

## HB0278S01 compared with HB0278

~~text~~ shows text that was in HB0278 but was deleted in HB0278S01.

text shows text that was not in HB0278 but was inserted into HB0278S01.

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Senator Don L. Ipson proposes the following substitute bill:

### NAME CHANGE PROCESS FOR DIXIE STATE

#### UNIVERSITY

2021 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Kelly B. Miles**

Senate Sponsor: ~~\_\_\_\_\_~~ Don L. Ipson

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#### LONG TITLE

##### General Description:

This bill requires a process for the Dixie State University Board of Trustees, in consultation with the Utah Board of Higher Education, to select and recommend a ~~new~~ name for the institution and, if the boards choose, forward the name to the Legislature.

##### Highlighted Provisions:

This bill:

- requires a process for the Dixie State University Board of Trustees (board of trustees), in consultation with the Utah Board of Higher Education, to ~~select and~~ recommend a ~~new~~ name for the institution and, if the boards choose, forward the name to the Legislature;

## HB0278S01 compared with HB0278

- ▶ requires the ~~{Education Interim}~~ board of trustees to create a Heritage Committee to ~~{prepare}~~ preserve the heritage, culture, and ~~{consider legislation incorporating}~~ history of the ~~{new name for}~~ region and the institution ~~{in the Utah Code to the Legislature}~~; and
- ▶ makes technical changes.

### Money Appropriated in this Bill:

~~{None}~~ This bill appropriates in fiscal year 2022:

- ▶ To Dixie State University - Education and General as a one-time appropriation:
  - from General Fund, One-time, \$500,000.

### Other Special Clauses:

~~{None}~~ This bill provides a coordination clause.

### Utah Code Sections Affected:

AMENDS:

**53B-2-111**, as enacted by Laws of Utah 2013, Chapter 10

ENACTS:

**53B-16-502**, Utah Code Annotated 1953

Utah Code Sections Affected by Coordination Clause:

**53B-16-502**, Utah Code Annotated 1953

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

Section 1. Section **53B-2-111** is amended to read:

**53B-2-111. Dixie State University -- Institutional name change.**

(1) As used in this Section:

(a) "Board of trustees" means the board of trustees of Dixie State University.

(b) "Institution" means Dixie State University.

~~[(1)]~~ (2) (a) Dixie State College of Utah shall be known as Dixie State University.

~~[(2)]~~ (b) Dixie State University is a continuation of Dixie State College of Utah and

shall:

~~[(a)]~~ (i) possess all rights, titles, privileges, powers, immunities, franchises, endowments, property, and claims of Dixie State College of Utah; and

~~[(b)]~~ (ii) fulfill and perform all obligations of Dixie State College of Utah, including

## HB0278S01 compared with HB0278

obligations relating to outstanding bonds and notes.

~~(2) (a) As used in this Subsection (2):~~

~~(i) "Board of trustees" means the board of trustees of Dixie State University.~~

~~(ii) "Institution" means Dixie State University.~~

~~(b) 3) The board of trustees ~~shall,~~ in consultation with the ~~board:~~~~

~~(i) develop a process to select a new~~ Utah Board of Higher Education shall:

(a) create a committee to recommend a name for the institution ~~that involves the~~; and

(b) ensure that the committee:

(i) represents students, university personnel, community members, and industry leaders

in the committee's membership;

(ii) provides opportunity for input ~~from~~ and collaboration with the public, including:

(A) residents of southwestern Utah;

(B) institutional partners; and

(C) university faculty, staff, students, and alumni;

~~(iii) through the process~~ iii) reviews options for the institution's name; and

iv) makes recommendations regarding the institution's name to the board of trustees.

(4) (a) The board of trustees shall:

(i) review the committee's recommendation described in Subsection ~~(2) 3)(b); and~~

~~(ii) ~~select~~ choose whether to forward a ~~new~~ name for the institution ~~that:~~~~

~~(A) does not include the term "Dixie"; and~~

~~(B) to the Utah Board of Higher Education.~~

(b) Should the board of trustees choose to forward a name for the institution to the

Utah Board of Higher Education under Subsection (4)(a), the board of trustees shall ensure that the name:

(i) reflects the institution's mission and significance to the surrounding region and state; and

~~(iii) present a new~~ ii) enables the institution to compete and be recognized nationally.

(c) Should the board of trustees recommend a name for the institution under Subsection (4)(a), the Utah Board of Higher Education shall vote on whether to approve and recommend the name to the Legislature.

## HB0278S01 compared with HB0278

(5) Should the Utah Board of Higher Education and the board of trustees recommend a name for the institution ~~to the board:~~

~~— (c) The board shall vote to:~~

~~— (i) approve to recommend} to the Legislature {the new name presented under Subsection (2)(a)(iii); or~~

~~— (ii) request that the board of trustees consider a different new name.~~

~~— (3) (a) The board} through the process described in Subsections (3) and (4), the Utah Board of Higher Education and the board of trustees shall recommend {to }the {Legislature a new} name for the institution {resulting from the process described in Subsection (2) to the Education Interim} to the Legislative Management Committee no later than November 1, 2021.~~

~~{(b) During the first interim meeting after receiving the new name for} Section 2. Section 53B-16-502 is enacted to read:~~

### 53B-16-502. Heritage Committee.

Should the Dixie State University board of trustees and the Utah Board of Higher Education forward a name to the Legislature that does not include the term "Dixie" under Section 53B-2-111, the board of trustees shall establish a Heritage Committee to identify and implement strategies to preserve the heritage, culture, and history of the region on the campus of the institution~~{ under Subsection (3)(a) and no later than the November interim meeting, the Education Interim Committee shall prepare and consider legislation for introduction in the next general or special legislative session to incorporate the new name for the institution into the Utah Code.~~

, including the regional significance of the term "Dixie."

### Section 3. Appropriation.

The following sums of money are appropriated for the fiscal year beginning July 1, 2021, and ending June 30, 2022. These are additions to amounts previously appropriated for fiscal year 2022. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the Legislature appropriates the following sums of money from the funds or accounts indicated for the use and support of the government of the state of Utah.

#### ITEM 1

To Dixie State University - Education and General

From General Fund, One-time

500,000

## **HB0278S01 compared with HB0278**

### Schedule of Programs:

Education and General

500,000

The Legislature intends that appropriations provided under this section be used for the Heritage Committee described in Section 53B-16-502.

### Section 4. Coordinating H.B. 278 with H.B. 279 -- Technical amendment.

If this H.B. 278 and H.B. 279, Higher Education for Incarcerated Youth, both pass and become law, it is the intent of the Legislature that the Office of Legislative Research and General Counsel renumber Section 53B-16-502 in this bill to Section 53B-30-401 in preparing the Utah Code database for publication.