

TITLE 281 - COORDINATING COMMISSION FOR POSTSECONDARY EDUCATION

Chapter 12 - RULES OF PRACTICE

001. NEGOTIATED RULEMAKING. This section establishes the rules and regulations to petition for negotiated rulemaking on controversial issues under the jurisdiction of the Coordinating Commission for Postsecondary Education (“Commission”).

001.01 The Commission hereby adopts the model rules of procedures for negotiated rulemaking promulgated by the Attorney General pursuant to Neb. Rev. Stat. § 84-909.01, Title 53, Nebraska Administrative Code, Chapter 1, “Model Procedures for Negotiated Rulemaking,” including any amendments thereto.

002. PETITION FOR RULEMAKING. This section establishes the rules and regulations for a person or entity to petition for rulemaking to promulgate, amend, or repeal a rule or regulation regarding matters under the jurisdiction of the Commission.

002.01 The Commission hereby adopts the model rules of procedures for petitioning for rulemaking promulgated by the Attorney General pursuant to Neb. Rev. Stat. § 84-909.01, Title 53, Nebraska Administrative Code, Chapter 2, “Petitioning for Rulemaking,” including any amendments thereto.

003. AGENCY DECLARATORY ORDERS. This section establishes the rules and regulations for a person seeking the issuance of a declaratory order regarding matters under the jurisdiction of the Commission.

003.01 The Commission hereby adopts the model rules of procedures for declaratory orders promulgated by the Attorney General pursuant to Neb. Rev. Stat. § 84-909.01, Title 53, Nebraska Administrative Code, Chapter 3, “Model Regulations and Procedures Governing Agency Declaratory Orders,” including any amendments thereto.

004. HEARINGS IN CONTESTED CASES BEFORE THE AGENCY. This section establishes the rules and regulations for hearings to determine the legal rights, duties, or privileges of specific parties when required by law or constitutional right on matters under the jurisdiction of the Commission.

004.01. The Commission hereby adopts the model rules of procedures for contested case hearings promulgated by the Attorney General pursuant to Neb. Rev. Stat. § 84-909.01, Title 53, Nebraska Administrative Code, Chapter 4, “Rules of Practice and Procedure for Hearings in Contested Cases Before an Agency,” including any amendments thereto.

Approved September 8, 2022

