

**Representative Rich Cunningham** proposes the following substitute bill:

**CAREER AND TECHNICAL EDUCATION COMPREHENSIVE  
STUDY**

2015 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Rich Cunningham**

Senate Sponsor: Stephen H. Urquhart

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**LONG TITLE**

**General Description:**

This bill creates the Career and Technical Education (CTE) Board and provides for the CTE Board to conduct a comprehensive study.

**Highlighted Provisions:**

This bill:

- ▶ creates the CTE Board within the Department of Workforce Services;
- ▶ describes the membership of the CTE Board;
- ▶ requires the CTE Board to conduct a comprehensive study; and
- ▶ requires the CTE Board to make recommendations.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**63I-1-235**, as last amended by Laws of Utah 2014, Chapter 127

ENACTS:



- 26 [35A-5-401](#), Utah Code Annotated 1953
- 27 [35A-5-402](#), Utah Code Annotated 1953
- 28 [35A-5-403](#), Utah Code Annotated 1953

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

31 Section 1. Section **35A-5-401** is enacted to read:

32 **Part 4. Career and Technical Education Board**

33 **35A-5-401. Definitions.**

34 As used in this part:

35 (1) "CTE" means career and technical education.

36 (2) "CTE Board" means the Career and Technical Education Board created in Section  
37 [35A-5-402](#).

38 Section 2. Section **35A-5-402** is enacted to read:

39 **35A-5-402. Career and Technical Education Board creation -- Membership.**

40 (1) There is created the Career and Technical Education Board, within the department,  
41 composed of the following members:

42 (a) the state superintendent of public instruction or the state superintendent of public  
43 instruction's designee;

44 (b) the commissioner of higher education or the commissioner of higher education's  
45 designee;

46 (c) the president of the Utah College of Applied Technology or the president of the  
47 Utah College of Applied Technology's designee;

48 (d) the executive director of the department or the executive director of the  
49 department's designee;

50 (e) the executive director of the Governor's Office of Economic Development or the  
51 executive director of the Governor's Office of Economic Development's designee;

52 ~~H→ (f) a member of the State Board of Education, chosen by the chair of the State Board of~~  
53 ~~Education;~~

54 ~~—— (g) a member of the State Board of Regents, chosen by the chair of the State Board of~~  
55 ~~Regents;~~

56 ~~—— (h) (f) ← H~~ (f) one member of the governor's staff, appointed by the governor;

57 Ĥ→ [(†)] (g) ←Ĥ five private sector members, representing business or industry that employs  
 58 individuals who hold certificates issued by a CTE program, appointed by the governor;

59 Ĥ→ [(†)] (h) ←Ĥ a member of the Senate, appointed by the president of the Senate; and

60 Ĥ→ [(†)] (i) ←Ĥ a member of the House of Representatives, appointed by the speaker  
 60a of the House

61 of Representatives.

62 (2) (a) Except as provided in Subsection (2)(b), the governor shall appoint CTE Board  
 63 members described in Subsection Ĥ→ [(†)] (1)(g) ←Ĥ to four-year terms.

64 (b) The governor shall adjust the initial terms of the members appointed under  
 65 Subsection Ĥ→ [(†)] (1)(g) ←Ĥ so that the governor appoints approximately half of

65a the members every two

66 years.

67 (c) A member appointed by the governor under Subsection Ĥ→ [(†)] (1)(g) ←Ĥ  
 67a may not serve more

68 than two full consecutive terms unless the governor determines that an additional term or terms  
 69 is in the state's best interest.

70 (d) If a vacancy occurs in the membership appointed by the governor under Subsection  
 71 Ĥ→ [(†)] (1)(g) ←Ĥ for any reason, the governor shall appoint a replacement for the  
 71a unexpired term.

72 (3) The CTE Board shall select a chair and vice chair from among the members of the  
 73 CTE Board.

74 (4) The CTE Board shall meet at least quarterly.

75 (5) Attendance of a simple majority of the members of the CTE Board constitutes a  
 76 quorum for the transaction of official CTE Board business.

77 (6) Formal action by the CTE Board requires the majority vote of a quorum.

78 (7) A member of the CTE Board:

79 (a) may not receive compensation or benefits for the member's service; and

80 (b) may receive per diem and travel expenses in accordance with:

81 (i) Section [63A-3-106](#);

82 (ii) Section [63A-3-107](#); and

83 (iii) rules made by the Division of Finance pursuant to Sections [63A-3-106](#) and  
 84 [63A-2-107](#).

85 Section 3. Section **35A-5-403** is enacted to read:

86 **35A-5-403. Career and Technical Education Board -- Duties.**

87 (1) The CTE Board shall conduct a comprehensive study of CTE in Utah that includes:

- 88 (a) an inventory of all CTE programs in Utah, including, for each CTE program:  
89 (i) a description of the program;  
90 (ii) the number of students the program has the capacity to serve each year;  
91 (iii) the number of students the program has served since October 1, 2010, by school  
92 year;  
93 (iv) the number of certificates the program has issued since October 1, 2010, by school  
94 year;  
95 (v) a materials and equipment inventory for the program;  
96 (vi) the amount of funding dedicated to the program;  
97 (vii) the program's geographic location;  
98 (viii) employment information for students who have completed the program since  
99 October 1, 2010, if practical and feasible; and  
100 (ix) the extent to which overlap or duplication exists between the program and other  
101 CTE or private programs;  
102 (b) a description of CTE funding in the state including:  
103 (i) the total amount of state CTE funding provided to:  
104 (A) the public education system;  
105 (B) the higher education system; and  
106 (C) the Utah College of Applied Technology; and  
107 (ii) for each CTE program:  
108 (A) total CTE funding received; and  
109 (B) the cost per student served;  
110 (c) an assessment of Utah business and industry needs for employees with skills taught  
111 in CTE classes including:  
112 (i) the number of current and anticipated jobs in Utah, by geographic region, and the  
113 CTE skills required for the jobs;  
114 (ii) the starting and average salary, by geographic region and type of CTE skills, for an  
115 individual who has skills taught in a CTE program; and  
116 (iii) the extent to which current CTE programs can meet the employment needs of Utah  
117 business and industry; and  
118 (d) any other information the CTE Board considers relevant to the study.

119 (2) In conducting the comprehensive study described in Subsection (1), the CTE Board  
 120 shall coordinate with the Office of the Legislative Auditor General and, to the extent possible,  
 121 use data collected by the Office of the Legislative Auditor General to complete the study.

122 Ĥ→ [~~3~~] (3)(a) ←Ĥ The State Board of Education, State Board of Regents, and  
 122a Utah College of

123 Applied Technology shall:

124 Ĥ→ [~~a~~] (i) ←Ĥ provide data that the department requests for the study; and

125 Ĥ→ [~~b~~] (ii) ←Ĥ coordinate with the department to conduct the study.

125a Ĥ→ (3)(b) Notwithstanding the requirements in Subsection (3)(a), the board shall have  
 125b discretion to gather and report information as part of the comprehensive study of CTE that is  
 125c readily accessible through current financial and data systems. ←Ĥ

126 (4) The CTE Board may:

127 (a) contract with a third party, in accordance with Title 63G, Chapter 6a, Utah  
 128 Procurement Code, to conduct the comprehensive study described in Subsection (1); and

129 (b) as funding allows, hire staff.

130 (5) Based on the comprehensive study described in Subsection (1), the CTE Board  
 131 shall make recommendations to the Legislature related to:

132 (a) CTE funding;

133 (b) CTE governance and administration;

134 (c) benchmarks or criteria for a CTE program to demonstrate that the CTE program  
 135 fills:

136 (i) an educational need for a student;

137 (ii) a school's need to offer a particular CTE program; or

138 (iii) an employment need for a Utah business or industry; and

139 (d) any other CTE related recommendations.

140 (6) (a) On or before November 1, 2015, the CTE Board shall report on the progress of  
 141 the comprehensive study described in Subsection (1).

142 (b) On or before November 1, 2016, the CTE Board shall report on the final results of  
 143 the comprehensive study described in Subsection (1); and

144 (c) On or before November 1, 2017, the CTE Board shall report on the  
 145 recommendations described in Subsection (5).

146 (d) The CTE Board shall make the reports described in this Subsection (6) to:

147 (i) the Education Interim Committee;

148 (ii) the Executive Appropriations Committee; Ĥ→ [~~and~~] ←Ĥ

149 (iii) the governor Ĥ→ [;] ; Ŝ→ [~~and~~] ←Ŝ

149a (iv) the State Board of Education Ŝ→ [;] ←Ŝ ←Ĥ Ŝ→ ;

149b (v) Utah State Board of Regents; and ☉

149c

⊛ (vi) Utah College of Applied Technologies Board of Trustees. ←Ŝ

150 Section 4. Section **63I-1-235** is amended to read:

151 **63I-1-235. Repeal dates, Title 35A.**

152 (1) Title 35A, Utah Workforce Services Code, is repealed July 1, 2015.

153 (2) Title 35A, Chapter 5, Part 4, Career and Technical Education Board, is repealed  
154 July 1, 2018.

155 [~~2~~] (3) Title 35A, Chapter 8, Part 7, Utah Housing Corporation Act, is repealed July  
156 1, 2016.

157 [~~3~~] (4) Title 35A, Chapter 8, Part 18, Transitional Housing and Community  
158 Development Advisory Council, is repealed July 1, 2014.

159 [~~4~~] (5) Title 35A, Chapter 11, Women in the Economy Commission Act, is repealed  
160 July 1, 2016.