

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

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HOUSE BILL 668
PROPOSED COMMITTEE SUBSTITUTE H668-PCS10605-BN-18

Short Title: Various Higher Education Changes.

(Public)

Sponsors:

Referred to:

April 11, 2019

1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE VARIOUS CHANGES TO HIGHER EDUCATION LAWS, AS
3 RECOMMENDED BY THE STATE BOARD OF COMMUNITY COLLEGES AND THE
4 BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

5 The General Assembly of North Carolina enacts:

6
7 **PART I. THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM**

8 **SECTION 1.1.(a)** Reporting Changes. – G.S. 115D-5(b2) reads as rewritten:

9 "(b2) Beginning February 1, 2018, and annually thereafter, the ~~State Board of Community~~
10 ~~Colleges System Office~~ shall report to the Joint Legislative Education Oversight Committee on
11 the number and type of waivers granted pursuant to subsection (b) of this section."

12 **SECTION 1.1.(b)** G.S. 115D-5.1(f) reads as rewritten:

13 "(f) The ~~State Board Community Colleges System Office~~ shall report ~~on an annual basis~~
14 ~~no later than September 1 of each year~~ to the Joint Legislative Education Oversight Committee
15 on:

- 16 (1) The total amount of funds received by a company under the Customized
17 Training ~~Program;Program.~~
18 (1a) The types of services sought by the company, whether for new, expanding, or
19 existing industry.
20 (2) The amount of funds per trainee received by that ~~company;company.~~
21 (3) The amount of funds received per trainee by the community college delivering
22 the ~~training;training.~~
23 (4) The number of trainees trained by the company and community ~~college;~~
24 ~~andcollege.~~
25 (5) The number of years that company has been funded."

26 **SECTION 1.1.(c)** G.S. 115D-9(g) reads as rewritten:

27 "(g) The ~~State Board Community Colleges System Office~~ shall annually report to the State
28 Building Commission the following:

- 29 (1) A list of projects governed by this section.
30 (2) The estimated cost of each project along with the actual cost.
31 (3) The name of each person awarded a contract under this section.
32 (4) Whether the person or business awarded a contract under this section meets
33 the definition of "minority business" or "minority person" as defined in
34 G.S. 143-128.2(g)."

35 **SECTION 1.1.(d)** G.S. 115D-11.6 reads as rewritten:

36 "§ 115D-11.6. Apprenticeship Council.



* H 6 6 8 - P C S 1 0 6 0 5 - B N - 1 8 *

1 The State Board of Community Colleges shall appoint an Apprenticeship Council composed
 2 of four representatives each from employer and employee organizations respectively and three
 3 representatives from the public at large. One State official designated by the Department of
 4 Public Instruction and one State official designated by the Department of Commerce shall be a
 5 member ex officio of the council, without vote. The terms of office of the members of the
 6 Apprenticeship Council shall be designated by the State Board. Any member appointed to fill a
 7 vacancy occurring prior to the expiration of the term of his or her predecessor shall be appointed
 8 for the remainder of the term. Each member of the Council not otherwise compensated by public
 9 moneys, shall be reimbursed for transportation and shall receive such per diem compensation as
 10 is provided generally for boards and commissions under the biennial maintenance appropriation
 11 acts for each day spent in attendance at meetings of the Apprenticeship Council. The State Board
 12 of Community Colleges shall annually appoint one member of the Council to act as its chair.

13 The Apprenticeship Council shall meet at the call of the State Board of Community Colleges
 14 and shall aid the State Board and the Community Colleges System Office in formulating policies
 15 for the effective administration of this Article. The Apprenticeship Council shall establish
 16 standards for apprentice agreements which in no case shall be lower than those prescribed by this
 17 Article, shall recommend rules and regulations to the State Board of Community Colleges as may
 18 be necessary to carry out the intent and purposes of this Article, and shall perform other functions
 19 as the State Board of Community Colleges may direct. ~~Not less than once a~~ No later than
 20 September 1 of each year the Apprenticeship Council shall make a report through the Community
 21 Colleges System Office of its activities and findings to the public and to the Joint Legislative
 22 Education Oversight Committee on Agriculture and Natural and Economic Resources;
 23 Committee, the chairs of the Senate Appropriations Committee on Agriculture, Natural, and
 24 Economic Resources; Education/Higher Education, and the chairs of the House of
 25 Representatives Appropriations Committee on ~~Agriculture and Natural and Economic~~
 26 ~~Resources.~~ Education."

27 **SECTION 1.1.(e)** G.S. 126-8.3(c) reads as rewritten:

28 "(c) The State Human Resources Commission, the State Board of Education, and the ~~State~~
 29 ~~Board of Community Colleges~~ System Office and all State agencies, departments, and
 30 institutions shall annually report to the Office of State Human Resources on the voluntary shared
 31 leave program. For the prior fiscal year, the report shall include the total number of days or hours
 32 of vacation leave and sick leave donated and used by voluntary shared leave recipients and the
 33 total cost of the vacation leave and sick leave donated and used."

34 **SECTION 1.2.** Community colleges permitted to provide insurance in lieu of bond.

35 – G.S. 115D-58.10 reads as rewritten:

36 **"§ 115D-58.10. Surety ~~bonds~~, bonds and related insurance.**

37 The State Board of Community Colleges shall determine what State employees and
 38 employees of institutions shall give bonds or be insured for the protection of State funds and
 39 property and the State Board is authorized to place the ~~bonds~~ bonds, determine adequate
 40 insurance coverage, and pay the premiums thereon from State funds.

41 The board of trustees of each institution shall require all institutional employees authorized
 42 to draw or approve checks or vouchers drawn on local funds, and all persons authorized or
 43 permitted to receive institutional funds from whatever source, and all persons responsible for or
 44 authorized to handle institutional property, to be bonded by a surety company authorized to do
 45 business with the State in such amount as the board of trustees deems sufficient for the protection
 46 of such property and funds. In lieu of a bond, the board of trustees may obtain and maintain
 47 adequate insurance coverage sufficient for the protection of institutional funds and property. The
 48 tax-levying authority of each institution shall provide the funds necessary for the payment of the
 49 premiums of ~~such bonds,~~ the bonds or for insurance coverage."

50 **SECTION 1.3.(a)** Codify the President's Authority to Reorganize. – G.S. 115D-3
 51 reads as rewritten:

1 **"§ 115D-3. Community Colleges System Office; ~~staff,staff~~; reorganization authority.**

2 (a) The Community Colleges System Office shall be a principal administrative
3 department of State government under the direction of the State Board of Community Colleges,
4 and shall be separate from the free public school system of the State, the State Board of
5 Education, and the Department of Public Instruction. The State Board has authority to adopt and
6 administer all policies, regulations, and standards which it deems necessary for the operation of
7 the System Office.

8 The State Board shall elect a President of the North Carolina System of Community Colleges
9 who shall serve as chief administrative officer of the Community Colleges System Office. The
10 compensation of this position shall be fixed by the State Board from funds provided by the
11 General Assembly in the Current Operations Appropriations Act.

12 The President shall be assisted by such professional staff members as may be deemed
13 necessary to carry out the provisions of this Chapter, who shall be elected by the State Board on
14 nomination of the President. The compensation of the staff members elected by the Board shall
15 be fixed by the State Board of Community Colleges, upon recommendation of the President of
16 the Community College System, from funds provided in the Current Operations Appropriations
17 Act. These staff members shall include such officers as may be deemed desirable by the President
18 and State Board. Provision shall be made for persons of high competence and strong professional
19 experience in such areas as academic affairs, public service programs, business and financial
20 affairs, institutional studies and long-range planning, student affairs, research, legal affairs,
21 health affairs and institutional development, and for State and federal programs administered by
22 the State Board. In addition, the President shall be assisted by such other employees as may be
23 needed to carry out the provisions of this Chapter, who shall be subject to the provisions of
24 Chapter 126 of the General Statutes. The staff complement shall be established by the State Board
25 on recommendation of the President to insure that there are persons on the staff who have the
26 professional competence and experience to carry out the duties assigned and to insure that there
27 are persons on the staff who are familiar with the problems and capabilities of all of the principal
28 types of institutions represented in the system. The State Board of Community Colleges shall
29 have all other powers, duties, and responsibilities delegated to the State Board of Education
30 affecting the Community Colleges System Office not otherwise stated in this Chapter.

31 (b) Notwithstanding any other provision of law, the President may reorganize the System
32 Office in accordance with recommendations and plans submitted to and approved by the State
33 Board of Community Colleges. If a reorganization is implemented pursuant to this subsection,
34 including any movement of positions and funds between fund codes on a recurring basis, the
35 President shall report by June 30 of the fiscal year in which the reorganization occurred to the
36 Joint Legislative Education Oversight Committee and the Fiscal Research Division of the
37 General Assembly."

38 **SECTION 1.3.(b)** This section becomes effective July 1, 2019.

39
40 **PART II. UNIVERSITY OF NORTH CAROLINA SYSTEM**

41 **SECTION 2.3.(a)** Future Teachers of North Carolina. – G.S. 116-41.30(b) reads as
42 rewritten:

43 "(b) Program. – FTNC shall be a ~~program providing professional development and~~
44 ~~curricula for courses that provide selective, application-based symposium for high school juniors~~
45 ~~and seniors, offering a challenging introduction to teaching as a profession for high school~~
46 ~~students through courses offered by participating high schools in conjunction with college~~
47 ~~partners. profession. FTNC courses shall include both content on pedagogy and the profession~~
48 ~~of teaching and field experiences for high school students. provide instruction on pedagogy, ethics~~
49 ~~and professionalism, child development, successful teaching strategies and classroom~~
50 ~~management practices, effective lesson planning, assessment and intervention, and requirements~~
51 ~~of teacher licensure. The FTNC Symposium should provide practical benefit to participating~~

1 students, which may include interaction with current educators, administrators, and educator
2 preparation program faculty members, a simulated student teaching experience, and information
3 about financial aid and scholarship opportunities."

4 **SECTION 2.3.(b)** G.S. 116-41.31 reads as rewritten:

5 **"§ 116-41.31. Oversight of Future Teachers of North Carolina.**

6 (a) ~~FTNC General Administration–System Office.~~ – FTNC shall be administratively
7 located in The University of North Carolina System Office. The President shall ~~select three~~
8 ~~constituent institutions with highly successful schools of education located in the western,~~
9 ~~central, and eastern regions of the State, respectively, to collaborate on development of curricula~~
10 ~~for FTNC and to provide professional development to high school teachers who will teach FTNC~~
11 ~~courses. The three constituent institutions shall also work with other constituent institutions and~~
12 ~~other institutions of higher education in the State to seek input in the development of curricula~~
13 ~~and professional development for FTNC and to create a network of college faculty to provide~~
14 ~~support to high schools offering FTNC courses.~~ establish a Future Teachers of North Carolina
15 Advisory Council (FTNC Council) to oversee the FTNC program. At the President's discretion,
16 the FTNC Council shall coordinate with constituent institutions to utilize expertise from
17 administrators, faculty, and staff members of institutions of higher education in designing the
18 agenda and instructional content for the FTNC Symposium. The FTNC Council shall ensure
19 diverse representation of the educator preparation programs represented at the FTNC
20 Symposium. The FTNC Council shall also be responsible for creating an application process for
21 interested high school students, reviewing submitted applications, selecting students to attend,
22 and recruitment and outreach efforts.

23 (b) ~~FTNC Site Applications.~~—All high schools in the State are encouraged to offer FTNC
24 courses to students. A high school shall apply to offer FTNC courses with the geographically
25 appropriate constituent institution overseeing FTNC and shall ensure that all teachers teaching
26 FTNC courses have received appropriate training. High schools shall also seek a partner
27 institution of higher education to provide support from college faculty. High schools participating
28 in the FTNC program shall report demographic, survey, and other available outcome data to The
29 University of North Carolina System Office as necessary for completion of the FTNC annual
30 report required by G.S. 116-41.32.

31 (c) ~~FTNC Institution of Higher Education Partners.~~—Constituent institutions that partner
32 with high schools shall offer dual credit for high school students who successfully complete the
33 FTNC course with a grade of "B" or higher. Other institutions of higher education that partner
34 with high schools are encouraged to offer dual credit for high school students who successfully
35 complete the FTNC course with a grade of "B" or higher. Constituent institutions shall provide
36 annually to The University of North Carolina System Office data on students who have received
37 dual credit for completion of an FTNC course and students who applied for admission into an
38 educator preparation program at a constituent institution who indicated in the application for
39 admission that the student completed an FTNC course. Other institutions of higher education are
40 encouraged to provide annually to The University of North Carolina System Office data on
41 students who have received dual credit for completion of an FTNC course and students who
42 applied for admission into an educator preparation program at the institution of higher education
43 who indicated in the application for admission that the student completed an FTNC course."

44 **SECTION 2.3.(c)** G.S. 116-41.32 reads as rewritten:

45 **"§ 116-41.32. Future Teachers of North Carolina reporting.**

46 The University of North Carolina System Office shall report annually, beginning October 15,
47 2019, 2020, on the following:

- 48 (1) ~~Total number and names of local school administrative units with List of high~~
49 ~~schools and local school administrative units represented by participating in~~
50 ~~FTNC, total number and names of high schools offering FTNC, partner~~

1 ~~institution of higher education for each high school, and number of sections~~
 2 ~~of the course being offered at each high school.~~~~students.~~

3 (1a) Number of students who submitted an application to attend the FTNC
 4 Symposium.

5 (1b) Number of students attending the FTNC Symposium, including distribution
 6 by region.

7 (2) ~~Demographic information of students enrolled in FTNC courses.~~~~attending the~~
 8 ~~FTNC Symposium.~~

9 (2a) Description of the event agenda and content.

10 (3) ~~Percentage of students who, after completing the course,~~~~attending the FTNC~~
 11 ~~Symposium, reported the following:~~

12 a. The student plans to choose teaching as a profession.

13 a1. The student plans to enroll in a community college, a constituent
 14 institution, a private postsecondary institution located in North
 15 Carolina, or a postsecondary institution located in another state.

16 b. ~~The course~~~~FTNC Symposium~~ was very or somewhat effective in
 17 helping the student formulate a positive perception of the education
 18 profession.

19 c. ~~The coursework and activities~~~~FTNC Symposium~~ increased the
 20 student's knowledge of the teaching profession and other careers in
 21 education.

22 d. ~~The field experience helped the student understand the many factors~~
 23 ~~that contribute to effective teaching.~~

24 (4) ~~Percentage of students who completed an FTNC course who received dual~~
 25 ~~credit for successful completion of the course, by institution.~~

26 (5) ~~Percentage of students who completed an FTNC course who applied for~~
 27 ~~admission into an educator preparation program, by institution.~~

28 (6) ~~Number of teachers provided professional development for FTNC."~~

29 **SECTION 2.4.(a)** UNC Board of Governors Planning Task Force. – Section 36.6 of

30 S.L. 2018-5 reads as rewritten:

31 **"SECTION 36.6.(a)** There is created the UNC Board of Governors Planning Task Force.
 32 The Task Force shall consist of four current Board members appointed by the Board of
 33 Governors, one of whom shall be designated as chair. These appointments shall be made no later
 34 than August 1, 2018.

35 **"SECTION 36.6.(b)** The Task Force shall conduct a systemwide analysis of the capital
 36 needs of the campuses of each constituent institution in relation to the Science Technology
 37 Engineering and Mathematics (STEM) subject area, taking into account the strengths,
 38 weaknesses, opportunities, and needs of each constituent institution, and any regional similarities
 39 and differences. The Task Force shall also consider the impact of any relevant programmatic
 40 planning elements being currently utilized that could be implemented as a best-practice among
 41 other similar programmatic areas to encourage systemwide efficiencies. In particular, the Task
 42 Force shall consider the capital needs relating to the Brody School of Medicine at East Carolina
 43 University, the UNC Applied Physical Sciences and Institute for Convergent Science in Chapel
 44 Hill, and other STEM projects to determine areas where capital funds may be used more
 45 efficiently and effectively. The Task Force shall use the information gathered pursuant to this
 46 subsection to compile a UNC System Plan.

47 **"SECTION 36.6.(c)** The three million dollars (\$3,000,000) appropriated to the Board of
 48 Governors of The University of North Carolina in Section 36.2 of this act shall be used by the
 49 Task Force in conducting the analysis described in subsection (b) of this section. The Task Force
 50 shall submit a preliminary report on or before April 1, 2019. On or before April 1, 2019, February
 51 1, 2020, the Task Force shall submit a final report containing the UNC System Plan and any

1 legislative recommendations to the Joint Legislative Capital Improvements Oversight Committee
2 and the Fiscal Research Division.

3 "SECTION 36.6.(d) The funds appropriated in Section 36.2 of this act to the Board of
4 Governors for the Task Force for the 2018-2019 fiscal year that are not otherwise encumbered
5 shall not revert at the end of the 2018-2019 fiscal year but shall remain available until the end of
6 the 2019-2020 fiscal year for the purposes set forth in this section."

7 **SECTION 2.4.(b)** This section becomes effective June 30, 2019.

8 **SECTION 2.5.(a)** UNC Enrollment Growth Funds. – The funds appropriated by S.L.
9 2018-5 for enrollment adjustments for The University of North Carolina, including funds for the
10 NC Promise Tuition Plan, to a reserve account in the Office of State Budget and Management
11 for the 2018-2019 fiscal year shall not revert at the end of the 2018-2019 fiscal year but shall
12 remain available until the end of the 2020-2021 fiscal year for the purpose of the "buy down" of
13 any financial obligations resulting from the established tuition rate under G.S. 116-143.11
14 incurred by Elizabeth City State University, the University of North Carolina at Pembroke, and
15 Western Carolina University or for rapid growth at any of those constituent institutions.

16 **SECTION 2.5.(b)** This section becomes effective June 30, 2019.

17
18 **PART III. EFFECTIVE DATE**

19 **SECTION 3.** Except as otherwise provided in this act, this act is effective when it
20 becomes law.