

1 **Higher Education Performance and Enrollment Funding**

2026 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Ann Millner

House Sponsor: Karen M. Peterson

2
3 **LONG TITLE**

4 **General Description:**

5 This bill addresses performance funding and enrollment funding in higher education.

6 **Highlighted Provisions:**

7 This bill:

- 8 ▶ defines terms;
- 9 ▶ repeals a study requirement for the Higher Education Appropriations Subcommittee that

10 this legislation fulfills;

- 10a ▶ **It requires the Higher Education Appropriations Subcommittee to ensure the inclusion**

10b **of certain factors in non-statutory funding formulas for technical colleges;** ←It

11 ▶ establishes a process and formula for determining certain enrollment-based funding for

12 institutions of higher education, including degree-granting universities and technical

13 colleges;

- 14 ▶ establishes new performance metrics and goals for performance-based funding;

15 ▶ amends provisions regarding certain meetings of legislative committees in relation to the

16 performance funding model;

- 17 ▶ enacts certain sunset dates; and

- 18 ▶ makes technical and conforming changes.

19 **Money Appropriated in this Bill:**

20 None

21 **Other Special Clauses:**

22 This bill provides a special effective date.

23 **Utah Code Sections Affected:**

24 AMENDS:

25 **53H-1-402 (Effective 07/01/26) (Partially Repealed 07/01/27)**, as renumbered and

26 amended by Laws of Utah 2025, First Special Session, Chapter 8

27 **53H-8-202 (Effective 07/01/26)**, as renumbered and amended by Laws of Utah 2025,

28 First Special Session, Chapter 8

29 **53H-8-301 (Effective 07/01/26)**, as renumbered and amended by Laws of Utah 2025,
 30 First Special Session, Chapter 8
 31 **53H-8-304 (Effective 07/01/26)**, as renumbered and amended by Laws of Utah 2025,
 32 First Special Session, Chapter 8
 33 **53H-8-305 (Effective 07/01/26) (Repealed 07/01/27)**, as renumbered and amended by
 34 Laws of Utah 2025, First Special Session, Chapter 8
 35 **63I-1-253 (Effective 07/01/26)**, as last amended by Laws of Utah 2025, First Special
 36 Session, Chapter 9

37 ENACTS:

38 **53H-8-211 (Effective 07/01/26)**, Utah Code Annotated 1953

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

41 Section 1. Section **53H-1-402** is amended to read:

42 **53H-1-402 (Effective 07/01/26) (Partially Repealed 07/01/27). Reports to and**
 43 **actions of the Higher Education Appropriations Subcommittee.**

- 44 (1) In accordance with applicable provisions and Section 68-3-14, the following recurring
 45 reports are due to the Higher Education Appropriations Subcommittee:
- 46 (a) the reports described in Sections 53H-1-502, 53H-1-503, and 53H-1-504;
 - 47 (b) the reports described in Section 53H-1-203 by the board on:
 - 48 (i) system wide responses to changing demographics and workforce; and
 - 49 (ii) the board's activities and performance against the board's goals and metrics;
 - 50 (c) the report described in Section 53H-5-205;
 - 51 (d) the report described in Section 53H-8-202 by the board on recommended
 52 appropriations for higher education institutions and the board, including the report
 53 described in Section 53H-11-406 by the board on the effects of offering nonresident
 54 partial tuition scholarships;
 - 55 (e) the report described in Section 53H-8-306 by the Department of Workforce Services [
 56 ~~and the Governor's Office of Economic Opportunity~~] on [targeted] high-demand jobs;
 - 57 (f) the reports described in Section 53H-8-303 by the board on performance;
 - 58 (g) the report described in Section 53H-11-402 by the board on the Opportunity
 59 Scholarship Program;
 - 60 (h) the report described in Section 53H-13-309 regarding the talent advisory councils;
 - 61 (i) the report described in Section 53H-11-414 by the board on the Utah Promise
 62 Program;

- 63 (j) the report described in Section 53H-6-202 by the board on an institution
 64 compensating a student athlete for the use of the student athlete's name, image, or
 65 likeness;
- 66 (k) the report described in Section 53H-1-604 regarding the Higher Education and
 67 Corrections Council; and
- 68 (l) the report described in Section 53E-10-308 by the State Board of Education and
 69 board on student participation in the concurrent enrollment program.
- 70 (2) In accordance with applicable provisions and Section 68-3-14, the following occasional
 71 report is due to the Higher Education Appropriations Subcommittee: the board's report
 72 regarding each institution's strategic reinvestment plan described in Section 53H-8-210.
- 73 (3) In accordance with applicable provisions, the Higher Education Appropriations
 74 Subcommittee shall ~~â~~ [-] :
- 74a (a) ~~←â~~ complete the following:
- 75 ~~â~~ [(a)] (i) ~~←â~~ an appropriation recommendation described in Section
 75a 53H-1-504 regarding
 76 compliance with Subsections 53H-1-504(5) and (14); and
- 77 ~~â~~ [(b)] (ii) ~~←â~~ as required by Section 53H-8-304, the review of performance
 77a funding described in
 78 Section 53H-8-304 ~~â~~ [-] ; **and**
- 78a (b) **ensure that all non-statutory performance and growth funding formulas that**
 78b **contribute to appropriations for technical colleges:**
- 78c (i) **include equivalent funding value for secondary and adult students; and**
 78d (ii) **reflect the full responsibility of the technical college's statutorily-required**
 78e **services.** ~~←â~~
- 79 [~~(4) In consultation with the board, the Higher Education Appropriations Subcommittee~~
 80 ~~shall study a re-design of:]~~
- 81 [~~(a) the performance funding model described in Chapter 8, Part 3, Performance~~
 82 ~~Funding, to better ensure:]~~
- 83 [~~(i) institutional alignment with the statewide system of higher education and the~~
 84 ~~institution's mission within the statewide system; and]~~
- 85 [~~(ii) investment in meeting localized and statewide workforce demands and securing~~
 86 ~~post-graduation employment outcomes; and]~~
- 87 [~~(b) enrollment-based funding, including, for technical colleges, funding distribution~~
 88 ~~models that:]~~

- 89 [~~(i) include equivalent funding value for secondary and adult students; and]~~
 90 [~~(ii) reflect the full responsibility of the technical college's statutorily-required~~
 91 ~~services.~~]

91a ~~§~~→ **(4) The board shall:**

91b **(a) complete a technical college capacity funding framework study for institutions**
 91c **described in Subsection 53H-3-602(1)(b)(iv) that contemplates:**

91d **(i) a process for identifying specific technical college programs eligible for**
 91e **state-funded capacity expansion;**

91f **(ii) identifying, validating, and quantifying, by institution and program, unmet:**

91g **(A) student demand, including secondary and postsecondary students; and**

91h **(B) employer demand for graduates;**

91i **(iii) methodology for establishing the amount and timing of state-funded capacity**
 91j **appropriations, including whether the appropriations are retrospective or**
 91k **prospective;**

91l **(iv) the availability of alternative funding sources to support capacity expansions;**

91m **(v) mechanisms for the return of state funds if an institution does not achieve**
 91n **capacity gains; and**

91o **(vi) how the capacity framework comports with:**

91p **(A) enrollment funding, as described in Section 53H-8-211; and**

91q **(B) performance funding, as described in Chapter 8, Part 3, Performance**
 91r **Funding; and**

91s **(b) report the results of the study described in this Subsection (4), including any**

91t **corresponding recommendations, to the Higher Education Appropriations**

91u **Subcommittee before October 1, 2026.** ←~~§~~

92 Section 2. Section 53H-8-202 is amended to read:

93 **53H-8-202 (Effective 07/01/26). Combined requests for appropriations -- Board**

94 **review of operating budgets -- Submission of budgets -- Recommendations -- Hearing**

95 **request -- Appropriation formulas -- Allocations -- Dedicated credits -- Financial affairs.**

96 (1) As used in this section, "research university" means the University of Utah or Utah State
 97 University.

98 (2)(a) Subject to Subsection (3), the board shall recommend a combined appropriation

99 for the operating budgets of institutions and the board for inclusion in a state

100 appropriations act.

101 (b) The board's combined budget recommendation shall include:

- 102 (i) employee compensation;
- 103 (ii) mandatory costs, including building operations and maintenance, fuel, and power;
- 104 (iii) performance funding described in Part 3, Performance Funding;
- 105 (iv) statewide and institutional priorities, including scholarships, financial aid, and
- 106 technology infrastructure; and
- 107 (v) enrollment [~~growth~~] funding described in Section 53H-2-211.
- 108 (c) The board's recommendations shall be available for presentation to the governor and
- 109 to the Legislature at least 30 days before the convening of the Legislature, and shall
- 110 include schedules showing the recommended amounts for each institution and the
- 111 board, including separately funded programs or divisions.
- 112 (d) The recommended appropriations shall be determined by the board only after the
- 113 board has reviewed the proposed institutional operating budgets, and has consulted
- 114 with the various institutions and board staff in order to make appropriate adjustments.
- 115 (3) In the combined request for appropriation, the board shall differentiate between
- 116 appropriations requested for academic education and appropriations requested for
- 117 technical education.
- 118 (4)(a) Institutional operating budgets shall be submitted to the board at least 90 days
- 119 before the convening of the Legislature in accordance with procedures established by
- 120 the board.
- 121 (b) Except as provided in Sections 53H-9-604 and 53H-9-504, funding requests
- 122 pertaining to capital facilities and land purchases shall be submitted in accordance
- 123 with procedures prescribed by the Division of Facilities Construction and
- 124 Management.
- 125 (5)(a) The budget recommendations of the board shall be accompanied by full
- 126 explanations and supporting data.
- 127 (b) The appropriations recommended by the board shall be made with the dual objective
- 128 of:
- 129 (i) justifying for institutions appropriations consistent with the institutions' needs, and
- 130 consistent with the financial ability of the state; and
- 131 (ii) determining an equitable distribution of funds among the respective institutions in
- 132 accordance with the aims and objectives of the statewide master plan for higher
- 133 education.
- 134 (6)(a) The board shall request a hearing with the governor on the recommended
- 135 appropriations.

- 136 (b) After the governor delivers the governor's budget message to the Legislature, the
137 board shall request hearings on the recommended appropriations with the Higher
138 Education Appropriations Subcommittee.
- 139 (c) If either the total amount of the state appropriations or [its] the allocation of the state
140 appropriations among the institutions as proposed by the Legislature or the Higher
141 Education Appropriations Subcommittee is substantially different from the
142 recommendations of the board, the board may request further hearings with the
143 Legislature or the Higher Education Appropriations Subcommittee to reconsider both
144 the total amount and the allocation.
- 145 (7) The board may devise, establish, periodically review, and revise formulas for the
146 board's use and for the use of the governor and the Higher Education Appropriations
147 Subcommittee in making appropriation recommendations.
- 148 (8)(a) The board shall recommend to each session of the Legislature the minimum
149 tuitions, resident and nonresident, for each institution which it considers necessary to
150 implement the budget recommendations.
- 151 (b) Subject to Subsection (13), the board may fix the tuition, fees, and charges for each
152 institution at levels the board finds necessary to meet budget requirements.
- 153 (9) Money allocated to each institution by legislative appropriation may be budgeted in
154 accordance with institutional work programs approved by the board, provided that the
155 expenditures funded by appropriations for each institution are kept within the
156 appropriations for the applicable period.
- 157 (10) The dedicated credits, including revenues derived from tuitions, fees, federal grants,
158 and proceeds from sales received by the institutions are appropriated to the respective
159 institutions to be used in accordance with institutional work programs.
- 160 (11) An institution may do the institution's own purchasing, issue the institution's own
161 payrolls, and handle the institution's own financial affairs under the general supervision
162 of the board.
- 163 (12) If the Legislature appropriates money in accordance with this section, the money shall
164 be distributed to the board and institutions to fund the items described in Subsection
165 (2)(b).
- 166 (13) The board shall create policies requiring an institution of higher education to waive
167 transcript fees for a student who is under [the age of] 26 years old and:
168 (a) is homeless, as defined in Section 26B-3-207;
169 (b) is a person who is homeless, as defined in Section 35A-5-302;

- 170 (c) is an individual whose primary nighttime residence is a location that is not designed
 171 for or ordinarily used as a sleeping accommodation for an individual;
- 172 (d) is a homeless child or youth, as defined in 42 U.S.C. Sec. 11434a;
- 173 (e) is in the custody of the Division of Child and Family Services; or
- 174 (f) was in the custody of the Division of Child and Family Services but is no longer in
 175 the custody of the Division of Child and Family Services due to the individual's age.

176 Section 3. Section **53H-8-211** is enacted to read:

177 **53H-8-211** (Effective 07/01/26). **Enrollment funding.**

- 178 (1) As used in this section, in alignment with Utah System of Higher Education data
 179 collection and reporting taxonomies:
- 180 (a)(i) "Advanced graduate" means the level of a doctoral course at a degree-granting
 181 institution, including a juris doctorate degree.
- 182 (ii) "Advanced graduate" does not include a course in a medical field for which an
 183 institution receives separate funding, including medical, dental, and veterinary
 184 programs.
- 185 (b) "Basic graduate" means the level of a master's course at a degree-granting institution.
- 186 (c) "Classification of instructional program code" means a coding designation that
 187 facilitates the organization, collection, and reporting of fields of study and program
 188 completions that the National Center for Education Statistics develops.
- 189 (d) "Full-time equivalent" means a metric that measures student course load by
 190 converting course hours into a number representing a full-time student equivalent
 191 load.
- 192 (e) "High-cost upper-division" means an upper-division course in a program with a
 193 classification of instruction program code of 11, 14, 51, or 52.
- 194 (f) "Level of instruction" means the following instructional or course categories:
- 195 (i) technical certificate education;
- 196 (ii) vocational education;
- 197 (iii) lower-division;
- 198 (iv) upper-division;
- 199 (v) high-cost upper-division;
- 200 (vi) basic graduate; and
- 201 (vii) advanced graduate.
- 202 (g) "Lower-division" means the level of a course that:
- 203 (i) students typically complete within the first two years or 60 credits of education at

- 204 a degree-granting institution; or
- 205 (ii) fulfills a requirement for an associate degree.
- 206 (h) "Technical certificate education" means technical education that a technical college
 207 provides to students who are seeking a certificate, continuing occupational education,
 208 or enrolled as a secondary student.
- 209 (i)(i) "Upper-division" means the level of a course that:
- 210 (A) is an advanced undergraduate course at a degree-granting institution; and
- 211 (B) students typically complete in the last two years of a bachelor's degree.
- 212 (ii) "Upper-division" includes major-specific courses.
- 213 (j) "Vocational education" means career and technical education that a degree-granting
 214 institution provides.
- 215 (2) In accordance with this section, the Legislature shall, as part of the higher education
 216 appropriations budget process, annually determine the change in the amount of
 217 enrollment funding for each:
- 218 (a) degree-granting institution; and
- 219 (b) technical college.
- 220 (3)(a) The Legislature shall determine the change in the amount of an institution's
 221 enrollment funding based on the positive or negative change in enrollment at the
 222 institution by:
- 223 (i) calculating the average direct instructional cost per budget-related full-time
 224 equivalent at each level of instruction \hat{S} → **on a system-wide basis** ← \hat{S} ;
- 225 (ii) calculating the five-year average full-time equivalent budget-related resident
 226 enrollment at each level of instruction \hat{S} → **at each institution** ← \hat{S} for the five-year
 226a period ending with the
 227 previous fiscal year and the five-year period ending with the year before the
 228 previous fiscal year;
- 229 (iii) calculating the percentage change between each five-year period described in
 230 Subsection (3)(a)(ii) by each level of instruction;
- 231 (iv) if the percent change in enrollment is greater than or equal to a 1% increase or
 232 decrease, multiplying the average cost per full-time equivalent by the actual
 233 change in full-time equivalent;
- 234 (v) applying a state cost-sharing weight based on institution type in accordance with
 235 Subsection (3)(b); and
- 236 (vi) summing the amounts for the institution.

- 237 (b) The Legislature shall apply the following state cost-sharing weights in accordance
 238 with Subsection (3)(a)(v), representing the percentage of the average cost per
 239 full-time equivalent described in Subsection (3)(a) that the state funds:
 240 (i) for a research university described in Subsection 53H-3-602(1)(b)(i), 50%;
 241 (ii) for a regional university described in Subsection 53H-3-602(1)(b)(ii):
 242 (A) except as provided in Subsection (3)(b)(ii)(B), 60%; or
 243 (B) for a regional university that does not increase lower-division combined
 244 tuition and general fees from the previous year, 65%;
 245 (iii) for a community college described in Subsection 53H-3-602(1)(b)(iii), 75%; and
 246 (iv) for a technical college, 90%.

247 Section 4. Section **53H-8-301** is amended to read:

248 **53H-8-301 (Effective 07/01/26). Definitions.**

249 As used in this part:

- 250 (1) "Account" means the Performance Funding Restricted Account created in Section
 251 53H-8-302.
- 252 (2) "Award" means a degree or certificate that an institution grants.
- 253 (3) "Cohort" means a group of students, defined by the year in which the group enrolls in an
 254 institution.
- 255 ~~(2)~~ (4) "Estimated revenue growth from targeted jobs" means the estimated increase in
 256 individual income tax revenue generated by individuals employed in targeted jobs,
 257 determined in accordance with Sections 53H-8-302 and 53H-8-306.
- 258 ~~(3)~~ (5) "Full new performance funding amount" means the maximum amount of new
 259 performance funding that an institution may qualify for in a fiscal year, determined by
 260 the Legislature in accordance with Section 53H-8-303.
- 261 ~~(4)~~ (6) "Full-time" means the number of credit hours the board determines is full-time
 262 enrollment for a student.[-]
- 263 (7) "High-demand" job means:
 264 (a) a targeted job; and
 265 (b) a strategically important occupation that the board identifies in accordance with
 266 Subsection 53H-8-303(2).
- 267 ~~(5)~~ (8) "New performance funding" means the difference between the total amount of
 268 money in the account and the amount of money appropriated from the account for
 269 performance funding in the current fiscal year.
- 270 ~~(6)~~ (9) "Performance" means total performance across the metrics described in Section

271 53H-8-304.

272 (10) "Strategically important occupation" means an occupation that:

273 (a) is not a targeted job; and

274 (b) supports strategic objectives for state workforce development in core public services
 275 or emerging industries.

276 ~~[(7)]~~ (11) "Targeted job" means a four- and five-star job that requires postsecondary training
 277 as designated by the Department of Workforce Services.

278 Section 5. Section **53H-8-304** is amended to read:

279 **53H-8-304 (Effective 07/01/26). Performance metrics for institutions --**
 280 **Determination of performance.**

281 (1)(a)(i) The board shall establish a model for determining an institution's
 282 performance.

283 (ii) The board shall:

284 (A) set a five-year goal for the Utah System of Higher Education for each metric
 285 described in Subsection (2)(a);

286 (B) adopt five-year goals for each institution that align with each goal described in
 287 Subsection (1)(a)(ii)(A);~~and]~~

288 (C) ensure the goals the board adopts for each institution described in Subsection
 289 (1)(a)(ii)(B) are sufficiently rigorous to meet the goals described in Subsection
 290 (1)(a)(ii)(A); and

291 (D) set a five-year goal for each institution for each metric described in
 292 Subsection (2)(b).

293 (b)(i) The board shall submit a draft of the model described in this section to the
 294 Higher Education Appropriations Subcommittee and the governor for comments
 295 and recommendations.

296 (ii) Every five years, the board shall:

297 (A) submit the model described in Subsection (1)(a)(i) and the goals described in
 298 Subsection (1)(a)(ii) to the Higher Education Appropriations Subcommittee
 299 and to the governor for comments and recommendations; and

300 (B) consider the comments and recommendations described in Subsection
 301 (1)(b)(ii)(A), and make any necessary changes to the model described in
 302 Subsection (1)(a)(i) and the goals described in Subsection (1)(a)(ii).

303 (c) Every five years~~[-, the Executive Appropriations Committee, -] :~~

304 (i) the Higher Education Appropriations Subcommittee~~[-, and the Education Interim~~

305 ~~Committee shall prepare and jointly meet to consider] shall make~~
 306 recommendations to the Executive Appropriations Committee regarding
 307 legislation for introduction at the following general legislative session to adopt the
 308 goals described in Subsection (1)(a)(ii)[-] ; and

309 (ii) the Executive Appropriations Committee shall approve or modify the Higher
 310 Education Appropriations Subcommittee's recommendations described in
 311 Subsection (1)(c)(i).

312 (d) After the release of the Department of Workforce Services' bi-annual long-term
 313 occupational projections:

314 (i) the board may identify up to five strategically important occupations for
 315 degree-granting institutions and five strategically important occupations for
 316 technical colleges that:

317 (A) the Talent, Education, and Industry Alignment Board created in Section
 318 53H-13-302 recommends to the board; and

319 (B) the board approves;

320 (ii) if a strategically important occupation described in Subsection (1)(d)(i) becomes
 321 a targeted job, the board may identify another strategically important occupation
 322 in accordance with the limit described in Subsection (1)(d)(i); and

323 (iii) if a job no longer constitutes a high-demand job, either because the board
 324 de-selects a strategically important occupation in favor of a different occupation
 325 or because a job is no longer a targeted job, the job shall remain a factor for
 326 performance funding calculations in relation to the students who were enrolled in
 327 the given program at the time the job most recently constituted a high-demand job.

328 (2)(a) [The] For the five-year performance period beginning on July 1, 2022, and ending
 329 on June 30, 2027, the board shall set the goals and establish the performance model
 330 described in Subsection (1)(a)(i) for the following metrics:

331 (i) access;

332 (ii) timely completion; and

333 (iii) high-yield awards.

334 (b) For the five-year performance period beginning on July 1, 2027, and ending on June
 335 30, 2032, the board shall establish the performance model described in Subsection
 336 (1)(a)(i) and set the goals described in Subsection (1)(a)(ii)(D) for the following
 337 metrics:

338 (i) for each institution:

339 (A) responsiveness to workforce needs, measured by degrees and certificates the
 340 institution awarded that map to high-demand jobs in the state; and

341 (B) institutional efficiency, measured by degrees and certificates the institution
 342 awarded per full-time equivalent student;

343 (ii) for each degree-granting institution:

344 (A) the metrics described in Subsection (2)(b)(i); and

345 (B) timely completion, meaning the percentage of a cohort that completes an
 346 award within 150% of the time in which a student typically completes the
 347 award at full-time status, measured by awards granted;

348 (iii) for each regional university and community college described in Subsections
 349 53H-3-602(1)(b)(ii) and 53G-3-602(1)(b)(iii):

350 (A) the metrics described in Subsection (2)(b)(i); and

351 (B) the number of students achieving the student's first 30 credit hours;

352 (iv) for each research university described in Subsection 53H-3-602(1)(b)(iv):

353 (A) the metrics described in Subsection (2)(b)(i); and

354 (B) the total number of research dollars the university expended; and

355 (v) for each technical college:

356 (A) the metrics described in Subsection (2)(b)(i); and

357 (B) placement rates of graduates into employment or degree-granting programs.

358 ~~[(b)]~~ (3) The board shall[-] :

359 (a) determine the relative weights of the metrics described in and in accordance with
 360 Subsection ~~[(2)(a)]~~ (2);

361 ~~[(c)]~~ (b) [The board shall] determine and establish in board policy, the definitions,
 362 measures, and relative weights of the metrics described in Subsection ~~[(2)(a)]~~ (2)
 363 based on each institution's mission[-] ; and

364 (c) for a definition of credit hours eligible for meeting the 30-hour threshold for the
 365 metric described in Subsection (2)(b)(iii)(B), include a student's concurrent
 366 enrollment credits and other credits for prior learning the student has earned.

367 ~~[(3)(a)]~~ For each degree-granting institution, the board shall annually determine the
 368 degree-granting institution's:]

369 [(i)] performance; and]

370 [(ii)] change in performance compared to the degree-granting institution's average
 371 performance over the previous five years.]

372 ~~[(b)]~~ (4) For each institution, the board shall annually:

373 ~~[(i)]~~ (a) adopt annual performance goals for each metric described in Subsection [
374 ~~(2)(a)(ii) that will]~~ (2) that are sufficiently rigorous to advance the institution toward
375 achievement of the five-year goals described in Subsection (1)(a)(ii);
376 ~~[(ii)]~~ (b) evaluate performance in meeting the goals described in Subsection [~~(3)(b)(i)]~~
377 ~~(4)(a)~~; and
378 ~~[(iii)]~~ (c) include a degree-granting institution's or technical college's performance under
379 this section in the evaluation described in Subsection 53H-1-203(2)(i).
380 ~~[(4)]~~ (5) The board shall use the model described in Subsection (1)(a)(i) to make the report
381 described in Section 53H-8-303 for determining an institution's performance funding.
382 ~~[(5)]~~ (6) At the end of each five-year period for which the board sets goals under Subsection
383 (1)(a)(ii):
384 (a) the board shall:
385 (i) review the Utah System of Higher Education's performance in meeting the goals
386 the board sets under Subsection (1)(a)(ii)(A);
387 (ii) review each institution's performance in meeting the goals the board sets under
388 Subsection (1)(a)(ii)(B) or (1)(a)(ii)(D); and
389 (iii) allocate any funds not allocated under Subsection 53H-8-303(6)(d) to each
390 institution that meets or exceeds the goals the board sets under Subsection
391 (1)(a)(ii)(B) or (1)(a)(ii)(D); and
392 (b) the Legislature may appropriate additional funds for the board to allocate to each
393 institution that meets or exceeds goals as described in Subsection [~~(5)(a)(iii)]~~ (6)(a)(iii).
394 ~~[(6)]~~ (7) In year two or three of each five-year period for which the board sets goals under
395 Subsection (1)(a)(ii), the following [~~committees and the governor~~] shall hold a [~~joint~~
396 ~~open~~] meeting to review the goals the board sets under Subsection (1)(a)(ii):
397 (a) the Higher Education Appropriations Subcommittee; and
398 ~~[(a)]~~ (b) after the meeting described in Subsection (7)(a), the Executive Appropriations
399 Committee[;] .
400 ~~[(b) the Higher Education Appropriations Subcommittee; and]~~
401 ~~[(c) the Education Interim Committee.]~~
402 Section 6. Section **53H-8-305** is amended to read:
403 **53H-8-305 (Effective 07/01/26) (Repealed 07/01/27). Five-year performance goals.**
404 (1) As used in this section:
405 ~~[(a) "Access metric" means the metric described in Subsection 53H-8-304(2)(a)(i).]~~
406 ~~[(b) "Award" means a degree or certificate that an institution grants.]~~

407 [~~(e)~~ "Cohort" means a group of students, defined by the year in which the group enrolls
408 in an institution.]

409 [~~(d)~~ "Five-year performance period" means the five-year period beginning on July 1,
410 2022, and ending on June 30, 2027.]

411 [~~(e)~~] (a) "High-yield award" means the same as that term is defined in board policy under
412 Subsection ~~[53H-8-304(2)(e)]~~ 53H-8-304(3).

413 [~~(f)~~ "High-yield awards metric" means the metric described in Subsection
414 53H-8-304(2)(a)(iii).]

415 [~~(g)~~ "Standard completion time" means the time in which a student typically completes
416 an award program.]

417 [~~(h)~~] (b) "System" means the Utah System of Higher Education.

418 [~~(i)~~ "Timely completion metric" means the metric described in Subsection
419 53H-8-304(2)(a)(ii).]

420 (2)(a) The goals ~~[established by]~~the board establishes in accordance with Subsection
421 53H-8-304(1)(a)(ii) for the Utah System of Higher Education for the five-year
422 performance period beginning on July 1, 2022, and ending on June 30, 2027, are:

423 [~~(a)~~] (i) for the access metric described in Subsection 53H-8-304(2)(a)(i), to increase
424 the percent of Utah high school graduates participating in the system by 3.0%;

425 [~~(b)~~] (ii) for the timely completion metric described in Subsection 53H-8-304(2)(a)(ii),
426 to increase the system percentage of a cohort that completes an award in up to and
427 including 1.5 times the ~~[standard completion time]~~ time in which a student
428 typically completes an award program by 3.0%; and

429 [~~(c)~~] (iii) for the high-yield awards metric described in Subsection 53H-8-304(2)(a)(iii),
430 to increase the system percentage of high-yield awards by 3.0%.

431 (b) The board shall ensure that the goals the board establishes in accordance with
432 Subsection 53H-8-304(1)(a)(ii)(D) for the five-year performance period beginning on
433 July 1, 2027, and ending on June 30, 2032, are:

434 (i) for the workforce responsiveness metric described in Subsection
435 53H-8-304(2)(b)(i)(A), to:

436 (A) increase the number of degrees and certificates an institution awards that map
437 to high-demand jobs in the state by at least 1.0% each year; or

438 (B) maintain the number described in Subsection (2)(b)(i)(A) at or above 80%;

439 (ii) for the institutional efficiency metric described in Subsection

440 53H-8-304(2)(b)(i)(B), to increase the five-year rolling average number of degrees

441 and certificates an institution awards per full-time equivalent student by at least
 442 1.0% each year;
 443 (iii) for the timely completion metric for degree-granting institutions described in
 444 Subsection 53H-8-304(2)(b)(ii)(B), to:
 445 (A) increase the percentage of timely completion at the institution by at least 1.0%
 446 each year; or
 447 (B) maintain the percentage described in Subsection (2)(b)(iii)(A) at or above 75%;
 448 (iv) for the regional university and community college first-year student metric
 449 described in Subsection 53H-8-304(2)(b)(iii)(B), to increase the number of
 450 students achieving the student's first 30 credit hours by at least 1.0% each year;
 451 (v) for the research university research expenditure metric described in Subsection
 452 53H-8-304(2)(b)(iv)(B), to increase the total number of research dollars the
 453 university expended by at least 1.0% more than the year-over change in the
 454 Consumer Price Index that the United States Bureau of Labor Statics reports; and
 455 (vi) for the technical college placement metric described in Subsection
 456 53H-8-304(2)(b)(v)(B), to increase the placement rate of graduates in jobs or
 457 degree-granting programs by at least 1.0% each year.

- 458 (3) In order to meet the system goals described in Subsection (2)(a), the goals for each
 459 institution for the five-year performance period are:
- 460 (a) for the access metric, to increase the institution's share of Utah high school graduates
 461 participating in the system by a percentage that the board determines;
 - 462 (b) for the timely completion metric, to increase the percent of a cohort enrolled at the
 463 institution that completes an award in up to and including 1.5 times the standard
 464 completion time or sooner by a percentage that the board determines; and
 - 465 (c) for the high-yield awards metric, to increase the percent of high-yield awards the
 466 institution grants by a percentage that the board determines.

467 Section 7. Section **63I-1-253** is amended to read:

468 **63I-1-253 (Effective 07/01/26). Repeal dates: Titles 53 through 53G.**

- 469 (1) Section 53-1-122, Road Rage Awareness and Prevention Restricted Account, is
 470 repealed July 1, 2028.
- 471 (2) Section 53-2a-105, Emergency Management Administration Council created --
 472 Function -- Composition -- Expenses, is repealed July 1, 2029.
- 473 (3) Section 53-2a-1103, Search and Rescue Advisory Board -- Members -- Compensation,
 474 is repealed July 1, 2030.

- 475 (4) Section 53-2a-1104, General duties of the Search and Rescue Advisory Board, is
476 repealed July 1, 2027.
- 477 (5) Title 53, Chapter 2a, Part 15, Grid Resilience Committee, is repealed July 1, 2027.
- 478 (6) Section 53-2d-104, State Emergency Medical Services Committee -- Membership --
479 Expenses, is repealed July 1, 2029.
- 480 (7) Section 53-2d-503, Establishment of maximum rates, is repealed July 1, 2027.
- 481 (8) Section 53-5a-302, Concealed Firearm Review Board -- Membership -- Compensation
482 -- Terms -- Duties, is repealed July 1, 2029.
- 483 (9) Section 53-11-104, Board, is repealed July 1, 2029.
- 484 (10) Title 53, Chapter 31, Department Interaction With Local Law Enforcement, is repealed
485 July 1, 2027.
- 486 (11) Subsection 53C-3-203(4)(b)(vii), regarding the distribution of money from the Land
487 Exchange Distribution Account to the Geological Survey for test wells and other
488 hydrologic studies in the West Desert, is repealed July 1, 2030.
- 489 (12) Subsection 53E-1-201(1)(q), regarding the Higher Education and Corrections Council,
490 is repealed July 1, 2027.
- 491 (13) Subsection 53E-2-304(6), regarding foreclosing a private right of action or waiver of
492 governmental immunity, is repealed July 1, 2027.
- 493 (14) Subsection 53E-3-503(5), regarding coordinating councils for youth in care, is
494 repealed July 1, 2027.
- 495 (15) Subsection 53E-3-503(6), regarding coordinating councils for youth in care, is
496 repealed July 1, 2027.
- 497 (16) Subsection 53E-4-202(8)(b), regarding a standards review committee, is repealed
498 January 1, 2028.
- 499 (17) Section 53E-4-203, Standards review committee, is repealed January 1, 2028.
- 500 (18) Title 53E, Chapter 6, Part 5, Utah Professional Practices Advisory Commission, is
501 repealed July 1, 2033.
- 502 (19) Subsection 53E-7-207(7), regarding a private right of action or waiver of governmental
503 immunity, is repealed July 1, 2027.
- 504 (20) Section 53F-5-215, Elementary teacher preparation assessment grant, is repealed July
505 1, 2028.
- 506 (21) Section 53F-5-219, Local Innovations Civics Education Pilot Program, is repealed July
507 1, 2026.
- 508 (22) Title 53F, Chapter 10, Part 2, Capital Projects Evaluation Panel, is repealed July 1,

- 509 2027.
- 510 (23) Subsection 53G-4-608(2)(b), regarding the Utah Seismic Safety Commission, is
511 repealed January 1, 2025.
- 512 (24) Subsection 53G-4-608(4)(b), regarding the Utah Seismic Safety Commission, is
513 repealed January 1, 2025.
- 514 (25) Section 53G-9-212, Drinking water quality in schools, is repealed July 1, 2027.
- 515 (26) Subsection 53G-9-703(4), regarding the parental video presentation concerning student
516 use of technology, is repealed January 1, 2030.
- 517 (27) Subsection 53H-1-402(1)(j), regarding the Higher Education and Corrections Council,
518 is repealed July 1, 2027.
- 519 (28) Section 53H-1-604, Higher Education and Corrections Council, is repealed July 1,
520 2027.
- 521 (29) Subsection 53H-4-210(3), regarding the creation of the SafeUT and School Safety
522 Commission, is repealed January 1, 2030.
- 523 (30) Subsection 53H-4-210(4), regarding the appointment of the members of the SafeUT
524 and School Safety Commission, is repealed January 1, 2030.
- 525 (31) Subsection 53H-4-210(5), regarding the attorney general designating the chair of the
526 SafeUT and School Safety Commission, is repealed January 1, 2030.
- 527 (32) Subsection 53H-4-210(6), regarding the quorum requirements of the SafeUT and
528 School Safety Commission, is repealed January 1, 2030.
- 529 (33) Subsection 53H-4-210(7), regarding a formal action of the SafeUT and School Safety
530 Commission, is repealed January 1, 2030.
- 531 (34) Subsection 53H-4-210(8), regarding compensation for members of the SafeUT and
532 School Safety Commission, is repealed January 1, 2030.
- 533 (35) Subsection 53H-4-210(9), regarding the support staff for the SafeUT and School
534 Safety Commission, is repealed January 1, 2030.
- 535 (36) Section 53H-4-306.1, Definitions -- Electrification of Transportation Infrastructure
536 Research Center, is repealed July 1, 2028.
- 537 (37) Section 53H-4-306.2, Electrification of Transportation Infrastructure Research Center
538 -- Designation -- Duties, is repealed July 1, 2028.
- 539 (38) Section 53H-4-306.3, Electrification of Transportation Infrastructure Research Center
540 -- Steering committee, is repealed July 1, 2028.
- 541 (39) Section 53H-4-306.4, Electrification of Transportation Infrastructure Research Center
542 -- Industry advisory board, is repealed July 1, 2028.

- 543 (40) Section 53H-4-306.5, Electrification of Transportation Infrastructure Research Center
544 -- Duties of the project director, is repealed July 1, 2028.
- 545 (41) Section 53H-4-306.6, Electrification of Transportation Infrastructure Research Center
546 -- Project development and strategic objectives -- Reporting requirements, is repealed
547 July 1, 2028.
- 548 (42) Section 53H-4-307.1, Center for Civic Excellence, is repealed July 1, 2030.
- 549 (43) Section 53H-4-307.2, Center for Civic Excellence -- Duties -- Authority, is repealed
550 July 1, 2030.
- 551 (44) Section 53H-4-307.3, Center for Civic Excellence -- Leadership, is repealed July 1,
552 2030.
- 553 (45) Section 53H-4-307.4, Center for Civic Excellence -- Faculty, is repealed July 1, 2030.
- 554 (46) Section 53H-4-307.5, Center for Civic Excellence -- Curriculum, is repealed July 1,
555 2030.
- 556 (47) Section 53H-4-307.6, Center for Civic Excellence -- Oversight -- Reporting, is
557 repealed July 1, 2030.
- 558 (48) Section 53H-4-313, Food Security Council, is repealed July 1, 2027.
- 559 (49) Subsection 53H-8-202(2)(b)(v), regarding enrollment funding, is repealed July 1, 2031.
- 560 (50) Section 53H-8-211, Enrollment funding, is repealed July 1, 2031.
- 561 (51) Subsection 53H-8-304(2)(a), regarding performance funding metrics for the five-year
562 period ending June 30, 2027, is repealed July 1, 2028.
- 563 (52) Subsection 53H-8-305(2)(a), regarding performance funding goals for the five-year
564 period ending June 30, 2027, is repealed July 1, 2028.
- 565 (53) Subsection 53H-8-305(3)(a), regarding performance funding goals for the five-year
566 period ending June 30, 2027, is repealed July 1, 2028.
- 567 [~~(49)~~] (54) Section 53H-8-305, Five-year performance goals, is repealed July 1, 2027.
- 568 [~~(50)~~] (55) Title 53H, Chapter 10, Part 4, Education Savings Incentive Program, is repealed
569 July 1, 2028.
- 570 Section 8. **Effective Date.**
- 571 This bill takes effect on July 1, 2026.