



ORGANIZATION, AUTHORITY, DUTIES, AND RESPONSIBILITIES OF THE BOARD OF EDUCATION

~~Organization and Authority of the Board~~ ~~Board Powers and Duties~~

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PURPOSE

This policy defines how Clackamas Community College District exists and provides the general guidelines, authority, duties, and responsibilities of the Board of Education.

BODY OF POLICY

Clackamas Community College was established under the authority of the Oregon State Legislature, Chapter 341 of the Oregon Revised Statutes. The Board of Education governs on behalf of the residents of the Clackamas Community College District in accordance with ORS 341.290 and is subject to the Oregon Constitution, applicable state laws, the rules and regulations of the Higher Education Coordinating Commission (HECC), the Northwest Commission on Colleges and Universities (NWCCU), the Oregon Department of Education, the Board's own policies and procedures, and the expressed will of the electorate.

The Board of Education is committed to fulfilling its responsibilities listed in ORS 341.290 in addition to the following:

- A. Represent the public interest; and,
- B. Establish policies that define the institutional mission and set prudent, ethical, and legal standards for college operations; and,
- C. Assure the Board operates in an open, accessible, welcoming spirit, and maintains a culture that supports Clackamas Community College's commitment to inclusivity; and,
- D. Hire and evaluate Clackamas Community College's President; and,
- E. Delegate power and authority to the President to effectively lead the college; and,
- F. Assure fiscal health and stability; and,
- G. Monitor institutional performance and education quality; and,
- H. Advocate for Clackamas Community College.

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The Board shall be responsible for the general supervision and control of any and all community college campuses operated by the College. Consistent with any applicable rules of the Higher Education Coordinating Commission (HECC) and Northwest Commission on Colleges and Universities, the local Board may:

- ~~1. Employ administrative officers, professional personnel and other employees, define their duties, terms and conditions of employment and prescribe compensation therefore;~~
- ~~2. Enact rules for the government of the College, including professional personnel and other employees and students of the College;~~
- ~~3. Prescribe the educational program;~~
- ~~4. Control use of and access to the grounds, buildings, books, equipment and other property of the College;~~
- ~~5. Acquire, receive, hold, control, convey, sell, manage, operate, lease, lease purchase, lend, invest, improve and develop any and all property of whatever nature given to or appropriated for the use, support or benefit of any activity under control of the Board, according to the terms and conditions of such gift or appropriation;~~
- ~~6. Purchase real property upon a contractual basis when the period of time allowed for payment under the contract does not exceed 30 years;~~
- ~~7. Fix standards of admission, prescribe and collect tuition for admission to the College, including fixing different tuition rates for students who reside in the district, students who do not reside in the district, but are residents of the state, and students who do not reside in the state;~~
- ~~8. Prescribe and collect fees and expend funds raised for special programs and services for the students and for programs for the cultural and physical development of the students;~~
- ~~9. Provide and disseminate to the public, information relating to the mission, program, operation and finances of the College;~~
- ~~10. Establish or contract for advisory and consultant services;~~
- ~~11. Take, hold and dispose of mortgages on real and personal property acquired by way of gift or arising out of transactions entered into in accordance with the powers, duties and authority of the Board and institute, maintain and participate in suits and actions and other judicial proceedings in the name of the College for the foreclosure of such mortgages;~~

- ~~12. Maintain programs, services and facilities, and, in connection therewith, cooperate and enter into agreements with any person or public or private agency;~~
- ~~13. Provide student services including health, guidance, counseling and placement services and contract for such services;~~
- ~~14. Join appropriate associations and pay any required dues from resources of the College;~~
- ~~15. Apply for federal funds and accept and enter into any contracts or agreements for the receipt of such funds from the federal government or its agencies for educational purposes;~~
- ~~16. Exercise any other power, duty or responsibility necessary to carry out the functions under this section or required by law;~~
- ~~17. Prescribe rules for the use and access to public records of the College that are consistent with ORS 192.420, and education records of students under applicable state and federal law and rules of the HECC. Whenever a student has attained 18 years of age or is attending an institution of postsecondary education, the permission or consent required of and the rights accorded to a parent of the student regarding education records shall thereafter be required of and accorded to only the student. Faculty records relating to matters such as conduct, personal and academic evaluations, disciplinary actions, if any, and other personal matters shall not be made available to public inspection for any purpose except with consent of the person who is the subject of the record, or upon order of a court of competent jurisdiction;~~
- ~~18. Enter into contracts for the receipt of cash or property, or both, and establish annuities pursuant to Oregon Revised Statutes, and, commit, appropriate, authorize and budget for the payment of or other disposition of general funds to pay, in whole or in part, sums due under an annuity agreement, and to provide the necessary funding for reserves or other trust funds pursuant to Oregon Revised Statutes;~~
- ~~19. Encourage gifts to the College by faithfully devoting the proceeds of such gifts to the purpose for which intended;~~
- ~~20. Build, furnish, equip, repair, lease, purchase and raise facilities; and locate, buy and acquire lands for all College purposes. Financing may be by any prudent method including but not limited to loans, contract purchase or lease. Leases, authorized by this section, include lease purchase agreements whereunder the College may acquire ownership of the leased property at a nominal price. Such financing agreements may be for a term of up to 30 years except for lease arrangements which may be for a term of up to 50 years;~~
- ~~21. Participate in an educational consortium with public and private institutions that offer upper division and graduate instruction. Community colleges engaged in such consortiums may expend money, provide facilities and assign staff to assist those institutions offering upper division and~~

~~graduate instruction;~~

~~22. Enter into contracts of insurance or medical service contracts or may operate a self-insurance program as provided in ORS 341.312.~~

RELATED POLICIES, PROCEDURES, AND REFERENCES

Legal Reference(s):

ORS 192. ~~314~~~~420~~

ORS 192.630

ORS Chapter 238

ORS Chapter 238A

ORS 243.650 – 243.782

[ORS 255.335](#)

ORS Chapters 279A, 279B and 279C

ORS 294.305 – 294.565

[ORS 341.009](#)

[ORS 341.275](#)

ORS 341.290

ORS 341.312

[ORS 341.287](#)

[NWCCU Standard 2.A.1](#)

[Oregon Constitution, art. XI-G, § 1.](#)

~~Cross-Reference(s):~~

~~DJ—Purchasing~~

END OF POLICY
