

## HB0322S01 compared with HB0322

~~deleted text~~ shows text that was in HB0322 but was deleted in HB0322S01.

inserted text shows text that was not in HB0322 but was inserted into HB0322S01.

**DISCLAIMER:** This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will not be completely accurate. Therefore, you need to read the actual bill. This automatically generated document could experience abnormalities caused by: limitations of the compare program; bad input data; the timing of the compare; and other potential causes.

Representative Christopher N. Herrod proposes the following substitute bill:

### HIGHER EDUCATION TENURE

2012 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Christopher N. Herrod**

Senate Sponsor: \_\_\_\_\_

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#### LONG TITLE

##### General Description:

This bill prohibits ~~certain~~ state institutions of higher education from granting academic tenure.

##### Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ prohibits ~~certain~~ state institutions of higher education from offering an individual a tenure-track position on or after July 1, 2012; ~~and~~
- ▶ prohibits certain state institutions of higher education from offering academic tenure to an individual who is not already in a tenure-track position on July 1, 2012 ~~and~~ and
- ▶ allows certain research institutions to offer certain contracts.

##### Money Appropriated in this Bill:

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None

### Other Special Clauses:

This bill takes effect on July 1, 2012.

### Utah Code Sections Affected:

ENACTS:

**53B-2-106.5**, Utah Code Annotated 1953

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

Section 1. Section **53B-2-106.5** is enacted to read:

**53B-2-106.5. Prohibition of academic tenure in higher education.**

(1) As used in this section:

(a) "Academic tenure" means an expectation of continued employment for an indefinite period of time.

(b) ~~{(i) Except as provided in Subsection (1)(b)(ii), }~~ "~~{institution}~~ **Institution** of higher education" means an institution listed in Section 53B-2-101.

~~{(ii)c} "~~~~{Institution of higher education}~~ **Research institution**" ~~{does not include}~~ means:

(i) the University of Utah; or

(ii) Utah State University.

~~{(c)d}~~ "Tenure-track position" means an appointment at an institution of higher education that is intended to lead to academic tenure.

(2) (a) Except as provided in Subsection (2)(b), an institution of higher education may not offer an individual academic tenure.

(b) An institution of higher education may offer an individual academic tenure if the individual began employment in a tenure-track position at the institution before July 1, 2012.

(3) The provisions of this section do not affect an individual who had academic tenure before July 1, 2012.

(4) This section does not prohibit a research institution from:

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

(b) renewing a teaching or research contract, if the contract renewal term does not

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exceed ten years.

Section 2. **Effective date.**

This bill takes effect on July 1, 2012.

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**Legislative Review Note**

———— as of ~~2-1-12~~ 3:33 PM

———— ~~Office of Legislative Research and General Counsel~~