

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control 300 Department or Agency Alabama Commission on Higher Education
Rule No. 300-2-3-.02
Rule Title: Budget and Capital Recommendations
New X Amend Repeal Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? No

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? Yes

Is there another, less restrictive method of regulation available that could adequately protect the public? No

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? No

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? No

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? Yes

Does the proposed action relate to or affect in any manner any litigation which the agency is a party to concerning the subject matter of the proposed rule? No

Does the proposed rule have an economic impact? No

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Services Agency.

Signature of certifying officer _____

Date June 12, 2018



(DATE FILED)
(STAMP)

APA-2

Alabama Commission on Higher Education

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Commission on Higher Education (Commission)

RULE NO. & TITLE:

300-2-3-.02 Budget And Capital Recommendations

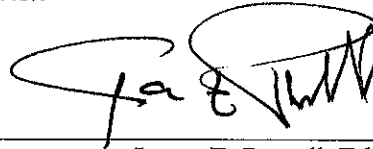
INTENDED ACTION: Amendment.

SUBSTANCE OF PROPOSED ACTION: The purpose of this amendment is to eliminate outdated language and to streamline the administrative procedures.

TIME, PLACE, MANNER OF PRESENTING VIEWS: Persons wishing to present views on this amended rule may contact Tim Vick, Director of Operations and Fiscal Services, Alabama Commission on Higher Education, P.O. Box 302000, Montgomery, Alabama 36130-2000, Telephone 334-353-9153 between 8 a.m. and 5 p.m. each day up to and including August 8, 2018.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: August 8, 2018

CONTACT PERSON AT AGENCY: Timothy W. Vick



James E. Purcell, Ed.D.
Executive Director

300-2-3-.02 Budget And Capital Recommendation.

(1) The Commission is vested with the authority to carry out and enforce the provisions of Code of Ala. 1975, §§16-5-9 and 16-5-15 and to promulgate policies and procedures consistent with carrying out the required statutory functions.

~~(1) The Commission staff shall receive, evaluate and coordinate budget and capital requests for the public institutions of higher education of Alabama pursuant to statutory authority as set out in Code of Ala. 1975, §§.~~

~~(2) The Commission shall hold an open public hearing on the institutional requests.~~

~~(3) The Commission shall present to each institution, the governor and the legislature, a single unified budget recommendation containing budget and capital recommendations for separate appropriations to each institution.~~

~~(4) This recommendation shall be based on but not limited to, institutional requests, standard techniques of objective measurement, need and unit cost figures arrived at through the use of comparative and verified data from other states.~~

~~(5) The reporting dates are determined yearly based on the legislative and executive budget office time tables. Each institution shall receive ample time to complete and return all required reports.~~

Author: William O. Blow; Timothy W. Vick

Statutory Authority: Code of Ala. 1975, §§16-5-9, 16-5-15

History: Filed April 10, 1989. Filed June 12, 2018.