



Legislative Research Council

MINUTES

Postsecondary Education Study Committee

Senator Russell Olson, Chair
Representative Tad Perry, Vice Chair

Fourth Meeting
2012 Interim
November 13, 2012

Room 413
State Capitol
Pierre, South Dakota

Wednesday, September 19, 2012

The fourth meeting of the Postsecondary Education Study Committee was called to order by the Vice Chair, Representative Tad Perry, at 10:00 a.m. in Room 413 of the State Capitol in Pierre, South Dakota.

A quorum was determined with the following members answering the roll call: Representative Tad Perry, Vice Chair; Senators Deb Peters, J.E. "Jim" Putnam, and Larry Tidemann; and Representatives Dan Dryden, Mark Kirkeby, Scott Munsterman, Jim White, and Susan Wismer. Senators Russell Olson, Chair; Jim Bradford, Mark Johnston, and Al Novstrup, and Representatives Tom Jones and Dean Wink were excused.

Staff members present included Clare Charlson, Principal Research Analyst; Annie Mehlhaff, Principal Fiscal Analyst; and Cindy Tryon, Legislative Secretary.

(NOTE: For purpose of continuity, the following minutes are not necessarily in chronological order. Also, all referenced documents distributed at the meeting are attached to the original minutes on file in the Legislative Research Council (LRC).)

Approval of Minutes

SENATOR TIDEMANN MOVED, SECONDED BY REPRESENTATIVE MUNSTERMAN, TO APPROVE THE MINUTES OF THE LAST MEETING THAT WAS HELD ON SEPTEMBER 19, 2012 IN SPEARFISH, SD. The motion prevailed unanimously on a voice vote.

Opening Remarks

Representative Tad Perry, Vice Chair, said that Senator Olson had a commitment and was not able to attend so Representative Perry would be presiding at today's meeting. Representative Perry said that the committee's summer meetings were very informative and he thanked everyone for their participation. He added that this meeting will bring their hard work to light through draft legislation.

Committee Review and Discussion of Proposed Legislation

Representative Perry presented the proposed draft legislation to the committee. The first draft bill is entitled, "An Act to establish the public purpose and goals of postsecondary education,

to provide for the funding of postsecondary education, and to create the Council on Higher Education Policy Goals, Performance, and Accountability.” (**Document #1**)

The second draft bill is entitled, “An Act to require the reporting of the outcomes of certain licensure and certification examinations.” (**Document #2**)

The third draft bill is entitled, “An Act to require the Department of Labor and Regulation to determine certain job placement outcomes for graduates of all public postsecondary education institutions in the state.” (**Document #3**)

Public Testimony and Comments

Dr. Jack Warner, Executive Director, SD Board of Regents, testified on behalf of the Board of Regents. Dr. Warner said that they appreciated the committee taking the board’s concerns under advisement and that the board supports the draft legislation as presented.

Mr. Harvey Jewett, a member of the Board of Regents, Aberdeen, testified that the Board of Regents is somewhat nervous about the proposed legislation. He said that it is critical that the council established in the legislation does not infringe upon the existing powers and responsibilities of the Board of Regents.

Ms. Deb Shephard, President, Lake Area Technical Institute, Watertown, testified on behalf of the postsecondary technical institutes. Representatives of the postsecondary technical institutes submitted written comments on the proposed legislation (**Document #4**). Ms. Shephard thanked the committee for taking those comments under advisement and making changes to the earlier legislation to address their concerns.

Dr. Melody Schopp, Secretary, SD Department of Education, reported that the department is focusing on making sure every student is college or career ready. They want to make the leap from high school graduation to higher education seamless.

Dr. Schopp also introduced Ms. Colleen O’Neil, who is the new Director of Curriculum, Career and Technical Education within the Department of Education.

Committee Action on Proposed Legislation

Senator Tidemann moved, seconded by Representative Munsterman, to introduce the proposed draft legislation entitled, “**An Act to require the reporting of the outcomes of certain licensure and certification examinations**”, as a committee bill to the 2013 Legislature.

Representative Munsterman made a substitute motion, seconded by Senator Tidemann, to amend the proposed draft legislation entitled, “**An Act to require the reporting of the outcomes of certain licensure and certification examinations**”, as follows:

On page 1, line 11, after “examination”, insert, “, including any subparts of any licensure or certification process”.

On page 2, line 6, after “examination”, insert, “, including any subparts of any licensure or certification process”.

The motion to amend prevailed on a voice vote.

Representative Munsterman moved, seconded by Senator Tidemann, to introduce the proposed draft legislation entitled, “**An Act to require the reporting of the outcomes of certain licensure and certification examinations**”, as amended, as a committee bill to the 2013 Legislature. The motion prevailed on a roll call vote with 9 ayes and 6 excused. Members voting aye: Dryden, Kirkeby, Munsterman, Perry, Peters, Putnam, Tidemann, White, and Wismer. Members excused: Bradford, Johnston, Jones, Novstrup, Olson, and Wink.

Senator Tidemann moved, seconded by Senator Peters, to introduce the proposed draft legislation entitled, “**An Act to require the Department of Labor and Regulation to determine certain job placement outcomes for graduates of all public postsecondary education institutions in the state**”, as a committee bill to the 2013 Legislature.

Representative Wismer made a substitute motion, seconded by Representative White, to amend the proposed draft legislation entitled, “**An Act to require the Department of Labor and Regulation to determine certain job placement outcomes for graduates of all public postsecondary education institutions in the state**”, as follows:

On page 1, following line 10 insert:

“Section 2. The Department of Labor and Regulation shall compile the information received pursuant to this Act and provide it to the Executive Board of the Legislative Research Council no later than November fifteenth of each year.”

The motion to amend prevailed on a voice vote.

Representative Wismer moved, seconded by Representative White, to introduce the proposed draft legislation entitled, “**An Act to require the Department of Labor and Regulation to determine certain job placement outcomes for graduates of all public postsecondary education institutions in the state**”, as amended, as a committee bill to the 2013 Legislature. The motion prevailed on a roll call vote with 9 ayes and 6 excused. Members voting aye: Dryden, Kirkeby, Munsterman, Perry, Peters, Putnam, Tidemann, White, and Wismer. Members excused: Bradford, Johnston, Jones, Novstrup, Olson, and Wink.

Senator Tidemann moved, seconded by Senator Peters, to introduce the proposed draft legislation entitled, “**An Act to establish the public purpose and goals of postsecondary education, to provide for the funding of postsecondary education, and to create the Council on Higher Education Policy, Goals, Performance, and Accountability**”, as a committee bill to the 2013 Legislature.

Senator Peters made a substitute motion, seconded by Senator Putnam, to amend the proposed draft legislation entitled, “**An Act to establish the public purpose and goals of postsecondary education, to provide for the funding of postsecondary education, and to**

create the Council on Higher Education Policy, Goals, Performance, and Accountability”, as follows:

On page 2, line 2, after “as”, insert, “submitted by the Governor pursuant to 4-7-10 or as”, and on line 3, delete everything before “;”.

The motion to amend prevailed on a voice vote.

Senator Peters moved, seconded by Senator Putnam, to further amend the proposed draft legislation entitled, **“An Act to establish the public purpose and goals of postsecondary education, to provide for the funding of postsecondary education, and to create the Council on Higher Education Policy, Goals, Performance, and Accountability”**, as follows:

On page 9, delete lines 2 to 6, inclusive.

The motion to amend prevailed on a voice vote.

Senator Peters moved, seconded by Senator Putnam, to further amend the proposed draft legislation entitled, **“An Act to establish the public purpose and goals of postsecondary education, to provide for the funding of postsecondary education, and to create the Council on Higher Education Policy, Goals, Performance, and Accountability”**, as follows:

On page 5, line 8, after “not”, insert, “impinge on the constitutional powers and duties of the Board of Regents or on the legislative powers and duties of the Board of Education or”.

The motion to amend prevailed on a voice vote.

Senator Tidemann moved, seconded by Senator Peters, to introduce the proposed draft legislation entitled, **“An Act to establish the public purpose and goals of postsecondary education, to provide for the funding of postsecondary education, and to create the Council on Higher Education Policy, Goals, Performance, and Accountability”**, as amended, as a committee bill to the 2013 Legislature. The motion prevailed on a roll call vote with 9 ayes and 6 excused. Members voting aye: Dryden, Kirkeby, Munsterman, Perry, Peters, Putnam, Tidemann, White, and Wismer. Members excused: Bradford, Johnston, Jones, Novstrup, Olson, and Wink.

Adjourn

SENATOR PETERS MOVED, SECONDED BY REPRESENTATIVE MUNSTERMAN TO ADJOURN. The motion prevailed unanimously on a voice vote.



All Legislative Research Council committee minutes and agendas are available at the South Dakota Legislature’s Homepage: <http://legis.state.sd.us>. Subscribe to receive electronic notification of meeting schedules and the availability of agendas and minutes at **MyLRC** (<http://legis.state.sd.us/mylrc/index.aspx>).