



Western Nebraska
Community College

WCCA Board of Governors' Policy

Title:	Duties, Powers, and Responsibilities of the Board
Division:	Board of Governors
Reference:	Nebraska State Statutes §85-1403, §85-1404, §85-1413, §85-1414, §85-8511, §85-1515, and §85-1516
Number:	BP-101
Date of Approval:	December 20, 2023
Approval:	F. Lynne Klemke, President, WCCA Board of Governors

Purpose

To record the duties, powers, and responsibilities of the Western Community College Area Board of Governors.

Scope

This policy applies to the Western Community College Area Board of Governors.

Definitions

Board or Board of Governors – The Western Community College Area Board of Governors.

WNCC – Western Nebraska Community College

Policy

I. Duties, Powers, and Responsibilities

The Board shall be charged with the following duties, powers, and responsibilities:

- 1) Have general supervision, control, and operation of the College.
- 2) Develop and offer programs of applied technology education, academic transfer programs, academic support courses, and such other programs and courses as the needs of the College may require and subject to coordination by the Coordinating Commission

for Postsecondary Education as prescribed in the Coordinating Commission for Postsecondary Education Act, The Board shall avoid unnecessary duplication of existing programs and courses in meeting the needs of the students and the College.

- 3) Employ, for a period to be fixed by the Board, executive officers, members of the faculty, and such other administrative officers and employees as may be necessary or appropriate and fix their salaries and duties.
- 4) Construct, lease, purchase, purchase on contract, operate, equip, and maintain facilities, subject to coordination by the Coordinating Commission for Postsecondary Education as prescribed in the Coordinating Commission for Postsecondary Education Act.
- 5) Contract for services connected with the operation of the College as needs and interest demand.
- 6) Cause an examination and comprehensive audit of the books, accounts, records, and affairs, including full-time equivalent student enrollment totals, reported aid equivalent totals, and reimbursable educational unit totals as defined by law, to be made annually covering the most recently completed fiscal year. The audit of each area shall include the full-time equivalent student enrollment totals, reported aid equivalent totals, and reimbursable educational unit totals for the three most recently completed fiscal years which shall be used for calculation of aid to the College as prescribed by Nebraska law. The audit shall also include the county-certified property valuations for the College for the three most recently completed fiscal years which shall be used for calculation of aid to the College. Such examination and audit of the books, accounts, records, and affairs shall be completed and filed with the Auditor of Public Accounts and the Department of Administrative Services on or before October 15 of each year. The examination and audit of full-time equivalent (FTE) student enrollment totals, reported aid equivalent. totals, and reimbursable educational unit (REU) totals shall be completed and filed with the Auditor of Public Accounts and the Department of Administrative Services on or before August 15 of each year.
- 7) Establish fees and charges for the facilities authorized by law. The Board may enter into agreements with owners of facilities to be used for housing regarding the management, operation, and government of such facilities and may employ necessary employees to govern, manage, and operate such facilities.
- 8) Receive such gifts, grants, conveyances, and bequests of real and personal property from public or private sources as may be made from time to time, in trust or otherwise, whenever the terms and conditions thereof will aid in carrying out the College programs as specified by law. The Board may sell, lease, exchange, invest, or expend such gifts,

grants, conveyances, and bequests or the proceeds, rents, profits, and income there from according to the terms and conditions thereof and adopt and promulgate rules and regulations governing the receipt and expenditure of such proceeds, rents, profits, and income, except that acceptance of such gifts, grants, or conveyances shall not be conditioned on matching state or local funds.

- 9) Prescribe the courses of study for the College under its control and publish such catalogs and bulletins as may be necessary.
- 10) Grant to every student upon graduation or completion of a course of study a suitable diploma, associate degree, or certificate.
- 11) Adopt and promulgate such rules and regulations and perform all other acts as the Board may deem necessary or appropriate to the administration of the College. Such rules and regulations shall include, but not be limited to, rules and regulations relating to facilities, housing, scholarships, discipline, and pedestrian and vehicular traffic on property owned, operated, or maintained by the College.
- 12) Employ, for a period to be fixed by the Board, an executive officer for the College and, by written order filed in its office, delegate to such executive officer any of the powers and duties vested in or imposed upon it. Such delegated powers and duties may be exercised in the name of the Board.
- 13) Acquire real property by eminent domain pursuant to law.
- 14) Acquire real and personal property and sell, convey, or lease such property whenever the College will be benefited thereby. The sale, conveyance, or lease of any real estate owned by the College shall be effective only when authorized by an affirmative vote of at least two-thirds of all the members of the Board.
- 15) Enter into agreements for services, facilities, or equipment and for the presentation of courses for students when such agreements are deemed to be in the best interests of the education of the students involved.
- 16) Invest, after proper consideration of the requirements for the availability of money, funds of the College in securities the nature of which individuals of prudence, discretion, and intelligence acquire or retain in dealing with the property of another.
- 17) Establish tuition rates for courses of instruction offered by the College. Separate tuition rates shall be established for students who are nonresidents of the State of Nebraska.
- 18) Establish a fiscal year for the College which conforms to the fiscal year of the state.

19) Exercise any other powers, duties, and responsibilities necessary to carry out the College's role and mission.

II. Additional Powers of the Board

The Board of Governors maintains all other additional powers and responsibilities as established by Nebraska state statute. This includes, but is not limited to, the authority to certify a levy on property taxes within the service, issue revenue bonds and warrants, and enter into agreements for capital construction projects.

Revising this Policy

This Board Policy supersedes any prior WNCC policy, procedure, guideline, or handbook on this subject matter.

If statutory provisions, regulatory guidance, or court interpretations change or conflict with this Board Policy, the Board retains the right to revise accordingly and for the changes to take effect immediately.

Original Adoption Date (and Board of Governor's Minutes Item Number): 1979

Revision Date (and Board of Governors' Minutes Item Number): 1996, Dec 2023 Item H (4.a)

Prior Policy Number:

805.0150.77 (Retained Rights)

815.0000.96 (Duties, Powers, and Responsibilities)

815.0100.79 (Additional Powers)

Schedule for Review:

Divisions/Department Responsible for Review and Update: WCCA Board of Governors

Sponsoring Division/Department: WCCA Board of Governors

Repeal Date:

Cross Reference:

Procedure(s) for Policy: n/a

Related Policies/References: