

**HIGHER EDUCATION BUDGET AUTHORITY**

2002 FIFTH SPECIAL SESSION

STATE OF UTAH

**Sponsor: Lyle W. Hillyard**

**This act modifies the State System of Higher Education Code by authorizing the presidents of institutions of higher education and the State Board of Regents to reallocate designated appropriations between line items. This act has an immediate effective date.**

This act affects sections of Utah Code Annotated 1953 as follows:

ENACTS:

**53B-2-108**, Utah Code Annotated 1953

*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **53B-2-108** is enacted to read:

**53B-2-108. Appropriations reallocation.**

(1) Notwithstanding the requirements of Title 63, Chapter 38, Budgetary Procedures Act, appropriations for the support of higher education for the fiscal year beginning July 1, 2002 and ending June 30, 2003, may be reallocated between line items as provided in this section.

(2) (a) The president of the University of Utah may reallocate between line items the appropriations:

(i) described in Items 141-149 in S.B. 1, 2002 General Session; and

(ii) as modified by supplemental appropriations, including H.B. 4001, 2002 Fourth Special Session and H.B. 5009, 2002 Fifth Special Session.

(b) The total amount of money reallocated may not exceed the sum of the reductions made in the supplemental appropriations.

(3) (a) The president of Utah State University may reallocate between line items the appropriations:

(i) described in Items 150-159 in S.B. 1, 2002 General Session; and

(ii) as modified by supplemental appropriations, including H.B. 4001, 2002 Fourth Special Session and H.B. 5009, 2002 Fifth Special Session.

(b) The total amount of money reallocated may not exceed the sum of the reductions made in the supplemental appropriations.

(4) (a) The president of Weber State University may reallocate between line items the appropriations:

(i) described in Items 160 and 161 in S.B. 1, 2002 General Session; and

(ii) as modified by supplemental appropriations, including H.B. 4001, 2002 Fourth Special Session and H.B. 5009, 2002 Fifth Special Session.

(b) The total amount of money reallocated may not exceed the sum of the reductions made in the supplemental appropriations.

(5) (a) The president of Southern Utah University may reallocate between line items the appropriations:

(i) described in Items 162-164 in S.B. 1, 2002 General Session; and

(ii) as modified by supplemental appropriations, including H.B. 5009, 2002 Fifth Special Session.

(b) The total amount of money reallocated may not exceed the sum of the reductions made in the supplemental appropriations.

(6) (a) The president of Snow College may reallocate between line items the appropriations:

(i) described in Items 165-167 in S.B. 1, 2002 General Session; and

(ii) as modified by supplemental appropriations, including H.B. 5009, 2002 Fifth Special Session.

(b) The total amount of money reallocated may not exceed the sum of the reductions made in the supplemental appropriations.

(7) (a) The president of Dixie State College may reallocate between line items the appropriations:

(i) described in Items 168-170 in S.B. 1, 2002 General Session; and

(ii) as modified by supplemental appropriations, including H.B. 5009, 2002 Fifth Special Session.

(b) The total amount of money reallocated may not exceed the sum of the reductions made

in the supplemental appropriations.

(8) (a) The president of the College of Eastern Utah may reallocate between line items the appropriations:

(i) described in Items 171-174 in S.B. 1, 2002 General Session; and

(ii) as modified by supplemental appropriations, including H.B. 5009, 2002 Fifth Special Session.

(b) The total amount of money reallocated may not exceed the sum of the reductions made in the supplemental appropriations.

(9) (a) The president of Utah Valley State College may reallocate between line items the appropriations:

(i) described in Items 175 and 176 in S.B. 1, 2002 General Session; and

(ii) as modified by supplemental appropriations, including H.B. 5009, 2002 Fifth Special Session.

(b) The total amount of money reallocated may not exceed the sum of the reductions made in the supplemental appropriations.

(10) (a) The president of Salt Lake Community College may reallocate between line items the appropriations:

(i) described in Items 177-179 in S.B. 1, 2002 General Session; and

(ii) as modified by supplemental appropriations, including H.B. 5009, 2002 Fifth Special Session.

(b) The total amount of money reallocated may not exceed the sum of the reductions made in the supplemental appropriations.

(11) (a) The State Board of Regents may reallocate between line items the appropriations:

(i) described in Items 180-189 in S.B. 1, 2002 General Session; and

(ii) as modified by supplemental appropriations, including H.B. 5009, 2002 Fifth Special Session.

(b) The total amount of money reallocated may not exceed the sum of the reductions made in the supplemental appropriations.

Section 2. **Effective date.**

If approved by two-thirds of all the members elected to each house, this act takes effect upon approval by the governor, or the day following the constitutional time limit of Utah Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto, the date of veto override.