

HOUSE BILL NO. 1876

99TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE LICHTENEGGER.

5615H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal sections 163.191, 172.280, 173.005, 174.160, 174.225, 174.231, 174.251, 174.324, 174.500, and 178.636, RSMo, and to enact in lieu thereof nine new sections relating to higher education.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Sections 163.191, 172.280, 173.005, 174.160, 174.225, 174.231, 174.251, 2 174.324, 174.500, and 178.636, RSMo, are repealed and nine new sections enacted in lieu 3 thereof, to be known as sections 163.191, 172.280, 173.005, 174.160, 174.225, 174.231, 4 174.251, 174.500, and 178.636, to read as follows:

163.191. 1. As used in this section, the following terms shall mean:

- 2 (1) "Community college", an institution of higher education deriving financial resources 3 from local, state, and federal sources, and providing postsecondary education primarily for 4 persons above the twelfth grade age level, including courses in:
- 5 (a) Liberal arts and sciences, including general education;
 - 6 (b) Occupational, vocational-technical; and
 - 7 (c) A variety of educational community services.

8

9 Community college course offerings **shall generally** lead to the granting of certificates, 10 diplomas, or associate degrees, ~~[but do not]~~ **and may** include baccalaureate ~~[or higher]~~ degrees 11 **only when authorized by the coordinating board for higher education in circumstances** 12 **where the level of education required in a field for accreditation or licensure increases to** 13 **the baccalaureate degree level or, in the case of applied bachelor's degrees, the level of** 14 **education required for employment in a field increases to that level and when doing so**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

15 **would not unnecessarily duplicate an existing program, collaboration with a university is**
16 **not feasible, or the approach is not a viable means of meeting the needs of students and**
17 **employers and the institution has the academic and financial capacity to offer the program**
18 **in a high-quality manner. Quality for such baccalaureate degree programs shall be**
19 **evaluated at least in part by the delivery of upper-level coursework or competencies and**
20 **defined by accreditation or compliance with the Higher Learning Commission standards**
21 **for bachelor's degrees;**

22 (2) "Operating costs", all costs attributable to current operations, including all direct
23 costs of instruction, instructors' and counselors' compensation, administrative costs, all normal
24 operating costs and all similar noncapital expenditures during any year, excluding costs of
25 construction of facilities and the purchase of equipment, furniture, and other capital items
26 authorized and funded in accordance with subsection 6 of this section. Operating costs shall be
27 computed in accordance with accounting methods and procedures to be specified by the
28 department of higher education;

29 (3) "Year", from July first to June thirtieth of the following year.

30 2. Each year public community colleges in the aggregate shall be eligible to receive from
31 state funds, if state funds are available and appropriated, an amount up to but not more than fifty
32 percent of the state community colleges' planned operating costs as determined by the department
33 of higher education. The department of higher education shall review all institutional budget
34 requests and prepare appropriation recommendations annually for the community colleges under
35 the supervision of the department. The department's budget request shall include a
36 recommended level of funding.

37 3. (1) Except as provided in subdivision (2) of this subsection, distribution of
38 appropriated funds to community college districts shall be in accordance with the community
39 college resource allocation model. This model shall be developed and revised as appropriate
40 cooperatively by the community colleges and the department of higher education. The
41 department of higher education shall recommend the model to the coordinating board for higher
42 education for their approval. The core funding level for each community college shall initially
43 be established at an amount agreed upon by the community colleges and the department of higher
44 education. This amount will be adjusted annually for inflation, limited growth, and program
45 improvements in accordance with the resource allocation model starting with fiscal year 1993.

46 (2) Unless the general assembly chooses to otherwise appropriate state funding,
47 beginning in fiscal year 2016, at least ninety percent of any increase in core funding over the
48 appropriated amount for the previous fiscal year shall be distributed in accordance with the
49 achievement of performance-funding measures under section 173.1006.

50 4. The department of higher education shall be responsible for evaluating the
51 effectiveness of the resource allocation model and shall submit a report to the governor, the joint
52 committee on education, the speaker of the house of representatives and president pro tempore
53 of the senate by October 31, 2019, and every four years thereafter.

54 5. The department of higher education shall request new and separate state aid funds for
55 any new community college district for its first six years of operation. The request for the new
56 district shall be based upon the same level of funding being provided to the existing districts, and
57 should be sufficient to provide for the growth required to reach a mature enrollment level.

58 6. In addition to state funds received for operating purposes, each community college
59 district shall be eligible to receive an annual appropriation, exclusive of any capital
60 appropriations, for the cost of maintenance and repair of facilities and grounds, including surface
61 parking areas, and purchases of equipment and furniture. Such funds shall not exceed in any year
62 an amount equal to ten percent of the state appropriations, exclusive of any capital
63 appropriations, to community college districts for operating purposes during the most recently
64 completed fiscal year. The department of higher education may include in its annual
65 appropriations request the necessary funds to implement the provisions of this subsection and
66 when appropriated shall distribute the funds to each community college district as appropriated.
67 The department of higher education appropriations request shall be for specific maintenance,
68 repair, and equipment projects at specific community college districts, shall be in an amount of
69 fifty percent of the cost of a given project as determined by the coordinating board and shall be
70 only for projects which have been approved by the coordinating board through a process of
71 application, evaluation, and approval as established by the coordinating board. The coordinating
72 board, as part of its process of application, evaluation, and approval, shall require the community
73 college district to provide proof that the fifty-percent share of funding to be defrayed by the
74 district is either on hand or committed for maintenance, repair, and equipment projects. Only
75 salaries or portions of salaries paid which are directly related to approved projects may be used
76 as a part of the fifty-percent share of funding.

77 7. School districts offering two-year college courses pursuant to section 178.370 on
78 October 31, 1961, shall receive state aid pursuant to subsection 2, subdivision (1) of subsection
79 3, and subsection 6 of this section if all scholastic standards established pursuant to sections
80 178.770 to 178.890 are met.

81 8. In order to make postsecondary educational opportunities available to Missouri
82 residents who do not reside in an existing community college district, community colleges
83 organized pursuant to section 178.370 or sections 178.770 to 178.890 shall be authorized
84 pursuant to the funding provisions of this section to offer courses and programs outside the
85 community college district with prior approval by the coordinating board for higher education.

86 The classes conducted outside the district shall be self-sustaining except that the coordinating
87 board shall promulgate rules to reimburse selected out-of-district instruction only where prior
88 need has been established in geographical areas designated by the coordinating board for higher
89 education. Funding for such off-campus instruction shall be included in the appropriation
90 recommendations, shall be determined by the general assembly and shall continue, within the
91 amounts appropriated therefor, unless the general assembly disapproves the action by concurrent
92 resolution.

93 9. When distributing state aid authorized for community colleges, the state treasurer may,
94 in any year if requested by a community college, disregard the provision in section 30.180
95 requiring the state treasurer to convert the warrant requesting payment into a check or draft and
96 wire transfer the amount to be distributed to the community college directly to the community
97 college's designated deposit for credit to the community college's account.

172.280. The curators shall have the authority to confer, by diploma, under their
2 common seal, on any person whom they may judge worthy thereof, such degrees as are known
3 to and usually granted by any college or university. **The University of Missouri is the state's**
4 **only public research university and the exclusive grantor of research doctorates. As such,**
5 **except as provided in section 175.040, the University of Missouri shall be the only state**
6 **college or university that may offer doctor of philosophy degrees or first-professional**
7 **degrees, including chiropractic, dentistry, law, medicine, optometry, osteopathic medicine,**
8 **pharmacy, podiatry, and veterinary medicine.**

173.005. 1. There is hereby created a "Department of Higher Education", and the
2 division of higher education of the department of education is abolished and all its powers,
3 duties, functions, personnel and property are transferred as provided by the Reorganization Act
4 of 1974, Appendix B, RSMo.

5 2. The commission on higher education is abolished and all its powers, duties, personnel
6 and property are transferred by type I transfer to the "Coordinating Board for Higher Education",
7 which is hereby created, and the coordinating board shall be the head of the department. The
8 coordinating board shall consist of nine members appointed by the governor with the advice and
9 consent of the senate, and not more than five of its members shall be of the same political party.
10 None of the members shall be engaged professionally as an educator or educational administrator
11 with a public or private institution of higher education at the time appointed or during his term.
12 Moreover, no person shall be appointed to the coordinating board who shall not be a citizen of
13 the United States, and who shall not have been a resident of the state of Missouri two years next
14 prior to appointment, and at least one but not more than two persons shall be appointed to said
15 board from each congressional district. The term of service of a member of the coordinating
16 board shall be six years and said members, while attending the meetings of the board, shall be

17 reimbursed for their actual expenses. Notwithstanding any provision of law to the contrary,
18 nothing in this section relating to a change in the composition and configuration of congressional
19 districts in this state shall prohibit a member who is serving a term on August 28, 2011, from
20 completing his or her term. The coordinating board may, in order to carry out the duties
21 prescribed for it in subsections 1, 2, 3, 7, and 8 of this section, employ such professional, clerical
22 and research personnel as may be necessary to assist it in performing those duties, but this staff
23 shall not, in any fiscal year, exceed twenty-five full-time equivalent employees regardless of the
24 source of funding. In addition to all other powers, duties and functions transferred to it, the
25 coordinating board for higher education shall have the following duties and responsibilities:

26 (1) The coordinating board for higher education [~~shall have approval of~~] **may approve,**
27 **not approve, or provisionally approve** proposed new degree programs to be offered by the
28 state institutions of higher education. **The coordinating board may authorize a degree**
29 **program outside an institution's coordinating board-approved mission only when the**
30 **coordinating board has received clear evidence that the institution proposing to offer the**
31 **program:**

32 (a) **Made a good-faith effort to explore the feasibility of offering the program in**
33 **collaboration with an institution with a mission that includes offering the program;**

34 (b) **Is contributing substantially to the goals in the coordinating board's**
35 **coordinated plan for higher education;**

36 (c) **Has the existing capacity to ensure the program is delivered in a high-quality**
37 **manner;**

38 (d) **Has demonstrated that the proposed program is needed;**

39 (e) **Has a clear plan to meet the articulated workforce need; and**

40 (f) **Such other factors deemed relevant by the coordinating board;**

41 (2) The coordinating board for higher education may promote and encourage the
42 development of cooperative agreements between Missouri public four-year institutions of higher
43 education which do not offer graduate degrees and Missouri public four-year institutions of
44 higher education which do offer graduate degrees for the purpose of offering graduate degree
45 programs on campuses of those public four-year institutions of higher education which do not
46 otherwise offer graduate degrees. Such agreements shall identify the obligations and duties of
47 the parties, including assignment of administrative responsibility. Any diploma awarded for
48 graduate degrees under such a cooperative agreement shall include the names of both institutions
49 inscribed thereon. Any cooperative agreement in place as of August 28, 2003, shall require no
50 further approval from the coordinating board for higher education. Any costs incurred with
51 respect to the administrative provisions of this subdivision may be paid from state funds
52 allocated to the institution assigned the administrative authority for the program. The provisions

53 of this subdivision shall not be construed to invalidate the provisions of subdivision (1) of this
54 subsection;

55 (3) In consultation with the heads of the institutions of higher education affected and
56 against a background of carefully collected data on enrollment, physical facilities, manpower
57 needs, institutional missions, the coordinating board for higher education shall establish
58 guidelines for appropriation requests by those institutions of higher education; however, other
59 provisions of the Reorganization Act of 1974 notwithstanding, all funds shall be appropriated
60 by the general assembly to the governing board of each public four-year institution of higher
61 education which shall prepare expenditure budgets for the institution;

62 (4) No new state-supported senior colleges or residence centers shall be established
63 except as provided by law and with approval of the coordinating board for higher education;

64 (5) The coordinating board for higher education shall establish admission guidelines
65 consistent with institutional missions;

66 (6) The coordinating board for higher education shall require all public two-year and
67 four-year higher education institutions to replicate best practices in remediation identified by the
68 coordinating board and institutions from research undertaken by regional educational
69 laboratories, higher education research organizations, and similar organizations with expertise
70 in the subject, and identify and reduce methods that have been found to be ineffective in
71 preparing or retaining students or that delay students from enrollment in college-level courses;

72 (7) The coordinating board shall establish policies and procedures for institutional
73 decisions relating to the residence status of students;

74 (8) The coordinating board shall establish guidelines to promote and facilitate the
75 transfer of students between institutions of higher education within the state and, with the
76 assistance of the committee on transfer and articulation, shall require all public two-year and
77 four-year higher education institutions to create by July 1, 2014, a statewide core transfer library
78 of at least twenty-five lower division courses across all institutions that are transferable among
79 all public higher education institutions. The coordinating board shall establish policies and
80 procedures to ensure such courses are accepted in transfer among public institutions and treated
81 as equivalent to similar courses at the receiving institutions. The coordinating board shall
82 develop a policy to foster reverse transfer for any student who has accumulated enough hours in
83 combination with at least one public higher education institution in Missouri that offers an
84 associate degree and one public four-year higher education institution in the prescribed courses
85 sufficient to meet the public higher education institution's requirements to be awarded an
86 associate degree. The department of elementary and secondary education shall maintain the
87 alignment of the assessments found in section 160.518 and successor assessments with the
88 competencies previously established under this subdivision for entry-level collegiate courses in

89 English, mathematics, foreign language, sciences, and social sciences associated with an
90 institution's general education core;

91 (9) The coordinating board shall collect the necessary information and develop
92 comparable data for all institutions of higher education in the state. The coordinating board shall
93 use this information to delineate the areas of competence of each of these institutions and for any
94 other purposes deemed appropriate by the coordinating board;

95 (10) Compliance with requests from the coordinating board for institutional information
96 and the other powers, duties and responsibilities, herein assigned to the coordinating board, shall
97 be a prerequisite to the receipt of any funds which the coordinating board is responsible for
98 administering;

99 (11) If any institution of higher education in this state, public or private, willfully fails
100 or refuses to follow any lawful guideline, policy or procedure established or prescribed by the
101 coordinating board, or knowingly deviates from any such guideline, or knowingly acts without
102 coordinating board approval where such approval is required, or willfully fails to comply with
103 any other lawful order of the coordinating board, the coordinating board may, after a public
104 hearing, withhold or direct to be withheld from that institution any funds the disbursement of
105 which is subject to the control of the coordinating board, or may remove the approval of the
106 institution as an approved institution within the meaning of section 173.1102. If any such public
107 institution willfully disregards board policy, the commissioner of higher education may order
108 such institution to remit a fine in an amount not to exceed one percent of the institution's current
109 fiscal year state operating appropriation to the board. The board shall hold such funds until such
110 time that the institution, as determined by the commissioner of higher education, corrects the
111 violation, at which time the board shall refund such amount to the institution. If the
112 commissioner determines that the institution has not redressed the violation within one year, the
113 fine amount shall be deposited into the general revenue fund, unless the institution appeals such
114 decision to the full coordinating board, which shall have the authority to make a binding and
115 final decision, by means of a majority vote, regarding the matter. However, nothing in this
116 section shall prevent any institution of higher education in this state from presenting additional
117 budget requests or from explaining or further clarifying its budget requests to the governor or the
118 general assembly;

119 (12) In recognition of institutions that meet the requirements of subdivision (2), (3), or
120 (4) of subsection 1 of section 173.616, are established by name as an educational institution in
121 Missouri, and are authorized to operate programs beyond secondary education for purposes of
122 authorization under 34 CFR 600.9, the coordinating board for higher education shall maintain
123 and publish on its website a list of such postsecondary educational institutions; and

124 (13) (a) As used in this subdivision, the term "out-of-state public institution of higher
125 education" shall mean an education institution located outside of Missouri that:

126 a. Is controlled or administered directly by a public agency or political subdivision or is
127 classified as a public institution by the state;

128 b. Receives appropriations for operating expenses directly or indirectly from a state other
129 than Missouri;

130 c. Provides a postsecondary course of instruction at least six months in length leading
131 to or directly creditable toward a degree or certificate;

132 d. Meets the standards for accreditation by an accrediting body recognized by the United
133 States Department of Education or any successor agency; and

134 e. Permits faculty members to select textbooks without influence or pressure by any
135 religious or sectarian source.

136 (b) No later than July 1, 2008, the coordinating board shall promulgate rules regarding:

137 a. The board's approval process of proposed new degree programs and course offerings
138 by any out-of-state public institution of higher education seeking to offer degree programs or
139 course work within the state of Missouri; and

140 b. The board's approval process of degree programs and courses offered by any
141 out-of-state public institutions of higher education that, prior to July 1, 2008, were approved by
142 the board to operate a school in compliance with the provisions of sections 173.600 to 173.618.
143 The rules shall ensure that, as of July 1, 2008, all out-of-state public institutions seeking to offer
144 degrees and courses within the state of Missouri are evaluated in a manner similar to Missouri
145 public higher education institutions. Such out-of-state public institutions shall be held to
146 standards no lower than the standards established by the coordinating board for program approval
147 and the policy guidelines of the coordinating board for data collection, cooperation, and
148 resolution of disputes between Missouri institutions of higher education under this section. Any
149 such out-of-state public institutions of higher education wishing to continue operating within this
150 state must be approved by the board under the rules promulgated under this subdivision. The
151 coordinating board may charge and collect fees from out-of-state public institutions to cover the
152 costs of reviewing and assuring the quality of programs offered by out-of-state public
153 institutions. Any rule or portion of a rule, as that term is defined in section 536.010, that is
154 created under the authority delegated in this section shall become effective only if it complies
155 with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028.
156 This section and chapter 536 are nonseverable and if any of the powers vested with the general
157 assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a
158 rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule
159 proposed or adopted after August 28, 2007, shall be invalid and void.

160 (c) Nothing in this subdivision or in section 173.616 shall be construed or interpreted
161 so that students attending an out-of-state public institution are considered to be attending a
162 Missouri public institution of higher education for purposes of obtaining student financial
163 assistance.

164 3. The coordinating board shall meet at least four times annually with an advisory
165 committee who shall be notified in advance of such meetings. The coordinating board shall have
166 exclusive voting privileges. The advisory committee shall consist of thirty-two members, who
167 shall be the president or other chief administrative officer of the University of Missouri; the
168 chancellor of each campus of the University of Missouri; the president of each state-supported
169 four-year college or university, including Harris-Stowe State University, Missouri Southern State
170 University, Missouri Western State University, and Lincoln University; the president of State
171 Technical College of Missouri; the president or chancellor of each public community college
172 district; and representatives of each of five accredited private institutions selected biennially,
173 under the supervision of the coordinating board, by the presidents of all of the state's privately
174 supported institutions; but always to include at least one representative from one privately
175 supported community college, one privately supported four-year college, and one privately
176 supported university. The conferences shall enable the committee to advise the coordinating
177 board of the views of the institutions on matters within the purview of the coordinating board.

178 4. The University of Missouri, Lincoln University, and all other state-governed colleges
179 and universities, chapters 172, 174, 175, and others, are transferred by type III transfers to the
180 department of higher education subject to the provisions of subsection 2 of this section.

181 5. The state historical society, chapter 183, is transferred by type III transfer to the
182 University of Missouri.

183 6. The state anatomical board, chapter 194, is transferred by type II transfer to the
184 department of higher education.

185 7. All the powers, duties and functions vested in the division of public schools and state
186 board of education relating to community college state aid and the supervision, formation of
187 districts and all matters otherwise related to the state's relations with community college districts
188 and matters pertaining to community colleges in public school districts, chapters 163, 178, and
189 others, are transferred to the coordinating board for higher education by type I transfer.
190 Provided, however, that all responsibility for administering the federal-state programs of
191 vocational-technical education, except for the 1202a postsecondary educational amendments of
192 1972 program, shall remain with the department of elementary and secondary education. The
193 department of elementary and secondary education and the coordinating board for higher
194 education shall cooperate in developing the various plans for vocational-technical education;
195 however, the ultimate responsibility will remain with the state board of education.

196 8. All the powers, duties, functions, and properties of the state poultry experiment
197 station, chapter 262, are transferred by type I transfer to the University of Missouri, and the state
198 poultry association and state poultry board are abolished. In the event the University of Missouri
199 shall cease to use the real estate of the poultry experiment station for the purposes of research
200 or shall declare the same surplus, all real estate shall revert to the governor of the state of
201 Missouri and shall not be disposed of without legislative approval.

174.160. The board of regents of each state college and each state teachers college shall
2 have power and authority to confer upon students, by diploma under the common seal, such
3 degrees as are usually granted by such colleges **and additional degrees only when authorized**
4 **by the coordinating board for higher education in circumstances in which offering such**
5 **degree would not unnecessarily duplicate an existing program, collaboration is not feasible,**
6 **or the approach is not a viable means of meeting the needs of students and employers and**
7 **the institution has the academic and financial capacity to offer the program in a high-**
8 **quality manner. In the case of nonresearch doctoral degrees in allied health professions,**
9 **an institution may be authorized to offer such degree independently if offering it in**
10 **collaboration with another institution would not increase the quality of the program or**
11 **allow it to be delivered more efficiently. Such boards shall have the power and authority**
12 **to confer degrees in engineering only in collaboration with the University of Missouri;**
13 **provided that, such collaborative agreements are approved by the governing board of each**
14 **institution and that in these instances the University of Missouri will be the degree-**
15 **granting institution. If the University of Missouri declines to collaborate in the offering of**
16 **such programs, one of these institutions may seek approval of the program through the**
17 **coordinating board for higher education's comprehensive review process if doing so would**
18 **not unnecessarily duplicate an existing program, collaboration is not feasible, or the**
19 **approach is not a viable means of meeting the needs of students and employers and the**
20 **institution has the academic and financial capacity to offer the program in a high-quality**
21 **manner.**

174.225. ~~[Missouri State University] No state college or university shall [not] seek the~~
2 ~~land grant designation held by Lincoln University and the University of Missouri [nor shall~~
3 ~~Missouri State University seek] or the research designation currently held by the University of~~
4 ~~Missouri. [Missouri State University shall offer engineering programs and doctoral programs~~
5 ~~only in cooperation with the University of Missouri; provided that such cooperative agreements~~
6 ~~are approved by the governing boards of each institution and that in these instances the~~
7 ~~University of Missouri shall be the degree-granting institution. Should the University of~~
8 ~~Missouri decline to cooperate in the offering of such programs within one year of the formal~~
9 ~~approval of the coordinating board, Missouri State University may cooperate with another~~

10 educational institution, or directly offer the degree. In all cases, the offering of such degree
11 programs shall be subject to the approval of the coordinating board for higher education, or any
12 other higher education governing authority that may replace it. Missouri State University may
13 offer doctoral programs in audiology and physical therapy. Missouri State University shall
14 neither offer nor duplicate the professional programs at the University of Missouri including,
15 without limitation, those that train medical doctors, pharmacists, dentists, veterinarians,
16 optometrists, lawyers, and architects. The alteration of the name of Southwest Missouri State
17 University to Missouri State University shall not entitle Missouri State University to any
18 additional state funding.]

174.231. 1. On and after August 28, 2005, the institution formerly known as Missouri
2 Southern State College located in Joplin, Jasper County, shall be known as "Missouri Southern
3 State University". Missouri Southern State University is hereby designated and shall hereafter
4 be operated as a statewide institution of international or global education. The Missouri
5 Southern State University is hereby designated a moderately selective institution which shall
6 provide associate degree programs except as provided in subsection 2 of this section,
7 baccalaureate degree programs, and graduate degree programs pursuant to subdivisions (1) and
8 (2) of subsection 2 of section 173.005. The institution shall develop such academic support
9 programs and public service activities it deems necessary and appropriate to establish
10 international or global education as a distinctive theme of its mission. [~~Consistent with the~~
11 ~~provisions of section 174.324, Missouri Southern State University is authorized to offer master's~~
12 ~~level degree programs in accountancy, subject to the approval of the coordinating board for~~
13 ~~higher education as provided in subdivision (1) of subsection 2 of section 173.005.]~~

14 2. As of July 1, 2008, Missouri Southern State University shall discontinue any and all
15 associate degree programs unless the continuation of such associate degree programs is approved
16 by the coordinating board for higher education pursuant to subdivision (1) of subsection 2 of
17 section 173.005.

174.251. 1. On and after August 28, 2005, the institution formerly known as Missouri
2 Western State College at St. Joseph, Buchanan County, shall hereafter be known as the "Missouri
3 Western State University". Missouri Western State University is hereby designated and shall
4 hereafter be operated as a statewide institution of applied learning. The Missouri Western State
5 University is hereby designated an open enrollment institution which shall provide associate
6 degree programs except as provided in subsection 2 of this section, baccalaureate degree
7 programs, and graduate degree programs pursuant to subdivisions (1) and (2) of subsection 2 of
8 section 173.005. The institution shall develop such academic support programs as it deems
9 necessary and appropriate to an open enrollment institution with a statewide mission of applied
10 learning. [~~Consistent with the provisions of section 174.324, Missouri Western State University~~

11 is authorized to offer master's level degree programs in accountancy, subject to the approval of
12 the coordinating board for higher education as provided in subdivision (1) of subsection 2 of
13 section 173.005.]

14 2. As of July 1, 2010, Missouri Western State University shall discontinue any and all
15 associate degree programs unless the continuation of such associate degree program is approved
16 by the coordinating board for higher education pursuant to subdivision 2 of section 173.005.

174.500. 1. The board of governors of Missouri State University is authorized to
2 continue the program of higher education at West Plains, Missouri, which was begun in 1963
3 and which shall be known as the "West Plains Campus of Missouri State University". Missouri
4 State University may include an appropriation request for the branch facility at West Plains in
5 its operating budget.

6 2. The coordinating board for higher education in cooperation with the board of
7 governors shall develop a mission implementation plan for the campus at West Plains, Howell
8 County, which is known as the "West Plains Campus of Missouri State University", and which
9 shall be a teaching institution, offering one-year certificates, two-year associate degrees and
10 credit and noncredit courses to both traditional and nontraditional students to meet the ongoing
11 and emerging employer and educational needs of the citizens of the area served. **The West
12 Plains campus of Missouri State University may offer baccalaureate degrees only if
13 authorized by the coordinating board for higher education in circumstances where the
14 level of education required in a field for accreditation or licensure increases to the
15 baccalaureate degree level or, in the case of applied bachelor's degrees, the level of
16 education required for employment in a field increases to that level and when doing so
17 would not unnecessarily duplicate an existing program, collaboration with a university is
18 not feasible, or the approach is not a viable means of meeting the needs of students and
19 employers and the institution has the academic and financial capacity to offer the program
20 in a high-quality manner. Quality for such baccalaureate degree programs shall be
21 evaluated at least in part by delivery of upper-level coursework or competencies and
22 defined by accreditation or compliance with the Higher Learning Commission standards
23 for bachelor's degrees.**

178.636. 1. State Technical College of Missouri shall be a special purpose institution
2 that shall make available to students from all areas of the state exceptional educational
3 opportunities through highly specialized and advanced technical education and training at the
4 certificate and associate degree level in both emerging and traditional technologies with
5 particular emphasis on technical and vocational programs not commonly offered by community
6 colleges or area vocational technical schools. Primary consideration shall be placed on the
7 industrial and technological manpower needs of the state. In addition, State Technical College

8 of Missouri is authorized to assist the state in economic development initiatives and to facilitate
 9 the transfer of technology to Missouri business and industry directly through the graduation of
 10 technicians in advanced and emerging disciplines and through technical assistance provided to
 11 business and industry. State Technical College of Missouri is authorized to provide technical
 12 assistance to area vocational technical schools and community colleges through supplemental
 13 on-site instruction and distance learning as such area vocational technical schools and
 14 community colleges deem appropriate.

15 2. Consistent with the mission statement provided in subsection 1 of this section, State
 16 Technical College of Missouri shall offer vocational and technical programs leading to the
 17 granting of certificates, diplomas, and applied science associate degrees, or a combination
 18 thereof~~[, but not including]~~. **State Technical College of Missouri may offer** associate of arts
 19 or baccalaureate ~~[or higher]~~ degrees **only when authorized by the coordinating board for**
 20 **higher education in circumstances where the level of education required in a field for**
 21 **accreditation or licensure increases to the baccalaureate degree level or, in the case of**
 22 **applied bachelor's degrees, the level of education required for employment in a field**
 23 **increases to that level and when doing so would not unnecessarily duplicate an existing**
 24 **program, collaboration with a university is not feasible, or the approach is not a viable**
 25 **means of meeting the needs of students and employers and the institution has the academic**
 26 **and financial capacity to offer the program in a high-quality manner. Quality for such**
 27 **baccalaureate degree programs shall be evaluated at least in part by delivery of upper-level**
 28 **coursework or competencies and defined by accreditation or compliance with the Higher**
 29 **Learning Commission standards for bachelor's degrees.** State Technical College of Missouri
 30 shall also continue its role as a recognized area vocational technical school as provided by
 31 policies and procedures of the state board of education.

2 ~~[174.324. 1. Notwithstanding any law to the contrary, Missouri Western~~
 3 ~~State University and Missouri Southern State University may offer master's~~
 4 ~~degrees in accounting, subject to any terms and conditions of the Missouri state~~
 5 ~~board of accountancy applicable to any other institution of higher education in~~
 6 ~~this state which offers such degrees, and subject to approval of the coordinating~~
 7 ~~board for higher education.~~

8 ~~2. Any new master's degree program offered at Missouri Southern State~~
 9 ~~University, Missouri Western State University, or any other public institution of~~
 10 ~~higher education in this state must be approved by the coordinating board for~~
 11 ~~higher education pursuant to the provisions of subdivision (1) or (2) of subsection~~
 12 ~~2 of section 173.005.]~~

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