

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 217

BY EDUCATION COMMITTEE

AN ACT

1 RELATING TO COMMUNITY COLLEGES; AMENDING SECTION 33-2107A, IDAHO CODE, TO
2 ALLOW JUNIOR COLLEGE DISTRICTS TO ESTABLISH THIRD AND FOURTH YEARS OF
3 COLLEGE EDUCATION WITH POWERS TO GRANT CERTAIN BACCALAUREATE DEGREES
4 AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PRO-
5 VIDING AN EFFECTIVE DATE.
6

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

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

10 33-2107A. ESTABLISHMENT AND OPERATION OF THIRD AND FOURTH YEAR COL-
11 LEGE CURRICULUM IN COMMUNITY COLLEGE DISTRICTS. (1) The board of trustees
12 of a community college district of an urban area, upon filing with the state
13 board of education a notice of intent to exercise the powers herein granted,
14 shall thereafter be authorized and empowered to organize and operate an:

15 (a) An upper division consisting of the third and fourth years of col-
16 lege curriculum with powers to grant baccalaureate degrees in liberal
17 arts and sciences, business and education. Upper division courses and
18 programs under this paragraph are subject to approval pursuant to sec-
19 tion 33-107(8), Idaho Code. The operation of the community college and
20 the upper division shall be kept separate; however, the joint use of fa-
21 ilities is authorized provided a proper cost allocation is made; and

22 (b) An upper division consisting of the third and fourth years of col-
23 lege curriculum with powers to grant applied baccalaureate degrees in
24 up to three (3) degree programs with an in-demand workforce. It is the
25 duty of the board of trustees to determine what degrees are in demand
26 within its district and the state. Upper division courses and pro-
27 grams under this paragraph are not subject to approval under section
28 33-107(8), Idaho Code.

29 (2) The buildings and equipment for the use of said upper divisions
30 may be purchased, leased, constructed, maintained, and administered from
31 funds obtained by the board of trustees' levy. Such levy shall not exceed
32 two hundredths percent (.02%) of the market value for assessment purposes on
33 all taxable property within the taxing district. Said board under section
34 33-2113, Idaho Code, may obtain capital funds through issuance of general
35 obligation bonds for such equipment and buildings, with the total tax levy
36 for operation and bonds of the upper division not to exceed the levy limit
37 authorized in this section. Such tax shall be certified and levied as pro-
38 vided for other taxes of the district. The legislature may appropriate funds
39 for the cost of operations of upper divisions. All other costs of operation
40 of said upper divisions shall be provided by tuition and fees paid by the
41 student. Gifts and grants may be accepted by the board of trustees for this
42 or other purposes.

1 (3) A student who has been a resident of the community college district
2 pursuant to section 33-2110B, Idaho Code, for not less than one (1) year at
3 time of admission to the upper division, or who has completed the first two
4 (2) years in the college, shall be given preference for admission to the up-
5 per division.

6 SECTION 2. An emergency existing therefor, which emergency is hereby
7 declared to exist, this act shall be in full force and effect on and after
8 July 1, 2023.