

Representative Bradley G. Last proposes the following substitute bill:

STATEWIDE DATA ALLIANCE AND UTAH FUTURES

2014 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Howard A. Stephenson

House Sponsor: Bradley G. Last

LONG TITLE

General Description:

This bill amends provisions related to Utah Futures and appropriates money to support a statewide data system for public education, higher education, and workforce data.

Highlighted Provisions:

This bill:

- amends provisions related to Utah Futures;
- establishes an evaluation panel to evaluate Utah Futures and determine whether any or all components of Utah Futures should be outsourced to a private provider;

H→ ▶ requires the evaluation panel to report to the State Board of Education, the Executive Appropriations Committee, and the Education Interim Committee; ←H and

- makes technical changes.

Money Appropriated in this Bill:

This bill appropriates in fiscal year 2015:

▶ to the Utah Education Network - Utah Education Network as an ongoing appropriation:

- from the Education Fund, \$345,000;

▶ to the Utah Education Network - Utah Education Network as a one-time appropriation:

- from the Education Fund, \$300,000;

- to the State Board of Education - State Office of Education as an ongoing



26 appropriation:

- 27 • from the Education Fund, \$355,000;
- 28 ▶ to the Utah College of Applied Technology - Administration as an ongoing

29 appropriation:

- 30 • from the Education Fund, \$245,000;
- 31 ▶ to the State Board of Regents - Administration as an ongoing appropriation:
 - 32 • from the Education Fund, \$245,000; and
 - 33 ▶ to the University of Utah - Education and General as an ongoing appropriation:
 - 34 • from the Education Fund, \$310,000.

35 **Other Special Clauses:**

36 This bill provides an effective date.

37 **Utah Code Sections Affected:**

38 AMENDS:

39 **53A-1-410**, as enacted by Laws of Utah 2012, Chapter 392

39a **H→ 63I-2-253, as last amended by Laws of Utah 2013, Chapters 173 and 434 ←H**



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

42 Section 1. Section **53A-1-410** is amended to read:

43 **53A-1-410. Utah Futures.**

44 (1) As used in this section:

45 (a) "Education provider" means:

- 46 (i) a Utah institution of higher education as defined in Section 53B-2-101; or
- 47 (ii) a Utah provider of postsecondary education.

48 (b) "Student user" means:

- 49 (i) a Utah student in kindergarten through grade 12;
- 50 (ii) a Utah post secondary education student;
- 51 (iii) a parent or guardian of a Utah public education student; or
- 52 (iv) a Utah potential post secondary education student.

53 [~~(c) "Other user" means:~~]

54 [~~(i) a jobseeker;~~]

55 [~~(ii) an adult user;~~]

56 [~~(iii) a Utah business user; or~~]

88 application process;

89 (v) apply for loans, scholarships, or grants from multiple education providers in one
 90 location without having to fully replicate the application process for multiple education
 91 providers; and

92 (vi) research open jobs from different companies within the user's career interest and
 93 apply for those jobs without having to leave the website to do so;

94 ~~[(b)]~~ (c) allow an education provider to:

95 (i) research and find student users who are interested in various educational outcomes;

96 (ii) promote the education provider's programs and schools to student users; and

97 (iii) connect with student users within the Utah Futures website;

98 ~~[(e)]~~ (d) allow a Utah business to:

99 (i) research and find student users who are pursuing educational outcomes that are
 100 consistent with jobs the Utah business is trying to fill now or in the future; and

101 (ii) market jobs and communicate with student users through the Utah Futures website
 102 as allowed by law;

103 ~~[(d)]~~ (e) allow the Department of Workforce Services to analyze and report on student
 104 user interests, education paths, and behaviors within the education system so as to predictively
 105 determine appropriate career and educational outcomes and results; and

106 ~~[(e)]~~ (f) allow all users of the Utah Futures' system to communicate and interact
 107 through social networking tools within the Utah Futures website as allowed by law.

108 (3) On or before ~~[May 15, 2012]~~ October 1, 2014, the State Board of Education, ~~H→~~ **[in**
 109 **consultation with] after consulting with** ~~←H~~ the ~~[Utah Futures Steering Committee]~~ Board of
 109a Business and Economic

110 Development created in Section 63M-1-301, may select a technology provider, through a
 111 request for proposals process, to provide technology and support for Utah Futures.

112 (4) In evaluating proposals under Subsection (3) ~~H→~~ **in consultation with the Board of**
 112a **Business and Economic Development** ~~←H~~, the State Board of Education ~~H→~~ **[and]** ~~←H~~ **[the**
 113 ~~Utah Futures Steering Committee]~~ ~~H→~~ **[Board of Business and Economic Development]** ~~←H~~
 113a shall ensure

114 that the technology provided by a proposer:

115 (a) allows Utah Futures to license ~~[and host]~~ the selected service oriented architecture
 116 technologies ~~[on Utah Futures' servers];~~

117 (b) allows Utah Futures to protect ~~[and control]~~ all user data within the system by
 118 leveraging role architecture;

119 (c) allows Utah Futures to [~~directly control and~~] update the user interface, APIs, and
 120 web services software layers as needed; [~~and~~]

121 (d) provides the ability for a student user to have a secure profile and login to access
 122 and to store personal information related to the services listed in Subsection (2) via the
 123 Internet[-:];

124 (e) protects all user data within Utah Futures;

125 (f) allows the State Board of Education to license the technology of the selected
 126 technology provider; and

127 (g) provides technology able to support application programming interfaces to integrate
 128 technology of other third party providers, which may include cloud-based technology.

129 (5) (a) On or before August 1, 2014, the evaluation panel described in Subsection
 130 (5)(b), using the criteria described in Subsection (5)(c), shall evaluate Utah Futures and
 131 determine whether any or all components of Utah Futures, as described in this section, should
 132 be outsourced to a private provider or built in-house by the participating state agencies.

133 (b) The evaluation panel described in Subsection (5)(a) shall consist of the following
 134 members, appointed by the governor ~~H~~→ after consulting with the State Board
 134a of Education ←H :

135 (i) five members who represent business, including:

136 (A) one member who has extensive knowledge and experience in information
 137 technology; and

138 (B) one member who has extensive knowledge and experience in human resources;

139 (ii) one member who is a user of the information provided by Utah Futures;

140 (iii) one member who is a parent of a student who uses Utah Futures;

141 (iv) one member who:

142 (A) is an educator as defined in Section 53A-6-103; and

143 (B) teaches students who use Utah Futures; and

144 (v) one member who is a high school counselor licensed under Title 53A, Chapter 6,
 145 Educator Licensing and Professional Practices Act.

146 (c) The evaluation panel described in Subsections (5)(a) and (b) shall consider at least
 147 the following criteria to make the determination described in Subsection (5)(a):

148 (i) the complete functional capabilities of a private technology provider versus an
 149 in-house version;

150 (ii) the cost of purchasing privately developed technology versus continuing to develop
151 or build an in-house version;

152 (iii) the data and security capabilities of a private technology provider versus an
153 in-house version;

154 (iv) the time frames to implementation; and

155 (v) the best practices and examples of other states who have implemented a tool similar
156 to Utah Futures.

156a **H→ (d) On or before September 30, 2014, the evaluation panel shall report the**
156b **determination to:**

156c **(i) the State Board of Education;**

156c1 **(ii) the Executive Appropriations Committee; and**

156d **(iii) the Education Interim Committee.**

156e **Section 2. Section 63I-2-253 is amended to read:**

156f **63I-2-253. Repeal dates -- Titles 53, 53A, and 53B.**

156g **(1) Section 53A-1-402.7 is repealed July 1, 2014.**

156h **(2) Section 53A-1-403.5 is repealed July 1, 2017.**

156i **(3) Subsection 53A-1-410(5) is repealed July 1, 2015.**

156j **[~~3~~] (4) Section 53A-1-411 is repealed July 1, 2016.**

156k **[~~4~~] (5) Section 53A-1-412 is repealed July 1, 2013.**

156l **[~~5~~] (6) Section 53A-1a-513.5 is repealed July 1, 2017.**

156m **[~~6~~] (7) Title 53A, Chapter 1a, Part 10, UPSTART, is repealed July 1, 2014.**

156n **[~~7~~] (8) Title 53A, Chapter 8a, Part 8, Peer Assistance and Review Pilot Program, is repealed**
156o **July 1, 2017.**

156p **[~~8~~] (9) Subsection 53A-13-110(4) is repealed July 1, 2013.**

156q **[~~9~~] (10) Section 53A-17a-169 is repealed July 1, 2016.←H**

157 **Section H→ [2] 3 ←H . Appropriation.**

158 Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, for
159 the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following sums of money
160 are appropriated from resources not otherwise appropriated, or reduced from amounts
161 previously appropriated, out of the funds or accounts indicated. These sums of money are in
162 addition to any amounts previously appropriated for fiscal year 2015.

163 To Utah Education Network - Utah Education Network

164 From Education Fund \$345,000

165 From Education Fund, One-time \$300,000

166 Schedule of Programs: