

House Bill 2666

Sponsored by Representative NOSSE (Presession filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Gives community college recognized student government authority to establish process and allocate mandatory incidental fees, subject to refusal under certain circumstances by board of education of community college district or president of community college.

A BILL FOR AN ACT

1
2 Relating to community college mandatory incidental fees.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. Section 2 of this 2017 Act is added to and made a part of ORS chapter 341.**

5 **SECTION 2. (1) The board for each community college shall collect mandatory incidental**
6 **fees upon the request of the recognized student government of the community college under**
7 **a process established by the recognized student government in consultation with the board.**
8 **The process may include a student body referendum conducted under procedures established**
9 **by the recognized student government. Mandatory incidental fees collected under this section**
10 **shall be allocated by the recognized student government.**

11 **(2)(a) A mandatory incidental fee, use of the fee or decision to modify an existing fee**
12 **may be refused by the board or the president of a community college if the board or presi-**
13 **dent determines that:**

14 **(A) The recognized student government assessed or allocated the mandatory incidental**
15 **fee in violation of applicable local, state or federal law;**

16 **(B) The allocation conflicts with a preexisting contractual financial commitment;**

17 **(C) The total mandatory incidental fees budget is an increase of more than five percent**
18 **over the level of the previous year; or**

19 **(D) The fee request is not advantageous to the cultural or physical development of stu-**
20 **dents.**

21 **(b) A mandatory incidental fee, use of the fee or decision to modify an existing fee may**
22 **not be refused by the board or the president of a community college based on considerations**
23 **about the point of view that the funding seeks to advance.**

24 **(3) The recognized student government and the board shall seek to reach agreement on**
25 **any dispute involving mandatory incidental fees, if necessary with the aid of mediation, prior**
26 **to a decision by the board.**

27 **(4) If an agreement is not reached, the decision of the board may be appealed to the**
28 **Higher Education Coordinating Commission by the recognized student government within**
29 **seven days of the board's decision. The board shall submit its response within seven days of**
30 **the appeal. The commission shall render its decision within seven days of its receipt of the**
31 **board's response.**

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

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SECTION 3. Section 2 of this 2017 Act first applies to the 2018-2019 academic year.

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