

1 **STRATEGIC PLANNING FOR EDUCATIONAL**
2 **EXCELLENCE AMENDMENTS**

3 1999 GENERAL SESSION

4 STATE OF UTAH

5 **Sponsor: Lyle W. Hillyard**

6 AN ACT RELATING TO EDUCATION; PROVIDING A STRATEGIC PLANNING PROCESS
7 FOR PUBLIC AND HIGHER EDUCATION; MODIFYING THE DUTIES AND POWERS OF
8 THE STRATEGIC PLANNING TASK FORCE IN RELATION TO ITS INVOLVEMENT WITH
9 PUBLIC AND HIGHER EDUCATION STRATEGIC PLANNING; PROVIDING THAT IT
10 MEET ON A QUARTERLY BASIS; MAKING STAFFING CHANGES; MAKING CERTAIN
11 TECHNICAL CHANGES; APPROPRIATING \$29,000 FROM THE GENERAL FUND; AND
12 PROVIDING AN EFFECTIVE DATE.

13 This act affects sections of Utah Code Annotated 1953 as follows:

14 AMENDS:

15 **53A-1a-201**, as last amended by Chapter 53, Laws of Utah 1995

16 **53A-1a-202**, as last amended by Chapter 53, Laws of Utah 1995

17 **53A-1a-203**, as enacted by Chapter 46, Laws of Utah 1992

18 REPEALS AND REENACTS:

19 **53A-1a-102 (Repealed 06/30/02)**, as last amended by Chapter 61, Laws of Utah 1996

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

21 Section 1. Section **53A-1a-102 (Repealed 06/30/02)** is repealed and reenacted to read:

22 **53A-1a-102 (Repealed 06/30/02). Education Strategic Plans -- Content -- Involvement**
23 **of Strategic Planning Committee for Public and Higher Education.**

24 (1) The State Board of Education and State Board of Regents shall:

25 (a) have ongoing strategic planning for their respective education systems; and

26 (b) prepare a written strategic plan for their respective systems every three years.

27 (2) (a) The State Board of Regents shall complete its first written plan by September 1,

28 1999, and complete subsequent plans by September 1 in each third year.

29 (b) The State Board of Education shall complete its first written plan by September 1,
30 2000, and complete subsequent plans by September 1 in each third year.

31 (3) The boards shall submit a copy of each written plan in the appropriate year to the
32 Strategic Planning for Public and Higher Education Committee and the committee shall submit
33 a copy of each plan to the Legislature as part of its annual report required under Section
34 53A-1a-202.

35 (4) Each strategic plan shall include at least the following components:

36 (a) the respective education system's mission;

37 (b) system goals that address issues critical for accomplishing the mission;

38 (c) the objectives to be accomplished during the years following submission of the
39 strategic plan;

40 (d) action plans specifying the means of accomplishing the goals and objectives, including
41 proposed statutes, policies, programs, and initiatives; and

42 (e) performance measures required to report on the accomplishment of goals and
43 objectives and the implementation and outcomes of action plans.

44 Section 2. Section **53A-1a-201** is amended to read:

45 **53A-1a-201. Strategic Planning for Public and Higher Education Committee --**
46 **Membership -- Quorum -- Termination date.**

47 (1) There is created a [~~Task Force on~~] Strategic Planning for Public and Higher Education
48 Committee.

49 (2) The [~~task force~~] committee shall consist of the following members:

50 (a) three members [~~shall be state senators~~] of the Senate appointed by the president of the
51 Senate, no more than two of whom may be from the same political party;

52 (b) three members [~~shall be state representatives~~] of the House of Representatives
53 appointed by the speaker of the House of Representatives, no more than two of whom may be from
54 the same political party;

55 (c) [~~one member shall be the governor or~~] the governor's designee;

56 (d) one member shall be the state superintendent of public instruction or the
57 superintendent's designee;

58 (e) one member shall be the commissioner of higher education or the commissioner's

59 designee;

60 (f) one member shall be a member of the State Board of Education appointed by the
61 governor in consultation with the board;

62 (g) one member shall be a member of the State Board of Regents appointed by the
63 governor in consultation with the board; and

64 (h) 14 members~~[-who shall be]~~ appointed jointly by the governor, the state superintendent
65 of public instruction, and the commissioner of higher education.

66 (3) The 14 members appointed under Subsection (2)(h) shall be men and women who:

67 (a) are representative of the interests of public and higher education;

68 (b) are selected from nominees submitted by community-based organizations of
69 demonstrated effectiveness and other nominees, such as teachers and faculty, school
70 administrators, and local school or institutional board members; and

71 (c) reflect or represent:

72 (i) diverse racial, ethnic, limited English proficiency, Indian tribe, and national origin
73 backgrounds that are found in the state's student population;

74 (ii) low-income families;

75 (iii) persons with disabilities; and

76 (iv) business and labor.

77 (4) (a) The president of the Senate shall designate a Senate cochair for the [task force]
78 committee.

79 (b) The speaker of the House of Representatives shall designate a House cochair for the
80 [task force] committee.

81 (5) If a member cannot continue to serve on the [task force] committee for any reason, a
82 replacement shall be chosen by the authority that made the original appointment.

83 (6) A majority of the [task force] committee is a quorum for the transaction of business.

84 (7) (a) The [task force] committee may create public education and higher education
85 subcommittees to focus on specific issues within their respective systems as well as on issues that
86 overlap both systems.

87 (b) The [task force] committee members who serve on a subcommittee may, by majority
88 vote, expand the membership of the subcommittee but not the membership of the [task force]
89 committee.

90 (c) Those invited to serve on a subcommittee who are not members of the [task force]
91 committee shall serve without compensation.

92 (8) The [task force] committee shall terminate on June 30, 2002, unless reauthorized by
93 the Legislature.

94 Section 3. Section **53A-1a-202** is amended to read:

95 **53A-1a-202. Committee duties and powers.**

96 (1) The [task force] committee shall:

97 [~~(a) engage in strategic planning for the state's systems of public and higher education;~~]

98 [~~(b) monitor and evaluate the progress of public and higher education in achieving the
99 objectives outlined in this chapter and in the state's strategic plan for public and higher education;~~]

100 [~~(c) study and review funding mechanisms and available resources required to accomplish
101 the mission and objectives of the state's strategic plan for public and higher education; and]~~

102 [~~(d) work with the Utah Tomorrow Strategic Planning Committee to coordinate planning
103 efforts for public and higher education.]~~

104 [~~(2) The task force may recommend new mechanisms or programs or suggest
105 modifications in existing programs in order to provide additional revenues or resources to either
106 or both education systems:]~~

107 (a) receive the required written strategic plans of the Board of Education and Board of
108 Regents every three years and any proposed changes to the mission, goals, objectives, and action
109 plans on an annual basis prior to September 1 of each year;

110 (b) conduct an in depth analysis of the goals, objectives, and action plans and the relevance
111 of the plans to the needs of the state and its citizens;

112 (c) monitor and evaluate the ongoing progress of both education systems in implementing
113 their respective plans and achieving intended outcomes, and may request reports or data from both
114 boards and the Joint Liaison Committee, as needed, to accomplish its monitoring, evaluation,
115 recommendation, and reporting responsibilities;

116 (d) identify issues of critical concern to the Legislature and other stakeholders of public
117 and higher education not addressed in each system's strategic plan; and

118 (e) work with other public and private entities engaged in strategic planning to coordinate
119 their efforts with those of the committee.

120 [~~(3)(a)] (2) The [task force] committee shall make an annual report to the Legislature[;~~

121 the governor, the State Board of Education, and the State Board of Regents on its evaluation of
 122 strategic planning in public and higher education and the programs authorized in this chapter. (b)
 123 As part of its report, the task force may make recommendations for any necessary changes or
 124 modifications in this chapter and in the state's strategic plan for public and higher education.]
 125 through the Executive Appropriations Committee and the Education Interim Committee of its
 126 activities, to include an evaluation of the adequacy of each system's strategic plan, the progress in
 127 its implementation, and its outcomes.

128 (3) The committee may recommend to the Legislature:

129 (a) any strategic issues it considers appropriate for public and higher education to consider
 130 in their ongoing strategic planning process; and

131 (b) any statute, policy, intent statement, program, or funding that it determines to be
 132 appropriate for the Legislature to consider in implementing each system's strategic plan.

133 (4) The committee shall meet on a quarterly basis to carry out its assigned duties and
 134 responsibilities.

135 Section 4. Section **53A-1a-203** is amended to read:

136 **53A-1a-203. Compensation for members -- Staff.**

137 (1) Nonlegislative [task force] committee members shall serve without compensation, but
 138 they may be reimbursed for expenses and mileage as established by the Division of Finance.

139 (2) Legislative [task force] committee members shall be reimbursed as provided by
 140 legislative rule.

141 (3) (a) The Office of [the Legislative Fiscal Analyst] Legislative Research and General
 142 counsel shall provide staff and support services to the [task force] committee.

143 (b) The [office] Office of Legislative Research and General counsel may contract with
 144 other persons to provide services to the [task force] committee.

145 Section 5. **Appropriation.**

146 Except as provided in H.B. 4, Appropriations Coordination Act, there is appropriated from
 147 the General Fund for fiscal year 1999-2000:

148 (1) \$2,000 to the Senate to pay for the compensation and expenses of senators on the
 149 committee;

150 (2) \$2,000 to the House of Representative to pay for the compensation and expenses of
 151 representatives on the committee; and

152 (3) \$25,000 to the Office of Legislative Research and General Counsel to pay for staffing
153 the committee.

154 Section 6. **Effective date.**

155 This act takes effect on July 1, 1999.

Legislative Review Note
as of 1-22-99 10:10 AM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel