

IN THE SENATE

SENATE BILL NO. 1320

BY EDUCATION COMMITTEE

AN ACT

1 RELATING TO GENERAL POWERS OF THE BOARD OF TRUSTEES OF COMMUNITY COLLEGE DIS-
2 TRICTS; AMENDING SECTION 33-2107, IDAHO CODE, TO PROVIDE CORRECT TERMI-
3 NOLOGY, TO CLARIFY CERTAIN POWERS OF THE BOARD OF TRUSTEES OF EACH COM-
4 MUNITY COLLEGE DISTRICT AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING
5 SECTION 33-2211, IDAHO CODE, TO PROVIDE CODE REFERENCES.
6

7 Be It Enacted by the Legislature of the State of Idaho:

8 SECTION 1. That Section 33-2107, Idaho Code, be, and the same is hereby
9 amended to read as follows:

10 33-2107. GENERAL POWERS OF THE BOARD OF TRUSTEES. The board of
11 trustees of each junior community college district shall have the power:

12 (1.) To adopt ~~rules~~ policies and regulations for its own government and
13 the government of the college;

14 (2.) To employ legal counsel and other professional, and nonprofes-
15 sional persons, and to prescribe their qualifications;

16 (3.) To acquire and hold, and to dispose of, real and personal prop-
17 erty, and to construct, repair, remodel and remove buildings in the manner
18 prescribed for trustees of school districts pursuant to sections 33-301 and
19 33-601, Idaho Code;

20 (4.) To contract for the acquisition, purchase or repair of buildings,
21 in the manner prescribed for trustees of school districts pursuant to sec-
22 tion 33-601, Idaho Code;

23 (5.) ~~To dispose of real and personal property in the manner prescribed~~
24 ~~for trustees of school districts;~~

25 6. To issue general obligation or revenue bonds in the manner now, or as
26 may be, prescribed by law;

27 7.(6) To convey and transfer real property of the district upon which
28 no college buildings used for instruction are situated, to nonprofit cor-
29 porations, school districts, junior college housing commissions, counties
30 or municipalities, with or without consideration; to rent real or personal
31 property for the use of the college, its students or faculty, for such terms
32 as may be determined by the board of trustees; to lease real property of the
33 district not actually in use for college instructional purposes for such
34 terms as may be determined by the board; and to lease real property and im-
35 provements to the Idaho state building authority, for a term not to exceed
36 fifty (50) years, with or without consideration, and to enter into agree-
37 ments with the Idaho state building authority for the Idaho state building
38 authority to provide a facility, pursuant to section 67-6410, Idaho Code;

39 8.(7) To acquire, hold, and dispose of, water rights;

40 9.(8) To accept grants or gifts of money, materials or property of any
41 kind from any governmental agency, or from any person, firm or association,
42 on such terms as may be determined by the granter;

1 ~~10.~~(9) To cooperate with any governmental agency, or any person, firm
2 or association in the conduct of any educational program; to accept grants
3 from any source for the conduct of such program; and to conduct such program
4 on, or off, campus;

5 ~~11.~~(10) To invest any funds of the district in such securities, and ap-
6 ply the interest or profits from such investment, as prescribed for the in-
7 vestment of the funds, and the application of the interest or profits, in the
8 case of school district boards of trustees.

9 SECTION 2. That Section 33-2211, Idaho Code, be, and the same is hereby
10 amended to read as follows:

11 33-2211. POWERS OF STATE BOARD FOR PROFESSIONAL-TECHNICAL EDUCA-
12 TION. The state board for professional-technical education shall have the
13 power:

14 1. To adopt rules for its own government, the government of the Eastern
15 Idaho Technical College and any professional-technical or vocational reha-
16 bilitation program, including programs under chapters 22 and 23, title 33,
17 Idaho Code;

18 2. To employ professional and nonprofessional persons and to prescribe
19 their qualifications;

20 3. To acquire and hold, and to dispose of, real and personal property,
21 and to construct, repair, remodel and remove buildings;

22 4. To contract for the acquisition, purchase or repair of buildings, in
23 the manner prescribed for trustees of school districts pursuant to section
24 33-601, Idaho Code;

25 5. To dispose of real and personal property in the manner prescribed for
26 trustees of school districts pursuant to section 33-601, Idaho Code;

27 6. To convey and transfer real property of the college upon which no
28 buildings used for instruction are situated, to nonprofit corporations,
29 school districts, community college housing commissions, counties or munic-
30 ipalities, with or without consideration; to rent real or personal property
31 for the use of the college, its students or faculty, for such terms as may
32 be determined by the state board for professional-technical education; and
33 to lease real or personal property of the college not actually in use for
34 instructional purposes on such terms as may be determined by the state board
35 for professional-technical education;

36 7. To acquire, hold, and dispose of, water rights;

37 8. To accept grants or gifts of money, materials, or property of any
38 kind from any governmental agency, or from any person, firm, or association,
39 on such terms as may be determined by the grantor;

40 9. To cooperate with any governmental agency, or any person, firm or as-
41 sociation in the conduct of any educational program; to accept grants from
42 any source for the conduct of such program, and to conduct such program on, or
43 off, campus;

44 10. To employ a president of the college and, with his advice, to ap-
45 point such assistants, instructors, specialists and other employees as are
46 required for the operation of the college; to fix salaries and prescribe du-
47 ties; and to remove the president or other employees in accordance with the
48 policies and rules of the state board of education;

- 1 11. With the advice of the president, to prescribe the courses and pro-
2 grams of study, the requirements for admission, the time and standards for
3 completion of such courses and programs, and to grant certificates or asso-
4 ciate of applied science degrees for those students entitled thereto;
- 5 12. To employ architects or engineers in planning the construction, re-
6 modeling or repair of any building or property and, whenever no other agency
7 is designated by law so to do, to let contracts for such construction, remod-
8 eling or repair and to supervise the work thereof;
- 9 13. To have at all times, general supervision and control of all prop-
10 erty, real and personal, appertaining to the college, and to insure the same.