

HIGHER EDUCATION BUDGET AUTHORITY

2008 SECOND SPECIAL SESSION

STATE OF UTAH

Chief Sponsor: Gregory S. Bell

House Sponsor: Kory M. Holdaway

LONG TITLE

General Description:

This bill authorizes presidents of institutions of higher education and the State Board of Regents to reallocate certain appropriations.

Highlighted Provisions:

This bill:

▶ authorizes the presidents of institutions of higher education and the State Board of Regents to reallocate designated appropriations between line items.

Monies Appropriated in this Bill:

None

Other Special Clauses:

This bill provides an immediate effective date.

Utah Code Sections Affected:

ENACTS:

53B-2-108.1, Utah Code Annotated 1953

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

Section 1. Section **53B-2-108.1** is enacted to read:

53B-2-108.1. Appropriations reallocation.

(1) Notwithstanding the requirements of Title 63J, Chapter 1, Budgetary Procedures Act, appropriations for the support of higher education for the fiscal year beginning July 1,



28 2008 and ending June 30, 2009, may be reallocated between line items as provided in this
29 section.

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

32 (i) described in Items 119-128 in S.B. 1, 2008 General Session; and

33 (ii) as modified by supplemental appropriations, including H.B. 2, 2008 General
34 Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, and S.B. 2001, 2008
35 Second Special Session.

36 (b) ~~H~~→ (i) ←~~H~~ The total amount of money reallocated may not exceed the net reduction
36a made in
37 the 2008 Second Special Session.

37a ~~H~~→ (ii) **The money reallocated from each line item may not exceed four percent of the**
37b **line item.** ←~~H~~

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

40 (i) described in Items 129-137 in S.B. 1, 2008 General Session; and

41 (ii) as modified by supplemental appropriations, including H.B. 2, 2008 General
42 Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, and S.B. 2001, 2008
43 Second Special Session.

44 (b) ~~H~~→ (i) ←~~H~~ The total amount of money reallocated may not exceed the net reduction
44a made in
45 the 2008 Second Special Session.

45a ~~H~~→ (ii) **The money reallocated from each line item may not exceed four percent of the**
45b **line item.** ←~~H~~

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

48 (i) described in Items 138 and 139 in S.B. 1, 2008 General Session; and

49 (ii) as modified by supplemental appropriations, including H.B. 2, 2008 General
50 Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, and S.B. 2001, 2008
51 Second Special Session.

52 (b) ~~H~~→ (i) ←~~H~~ The total amount of money reallocated may not exceed the net reduction
52a made in
53 the 2008 Second Special Session.

53a ~~H~~→ (ii) **The money reallocated from each line item may not exceed four percent of**

53b **the line item.** ←~~H~~

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

56 (i) described in Items 140-143 in S.B. 1, 2008 General Session; and

57 (ii) as modified by supplemental appropriations, including H.B. 2, 2008 General

58 Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, and S.B. 2001, 2008

59 Second Special Session.

60 (b) ~~H→~~ (i) ~~←H~~ The total amount of money reallocated may not exceed the net reduction
 60a made in
 61 the 2008 Second Special Session.

61a ~~H→~~ (ii) The money reallocated from each line item may not exceed four percent of the
 61b line item. ~~←H~~

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

64 (i) described in Items 144-146 in S.B. 1, 2008 General Session; and

65 (ii) as modified by supplemental appropriations, including H.B. 2, 2008 General
 66 Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, and S.B. 2001, 2008
 67 Second Special Session.

68 (b) ~~H→~~ (i) ~~←H~~ The total amount of money reallocated may not exceed the net reduction
 68a made in
 69 the 2008 Second Special Session.

69a ~~H→~~ (ii) The money reallocated from each line item may not exceed four percent of the
 69b line item. ~~←H~~

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

72 (i) described in Items 147-149 in S.B. 1, 2008 General Session; and

73 (ii) as modified by supplemental appropriations, including H.B. 2, 2008 General
 74 Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, and S.B. 2001, 2008
 75 Second Special Session.

76 (b) ~~H→~~ (i) ~~←H~~ The total amount of money reallocated may not exceed the net reduction
 76a made in
 77 the 2008 Second Special Session.

77a ~~H→~~ (ii) The money reallocated from each line item may not exceed four percent of the
 77b line item. ~~←H~~

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

80 (i) described in Items 150-153 in S.B. 1, 2008 General Session; and

81 (ii) as modified by supplemental appropriations, including H.B. 2, 2008 General
 82 Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, and S.B. 2001, 2008
 83 Second Special Session.

84 (b) ~~H~~→ (i) ←~~H~~ The total amount of money reallocated may not exceed the net reduction
84a made in
85 the 2008 Second Special Session.

85a ~~H~~→ (ii) **The money reallocated from each line item may not exceed four percent of the**
85b **line item.** ←~~H~~

86 (9) (a) The president of Utah Valley University may reallocate between line items the
87 appropriations:

88 (i) described in Items 154 and 155 in S.B. 1, 2008 General Session; and

89 (ii) as modified by supplemental appropriations, including H.B. 2, 2008 General

90 Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, S.B. 103, 2008 General
 91 Session, and S.B. 2001, 2008 Second Special Session.

92 (b) ~~H→~~ (i) ~~←H~~ The total amount of money reallocated may not exceed the net reduction
 92a made in
 93 the 2008 Second Special Session.

93a ~~H→~~ (ii) **The money reallocated from each line item may not exceed four percent of the**
 93b **line item.** ~~←H~~

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

96 (i) described in Items 156-158 in S.B. 1, 2008 General Session; and

97 (ii) as modified by supplemental appropriations, including H.B. 2, 2008 General
 98 Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, and S.B. 2001, 2008
 99 Second Special Session.

100 (b) ~~H→~~ (i) ~~←H~~ The total amount of money reallocated may not exceed the net reduction
 100a made in
 101 the 2008 Second Special Session.

101a ~~H→~~ (ii) **The money reallocated from each line item may not exceed four percent of the**
 101b **line item.** ~~←H~~

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

104 (i) described in Items 168-178 in S.B. 1, 2008 General Session and monies
 105 appropriated in H.B. 86, 2008 General Session, and S.B. 180, 2008 General Session; and

106 (ii) as modified by supplemental appropriations, including H.B. 2, 2008 General
 107 Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, and S.B. 2001, 2008
 108 Second Special Session.

109 (b) ~~H→~~ (i) ~~←H~~ The total amount of money reallocated may not exceed the net reduction
 109a made in
 110 the 2008 Second Special Session.

110a ~~H→~~ (ii) **The money reallocated from each line item may not exceed four percent of the**
 110b **line item.** ~~←H~~

111 Section 2. **Effective date.**

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

115 the date of veto override.

Legislative Review Note
as of 9-25-08 3:39 PM

Office of Legislative Research and General Counsel

S.B. 2003 - Higher Education Budget Authority

Fiscal Note

2008 Second Special Session
State of Utah

State Impact

Total institutional funding will not be impacted by giving presidents the authority to reallocate funding between designated line items as outlined in this bill.

Individual, Business and/or Local Impact

No fiscal impact.