

MINUTES

EDUCATION COMMITTEE
FEBRUARY 2, 1977
3 p.m.

Members Present: Chairman Vergiels
Mrs. Gomes
Mr. Goodman
Mr. Horn
Mr. Kissam
Mr. Rhoads
Mr. Schofield

Guests Present: Joyce Woodhouse, NSEA
Merlin D. Anderson, CPIA
Norman R. Sahm, CPIA
Jim Costa, Department of Education

Chairman Vergiels called the meeting to order at 3:02 p.m.

AB 105 - Merlin Anderson, Commission for Postsecondary Institutional Authorization, explained that it is two years since the original bill was passed and the Commission feels it should be able to require licenses for schools, that they have had enough time to comply with state law. He then asked that "shall" be substituted for "will" to remove any permissive impression given by that word and called attention to the fact that all of Section 2 on page 2 is new and should be italicized.

Mr. Horn questioned the inclusion of the word "any" in line 21 as being "all powerful in a negative sense" and suggested the substitution of "certain" or the elimination of any adjective.

AB 109 - James P. Costa, Deputy Superintendent of the Nevada Department of Education, read a prepared statement, which is attached as Exhibit A, which seeks to correct erroneous conditions set forth in a bill passed by the 58th Legislative session.

Mr. Anderson endorsed Mr. Costa's position, saying it covered an area of definition as opposed to an area of substance. Mr. Rhoads asked that "community" be included along with or in place of "junior" in line 16, page 2.

After the witnesses were excused, Mr. Schofield moved that AB 105 be passed as amended and Mrs. Gomes seconded. It was passed unanimously. Mr. Schofield was appointed by the chairman to clarify the use of "shall" and "may" in legislation and to check with Mr. Anderson and the Bill Drafter's Office on suggested changes.

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Mr. Horn moved and Mr. Schofield seconded the passage of AB 109 as amended. The motion passed with Mr. Goodman voting no. Mr. Horn was assigned to clarify the bill and speak for it on the floor.

It was moved and seconded that the meeting be adjourned. It was adjourned at 3:37.

Respectfully submitted



Harriet M. Knauff
Assembly Attache

STATEMENT OF
THE DEPARTMENT OF EDUCATION
TO THE
ASSEMBLY COMMITTEE ON EDUCATION

Wednesday, February 2, 1977
Room 214, 3:00 P.M.

A. B. 109 -- Amends NRS 394.620

Changes office at which degree-granting institutions are required to file certain information.

Until 1975 the responsibility for licensing and supervising post-secondary and degree-granting institutions was delegated to the Department of Education. The 1975 Legislature created the Commission on Postsecondary Educational Authorization and transferred this responsibility to that agency.

The 1975 legislation erroneously retained a reference to the superintendent of public instruction who no longer has responsibility in this area.

In the two year operation of the Commission, there have been some instances of conflict with the definition of "degree-granting" institutions as compared with persons, firms, partnerships, associations and corporations.

A. B. 109 seeks to correct both of these conditions by:

- 1) Deleting the reference to Superintendent of Public Instruction, and
- 2) By combining within a separate section the authority to confer degrees, designating the qualifications of institutions which may do so, and deleting reference to the phrase "degree-granting".

JPC:maj
2-2-77

59TH NEVADA LEGISLATURE

EDUCATION
LEGISLATION ACTION

DATE February 2, 1977

SUBJECT AB 105 - Revises licensing procedures under Postsecondary
Educational Authorization Act.

MOTION:

Do Pass X Amend X Indefinitely Postpone _____ Reconsider _____

Moved By Mr. Schofield Seconded By Mrs. Gomes

AMENDMENT: substitute "shall" for "may" in lines 3 and 19.
 eliminate "any" in line 21
 Italicize Section 2 as new material

Moved By _____ Seconded By _____

AMENDMENT: _____

Moved BY _____ Seconded By _____

VOTE:	MOTION		AMEND		AMEND	
	Yes	No	Yes	No	Yes	No
GOMES	X	_____	_____	_____	_____	_____
GOODMAN	X	_____	_____	_____	_____	_____
HORN	X	_____	_____	_____	_____	_____
KISSAM	X	_____	_____	_____	_____	_____
RHOADS	X	_____	_____	_____	_____	_____
SCHOFIELD	X	_____	_____	_____	_____	_____
VERGIELS	X	_____	_____	_____	_____	_____
TALLY:	7					

ORIGINAL MOTION: Passed _____ Defeated _____ Withdrawn _____

AMENDED & PASSED 2/2/77 AMENDED & DEFEATED _____

AMENDED & PASSED _____ AMENDED & DEFEATED _____

Attached to Minutes 2/2/77

59TH NEVADA LEGISLATURE

EDUCATION
LEGISLATION ACTION

DATE February 2, 1977

SUBJECT AB 109 - Changes office at which degree-granting institutions
are required to file certain information

MOTION:

Do Pass x Amend x Indefinitely Postpone _____ Reconsider _____

Moved By Mr. Horn Seconded By Mr. Schofield

AMENDMENT: line 16, page 2, substitute "community" for "junior"

Moved By _____ Seconded By _____

AMENDMENT: _____

Moved BY _____ Seconded By _____

VOTE:	<u>MOTION</u>		<u>AMEND</u>		<u>AMEND</u>	
	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>
GOMES	<u>X</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>
GOODMAN	<u>_____</u>	<u>X</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>
HORN	<u>X</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>
KISSAM	<u>X</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>
RHOADS	<u>X</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>
SCHOFIELD	<u>X</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>
VERGIELS	<u>X</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>
TALLY:	<u>6</u>	<u>1</u>				

ORIGINAL MOTION: Passed _____ Defeated _____ Withdrawn _____

AMENDED & PASSED 2/2/77 AMENDED & DEFEATED _____

AMENDED & PASSED _____ AMENDED & DEFEATED _____

Attached to Minutes 2/2/77

