

**Senator Lyle W. Hillyard** proposes the following substitute bill:

**REGENTS' SCHOLARSHIP PROGRAM**

2008 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Lyle W. Hillyard**

House Sponsor: Mark W. Walker

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**LONG TITLE**

**General Description:**

This bill establishes the Regents' Scholarship Program to award merit scholarships to students who complete a rigorous core course of study in high school.

**Highlighted Provisions:**

This bill:

- ▶ modifies New Century Scholarship provisions;
- ▶ establishes the Regents' Scholarship Program, including:
  - a base scholarship and supplemental scholarship awards; and
  - scholarship qualifications, amounts, and procedures;
- ▶ establishes a Regents' Diploma Endorsement;
- ▶ requires the State Board of Regents to make certain policies; and
- ▶ makes certain appropriations nonlapsing.

**Monies Appropriated in this Bill:**

This bill appropriates:

- ▶ for fiscal year 2008-09 only, \$50,000,000 from the Education Fund to the State Board of Regents; and
- ▶ as an ongoing appropriation subject to future budget constraints, \$7,500,000 from the Education Fund for fiscal year 2008-09 to the State Board of Regents.



26 **Other Special Clauses:**

27 This bill takes effect on July 1, 2008.

28 **Utah Code Sections Affected:**

29 AMENDS:

30 **53B-8-105**, as last amended by Laws of Utah 2006, Chapter 151

31 ENACTS:

32 **53B-8-108**, Utah Code Annotated 1953

33 **53B-8-109**, Utah Code Annotated 1953

34 **53B-8-110**, Utah Code Annotated 1953

35 **53B-8-111**, Utah Code Annotated 1953

36 **53B-8-112**, Utah Code Annotated 1953



37  
38 *Be it enacted by the Legislature of the state of Utah:*

39 Section 1. Section **53B-8-105** is amended to read:

40 **53B-8-105. New Century scholarships -- High school requirements.**

41 (1) (a) In addition to Centennial Scholarships awarded under Section 53A-15-102 and  
42 Career Teaching Scholarships awarded under Title 53B, Chapter 10, Terrel H. Bell Teaching  
43 Incentive Loan Program, the State Board of Regents and the State Board of Education shall  
44 jointly award New Century scholarships.

45 (b) In order to qualify for a New Century scholarship, a student in Utah schools shall  
46 complete the requirements for an:

47 (i) associate degree; or

48 (ii) approved math and science curriculum.

49 (c) The requirements under Subsection (1)(b) shall be completed:

50 (i) September 1 of the year the student's class graduates from high school; and

51 (ii) with at least a "B average" or 3.0 grade point average.

52 (d) The State Board of Regents shall develop and approve the math and science  
53 curriculum described under Subsection (1)(b)(ii).

54 (2) (a) The scholarship may be used at [any] a:

55 (i) higher education institution within the state system of higher education that offers  
56 baccalaureate programs; or

57           (ii) private, nonprofit college or university in the state accredited by the Northwest  
58 Association of Schools and Colleges that offers baccalaureate programs.

59           (b) (i) If used at an institution within the state system of higher education, the  
60 scholarship is equal in value to 75% of the tuition costs at the selected institution.

61           (ii) If used at an institution not within the state system of higher education, the  
62 scholarship is equal in value to 75% of the tuition costs at the institution, not to exceed 75% of  
63 the average tuition costs at the institutions referred in Subsection (2)(b)(i).

64           (c) Each scholarship is valid for up to two years of full-time equivalent enrollment, or  
65 until the requirements for a baccalaureate degree have been met, whichever is shorter.

66           (d) The State Board of Regents may grant a leave of absence to a scholarship holder,  
67 but the scholarship must be used in its entirety within five years after completion of high  
68 school.

69           (3) The New Century scholarship may be canceled at any time by the institution of  
70 attendance if the student fails to:

71           (a) maintain a "B average" for two consecutive semesters; or

72           (b) make reasonable progress towards the completion of a baccalaureate degree.

73           (4) (a) The Legislature shall make an annual appropriation from the General Fund to  
74 the State Board of Regents for the costs associated with the New Century scholarship program  
75 authorized under this section.

76           (b) It is understood that the appropriation is offset in part by the state moneys that  
77 would otherwise be required and appropriated for these students if they were enrolled in a  
78 four-year postsecondary program at a state-operated institution.

79           (c) Notwithstanding Subsections (1) and (2), if the appropriation under Subsection  
80 (4)(a) is insufficient to cover the costs associated with the New Century scholarship program,  
81 the State Board of Regents may limit or reduce scholarships.

82           (5) This section does not apply to a student who completes an associate of applied  
83 technology degree from the Utah College of Applied Technology.

84           Section 2. Section **53B-8-108** is enacted to read:

85           **53B-8-108. Regents' Scholarship Program -- General provisions -- Board policies.**

86           (1) The Regents' Scholarship Program is created to award merit scholarships to  
87 students who complete a rigorous core course of study in high school.

88           (2) A student who is awarded the Base Regents' Scholarship established in Section  
89 53B-8-109 may also be awarded each of the supplemental awards established in Sections  
90 53B-8-110, 53B-8-111, and 53B-8-112.

91           (3) A Regents' Scholarship may only be used at a:

92           (a) higher education institution within the state system of higher education, including  
93 the Utah College of Applied Technology;

94           (b) private, nonprofit college or university in this state that is accredited by the  
95 Northwest Association of Schools and Colleges; or

96           (c) Western Undergraduate Exchange program that is approved by the board.

97           (4) (a) Except as provided in Subsection (4)(b), a scholarship holder shall enroll full  
98 time at a higher education institution within the state system of higher education within 12  
99 months of the student's high school graduation

100           (b) The State Board of Regents may grant a leave of absence to a scholarship holder,  
101 but the scholarship shall be used in its entirety within five years after completion of high  
102 school.

103           (5) (a) The board shall annually report on the Regents' Scholarship Program at the  
104 beginning of each school year to the Education Interim Committee and the Higher Education  
105 Appropriations Subcommittee.

106           (b) The report shall include the number of students in each school district and public  
107 high school who meet the academic criteria for the Base Regents' Scholarship and for the  
108 Exemplary Academic Achievement Scholarship.

109           (c) The State Board of Education, school districts, and public high schools shall  
110 cooperate with the State Board of Regents to facilitate the collection and distribution of  
111 Regents' Scholarship Program data.

112           (6) The State Board of Education shall annually provide the State Board of Regents a  
113 complete list of directory information, including student name and address, for all grade 8  
114 students in the state.

115           (7) The board shall, by July 15, 2008, adopt policies establishing:

116           (a) the high school and college course requirements, including group credit  
117 requirements, described in Subsection 53B-8-109(1)(e);

118           (b) the cumulative grade point average required in Sections 53B-8-109 and 53B-8-112;

119 (c) the additional weights assigned to grades earned in certain courses for purposes of  
120 calculating a student's cumulative high school grade point average;

121 (d) the regional accrediting bodies that may accredit a private high school described in  
122 Subsection 53B-8-109(1)(a)(ii);

123 (e) the application process for a Regents' Scholarship, including procedures to allow a  
124 parent or student to apply for the scholarship on-line; and

125 (f) Western Undergraduate Exchange programs that are approved for the use of a  
126 Regents' Scholarship.

127 (8) (a) The Legislature shall make an annual appropriation from the Education Fund to  
128 the State Board of Regents for the costs associated with the Regents' Scholarship Program  
129 authorized under this section and Sections 53B-8-109, 53B-8-110, 53B-8-111, and 53B-8-112.

130 (b) Notwithstanding the provisions of this section and Sections 53B-8-109, 53B-8-110,  
131 53B-8-111, and 53B-8-112, if the appropriation under Subsection (8)(a) is insufficient to cover  
132 the costs associated with the Regents' Scholarship Program, the State Board of Regents may  
133 limit or reduce the Base Regents' Scholarships and supplemental awards.

134 Section 3. Section **53B-8-109** is enacted to read:

135 **53B-8-109. Regents' Scholarship Program -- Base Regents' Scholarship --**  
136 **Qualifications -- Application.**

137 (1) A Base Regents' Scholarship shall be awarded to a student who, by September 1 of  
138 the year the student's class graduates from high school:

139 (a) completes the high school graduation requirements of:

140 (i) a public school established by the State Board of Education and the student's school  
141 district or charter school; or

142 (ii) a private high school in the state that is accredited by a regional accrediting body  
143 approved by the board;

144 (b) passes the basic skills competency test established in Section 53A-1-611;

145 (c) completes high school with a minimum cumulative weighted grade point average  
146 determined by the board's policies;

147 (d) has at least one reported ACT test score; and

148 (e) completes:

149 (i) at least 22 units of core high school credit in grades 9-12, with no individual core

150 course grade below a "C", including credit subtotals required by the board from each of the  
151 following groups:

152 (A) English;

153 (B) algebra or higher mathematics;

154 (C) social studies;

155 (D) lab-based natural science;

156 (E) sequential world or classical language other than English;

157 (F) arts;

158 (G) physical and health education;

159 (H) career and technical education;

160 (I) computer technology; and

161 (J) general financial literacy; or

162 (ii) the International Baccalaureate requirements, with no individual course grade  
163 below a "C".

164 (2) To be eligible for the scholarship, a student:

165 (a) shall submit an application to the board with a copy of the student's official high  
166 school transcript;

167 (b) shall be a citizen of the United States or a noncitizen who is eligible to receive  
168 federal student aid; and

169 (c) may not have a criminal record, with the exception of misdemeanor traffic citations.

170 (3) For purposes of calculating a student's cumulative high school grade point average,  
171 the board shall, by policy, assign additional weights to grades earned in English, mathematics,  
172 laboratory science, social science, and foreign language courses identified as:

173 (a) advanced placement;

174 (b) pre-International Baccalaureate;

175 (c) International Baccalaureate; or

176 (d) concurrent enrollment.

177 (4) (a) The amount of the Base Regents' Scholarship is \$1,000.

178 (b) The board shall annually increase the amount of the Base Regents' Scholarship by a  
179 percentage equal to the average percentage tuition increase approved by the board for USHE  
180 institutions.

181 Section 4. Section **53B-8-110** is enacted to read:

182 **53B-8-110. Regents' Scholarship Program -- Supplemental award to encourage**  
183 **college savings.**

184 (1) A student who qualifies for the Base Regents' Scholarship in accordance with the  
185 provisions of Section 53B-8-109 may be awarded up to an additional \$400 as provided in this  
186 section.

187 (2) A student who qualifies for the Base Regents' Scholarship shall be awarded up to  
188 \$100 for a year that:

189 (a) the student was 14, 15, 16, or 17 years of age; and

190 (b) at least \$100 in contributions, excluding transfers, investment earnings, and  
191 interest, was deposited in a Utah Educational Savings Plan Trust account that designated the  
192 student as the beneficiary.

193 (3) (a) The award shall be an amount equal to a dollar for dollar match up to \$100 for  
194 each of the years described in Subsection (2)(a).

195 (b) The maximum award is \$100 for a year, up to a cumulative total of \$400.

196 Section 5. Section **53B-8-111** is enacted to read:

197 **53B-8-111. Supplemental scholarship award -- First generation college student.**

198 (1) A student who qualifies for the Base Regents' Scholarship in accordance with the  
199 provisions of Section 53B-8-109 shall be awarded an additional \$1,000 if the student submits a  
200 notarized affidavit attesting that neither of the student's parents nor the student's legal guardian  
201 completed an associate's or bachelor's degree in college.

202 (2) An award under this section may not be used to diminish or reduce any state  
203 need-based financial aid for which the student may qualify based on personal or family income.

204 Section 6. Section **53B-8-112** is enacted to read:

205 **53B-8-112. Supplemental scholarship award -- Exemplary academic achievement**  
206 **-- Regents' diploma.**

207 (1) A student who qualifies for the Base Regents' Scholarship in accordance with the  
208 provisions of Section 53B-8-109 shall be awarded an additional Exemplary Academic  
209 Achievement Scholarship if the student, by September 1 of the year the student's class  
210 graduates from high school:

211 (a) completes high school with a cumulative weighted grade point average of 3.5 or

212 higher, as determined by the board's policies;

213 (b) completes the 22 unit core course of study described in Subsection 53B-8-109(1)(f)

214 with no core course grade lower than a "B"; and

215 (c) scores a composite ACT score of 26 or higher, as determined by the board's  
216 policies, which may also include required college readiness benchmark scores in English,  
217 mathematics, reading, and science.

218 (2) (a) If used at a higher education institution within the state system of higher  
219 education, an Exemplary Academic Achievement Scholarship is equal in value to 75% of the  
220 tuition costs at the selected institution.

221 (b) If used at a higher education institution that is not within the state system of higher  
222 education, an Exemplary Academic Achievement Scholarship is equal in value to 75% of the  
223 tuition costs at the institution, not to exceed 75% of the average tuition costs at the institutions  
224 within the state system of higher education.

225 (c) An Exemplary Academic Achievement Scholarship is valid for up to two years of  
226 full-time equivalent enrollment, or until the requirements of an associate's or bachelor's degree  
227 have been met, whichever is shorter.

228 (3) The board may grant a leave of absence to an Exemplary Academic Achievement  
229 Scholarship holder, but the scholarship shall be used in its entirety within five years after  
230 completion of high school.

231 (4) An Exemplary Academic Achievement Scholarship may be canceled at any time by  
232 the institution of attendance if the student fails to:

233 (a) register as a full-time student;

234 (b) maintain a "B" average for two consecutive semesters; or

235 (c) make reasonable progress towards the completion of either an associate's or  
236 bachelor's degree.

237 (5) (a) A student who qualifies for the Exemplary Academic Achievement Scholarship  
238 under this section shall also receive a Regents' Diploma Endorsement to be issued by the board.

239 (b) If qualified for in time, a Regents' Diploma Endorsement shall be awarded to the  
240 student at high school commencement exercises.

241 **Section 7. One-time appropriation.**

242 (1) There is appropriated \$50,000,000 from the Education Fund for fiscal year 2008-09



243 only, to the State Board of Regents to fund the Base Regents' Scholarships and supplemental  
244 awards established in Sections 53B-8-109, 53B-8-110, 53B-8-111, and 53B-8-112.

245 (2) It is the intent of the Legislature that the appropriation under Subsection (1) is  
246 nonlapsing.

247 Section 8. **Ongoing appropriation.**

248 (1) As an ongoing appropriation subject to future budget constraints, there is  
249 appropriated from the Education Fund for fiscal year 2008-09, \$7,500,000 to the State Board of  
250 Regents.

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

252 (a) \$500,000 of the appropriation under Subsection (1) shall be used to administer the  
253 Regents' Scholarship Program; and

254 (b) \$7,000,000 of the appropriation under Subsection (1) shall be used to fund the Base  
255 Regents' Scholarships and supplemental awards established in Sections 53B-8-109, 53B-8-110,  
256 53B-8-111, and 53B-8-112.

257 Section 9. **Effective date.**

258 This bill takes effect on July 1, 2008.

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**S.B. 180 1st Sub. (Green) - Regents' Scholarship Program**

**Fiscal Note**

2008 General Session

State of Utah

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**State Impact**

This bill appropriates \$50 million in one-time funding and \$7.5 million in ongoing funding from the Education Fund to the State Board of Regents to establish the Regents' Scholarship Program.

	<u>FY 2008</u> <u>Approp.</u>	<u>FY 2009</u> <u>Approp.</u>	<u>FY 2010</u> <u>Approp.</u>	<u>FY 2008</u> <u>Revenue</u>	<u>FY 2009</u> <u>Revenue</u>	<u>FY 2010</u> <u>Revenue</u>
Education Fund	\$0	\$7,500,000	\$7,500,000	\$0	\$0	\$0
Education Fund, One-Time	\$0	\$50,000,000	\$0	\$0	\$0	\$0
<b>Total</b>	<b>\$0</b>	<b>\$57,500,000</b>	<b>\$7,500,000</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

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**Individual, Business and/or Local Impact**

Students who earn the Regents' Scholarship will receive a financial award to be used for their higher education.