



NORTH CAROLINA COMMUNITY COLLEGE SYSTEM

Peter Hans, President

22 January 2020

MEMORANDUM

- TO:** Members of the State Board of Community Colleges
Community College Presidents
Chairs of the Boards of Trustees
Community College Chief Academic Officers, Chief Admissions Officers, Basic Skills Directors, Business Officers, Continuing Education Officers, Chief Financial Officers, Financial Aid Officers, Public Information Officers, Registrars, Student Development Administrators, & Other Interested Parties
- FROM:** Jonathan R. Harris, *NCCCS General Counsel*
- RE:** **Temporary Amendment of 1G SBCCC 200.95 – Limitations in Reporting Student Membership Hours**

The State Board of Community Colleges (SBCC) has temporarily amended **1G SBCCC 200.95**. The SBCC chose to adopt a temporary amendment rather than following the process for permanent rulemaking in order to comply with changes to state law made in Session Law 2019-235, Section 3.4(b). The Session Law changed how full-time equivalent student hours in correctional settings are reported. Instead of reporting on the basis of contact hours, colleges shall now report on the basis of student membership hours.

The temporary amendment will become effective on 01 February 2020. The temporary amendment will be effective for a period of 180 days or until the permanent rules becomes effective, whichever is sooner. Permanent rulemaking to address the changes in Session Law 2019-185, which will include a notice and comment period, will occur at some point in the future. The temporary amendment will be published on the NC Community College System's website, www.nccommunitycolleges.edu, under "State Board Code." For your convenience, a copy of the temporary amendment is attached to this memorandum. **The amendment can be found on page 1, lines 28-29.**

**CC20-006
E-mail Copy**

Attachment

1G SBCCC 200.95 is temporarily amended as follows:



1 **State Board of Community Colleges Code**
2 **TITLE 1. COMMUNITY COLLEGES**

3
4 **CHAPTER G. FULL-TIME EQUIVALENT (FTE)**

5
6 **SUBCHAPTER 200. FTE REPORTING CATEGORIES/CRITERIA**

7
8 **1G SBCCC 200.95 Limitations in Reporting Student Membership Hours**

9 (a) Student hours shall not be reported for budget/FTE which result from:

10 (1) Conferences or visits.

11 (2) Seminars or Meetings.

12 (3) Programs of a service nature rather than instructional classes.

13 (4) Enrollment of high school students not in compliance with 1D SBCCC 400.2, 1D
14 SBCCC 300.4(c) and 1D SBCCC 200.95.

15 (5) Unsupervised classes.

16 (6) Proficiency or challenge exams except that the actual time required to take the
17 exam may be counted in membership; students shall be registered in the class
18 consistent with 1E SBCCC Subchapter 300 or 1E SBCCC Subchapter 400.

19 (7) Homework assignments.

20 (8) Inter-institutional or intramural sports activities including those of prison inmates.

21 (b) Self-supporting classes shall not be reported for regular budget purposes (those
22 classes supported by student fees or a class in which instruction is provided gratis);
23 all recreational extension classes fall in this category.

24 (c) Occupational extension instruction shall not be offered in sheltered workshops and
25 adult developmental activity centers (ADAP) except sheltered workshops and ADAP
26 centers may contract with the community college to provide occupational extension
27 courses on a self-supporting basis.

28 ~~(d) Educational programs offered in a correctional department setting shall report full-time~~
29 ~~equivalent (FTE) student hours on the basis of contact hours.~~

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31 *History Note: Authority G.S. 115D-5;*

1 *Eff. September 1, 1988;*
2 *Temporary Amendment Eff. October 15, 1992, for a period of 180 days*
3 *to expire on April 15, 1993;*
4 *Amended Eff. September 1, 1993;*
5 *Temporary Amendment Eff. November 1, 1993, for a period of 180 days*
6 *or until the permanent rule becomes effective, whichever is sooner;*
7 *Amended Eff. [May 1, 2017](#); [February 1, 2015](#); December 1, 2012; April*
8 *1, 2010; June 1, 2008; April 1, 1997; June 1, 1994.*
9 *Temporary Amendment Eff. [01 February 2020](#).*