

ARIZONA COMMISSION FOR POSTSECONDARY EDUCATION

EXECUTIVE ORDER 88- 23

WHEREAS, the requirements of the Federal Higher Education Act of 1965 as amended have been substantially modified since the adoption of Executive Order No. 77-7; and

WHEREAS, the language of Executive Order 77-7 is significantly outdated in light of subsequent amendments to the Federal Higher Education Act of 1965; and

WHEREAS, it is advantageous to all sectors of postsecondary education in the State of Arizona for this State to continue receiving the assistance made available under applicable programs established pursuant to the Federal Higher Education Act of 1965;

NOW, THEREFORE, pursuant to the authority vested in me as Governor and Chief Executive Officer of the State of Arizona, IT IS HEREBY ORDERED as follows:

1. The Arizona Commission for Postsecondary Education as presently constituted under Executive Order No. 77-7 is hereby terminated, and Executive Order No. 77-7 is hereby suspended by this Order, and the force and effect of said Executive Order is hereby rescinded.
2. The Arizona Commission for Postsecondary Education shall be reestablished as an advisory council to the Arizona Board of Regents, and its composition and membership shall be as follows:
  - a. The Commission shall be composed of not more than 14 members who shall represent the institutions of higher education in this State, including community colleges, proprietary institutions, and independent colleges and universities; other providers of postsecondary education services; students; and the general public of this State. The Executive Director of the Arizona Board of Regents shall serve as an ex-officio member of the Commission.
  - b. Commission members shall be appointed by the Governor and shall serve for a term of three years, except that the original 14 members appointed by the Governor pursuant to this Executive Order No. 88-23 shall serve staggered terms as follows: 5 members shall serve for three years; 5 members shall serve for two years; and 4 members shall serve for one year.
  - c. The chairman of the Commission shall be elected by the Commission membership and shall serve for a term of one year.
  - d. Members of the Commission shall receive no compensation for their services, but shall be reimbursed to the extent provided by law for actual and necessary travel expenses incurred in the performance of their duties, with expenses of the Commission being paid from the budget of the Arizona Board of Regents.

- e. The Commission shall meet at the call of the Chairman or a majority of the Commission members, but at least once each year.
3. The Arizona Commission for Postsecondary Education shall have the following responsibilities:
  - a. In conjunction with other boards and agencies having jurisdiction over postsecondary educational institutions, the Commission shall conduct studies and comprehensive planning for promoting more effective and efficient administration of financial assistance made available under applicable programs identified in Section 1203 of the Higher Education Act of 1965 as amended.
  - b. In accordance with Section 1203 of the Higher Education Act of 1965 as amended, the Commission, in conducting comprehensive planning activities, shall:
    - (1) Consider the relation between State administration of each applicable federal financial assistance program, and administration of similar State programs or processes;
    - (2) Encourage State policies designed to consider effects on declining enrollments on all sectors of postsecondary education in the State;
    - (3) Consider the postsecondary education needs of unserved and underserved individuals within the State, including individuals beyond the traditional college age; and
    - (4) Consider the resources of institutions, organizations, or agencies (both public and private) within the State capable of providing postsecondary educational opportunities in the State.
  - c. Provide information to the public about postsecondary educational opportunities in Arizona.
4. The Arizona Commission for Postsecondary Education shall be under the general supervision of the Arizona Board of Regents, whose staff will assist the Commission in meeting its advisory responsibilities. The Board shall have authority to contract on behalf of the Commission and may accept grants from the federal or state governments, or their agencies, or from any local governmental unit or public or private agency to carry out the functions and purposes of this Order.
5. The Arizona Board of Regents is the agency of this State designated to administer the applicable programs identified under Section 1203 of the Higher Education Act of 1965 as amended. The Board is furthermore designated as the agency of this State responsible for administering the Federal Student Assistance Program authorized under Title V, part E of the Higher Education Act of 1965 as amended and is designated as the agency of this State responsible for supervision of the Guaranteed Student Loan Program under Title IV, part of the Higher Education Act of 1965, as amended.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.



*Rose Moffat*

G O V E R N O R

DONE at the Capitol in Phoenix on this ninth day of November in the Year of our Lord One Thousand Nine Hundred and Eighty-eight and of the Independence of the United States of America the Two Hundred and Twelfth.

ATTEST:

*Jim Shumway*  
Secretary of State