## 

So much of the recommendations of the Inspector General (House, No. 11) as relates to higher education boards of trustees. Higher Education.

## The Commonwealth of Massachusetts

In the One Hundred and Ninetieth General Court (2017-2018)

An Act relative to higher education boards and trustees.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:* 

1	SECTION 1. Section 21 of chapter 15A of the General Laws, as appearing in the 2014
2	Official Edition, is hereby amended by inserting at the end thereof the following paragraph:

3 The department of higher education, in this section called the department, shall establish 4 and implement a comprehensive training program for members. The department shall provide 5 instruction and training to members on the proper management of an institution of higher 6 education. The instruction and training shall include, but not be limited to, the following laws 7 and topics: (i) the open meeting law established pursuant to sections 18 to 25, inclusive, of 8 chapter 30A; (ii) the public records law established pursuant to chapter 66; (iii) the conflict of 9 interest law established pursuant to chapter 268A; (iv) procurement law; (v) state finance 10 provisions established pursuant to chapter 29; (vi) fraud prevention; and (vii) fiduciary 11 responsibilities. The department shall consult with the attorney general and the inspector general 12 in developing instruction and training programs pursuant to this section.

13	Within 6 months of being appointed or elected, every member shall complete a training
14	program, as developed by the department. Thereafter members shall complete a training program
15	within 2 years of the date of the member's last training. Membership on the board of trustees
16	shall terminate if a member fails to complete a training program within 6 months of appointment
17	or election as a member, or fails to complete a training program within 2 years of the date of the
18	member's last training, and a vacancy shall be deemed to exist. Any vacancy on a board of
19	trustees shall be filled for the duration of the term in the same manner as the prior appointment.
20	The chairman shall forthwith notify the governor when any vacancy exists.
21	SECTION 2. Section 1A of chapter 75 of the General Laws, as appearing in the 2014
22	Official Edition, is hereby amended by inserting at the end thereof the following paragraph:
23	Within 6 months of being appointed or elected, every member shall complete the training
24	program developed by the department of higher education under section 21 of chapter 15A.
25	Thereafter, members shall complete a training program within 2 years of the date of the
26	member's last training. Membership on the board of trustees shall terminate if a member fails to
27	complete a training program within 6 months of appointment or election as a member, or fails to
28	complete a training program within 2 years of the date of the member's last training, and a
29	vacancy shall be deemed to exist. Any vacancy on a board of trustees shall be filled for the
30	duration of the term in the same manner as the prior appointment. The chairman shall forthwith
31	notify the governor when any vacancy exists.

2 of 2