444,630

Proposed 2016-2017 Commission Budget

Improving Teacher Education (ITQ)

	<i>2014-2015 Expenditures</i>	<i>2015-2016 Expenditures Estimated</i>	<i>2016-2017 Proposed Budget</i>
PERSONAL SERVICES			
Permanent Salaries	\$7,611	\$10,061	\$10,303
Temporary Salaries	\$0	\$0	\$0
Overtime	\$0	\$0	\$0
Subtotal	\$7,611	\$10,061	\$10,303
PSL	\$17,810	\$18,211	\$18,647
Benefits	\$2,266	\$3,149	\$3,312
Subtotal	\$9,877	\$13,210	\$13,615
OPERATING EXPENSES			
Postage	\$0	\$0	\$0
Communication	\$0	\$100	\$100
Freight (one-day carrier service)	\$0	\$0	\$0
Data Processing	\$0	\$50	\$50
Publication & Printing	\$0	\$0	\$0
Awards Expense	\$0	\$0	\$0
Dues & Subscriptions	\$300	\$500	\$500
Office Supplies	\$0	\$0	\$0
Food Expenses	\$109	\$110	\$120
Education Supplies	\$0	\$0	\$0
Account & Auditing Services	\$420	\$300	\$300
Purchasing Assessment	\$0	\$0	\$0
Other Cont. Srvs & Travel Exp.	\$0	\$6,272	\$6,098
Non-Capitalized Equipment	\$0	\$0	\$0
Other	\$0	\$0	\$0
Subtotal	\$829	\$7,332	\$7,168
STAFF TRAVEL			
Board & Lodging	\$79	\$200	\$200
Commercial Transportation	\$0	\$0	\$0
State-Owned Transportation	\$305	\$375	\$200
Mileage	\$174	\$350	\$350
Other	\$161	\$161	\$0
Subtotal	\$719	\$1,086	\$750
Distribution of Aid			
Subrecipient Payment	\$252,726	\$481,523	\$380,000
Subtotal	\$252,726	\$481,523	\$380,000
TOTAL EXPENDITURES	\$264,151	\$503,151	\$401,533
General Fund Appropriation	\$0	\$0	\$0
Cash Fund Appropriation	\$0	\$0	\$0
Federal Fund	\$401,533	\$401,533	\$401,533
Carry-over	\$0	\$101,618	\$0
TOTAL APPROPRIATION	\$401,533	\$503,151	\$401,533

Proposed 2016-2017 Commission Budget

Nebraska Opportunity Grant (NOG)

	<i>2014-2015 Expenditures</i>		<i>2015-2016 Expenditures Estimated</i>		<i>2016-2017 Proposed Budget</i>
<i>Distribution of Aid</i>					
Financial Aid	\$16,426,626		\$16,868,156		\$16,948,302
Subtotal	\$16,426,626		\$16,868,156		\$16,948,302
<i>TOTAL EXPENDITURES</i>	\$16,426,626		\$16,868,156		\$16,948,302
General Fund Appropriation	\$6,868,156		\$6,868,156		\$6,868,156
Cash Fund Appropriation	\$10,000,000		\$10,000,000		\$10,080,146
Federal Fund	\$0		\$0		\$0
Carry-over	\$255,523		\$0		\$0
<i>TOTAL APPROPRIATION</i>	\$17,123,679		\$16,868,156		\$16,948,302

Access College Early (ACE) Program

	<i>2014-2015 Expenditures</i>		<i>2015-2016 Expenditures Estimated</i>		<i>2016-2017 Proposed Budget</i>
<i>Distribution of Aid</i>					
Financial Aid	\$1,043,108		\$796,798		\$985,000
Subtotal	\$1,043,108		\$796,798		\$985,000
<i>TOTAL EXPENDITURES</i>	\$1,043,108		\$796,798		\$985,000
General Fund Appropriation	\$685,000		\$735,000		\$985,000
Cash Fund Appropriation					
Federal Fund	\$315,000		\$60,000		\$0
Carry-over	\$95,358		\$1,798		\$0
<i>TOTAL APPROPRIATION</i>	\$1,095,358		\$796,798		\$985,000

Proposed 2016-2017 Commission Budget

GAP Grant

	<i>2014-2015 Expenditures</i>		<i>2015-2016 Expenditures Estimated</i>		<i>2016-2017 Proposed Budget</i>
PERSONAL SERVICES					
Permanent Salaries	\$0		\$0		\$60,000
Temporary Salaries	\$0		\$0		\$0
Overtime	\$0		\$0		\$0
Subtotal	\$0		\$0		\$60,000
PSL	\$0		\$0		\$60,000
Benefits	\$0		\$0		\$15,540
Subtotal	\$0		\$0		\$75,540
OPERATING EXPENSES					
Postage	\$0		\$0		\$0
Communication	\$0		\$0		\$0
Freight (one-day carrier service)	\$0		\$0		\$0
Data Processing	\$0		\$0		\$26,837
Publication & Printing	\$0		\$0		\$600
Awards Expense	\$0		\$0		\$0
Dues & Subscriptions	\$0		\$0		\$0
Office Supplies	\$0		\$0		\$0
Food Expenses	\$0		\$0		\$0
Education Supplies	\$0		\$0		\$0
Account & Auditing Services	\$0		\$0		\$0
Purchasing Assessment	\$0		\$0		\$0
Other Cont. Svs & Travel Exp.	\$0		\$0		\$8,023
Non-Capitalized Equipment	\$0		\$0		\$1,000
Other	\$0		\$0		\$0
Subtotal	\$0		\$0		\$36,460
STAFF TRAVEL					
Board & Lodging	\$0		\$0		
Commercial Transportation	\$0		\$0		
State-Owned Transportation	\$0		\$0		
Mileage	\$0		\$0		\$200
Other	\$0		\$0		\$0
Subtotal	\$0		\$0		\$200
Distribution of Aid					
Subrecipient Payment	\$0		\$0		\$1,351,047
Subtotal	\$0		\$0		\$1,351,047
TOTAL EXPENDITURES	\$0		\$0		\$1,463,247
General Fund Appropriation	\$0		\$0		\$0
Cash Fund Appropriation	\$0		\$0		\$0
Federal Fund	\$0		\$0		\$1,463,247
Carry-over	\$0		\$0		\$0
TOTAL APPROPRIATION	\$0		\$0		\$1,463,247

Proposed 2016-2017 Commission Budget

Oral Health Grant

	<i>2014-2015 Expenditures</i>	<i>2015-2016 Expenditures Estimated</i>	<i>2016-2017 Proposed Budget</i>
PERSONAL SERVICES			
Permanent Salaries	\$0	\$12,500	\$12,875
Temporary Salaries	\$0	\$0	\$0
Overtime	\$0	\$0	\$0
Subtotal	\$0	\$12,500	\$12,875
PSL	\$0	\$12,500	\$12,875
Benefits	\$0	\$4,375	\$4,440
Subtotal	\$0	\$16,875	\$17,315
OPERATING EXPENSES			
Postage	\$0	\$0	\$0
Communication	\$0	\$0	\$0
Freight (one-day carrier service)	\$0	\$0	\$0
Data Processing	\$0	\$0	\$0
Publication & Printing	\$0	\$0	\$0
Awards Expense	\$0	\$0	\$0
Dues & Subscriptions	\$0	\$0	\$0
Office Supplies	\$0	\$0	\$0
Food Expenses	\$0	\$0	\$0
Education Supplies	\$0	\$0	\$0
Account & Auditing Services	\$0	\$0	\$0
Purchasing Assessment	\$0	\$0	\$0
Other Cont. Srvs & Travel Exp.	\$0		\$8,000,000
Non-Capitalized Equipment	\$0	\$0	\$0
Other	\$0	\$0	\$0
Subtotal	\$0	\$0	\$8,000,000
STAFF TRAVEL			
Board & Lodging	\$0	\$0	\$0
Commercial Transportation	\$0	\$0	\$0
State-Owned Transportation	\$0	\$0	\$0
Mileage	\$0	\$0	\$0
Other	\$0	\$0	\$0
Subtotal	\$0	\$0	\$0
Distribution of Aid			
Subrecipient Payment	\$0	\$0	\$0
Subtotal	\$0	\$0	\$0
TOTAL EXPENDITURES	\$0	\$16,875	\$8,017,315
General Fund Appropriation	\$0	\$8,016,875	\$17,315
Cash Fund Appropriation	\$0	\$0	\$0
Federal Fund	\$0	\$0	\$0
Carry-over	\$0	(\$8,000,000)	\$8,000,000
TOTAL APPROPRIATION	\$0	\$16,875	\$8,017,315

**Coordinating Commission for Postsecondary Education
Proposed Staff Salary Range Adjustment for 2015-2017
Occupational Education Specialist**

The 2015-2017 salary ranges approved by the Commission in June 2015 included the new position of Occupational Education Specialist whose responsibilities would include two new programs, the Community College Gap Assistance Program and the Oral Health Services Program. Per past practice, the salary range was calculated based on the amount of non-federal funding. In this case 68% of the salary was state funded and 32% was federally funded. Because this position will transition to 100% state funded in fiscal year 2017, the salary range needs to be adjusted.

Current Salary Range

Position	Salary Ranges for		Proposed Salary Ranges for		Mid-Point
	2013-2015		2015-2017		
Occupational Education Specialist (State Portion - 68.0% of total time)	n/a	n/a	33,470	- 47,650	40,560

Proposed Salary Range

Position	Salary Ranges for		Proposed Salary Ranges for		Mid-Point
	2013-2015		2015-2017		
Occupational Education Specialist	n/a	n/a	49,220	- 70,070	59,645

The proposed salary range was adjusted from 68% to 100% by dividing the current minimum and maximum salary range by .68 and rounding to the nearest 10.