

1 **SNOW COLLEGE RICHFIELD CAMPUS NAME**

2 **CHANGE**

3 2003 GENERAL SESSION

4 STATE OF UTAH

5 **Sponsor: Bradley T. Johnson**

6 **This act modifies provisions of the State System of Higher Education Code by changing**
7 **the name of Snow College South to the Snow College Richfield campus.**

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

9 AMENDS:

10 **53B-2a-110**, as enacted by Chapter 5, Laws of Utah 2001, First Special Session

11 **53B-16-205**, as last amended by Chapter 5, Laws of Utah 2001, First Special Session

12 **63B-9-103**, as enacted by Chapter 327, Laws of Utah 2000

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

14 Section 1. Section **53B-2a-110** is amended to read:

15 **53B-2a-110. Applied technology college regional board -- Powers and duties.**

16 (1) Each applied technology college regional board shall:

17 (a) prepare and submit a budget request for its annual operations to the Utah College of
18 Applied Technology Board of Trustees;

19 (b) after consulting with the higher education institutions and local school districts
20 within its region, prepare a comprehensive strategic plan for delivering applied technology
21 education within its region;

22 (c) consult with business, industry, the Department of Workforce Services, and the
23 Governor's Office of Planning and Budget on an ongoing basis to determine what workers and
24 skills are needed for employment in Utah businesses and industries;

25 (d) develop programs based upon the information gathered in accordance with
26 Subsection (1)(c), including expedited program approval and termination procedures to meet
27 market needs;



- 28 (e) adopt an annual budget and fund balances;
- 29 (f) develop policies for the operation of applied technology education facilities under
30 its jurisdiction;
- 31 (g) establish human resources and compensation policies for all employees;
- 32 (h) establish credentials for employees and define employee duties;
- 33 (i) conduct annual program evaluations;
- 34 (j) appoint program advisory committees and other advisory groups to provide counsel,
35 support, and recommendations for updating and improving the effectiveness of training
36 programs and services;
- 37 (k) approve regulations, both regular and emergency, to be issued and executed by the
38 regional president;
- 39 (l) coordinate with local school boards and districts to protect the applied technology
40 education needs of secondary students; and
- 41 (m) develop policies and procedures for the admission, classification, instruction, and
42 examination of students.
- 43 (2) In apportioning monies appropriated by the Legislature to the Central Applied
44 Technology College, the regional board of the Central Applied Technology College:
 - 45 (a) may not, until June 30, 2006, diminish applied technology education services
46 currently being provided at the Snow College [South] Richfield campus; and
 - 47 (b) may direct that any new monies provided to the Central Applied Technology
48 College go first to funding underserved portions of the geographic area it serves.
- 49 (3) A regional board may not exercise any jurisdiction over applied technology
50 education provided by a local school district or provided by a higher education institution
51 independently of a regional applied technology college.
- 52 (4) If a program advisory committee or other advisory group submits a printed
53 recommendation to the regional board, the board shall acknowledge the recommendation with
54 a printed response that explains the board action regarding the recommendation and the reasons
55 for the action.
- 56 Section 2. Section **53B-16-205** is amended to read:
57 **53B-16-205. Establishment of Snow College Richfield campus -- Supervision and**
58 **administration -- Transition -- Institutional mission.**

59 (1) There is established a branch campus of Snow College in Richfield, Utah, hereafter
60 referred to as the Snow College [South] Richfield campus.

61 (2) Snow College shall administer the branch campus under the general control and
62 supervision of the State Board of Regents as an integrated part of Snow College's mission,
63 programs, and curriculum.

64 (3) (a) Snow College shall:

65 (i) maintain a strong curriculum in applied technology and technical courses of a
66 general nature at Snow College [South] Richfield campus which can be transferred to other
67 institutions within the higher education system, together with lower division courses of a
68 general nature and courses required for associate degrees in science, arts, and applied science;
69 and

70 (ii) work with local school districts in developing an aggressive concurrent enrollment
71 program in cooperation with Snow College [South] Richfield campus.

72 (b) The institution shall coordinate offerings of applied technology education with the
73 Central Applied Technology College to provide for open-entry, open-exit applied technology
74 education programs at the Snow College [South] Richfield campus that emphasize short-term
75 job training or retraining for immediate placement in the job market.

76 (c) Snow College shall make provisions for students, including high school students, to
77 take classes at the Snow College [South] Richfield campus for which college credit is not
78 awarded, together with appropriate fees for taking such classes.

79 (d) The State Board of Regents or the president of Snow College may waive any board
80 rule or institutional policy that would prevent or inhibit the Snow College [South] Richfield
81 campus from achieving its performance goals, unless approval of the request would conflict
82 with state or federal law or put the institution out of compliance with matters related to health,
83 safety, civil rights, and insurance.

84 Section 3. Section **63B-9-103** is amended to read:

85 **63B-9-103. Other capital facility authorizations and intent language.**

86 (1) It is the intent of the Legislature that:

87 (a) Utah State University use institutional funds to plan, design, and construct a
88 renovation and expansion of the Edith Bowen School under the direction of the director of the
89 Division of Facilities Construction and Management unless supervisory authority has been

90 delegated;

91 (b) no state funds be used for any portion of this project; and

92 (c) the university may request state funds for operations and maintenance to the extent

93 that the university is able to demonstrate to the Board of Regents that the facility meets

94 approved academic and training purposes under Board of Regents policy R710.

95 (2) It is the intent of the Legislature that:

96 (a) the University of Utah use institutional funds to plan, design, and construct a

97 College of Science Math Center under the direction of the director of the Division of Facilities

98 Construction and Management unless supervisory authority has been delegated;

99 (b) no state funds be used for any portion of this project; and

100 (c) the university may request state funds for operations and maintenance to the extent

101 that the university is able to demonstrate to the Board of Regents that the facility meets

102 approved academic and training purposes under Board of Regents policy R710.

103 (3) It is the intent of the Legislature that:

104 (a) the University of Utah use institutional funds to plan, design, and construct a

105 Burbidge Athletics and Academics Building under the direction of the director of the Division

106 of Facilities Construction and Management unless supervisory authority has been delegated;

107 (b) no state funds be used for any portion of this project; and

108 (c) the university may not request state funds for operations and maintenance.

109 (4) It is the intent of the Legislature that:

110 (a) the University of Utah use institutional funds to plan, design, and construct an

111 expansion to the bookstore under the direction of the director of the Division of Facilities

112 Construction and Management unless supervisory authority has been delegated;

113 (b) no state funds be used for any portion of this project; and

114 (c) the university may not request state funds for operations and maintenance.

115 (5) It is the intent of the Legislature that:

116 (a) the University of Utah use institutional funds to plan, design, and construct a Health

117 Sciences/Basic Sciences Building under the direction of the director of the Division of

118 Facilities Construction and Management unless supervisory authority has been delegated;

119 (b) no state funds be used for any portion of this project; and

120 (c) the university may request state funds for operations and maintenance to the extent

121 that the university is able to demonstrate to the Board of Regents that the facility meets
122 approved academic and training purposes under Board of Regents policy R710.

123 (6) It is the intent of the Legislature that:

124 (a) Weber State University use institutional funds to plan, design, and construct an
125 expansion to the stadium under the direction of the director of the Division of Facilities
126 Construction and Management unless supervisory authority has been delegated;

127 (b) no state funds be used for any portion of this project; and

128 (c) the university may not request state funds for operations and maintenance.

129 (7) It is the intent of the Legislature that:

130 (a) Utah Valley State College use institutional funds to plan, design, and construct a
131 baseball stadium under the direction of the director of the Division of Facilities Construction
132 and Management unless supervisory authority has been delegated;

133 (b) no state funds be used for any portion of this project; and

134 (c) the college may not request state funds for operations and maintenance.

135 (8) It is the intent of the Legislature that:

136 (a) Southern Utah University use institutional funds to plan, design, and construct a
137 weight training room under the direction of the director of the Division of Facilities
138 Construction and Management unless supervisory authority has been delegated;

139 (b) no state funds be used for any portion of this project; and

140 (c) the university may not request state funds for operations and maintenance.

141 (9) It is the intent of the Legislature that:

142 (a) Snow College may lease land at the Snow College [~~South~~] Richfield campus to a
143 private developer for the construction and operation of student housing;

144 (b) the oversight and inspection of the construction comply with Section 63A-5-206;

145 (c) no state funds be used for any portion of this project; and

146 (d) the college may not request state funds for operations and maintenance.

147 (10) It is the intent of the Legislature that:

148 (a) Salt Lake Community College may lease land at the Jordan campus to Jordan
149 School District for the construction and operation of an Applied Technology Education Center;

150 (b) the oversight and inspection of the construction comply with Section 63A-5-206;

151 (c) no state funds be used for any portion of this project; and

152 (d) the college may not request state funds for operations and maintenance.

153 (11) It is the intent of the Legislature that:

154 (a) the Department of Transportation exchange its maintenance station at Kimball
155 Junction for property located near Highway 40 in Summit County; and

156 (b) the Department of Transportation use federal funds, rent paid by the Salt Lake
157 Organizing Committee for the use of the maintenance station, and any net proceeds resulting
158 from the exchange of property to construct a replacement facility under the direction of the
159 director of the Division of Facilities Construction and Management unless supervisory
160 authority has been delegated.

161 (12) It is the intent of the Legislature that:

162 (a) the Department of Transportation sell surplus property in Utah County;

163 (b) the Department of Transportation use funds from that sale to remodel existing
164 space and add an addition to the Region 3 Complex; and

165 (c) the project cost not exceed the funds received through sale of property.

166 (13) It is the intent of the Legislature that the Department of Workforce Services use
167 proceeds from property sales to purchase additional property adjacent to its state-owned facility
168 in Logan.

169 (14) (a) It is the intent of the Legislature that, because only partial funding is provided
170 for the Heat Plant/Infrastructure Project at Utah State University, the balance necessary to
171 complete this project be addressed by future Legislatures, either through appropriations or
172 through the issuance of bonds.

173 (b) (i) In compliance with Section 63A-5-207, the division may enter into contracts for
174 amounts not to exceed the anticipated full project funding but may not allow work to be
175 performed on those contracts in excess of the funding already authorized by the Legislature.

176 (ii) Those contracts shall contain a provision for termination of the contract for the
177 convenience of the state as required by Section 63-56-40.

178 (c) It is also the intent of the Legislature that this authorization to the division does not
179 bind future Legislatures to fund the Heat Plant/Infrastructure Project at Utah State University.

Legislative Review Note

as of 1-16-03 9:24 AM

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

Office of Legislative Research and General Counsel

Fiscal Note
Bill Number HB0161

Snow College Richfield Campus Name Change

23-Jan-03

3:16 PM

State Impact

No fiscal impact. Enactment of this bill will create some indirect costs associated with reprinting letterhead, envelopes, business cards and so forth, however, these costs can be absorbed in the existing budget.

Individual and Business Impact

No fiscal impact.

Office of the Legislative Fiscal Analyst