



NORTH CAROLINA COMMUNITY COLLEGE SYSTEM

Peter Hans, President

July 23, 2019

IMPORTANT INFORMATION

MEMORANDUM

- TO:** Members of the State Board of Community Colleges
Community College Presidents
Boards of Trustees Chairs
Community College Chief Academic Officers, Chief Admissions Officers, Basic Skills Directors, Business Officers, Continuing Education Officers, Customized Training Directors, Distance Learning, Chief Financial Officers, Financial Aid Officers, Personnel Directors, Student Development Administrators, Public Information Officers, Registrars, & Other Interested Parties
- FROM:** Jonathan R. Harris, *NCCCS General Counsel*
- RE:** **Substantive Change - Proposed Adoption of 1A SBCCC 200.6 – “Delegation of Contractual Authority”**

On 21 May 2019, the State Board of Community Colleges (“SBCC”) provided public notice that it initiated the rulemaking process to adopt the following rule:

1A SBCCC 200.6 – “Delegation of Contractual Authority.”

The SBCC received public comments on the above rule through 20 June 2019. After consideration of the public comments, the SBCC is recommending a change to the proposed adoption of 1A SBCCC 200.6 – “Delegation of Contractual Authority.” The change constitutes a substantive change under 3A SBCCC 100.2(f).

The proposed adoption including the substantive change is published on the NC Community College System's website, www.nccommunitycolleges.edu/sbcccode. For your convenience, a copy of the proposed rule, with the substantive change indicated, is attached to this memorandum. The item highlighted on page 3, lines 15-16 is the proposed change that the SBCC approved. “Strikeouts” indicate deletion of prior suggested language and “underlines” indicate the proposed addition of language. Please post a copy of the proposed rule with the substantive change in prominent places so that all individuals affected by the proposed change will be informed.

Any member of the public has the right to submit written comments on the proposed substantive change. Please note that any person who submits a public comment on behalf of their community college should comply with their college’s local process for submitting comments on a proposed rule. **Written comments on the substantive change must be received within five (5) business days and by no later than 5:00 p.m. on Tuesday, 30 July 2019.** Written

comments shall be directed to the following email address: publiccomments@nccommunitycolleges.edu or via postal mail at Jonathan Harris, 200 W. Jones Street, 5001 Mail Service Center, Raleigh, NC 27699-5001. Thank you for your attention to this matter.

CC19-032
E-mail Copy

Attachment

1A SBCCC 200.6 is proposed for adoption as follows:



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

3
4 **CHAPTER A. STATE BOARD GOVERNANCE**

5
6 **SUBCHAPTER 200. STATE BOARD AUTHORITY**

7
8 **1A SBCCC 200.6 Delegation of Contractual Authority**

9 The State Board of Community Colleges hereby delegates to the System President the
10 authority to execute any contract that meets the following criteria:

- 11 (1) Contracts that expend less than \$250,000 and whose terms do not exceed one year;
12 (2) Contract amendments that cumulatively increase the value of a contract by less than
13 10%; and
14 (3) Any other contract if the SBCC has approved the purpose and amount.

15 The System Office shall provide at least biannually a report to the State Board listing any
16 contracts executed by the President pursuant to this delegated authority.

17
18 History Note: Authority G.S. 115D-5;

19 Eff.
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