

**Representative Bradley T. Johnson** proposes the following substitute bill:

**SNOW COLLEGE RICHFIELD CAMPUS**

2003 GENERAL SESSION

STATE OF UTAH

**Sponsor: Bradley T. Johnson**

**This act modifies provisions of the State System of Higher Education Code by changing the name of Snow College South to the Snow College Richfield campus. This act removes the Central Applied Technology College from the Utah College of Applied Technology and transfers its functions and responsibilities to Snow College. This act creates an applied technology advisory committee at the Snow College Richfield campus and specifies its membership and duties. This act modifies applied technology education reporting provisions. This act takes effect on July 1, 2003.**

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

AMENDS:

**53A-15-202**, as last amended by Chapter 5, Laws of Utah 2001, First Special Session

**53B-2a-102**, as enacted by Chapter 5, Laws of Utah 2001, First Special Session

**53B-2a-103**, as enacted by Chapter 5, Laws of Utah 2001, First Special Session

**53B-2a-104**, as enacted by Chapter 5, Laws of Utah 2001, First Special Session

**53B-2a-105**, as enacted by Chapter 5, Laws of Utah 2001, First Special Session

**53B-2a-108**, as enacted by Chapter 5, Laws of Utah 2001, First Special Session

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

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

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

ENACTS:

**53B-16-206**, Utah Code Annotated 1953

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



26 Section 1. Section **53A-15-202** is amended to read:

27 **53A-15-202. Powers of the board.**

28 The State Board of Education:

29 (1) shall establish minimum standards for applied technology programs in the public  
30 education system;

31 (2) may apply for, receive, administer, and distribute funds made available through  
32 programs of federal and state governments to promote and aid applied technology education;

33 (3) shall cooperate with federal and state governments to administer programs which  
34 promote and maintain applied technology education;

35 (4) shall cooperate with the Utah College of Applied Technology to ensure that  
36 students in the public education system have access to applied technology education in applied  
37 technology colleges; and

38 (5) shall, after consulting with local school districts, prepare and submit an annual  
39 report to the governor and to the Legislature's Education Interim Committee by October 31 of  
40 each year detailing:

41 (a) how the applied technology education needs of secondary students are being met;

42 and

43 (b) what access secondary students have to programs offered [at]:

44 (i) at applied technology colleges[-]; and

45 (ii) within the region served by Snow College.

46 Section 2. Section **53B-2a-102** is amended to read:

47 **53B-2a-102. President -- Appointment -- Duties.**

48 (1) (a) The board shall appoint a president for the Utah College of Applied  
49 Technology.

50 (b) The president of the Utah College of Applied Technology does not need to have a  
51 doctorate degree, but shall have extensive experience in applied technology education.

52 (c) The president shall serve at the board's discretion and at the salary the board  
53 determines.

54 (d) As president of the Utah College of Applied Technology, the president is also an  
55 associate commissioner of higher education.

56 (e) The names of the final candidates for president of the Utah College of Applied

57 Technology shall be publicly disclosed.

58 (2) The president shall:

59 (a) coordinate the activities of each regional applied technology college;

60 (b) in cooperation with the board of trustees and with the approval of the board,

61 develop a competency-based associate of applied technology degree;

62 (c) ensure that an applied technology education degree is transferable to other higher  
63 education institutions in accordance with board rules;

64 (d) in consultation with the board of trustees, applied technology college regional  
65 presidents, and applied technology college regional boards, prepare a comprehensive strategic  
66 plan for delivering applied technology education through the regional applied technology  
67 colleges;

68 (e) after consulting with local school districts and other higher education institutions in  
69 the regions, ensure that the curricula of the regional applied technology colleges meet the needs  
70 of the state, the regions, and the local school districts;

71 (f) in consultation with the board of trustees, applied technology college regional  
72 presidents, and applied technology college regional boards, and after consulting with local  
73 school districts and other higher education institutions in the region, develop strategies for  
74 providing applied technology education in rural areas, specifically considering the distances  
75 between rural applied technology education providers;

76 (g) establish minimum standards for applied technology programs of the regional  
77 applied technology colleges;

78 (h) in conjunction with the board of trustees, develop and implement a system of  
79 common definitions, standards, and criteria for tracking and measuring the effectiveness of  
80 applied technology education;

81 (i) in conjunction with the board of trustees, develop and implement a plan to inform  
82 citizens about the availability, cost, and advantages of applied technology education; ~~and~~

83 (j) after consulting with the State Board of Education and local school districts, ensure  
84 that secondary students in the public education system have access to applied technology  
85 education in applied technology colleges[-]; and

86 (k) provide expertise and monitor applied technology education within the region  
87 served by Snow College in accordance with Section 53B-16-205.

88 Section 3. Section **53B-2a-103** is amended to read:

89 **53B-2a-103. Utah College of Applied Technology Board of Trustees --**

90 **Membership -- Terms -- Vacancies -- Oath -- Officers -- Quorum -- Committees --**

91 **Compensation.**

92 (1) There is created the Utah College of Applied Technology Board of Trustees,  
93 composed of the following members:

94 (a) two members of the State Board of Education appointed by the governor with the  
95 consent of the Senate;

96 (b) two members of the State Board of Regents appointed by the governor with the  
97 consent of the Senate;

98 (c) one member representing business and industry from the regional board of each  
99 regional applied technology college appointed by a majority vote of the business and industry  
100 members of the regional board; ~~and~~

101 (d) one member representing business and industry from the Snow College applied  
102 technology advisory committee appointed by a majority of the business and industry members  
103 of the advisory committee; and

104 [~~d~~] (e) one business or industry representative appointed by the governor with the  
105 consent of the Senate from nominations submitted by the speaker of the House of  
106 Representatives and president of the Senate.

107 (2) (a) Except as provided in Subsection (b), the members of the board of trustees shall  
108 be appointed commencing on September 1 of the year of appointment to:

109 (i) two-year terms for the members described in Subsections (1)(a) and (b); and

110 (ii) four-year terms for the members described in Subsections (1)(c) and (d).

111 (b) At the first meeting of the board:

112 (i) the members described in Subsections (1)(c) and (d) shall divide up their positions  
113 so that approximately half of them serve for initial two-year terms; and

114 (ii) the members described in Subsections (1)(a) and (b) shall divide up their positions  
115 so that approximately half of them serve for initial one-year terms.

116 (c) An appointed member holds office until a successor is appointed and qualified.

117 (3) When a vacancy occurs in the membership for any reason, the replacement shall be  
118 appointed for the unexpired term.

119 (4) (a) Each member shall take the official oath of office prior to assuming the office.

120 (b) The oath shall be filed with the Division of Archives and Records Services.

121 (5) The board of trustees shall elect a chair and vice chair, who serve for two years and  
122 until their successors are elected and qualified.

123 (6) (a) The board of trustees may enact bylaws for its own government, including  
124 provision for regular meetings.

125 (b) (i) The board of trustees may provide for an executive committee in its bylaws.

126 (ii) If established, the committee shall have full authority of the board of trustees to act  
127 upon routine matters during the interim between board of trustees meetings.

128 (iii) The committee may act on nonroutine matters only under extraordinary and  
129 emergency circumstances.

130 (iv) The committee shall report its activities to the board of trustees at its next regular  
131 meeting following the action.

132 (c) Copies of the board of trustees' bylaws shall be filed with the board.

133 (7) A quorum shall be required to conduct business which shall consist of a majority of  
134 board of trustee members.

135 (8) The board of trustees may establish advisory committees.

136 (9) (a) (i) Members who are not government employees shall receive no compensation  
137 or benefits for their services, but may receive per diem and expenses incurred in the  
138 performance of the member's official duties at the rates established by the Division of Finance  
139 under Sections 63A-3-106 and 63A-3-107.

140 (ii) Members may decline to receive per diem and expenses for their service.

141 (b) (i) State government officer and employee members who do not receive salary, per  
142 diem, or expenses from their agency for their service may receive per diem and expenses  
143 incurred in the performance of their official duties from the board at the rates established by the  
144 Division of Finance under Sections 63A-3-106 and 63A-3-107.

145 (ii) State government officer and employee members may decline to receive per diem  
146 and expenses for their service.

147 (c) (i) Higher education members who do not receive salary, per diem, or expenses  
148 from the entity that they represent for their service may receive per diem and expenses incurred  
149 in the performance of their official duties from the committee at the rates established by the

150 Division of Finance under Sections 63A-3-106 and 63A-3-107.

151 (ii) Higher education members may decline to receive per diem and expenses for their  
152 service.

153 Section 4. Section **53B-2a-104** is amended to read:

154 **53B-2a-104. Utah College of Applied Technology Board of Trustees -- Powers**  
155 **and duties.**

156 The Utah College of Applied Technology Board of Trustees shall:

157 (1) in cooperation with the president of the Utah College of Applied Technology, and  
158 with the approval of the State Board of Regents, develop a competency-based associate of  
159 applied technology degree to be offered by the regional applied technology colleges;

160 (2) ensure that an applied technology education degree is transferable to other higher  
161 education institutions in accordance with State Board of Regents rules;

162 (3) ensure that the regional applied technology colleges within the Utah College of  
163 Applied Technology comply with the requirements in Section 53B-2a-106;

164 (4) advise the president of the Utah College of Applied Technology and the State  
165 Board of Regents on issues related to applied technology education;

166 (5) receive budget requests from each regional applied technology college, prioritize  
167 the requests, and submit the prioritized requests to:

168 (a) the Legislature; and

169 (b) the Governor's Office of Planning and Budget;

170 (6) receive funding requests pertaining to capital facilities and land purchases from  
171 each regional applied technology college, ensure that the requests comply with Section  
172 53B-2a-112, prioritize the requests, and submit the prioritized requests to the State Building  
173 Board;

174 (7) prepare and submit an annual report detailing its progress and recommendations on  
175 applied technology education issues to the governor and to the Legislature's Education Interim  
176 Committee by October 31 of each year, which shall include information detailing:

177 (a) how the applied technology education needs of secondary students are being met;

178 and

179 (b) what access secondary students have to programs offered [at]:

180 (i) at applied technology colleges; and

181           (ii) within the region served by Snow College;  
182           (8) receive, by September 30 of each year, an annual report from Snow College on the  
183 status of and maintenance of the effort for applied technology education in the region served by  
184 Snow College, including access to open-entry, open-exit competency-based applied technology  
185 education programs at the tuition rate approved by the Utah College of Applied Technology for  
186 adults and at no tuition cost to secondary students; and

187           [~~(8)~~] (9) perform other duties and responsibilities as delegated by the State Board of  
188 Regents.

189           Section 5. Section **53B-2a-105** is amended to read:

190           **53B-2a-105. Utah College of Applied Technology -- Composition.**

191           The Utah College of Applied Technology is composed of the following regional applied  
192 technology colleges:

193           (1) the Bridgerland Applied Technology College which:

194           (a) serves the geographic area encompassing:

195           (i) the Box Elder School District;

196           (ii) the Cache School District;

197           (iii) the Logan School District; and

198           (iv) the Rich School District; and

199           (b) includes the facilities, equipment, and personnel of the Bridgerland Applied  
200 Technology Center;

201           (2) the Ogden-Weber Applied Technology College which:

202           (a) serves the geographic area encompassing:

203           (i) the Ogden City School District; and

204           (ii) the Weber School District; and

205           (b) includes the facilities, equipment, and personnel of the Ogden-Weber Applied  
206 Technology Center;

207           (3) the Davis Applied Technology College which:

208           (a) serves the geographic area encompassing:

209           (i) the Davis School District; and

210           (ii) the Morgan School District; and

211           (b) includes the facilities, equipment, and personnel of the Davis Applied Technology

212 Center;

213 (4) the Salt Lake/Tooele Applied Technology College which:

214 (a) serves the geographic area encompassing:

215 (i) the Salt Lake City School District;

216 (ii) the Granite School District;

217 (iii) the Jordan School District;

218 (iv) the Murray School District; and

219 (v) the Tooele School District; and

220 (b) includes the facilities, equipment, and personnel of the Wasatch Front South

221 Applied Technology Center;

222 (5) the Mountainlands Applied Technology College which:

223 (a) serves the geographic area encompassing:

224 (i) the Alpine School District;

225 (ii) the Nebo School District;

226 (iii) the Provo School District;

227 (iv) the South Summit School District;

228 (v) the North Summit School District;

229 (vi) the Wasatch School District; and

230 (vii) the Park City School District; and

231 (b) includes the facilities, equipment, and personnel of the Mountainlands Applied

232 Technology Center Service Region;

233 (6) the Uintah Basin Applied Technology College which:

234 (a) serves the geographic area encompassing:

235 (i) the Daggett School District;

236 (ii) the Duchesne School District; and

237 (iii) the Uintah School District; and

238 (b) includes the existing facilities, equipment, and personnel of the Uintah Basin

239 Applied Technology Center;

240 [~~(7) the Central Applied Technology College which serves the geographic area~~  
241 ~~encompassing:]~~

242 [~~(a) the Juab School District;]~~



243            [~~(b)~~ the Millard School District;]  
 244            [~~(c)~~ the Tintic School District;]  
 245            [~~(d)~~ the North Sanpete School District;]  
 246            [~~(e)~~ the South Sanpete School District;]  
 247            [~~(f)~~ the Wayne School District;]  
 248            [~~(g)~~ the Piute School District; and]  
 249            [~~(h)~~ the Sevier School District;]  
 250            [~~(8)~~] (7) the Southwest Applied Technology College which:  
 251            (a) serves the geographic area encompassing:  
 252            (i) the Beaver School District;  
 253            (ii) the Garfield School District;  
 254            (iii) the Iron School District; and  
 255            (iv) the Kane School District; and  
 256            (b) includes the facilities, equipment, and personnel of the Southwest Applied  
 257 Technology Education Center Service Region;  
 258            [~~(9)~~] (8) the Dixie Applied Technology College which serves the geographic area  
 259 encompassing the Washington School District; and  
 260            [~~(10)~~] (9) the Southeast Applied Technology College which:  
 261            (a) serves the geographic area encompassing:  
 262            (i) the Carbon School District;  
 263            (ii) the Emery School District;  
 264            (iii) the Grand School District; and  
 265            (iv) the San Juan School District; and  
 266            (b) includes the facilities, equipment, and personnel of the Southeast Applied  
 267 Technology Center Service Region.

268            Section 6. Section **53B-2a-108** is amended to read:

269            **53B-2a-108. Applied technology college regional boards -- Membership --**  
 270 **Appointments.**

271            Beginning September 1, 2001, each regional applied technology college shall have a  
 272 regional board appointed as follows:

273            (1) the Bridgerland Applied Technology College Regional Board shall be composed of

274 the following 13 members:

275 (a) one elected local school board member appointed by the board of education for the  
276 Box Elder School District;

277 (b) one elected local school board member appointed by the board of education for the  
278 Cache School District;

279 (c) one elected local school board member appointed by the board of education for the  
280 Logan School District;

281 (d) one elected local school board member appointed by the board of education for the  
282 Rich School District;

283 (e) one member of the Utah State University board of trustees;

284 (f) one member of the State Board of Regents designated by the chair of the State  
285 Board of Regents to serve a one-year term; and

286 (g) seven representatives of business or industry within the region appointed jointly by  
287 the members appointed under Subsections (1)(a) through (f);

288 (2) the Ogden-Weber Applied Technology College Regional Board shall be composed  
289 of the following 11 members:

290 (a) one elected local school board member appointed by the board of education for the  
291 Ogden City School District;

292 (b) one elected local school board member appointed by the board of education for the  
293 Weber School District;

294 (c) one elected local school board member jointly appointed by the boards of education  
295 for the Ogden City School District and the Weber School District;

296 (d) one member of the Weber State University board of trustees;

297 (e) one member of the State Board of Regents designated by the chair of the State  
298 Board of Regents to serve a one-year term; and

299 (f) six representatives of business or industry within the region appointed jointly by the  
300 members appointed under Subsections (2)(a) through (e);

301 (3) the Davis Applied Technology College Regional Board shall be composed of the  
302 following 11 members:

303 (a) one elected local school board member appointed by the board of education for the  
304 Davis School District;

305 (b) one elected local school board member appointed by the board of education for the  
306 Morgan School District;

307 (c) one elected local school board member jointly appointed by the boards of education  
308 for the Davis School District and the Morgan School District;

309 (d) one member of the Weber State University board of trustees;

310 (e) one member of the State Board of Regents designated by the chair of the State  
311 Board of Regents to serve a one-year term; and

312 (f) six representatives of business or industry within the region appointed jointly by the  
313 members appointed under Subsections (3)(a) through (e);

314 (4) the Salt Lake/Tooele Applied Technology College Regional Board shall be  
315 composed of the following 15 members:

316 (a) one elected local school board member appointed by the board of education for the  
317 Salt Lake City School District;

318 (b) one elected local school board member appointed by the board of education for the  
319 Granite School District;

320 (c) one elected local school board member appointed by the board of education for the  
321 Jordan School District;

322 (d) one elected local school board member appointed by the board of education for the  
323 Murray School District;

324 (e) one elected local school board member appointed by the board of education for the  
325 Tooele School District;

326 (f) one member of the Salt Lake Community College board of trustees;

327 (g) one member of the State Board of Regents designated by the chair of the State  
328 Board of Regents to serve a one-year term; and

329 (h) eight representatives of business or industry within the region appointed jointly by  
330 the members appointed under Subsections (4)(a) through (g);

331 (5) the Mountainlands Applied Technology College Regional Board shall be composed  
332 of the following 19 members:

333 (a) one elected local school board member appointed by the board of education for the  
334 Alpine School District;

335 (b) one elected local school board member appointed by the board of education for the

336 Nebo School District;

337 (c) one elected local school board member appointed by the board of education for the

338 Provo School District;

339 (d) one elected local school board member appointed by the board of education for the

340 South Summit School District;

341 (e) one elected local school board member appointed by the board of education for the

342 North Summit School District;

343 (f) one elected local school board member appointed by the board of education for the

344 Wasatch School District;

345 (g) one elected local school board member appointed by the board of education for the

346 Park City School District;

347 (h) one member of the Utah Valley State College board of trustees;

348 (i) one member of the State Board of Regents designated by the chair of the State

349 Board of Regents to serve a one-year term; and

350 (j) ten representatives of business or industry within the region appointed jointly by the  
351 members appointed under Subsections (5)(a) through (i);

352 (6) the Uintah Basin Applied Technology College Regional Board shall be composed  
353 of the following 11 members:

354 (a) one elected local school board member appointed by the board of education for the  
355 Daggett School District;

356 (b) one elected local school board member appointed by the board of education for the  
357 Duchesne School District;

358 (c) one elected local school board member appointed by the board of education for the  
359 Uintah School District;

360 (d) one member of the Utah State University board of trustees;

361 (e) one member of the State Board of Regents designated by the chair of the State  
362 Board of Regents to serve a one-year term; and

363 (f) six representatives of business or industry within the region appointed jointly by the  
364 members appointed under Subsections (6)(a) through (d);

365 [~~(7) the Central Applied Technology College Regional Board shall be composed of the~~  
366 ~~following 21 members:]~~

367           ~~[(a) one elected local school board member appointed by the board of education for the~~  
368 ~~Juab School District;]~~

369           ~~[(b) one elected local school board member appointed by the board of education for the~~  
370 ~~Millard School District;]~~

371           ~~[(c) one elected local school board member appointed by the board of education for the~~  
372 ~~Tintic School District;]~~

373           ~~[(d) one elected local school board member appointed by the board of education for the~~  
374 ~~North Sanpete School District;]~~

375           ~~[(e) one elected local school board member appointed by the board of education for the~~  
376 ~~South Sanpete School District;]~~

377           ~~[(f) one elected local school board member appointed by the board of education for the~~  
378 ~~Wayne School District;]~~

379           ~~[(g) one elected local school board member appointed by the board of education for the~~  
380 ~~Piute School District;]~~

381           ~~[(h) one elected local school board member appointed by the board of education for the~~  
382 ~~Sevier School District;]~~

383           ~~[(i) one member of the Snow College board of trustees;]~~

384           ~~[(j) one member of the State Board of Regents designated by the chair of the State~~  
385 ~~Board of Regents to serve a one-year term; and]~~

386           ~~[(k) 11 representatives of business or industry within the region appointed jointly by~~  
387 ~~the members appointed under Subsections (7)(a) through (j);]~~

388           ~~[(8)]~~ (7) the Southwest Applied Technology College Regional Board shall be  
389 composed of the following 13 members:

390           (a) one elected local school board member appointed by the board of education for the  
391 Beaver School District;

392           (b) one elected local school board member appointed by the board of education for the  
393 Garfield School District;

394           (c) one elected local school board member appointed by the board of education for the  
395 Iron School District;

396           (d) one elected local school board member appointed by the board of education for the  
397 Kane School District;

- 398 (e) one member of the Southern Utah University board of trustees;
- 399 (f) one member of the State Board of Regents designated by the chair of the State
- 400 Board of Regents to serve a one-year term; and
- 401 (g) seven representatives of business or industry within the region appointed jointly by
- 402 the members appointed under Subsections [~~(8)~~] (7)(a) through (f);
- 403 [~~(9)~~] (8) the Dixie Applied Technology College Regional Board shall be composed of
- 404 the following 11 members:
- 405 (a) three elected local school board members appointed by the board of education for
- 406 the Washington School District;
- 407 (b) one member of the Dixie State College of Utah board of trustees;
- 408 (c) one member of the State Board of Regents designated by the chair of the State
- 409 Board of Regents to serve a one-year term; and
- 410 (d) six representatives of business or industry within the region appointed jointly by the
- 411 members appointed under Subsections [~~(9)~~] (8)(a) through (c);
- 412 [~~(10)~~] (9) the Southeast Applied Technology College Regional Board shall be
- 413 composed of the following 13 members:
- 414 (a) one elected local school board member appointed by the board of education for the
- 415 Carbon School District;
- 416 (b) one elected local school board member appointed by the board of education for the
- 417 Emery School District;
- 418 (c) one elected local school board member appointed by the board of education for the
- 419 Grand School District;
- 420 (d) one elected local school board member appointed by the board of education for the
- 421 San Juan School District;
- 422 (e) one member of the College of Eastern Utah board of trustees;
- 423 (f) one member of the State Board of Regents designated by the chair of the State
- 424 Board of Regents to serve a one-year term; and
- 425 (g) seven representatives of business or industry within the region appointed jointly by
- 426 the members appointed under Subsections [~~(10)~~] (9)(a) through (f); and
- 427 [~~(11)~~] (10) the representatives of business or industry shall be appointed jointly by the
- 428 designated members from a list of names provided by local organizations or associations whose

429 members employ workers with applied technology education.

430 Section 7. Section **53B-2a-110** is amended to read:

431 **53B-2a-110. Applied technology college regional board -- Powers and duties.**

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

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

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

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

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

444 (e) adopt an annual budget and fund balances;

445 (f) develop policies for the operation of applied technology education facilities under  
446 its jurisdiction;

447 (g) establish human resources and compensation policies for all employees;

448 (h) establish credentials for employees and define employee duties;

449 (i) conduct annual program evaluations;

450 (j) appoint program advisory committees and other advisory groups to provide counsel,  
451 support, and recommendations for updating and improving the effectiveness of training  
452 programs and services;

453 (k) approve regulations, both regular and emergency, to be issued and executed by the  
454 regional president;

455 (l) coordinate with local school boards and districts to protect the applied technology  
456 education needs of secondary students; and

457 (m) develop policies and procedures for the admission, classification, instruction, and  
458 examination of students.

459 ~~[(2) In apportioning monies appropriated by the Legislature to the Central Applied~~

460 Technology College, the regional board of the Central Applied Technology College:]

461 [~~(a)~~] may not, until June 30, 2006, diminish applied technology education services  
462 currently being provided at Snow College South; and]

463 [~~(b)~~] may direct that any new monies provided to the Central Applied Technology  
464 College go first to funding underserved portions of the geographic area it serves.];

465 [~~(3)~~] (2) A regional board may not exercise any jurisdiction over applied technology  
466 education provided by a local school district or provided by a higher education institution  
467 independently of a regional applied technology college.

468 [~~(4)~~] (3) If a program advisory committee or other advisory group submits a printed  
469 recommendation to the regional board, the board shall acknowledge the recommendation with  
470 a printed response that explains the board action regarding the recommendation and the reasons  
471 for the action.

472 Section 8. Section **53B-16-205** is amended to read:

473 **53B-16-205. Establishment of Snow College Richfield campus -- Supervision and**  
474 **administration -- Transition -- Institutional mission.**

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

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

480 (3) [~~(a)~~] Snow College shall:

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

486 [~~(ii)~~] (b) work with local school districts in developing an aggressive concurrent  
487 enrollment program in cooperation with Snow College [South.] Richfield campus; and

488 [~~(b)~~] (c) [~~The institution shall coordinate offerings of applied technology education~~  
489 ~~with the Central Applied Technology College to~~] provide, through the Snow College Richfield  
490 Campus, for open-entry, open-exit competency-based applied technology education programs



491 ~~[at Snow College South], at the tuition rate approved by the Utah College of Applied~~  
 492 ~~Technology for adults and at no tuition cost to secondary students, that emphasize short-term~~  
 493 ~~job training or retraining for immediate placement in the job market[-] and serve the geographic~~  
 494 ~~area encompassing:~~

495 ~~[(c) Snow College shall make provisions for students, including high school students,~~  
 496 ~~to take classes at Snow College South for which college credit is not awarded, together with~~  
 497 ~~appropriate fees for taking such classes.]~~

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

- 503 ~~(i) the Juab School District;~~
- 504 ~~(ii) the Millard School District;~~
- 505 ~~(iii) the Tintic School District;~~
- 506 ~~(iv) the North Sanpete School District;~~
- 507 ~~(v) the South Sanpete School District;~~
- 508 ~~(vi) the Wayne School District;~~
- 509 ~~(vii) the Piute School District; and~~
- 510 ~~(viii) the Sevier School District.~~

511 ~~(4) Snow College may not exercise any jurisdiction over applied technology education~~  
 512 ~~provided by a local school district independently of Snow College.~~

513 ~~(5) Snow College shall report to the Utah College of Applied Technology by~~  
 514 ~~September 30 of each year on the status of and maintenance of the effort for applied technology~~  
 515 ~~education in the region served by Snow College, including access to open-entry, open-exit~~  
 516 ~~competency-based applied technology education programs at the tuition rate approved by the~~  
 517 ~~Utah College of Applied Technology for adults and at no tuition cost to secondary students.~~

518 Section 9. Section **53B-16-206** is enacted to read:

519 **53B-16-206. Snow College -- Applied technology advisory committee --**  
 520 **Membership -- Duties.**

521 (1) The Snow College Richfield campus shall have an applied technology advisory

522 committee composed of the following 21 members:

523 (a) one elected local school board member appointed by the board of education for the  
524 Juab School District;

525 (b) one elected local school board member appointed by the board of education for the  
526 Millard School District;

527 (c) one elected local school board member appointed by the board of education for the  
528 Tintic School District;

529 (d) one elected local school board member appointed by the board of education for the  
530 North Sanpete School District;

531 (e) one elected local school board member appointed by the board of education for the  
532 South Sanpete School District;

533 (f) one elected local school board member appointed by the board of education for the  
534 Wayne School District;

535 (g) one elected local school board member appointed by the board of education for the  
536 Piute School District;

537 (h) one elected local school board member appointed by the board of education for the  
538 Sevier School District;

539 (i) one member of the Snow College board of trustees who also serves on the Utah  
540 College of Applied Technology Board of Trustees; and

541 (j) ten representatives of business or industry within the region appointed by the  
542 president of Snow College.

543 (2) The applied technology advisory committee shall:

544 (a) advise Snow College on the preparation of a comprehensive strategic plan for  
545 delivering applied technology education within its region;

546 (b) make recommendations regarding what skills are needed for employment in Utah  
547 businesses and industries;

548 (c) recommend programs based upon the information gathered in accordance with  
549 Subsection (2)(b);

550 (d) review annual program evaluations; and

551 (e) provide counsel, support, and recommendations for updating and improving the  
552 effectiveness of applied technology education programs and services, including expedited

553 program approval and termination of procedures, consistent with Board of Regents' policy.

554 Section 10. Section **63B-9-103** is amended to read:

555 **63B-9-103. Other capital facility authorizations and intent language.**

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

557 (a) Utah State University use institutional funds to plan, design, and construct a  
558 renovation and expansion of the Edith Bowen School under the direction of the director of the  
559 Division of Facilities Construction and Management unless supervisory authority has been  
560 delegated;

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

562 (c) the university may request state funds for operations and maintenance to the extent  
563 that the university is able to demonstrate to the Board of Regents that the facility meets  
564 approved academic and training purposes under Board of Regents policy R710.

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

566 (a) the University of Utah use institutional funds to plan, design, and construct a  
567 College of Science Math Center under the direction of the director of the Division of Facilities  
568 Construction and Management unless supervisory authority has been delegated;

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

570 (c) the university may request state funds for operations and maintenance to the extent  
571 that the university is able to demonstrate to the Board of Regents that the facility meets  
572 approved academic and training purposes under Board of Regents policy R710.

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

574 (a) the University of Utah use institutional funds to plan, design, and construct a  
575 Burbidge Athletics and Academics Building under the direction of the director of the Division  
576 of Facilities Construction and Management unless supervisory authority has been delegated;

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

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

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

580 (a) the University of Utah use institutional funds to plan, design, and construct an  
581 expansion to the bookstore under the direction of the director of the Division of Facilities  
582 Construction and Management unless supervisory authority has been delegated;

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

- 584 (c) the university may not request state funds for operations and maintenance.
- 585 (5) It is the intent of the Legislature that:
- 586 (a) the University of Utah use institutional funds to plan, design, and construct a Health  
587 Sciences/Basic Sciences Building under the direction of the director of the Division of  
588 Facilities Construction and Management unless supervisory authority has been delegated;
- 589 (b) no state funds be used for any portion of this project; and
- 590 (c) the university may request state funds for operations and maintenance to the extent  
591 that the university is able to demonstrate to the Board of Regents that the facility meets  
592 approved academic and training purposes under Board of Regents policy R710.
- 593 (6) It is the intent of the Legislature that:
- 594 (a) Weber State University use institutional funds to plan, design, and construct an  
595 expansion to the stadium under the direction of the director of the Division of Facilities  
596 Construction and Management unless supervisory authority has been delegated;
- 597 (b) no state funds be used for any portion of this project; and
- 598 (c) the university may not request state funds for operations and maintenance.
- 599 (7) It is the intent of the Legislature that:
- 600 (a) Utah Valley State College use institutional funds to plan, design, and construct a  
601 baseball stadium under the direction of the director of the Division of Facilities Construction  
602 and Management unless supervisory authority has been delegated;
- 603 (b) no state funds be used for any portion of this project; and
- 604 (c) the college may not request state funds for operations and maintenance.
- 605 (8) It is the intent of the Legislature that:
- 606 (a) Southern Utah University use institutional funds to plan, design, and construct a  
607 weight training room under the direction of the director of the Division of Facilities  
608 Construction and Management unless supervisory authority has been delegated;
- 609 (b) no state funds be used for any portion of this project; and
- 610 (c) the university may not request state funds for operations and maintenance.
- 611 (9) It is the intent of the Legislature that:
- 612 (a) Snow College may lease land at the Snow College [~~South~~] Richfield campus to a  
613 private developer for the construction and operation of student housing;
- 614 (b) the oversight and inspection of the construction comply with Section 63A-5-206;

- 615 (c) no state funds be used for any portion of this project; and
- 616 (d) the college may not request state funds for operations and maintenance.
- 617 (10) It is the intent of the Legislature that:
- 618 (a) Salt Lake Community College may lease land at the Jordan campus to Jordan
- 619 School District for the construction and operation of an Applied Technology Education Center;
- 620 (b) the oversight and inspection of the construction comply with Section 63A-5-206;
- 621 (c) no state funds be used for any portion of this project; and
- 622 (d) the college may not request state funds for operations and maintenance.
- 623 (11) It is the intent of the Legislature that:
- 624 (a) the Department of Transportation exchange its maintenance station at Kimball
- 625 Junction for property located near Highway 40 in Summit County; and
- 626 (b) the Department of Transportation use federal funds, rent paid by the Salt Lake
- 627 Organizing Committee for the use of the maintenance station, and any net proceeds resulting
- 628 from the exchange of property to construct a replacement facility under the direction of the
- 629 director of the Division of Facilities Construction and Management unless supervisory
- 630 authority has been delegated.
- 631 (12) It is the intent of the Legislature that:
- 632 (a) the Department of Transportation sell surplus property in Utah County;
- 633 (b) the Department of Transportation use funds from that sale to remodel existing
- 634 space and add an addition to the Region 3 Complex; and
- 635 (c) the project cost not exceed the funds received through sale of property.
- 636 (13) It is the intent of the Legislature that the Department of Workforce Services use
- 637 proceeds from property sales to purchase additional property adjacent to its state-owned facility
- 638 in Logan.
- 639 (14) (a) It is the intent of the Legislature that, because only partial funding is provided
- 640 for the Heat Plant/Infrastructure Project at Utah State University, the balance necessary to
- 641 complete this project be addressed by future Legislatures, either through appropriations or
- 642 through the issuance of bonds.
- 643 (b) (i) In compliance with Section 63A-5-207, the division may enter into contracts for
- 644 amounts not to exceed the anticipated full project funding but may not allow work to be
- 645 performed on those contracts in excess of the funding already authorized by the Legislature.

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

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

650           Section 11. **Effective date.**

651           This act takes effect on July 1, 2003.