

**Representative Rebecca P. Edwards** proposes the following substitute bill:

**UTAH FUTURES PARTICIPATION AMENDMENTS**

2015 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Todd Weiler**

House Sponsor: **Rebecca P. Edwards**

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**LONG TITLE**

**General Description:**

This bill modifies provisions of the Utah Futures program.

**Highlighted Provisions:**

This bill:

▶ amends the Department of Workforce Services, the State Board of Regents, and the State Board of Education's participation in the Utah Futures program.

**Money Appropriated in this Bill:**

This bill appropriates in fiscal year 2016:

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

- from the General Fund, \$2,000,000.

**Other Special Clauses:**

This bill provides a special effective date.

This bill provides a coordination clause.

**Utah Code Sections Affected:**

RENUMBERS AND AMENDS:

**53B-17-108**, (Renumbered from 53A-1-410, as last amended by Laws of Utah 2014, Chapter 372)



26 Utah Code Sections Affected by Coordination Clause:

27 53B-17-108, Utah Code Annotated 1953



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

30 Section 1. Section 53B-17-108, which is renumbered from Section 53A-1-410 is  
31 renumbered and amended to read:

32 ~~[53A-1-410].~~ **53B-17-108. Utah Futures.**

33 (1) As used in this section:

34 (a) "Education provider" means:

35 (i) a Utah institution of higher education as defined in Section 53B-2-101; or

36 (ii) a Utah provider of postsecondary education.

37 (b) "Student user" means:

38 (i) a Utah student in kindergarten through grade 12;

39 (ii) a Utah post secondary education student;

40 (iii) a parent or guardian of a Utah public education student; or

41 (iv) a Utah potential post secondary education student.

42 (c) "Utah Futures" means a career planning program developed and administered by  
43 the ~~[Department of Workforce Services, the State Board of Regents, and the State Board of~~  
44 ~~Education]~~ Utah Futures Steering Committee.

45 (d) "Utah Futures Steering Committee" means a committee of members designated by  
46 the governor to administer and manage Utah Futures ~~[in collaboration with the Department of~~  
47 ~~Workforce Services, the State Board of Regents, and the State Board of Education].~~

48 (2) The Utah Futures Steering Committee shall ensure, as funding allows and is  
49 feasible, that Utah Futures will:

50 (a) allow a student user to:

51 (i) access the student user's full academic record;

52 (ii) electronically allow the student user to give access to the student user's academic  
53 record and related information to an education provider as allowed by law;

54 (iii) access information about different career opportunities and understand the related  
55 educational requirements to enter that career;

56 (iv) access information about education providers;

57 (v) access up to date information about entrance requirements to education providers;

58 (vi) apply for entrance to multiple schools without having to fully replicate the

59 application process;

60 (vii) apply for loans, scholarships, or grants from multiple education providers in one

61 location without having to fully replicate the application process for multiple education

62 providers; and

63 (viii) research open jobs from different companies within the user's career interest and

64 apply for those jobs without having to leave the website to do so;

65 (b) allow all users to:

66 (i) access information about different career opportunities and understand the related

67 educational requirements to enter that career;

68 (ii) access information about education providers;

69 (iii) access up-to-date information about entrance requirements to education providers;

70 (iv) apply for entrance to multiple schools without having to fully replicate the

71 application process;

72 (v) apply for loans, scholarships, or grants from multiple education providers in one

73 location without having to fully replicate the application process for multiple education

74 providers; and

75 (vi) research open jobs from different companies within the user's career interest and

76 apply for those jobs without having to leave the website to do so;

77 (c) allow an education provider to:

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

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

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

81 (d) allow a Utah business to:

82 (i) research and find student users who are pursuing educational outcomes that are

83 consistent with jobs the Utah business is trying to fill now or in the future; and

84 (ii) market jobs and communicate with student users through the Utah Futures website

85 as allowed by law;

86 (e) ~~[allow the Department of Workforce Services to analyze and report]~~ provide

87 analysis and reporting on student user interests, education paths, and behaviors within the

88 education system so as to predictively determine appropriate career and educational outcomes  
89 and results; and

90 (f) allow all users of the Utah Futures' system to communicate and interact through  
91 social networking tools within the Utah Futures website as allowed by law.

92 (3) On or before October 1, 2014, the State Board of Education, after consulting with  
93 the Board of Business and Economic Development created in Section 63M-1-301, may select a  
94 technology provider, through a request for proposals process, to provide technology and  
95 support for Utah Futures.

96 (4) In evaluating proposals under Subsection (3) in consultation with the Board of  
97 Business and Economic Development, the State Board of Education shall ensure that the  
98 technology provided by a proposer:

99 (a) allows Utah Futures to license the selected service oriented architecture  
100 technologies;

101 (b) allows Utah Futures to protect all user data within the system by leveraging role  
102 architecture;

103 (c) allows Utah Futures to update the user interface, APIs, and web services software  
104 layers as needed;

105 (d) provides the ability for a student user to have a secure profile and login to access  
106 and to store personal information related to the services listed in Subsection (2) via the  
107 Internet;

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

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

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

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

117 (b) The evaluation panel described in Subsection (5)(a) shall consist of the following  
118 members, appointed by the governor after consulting with the State Board of Education:

- 119 (i) five members who represent business, including:
- 120 (A) one member who has extensive knowledge and experience in information
- 121 technology; and
- 122 (B) one member who has extensive knowledge and experience in human resources;
- 123 (ii) one member who is a user of the information provided by Utah Futures;
- 124 (iii) one member who is a parent of a student who uses Utah Futures;
- 125 (iv) one member who:
- 126 (A) is an educator as defined in Section 53A-6-103; and
- 127 (B) teaches students who use Utah Futures; and
- 128 (v) one member who is a high school counselor licensed under Title 53A, Chapter 6,
- 129 Educator Licensing and Professional Practices Act.
- 130 (c) The evaluation panel described in Subsections (5)(a) and (b) shall consider at least
- 131 the following criteria to make the determination described in Subsection (5)(a):
- 132 (i) the complete functional capabilities of a private technology provider versus an
- 133 in-house version;
- 134 (ii) the cost of purchasing privately developed technology versus continuing to develop
- 135 or build an in-house version;
- 136 (iii) the data and security capabilities of a private technology provider versus an
- 137 in-house version;
- 138 (iv) the time frames to implementation; and
- 139 (v) the best practices and examples of other states who have implemented a tool similar
- 140 to Utah Futures.
- 141 (d) On or before September 30, 2014, the evaluation panel shall report the
- 142 determination to:
- 143 (i) the State Board of Education;
- 144 (ii) the Executive Appropriations Committee; and
- 145 (iii) the Education Interim Committee.

146 **Section 2. Appropriation.**

147 Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, for  
148 the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following sums of money  
149 are appropriated from resources not otherwise appropriated, or reduced from amounts

150 previously appropriated, out of the funds or accounts indicated. These sums of money are in  
151 addition to any amounts previously appropriated for fiscal year 2016.

152	<u>To Utah Education and Telehealth Network - Utah Education and Telehealth Network</u>	
153	<u>From General Fund, One-time</u>	<u>\$2,000,000</u>
154	<u>Schedule of Programs:</u>	
155	<u>Utah Futures</u>	<u>\$2,000,000</u>

156 The Legislature intends that:

157 (1) the Utah Education and Telehealth Network use the appropriation for Utah Futures  
158 as directed by the board in consultation with the Utah Futures Steering Committee as described  
159 in Section 53B-17-108; and

160 (2) under Section 63J-1-603, the appropriation provided under this section not lapse at  
161 the close of fiscal year 2016, and that the use of any nonlapsing funds is limited to the purposes  
162 described in Section 53B-17-108.

163 **Section 3. Effective date.**

164 (1) Except as provided in Subsection (2), this bill takes effect on May 12, 2015.

165 (2) Uncodified Section 2, Appropriation, takes effect on July 1, 2015.

166 **Section 4. Coordinating S.B. 243 with S.B. 283 -- Substantive and technical**  
167 **amendments.**

168 If this S.B. 243 and S.B. 283, Post-secondary Career and Educational Choice  
169 Amendments, both pass and become law, it is the intent of the Legislature that the Office of  
170 Legislative Research and General Counsel, in preparing the Utah Code database for  
171 publication, that the:

172 (1) amendments to Section 53B-17-108 in S.B. 283 supersede the amendments to  
173 Section 53B-17-108 in S.B. 243; and

174 (2) the appropriation in S.B. 283 supersedes the appropriation in S.B. 243.