

## MINUTES

### NONPUBLIC POSTSECONDARY EDUCATION COMMISSION

April 18, 2016

1:45 P.M.

Pursuant to notice, the Quarterly Meeting of the Nonpublic Postsecondary Education Commission was held at General Assembly located at 675 Ponce De Leon Avenue, 2<sup>nd</sup> Floor, Atlanta, Georgia 30308.

<b>MEMBERS PRESENT:</b>	Victoria Agyekum	1 <sup>st</sup> Congressional District
	Mollie Cohen	2 <sup>nd</sup> Congressional District
	Lee Todd	3 <sup>rd</sup> Congressional District
	Deb Wade	4 <sup>th</sup> Congressional District
	Amanda Shailendra	5 <sup>th</sup> Congressional District
	Shelley Nickel	6 <sup>th</sup> Congressional District
	Toby Hinton	7 <sup>th</sup> Congressional District
	Holly Kirbo	8 <sup>th</sup> Congressional District
	Martha Nesbitt	9 <sup>th</sup> Congressional District
	Ryan Worsley	10 <sup>th</sup> Congressional District
	Arthur Vaughn	11 <sup>th</sup> Congressional District
	Karen Gilbert	13 <sup>th</sup> Congressional District
	VACANT	14 <sup>th</sup> Congressional District
Clinton Hobbs	AT LARGE	
<b>MEMBERS ABSENT:</b>	Norma Nunez-Cortes	12 <sup>th</sup> Congressional District
<b>STAFF PRESENT:</b>	Corinna M. Robinson	Executive Director
	Dr. Carl Camann	Deputy Director
	Shirlene Mitchell	Office Manager
	Adam Hawk	NPEC Standards Administrator
<b>VISITORS:</b>	Brian Lipton	Office of Planning & Budget

## 1. CALL TO ORDER

Chair Martha Nesbitt called the meeting to order at 1:45pm.

## 2. RECOGNITION OF VISITORS

Brian Lipton from the Governor's Office of Planning & Budget was present.

## 3. INVOCATION

Shelley Nickel gave the Invocation.

## 4. APPROVAL OF AGENDA

Shelley Nickel made a motion to adopt the Agenda for the April 18, 2016 Quarterly Commission Meeting of the Nonpublic Postsecondary Education Commission. The motion was seconded by Ryan Worsley.

Upon unanimous vote it was **RESOLVED** that the Agenda for the April 18, 2019 meeting be adopted.

## 5. APPROVAL OF MINUTES

Chair Nesbitt asked that the Commission review the Minutes and if there were any corrections.

Arthur Vaughn made a motion to correct the spelling of his name on the front cover of the minutes from "Arthur Worsley" to "Arthur Vaughn". (Correction noted)

Arthur Vaughn made a motion to adopt the Minutes from the January 25, 2016 Quarterly Commission Meeting of the Nonpublic Postsecondary Education Commission. The motion was seconded by Toby Hinton.

Upon unanimous vote it was **RESOLVED** that the Minutes from the January 25, 2016 Quarterly Commission Meeting of the Nonpublic Postsecondary Education Commission be adopted.

## 6. APPROVAL OF TUITION GUARANTY TRUST FUND FY16 THIRD QUARTER REPORT [Unaudited]

Executive Director Corinna Robinson reported the following:

- Quarterly Report of the Tuition Guaranty Trust Fund for the nine-month period ending March 31, 2016 (included in meeting folder) as approved by the Board of Trustees of the Tuition Guaranty Trust Fund.

Chair Nesbitt asked the Commission if they had any questions or comments relating to the Tuition Guaranty Trust Fund report. There were none.

Deb Wade made a motion to adopt the Quarterly Report of the Tuition Guaranty Trust Fund for the nine month period ending March 31, 2016 **as approved** by the Board of Trustees of the Tuition Guaranty Trust Fund. The motion was seconded by Shelley Nickel.

Upon unanimous vote it was **RESOLVED** that the Quarterly Report of the Tuition Guaranty Trust Fund for the nine-month period ending March 31, 2016 **as approved** by the Board of Trustees of the Tuition Guaranty Trust Fund be adopted.

## **7. REPORT ON NPEC FY16 OPERATING BUDGET Ending March 31, 2016**

Executive Director Corinna Robinson discussed the following:

- Total annual operating budget.
- These areas have overages due to the base allowance given in the annual operating budget:
  - a. Contracts
  - b. Telecommunications
  - c. Personal Services
- Given the state's annual operating budget allowance for contracts the agency has typically had an overage in the "Contracts" area. NPEC's Special Purpose Revenue (Other Funds) will be used to compensate the shortfall in this area.
- Georgia's General Assembly approved the Governor's budget request of approximately \$80,000 increase for "Personal Services" for FY2017, which should alleviate shortfalls going forward.

Chair Nesbitt asked the Commission if they had any questions or comments. There were none.

No approval required.

## **8. EXECUTIVE DIRECTOR'S REPORT**

Executive Director Corinna Robinson discussed the following:

- **Update on Request for Opinion by Attorney General on exempt schools code section**
  - a. Per the request of the Commission during the January meeting, NPEC sent a letter to the Georgia Attorney General's office seeking advice about recourse that can be taken towards schools that do not maintain the requirements for their exempt status. Morris Brown College is the school in question, however clarification of the code section is needed if other schools fail to maintain the exemption requirements set forth.
  - b. In the same letter, but separate from the Commission's request, NPEC sought advice regarding a request from a school to be simultaneously "exempt" and "authorized". Our opinion was no this can't be done but that didn't satisfy the school.

- c. The Attorney General's is in receipt of our letter and we've had initial discussions with their attorney. We should have a response by the July commission meeting.

- **FY2016 Third Quarter Report of New Authorized Schools**

- a. Embry-Riddle Aeronautical University/Online – Authorized March 16, 2016
- b. Atlanta University of Health Sciences – Authorized March 30, 2016

No approval required.

## **9. OTHER BUSINESS**

No other business.

## **10. 2016 MEETING DATES**

- Monday, July 18, 2016 (Time and location to be determined)
- October 24, 2016, NPEC Office, Tucker, GA

## **11. ADJOURNMENT**

Holly Kirbo made a motion to adjourn meeting. The motion was seconded by Amanda Shailendra.

Meeting adjourned at 2:05 P.M.

Martha Nesbitt, Chair  
Arthur Vaughn, Secretary