

28 **53B-2-106.5. Academic tenure in higher education.**

29 (1) As used in this section:

30 (a) "Academic tenure" means a teaching or research position at an institution of higher
 31 education that is permanent until retirement and can only be revoked for cause after due
 32 process.

33 (b) "Institution of higher education" means:

34 (i) the University of Utah;

35 (ii) Utah State University;

36 (iii) Weber State University;

37 (iv) Southern Utah University;

38 (v) Snow College;

39 (vi) Dixie State College of Utah;

40 (vii) Utah Valley University; ~~H~~→ or ←~~H~~

41 (viii) Salt Lake Community College ~~H~~→ [~~;~~and] .

42 ~~[(ix) the Utah College of Applied Technology.]~~

42a (c) **"Research institution" means:**

42b (i) **the University of Utah; or**

42c (ii) **Utah State University.**

43 ~~[(c)]~~ (d) ~~←H~~ **"Tenure-track position" means a teaching or research position**
 43a **at an institution of**

44 **higher education that is intended to lead to academic tenure.**

45 (2) An institution of higher education:

46 (a) may not offer a professor, researcher, or other instructor a tenure-track position;

47 (b) may offer a professor, researcher, or other instructor an academic-tenure position if
 48 the individual began employment in a tenure-track position before July 1, 2011; and

49 (c) may not offer academic tenure to an individual who was not in a tenure-track
 50 position at the institution before July 1, 2011.

51 (3) The provisions of this section do not affect:

52 (a) the rights of an individual who already has academic tenure; or

53 (b) the rights of an individual who accepts a tenure-track position before July 1, 2011.

53a ~~H~~→ (4) **This section does not prohibit a research institution from:**

53b (a) **offering a teaching or research contract to an individual if the contract term does**
 53c **not exceed ten years; or**

53d (b) **renewing a teaching or research contract, if the contract renewal term does**
 53e **not exceed ten years.** ←~~H~~

54 Section 2. **Effective date.**

55 This bill takes effect on July 1, 2011.