

1 **COLLEGE OF MINES AND EARTH SCIENCES**

2 **AMENDMENTS**

3 2020 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: David P. Hinkins**

6 House Sponsor: _____

7

8 **LONG TITLE**

9 **General Description:**

10 This bill requires that the College of Mines and Earth Sciences be transferred from the
11 University of Utah to Utah State University Eastern.

12 **Highlighted Provisions:**

13 This bill:

- 14 ▶ defines terms; and
- 15 ▶ requires that the College of Mines and Earth Sciences and all departments in the
16 college, the Utah Engineering Experiment Station established in conjunction with
17 the College of Mines and Earth Sciences, and the Utah Research Institute for Mine
18 Safety and Productivity, be transferred from the University of Utah to Utah State
19 University Eastern before the beginning of the fall semester of 2022.

20 **Money Appropriated in this Bill:**

21 None

22 **Other Special Clauses:**

23 None

24 **Utah Code Sections Affected:**

25 AMENDS:

26 **40-2-205**, as enacted by Laws of Utah 2015, Chapter 27

27 **53B-17-401**, as last amended by Laws of Utah 1988, Chapter 32



28 [53B-17-402](#), as last amended by Laws of Utah 1989, Chapter 22

29 [53B-17-403](#), as enacted by Laws of Utah 1987, Chapter 167



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

32 Section 1. Section **40-2-205** is amended to read:

33 **40-2-205. Utah Research Institute for Mine Safety and Productivity --**

34 **Designation -- Duties.**

35 (1) As used in this section~~["institute"]~~:

36 (a) "College" means the College of Mines and Earth Sciences established in Section
37 [53B-17-401](#).

38 (b) "Institute" means the [~~University of~~] Utah Center for Mining Safety and Health
39 Excellence, designated as the Utah Research Institute for Mine Safety and Productivity in
40 Subsection (2).

41 (2) The [~~University of~~] Utah Center for Mining Safety and Health Excellence is
42 designated as the Utah Research Institute for Mine Safety and Productivity.

43 (3) In coordination with the council, the institute may:

44 (a) organize symposia, presentations, or other academic meetings; and

45 (b) identify and propose research projects on topics related to mining safety and
46 productivity.

47 (4) (a) The institute shall transfer to Utah State University Eastern no later than August
48 31, 2022, in conjunction with the transfer of the college described in Section [53B-17-401](#).

49 (b) Following the transfer of the institute, the institute shall be located in the
50 geographic region served by Utah State University Eastern.

51 Section 2. Section **53B-17-401** is amended to read:

52 **53B-17-401. College of Mines and Earth Sciences -- Beneficiary of land grants --**
53 **Courses of study.**

54 (1) As used in this section "college" means the College of Mines and Earth Sciences
55 established in this section.

56 (2) There is established a College of Mines and Earth Sciences [~~at the University of~~
57 ~~Utah~~].

58 [~~2~~] (3) The college is the beneficiary of all land grants and appropriations made or to

59 be made by the United States to the state for the establishment and maintenance of a school of
60 mines.

61 (4) The college, including all departments within the college, shall transfer to Utah
62 State University Eastern no later than August 31, 2022.

63 (5) Following the transfer of the college to Utah State University Eastern:

64 (a) faculty of the college at the University of Utah shall:

65 (i) retain their positions within the college at Utah State University Eastern; or

66 (ii) be offered a comparable position at the University of Utah; and

67 (b) Utah State University Eastern shall be the beneficiary of all land grants and

68 appropriations described in Subsection (3), and the proceeds from land described in Subsection

69 (3).

70 ~~[(3)]~~ (6) (a) The college [may] shall offer [courses] accredited degrees in and related to
71 mining, metallurgical engineering, and electrical engineering, [and other branches of
72 engineering that pertain to mining] including mineral processing and extractive metallurgy.

73 (b) The college may offer courses in electrical engineering, geology, geophysics,

74 industrial safety, mineral resource management, and other areas pertinent to the viability and

75 sustainability of the state's mineral resources industries.

76 Section 3. Section **53B-17-402** is amended to read:

77 **53B-17-402. Utah Engineering Experiment Station.**

78 (1) As used in this section, "station" means the Utah Engineering Experiment Station
79 established in this section.

80 (2) There is established a Utah Engineering Experiment Station in conjunction with the
81 College of Mines and Earth Sciences.

82 ~~[(2)]~~ (3) [The] Except as provided in Subsection (4), the station is controlled and
83 managed by the University of Utah.

84 (4) (a) The station shall transfer to Utah State University Eastern no later than August

85 31, 2022, in conjunction with the transfer of the College of Mines and Earth Sciences described
86 in Subsection [53B-17-401\(4\)](#).

87 (b) Following the transfer of the station, the station shall be:

88 (i) controlled and managed by Utah State University Eastern; and

89 (ii) located in the geographic region served by Utah State University Eastern.

90 Section 4. Section **53B-17-403** is amended to read:

91 **53B-17-403. Functions of the station.**

92 (1) As used in this section, "station" means the same as that term is defined in Section
93 53B-17-402.

94 ~~[(+)]~~ (2) The station has the following functions:

95 (a) to conduct experiments and investigations on matters that have the potential to
96 benefit the state's industrial interests or would be for the public good; and

97 (b) to inform the public of the results of the experiments and investigations conducted
98 by the station.

99 ~~[(2)]~~ (3) The station is not to conduct experiments or investigations on those matters
100 that more properly relate to the functions of Utah State University's agricultural experiment
101 station established in Section 53B-18-101.

102 ~~[(3)]~~ (4) (a) ~~[(The)]~~ Except as provided in Subsection (4)(b), the University of Utah
103 ~~[makes]~~ shall make an annual report on the ~~[engineering experiment]~~ station to the governor at
104 a time designated by the governor.

105 (b) Following the transfer of the station to Utah State University Eastern described in
106 Section 53B-17-402, Utah State University Eastern shall make an annual report on the station
107 to the governor at a time designated by the governor.