

HIGHER EDUCATION PERFORMANCE FUNDING

2021 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Ann Millner

House Sponsor: _____

LONG TITLE

General Description:

This bill amends provisions related to higher education goals and funding based on an institution's performance.

Highlighted Provisions:

This bill:

- ▶ requires the Utah Board of Higher Education (board) to:
 - set five-year goals for the state system of higher education;
 - set five-year goals for each degree-granting institution and technical college that align with each system five-year goal;
 - establish a model for determining a degree-granting institution's or technical college's performance in meeting the goals the board sets; and
 - every five years, submit the goals and model to the Higher Education Appropriations Subcommittee and governor for comment;
- ▶ requires the Executive Appropriations Committee, the Higher Education Appropriations Subcommittee, and the Education Interim Committee to, every five years, prepare and consider legislation to adopt the goals and model the board submits;
- ▶ amends the distribution of the money in the Performance Funding Restricted Account to degree-granting institutions and technical colleges;
- ▶ permits the board to set aside unearned performance funding and allocate the



28 set-aside funds to a degree-granting institution or technical college that meets or exceeds goals;

29 ▶ defines terms; and

30 ▶ makes technical and conforming changes.

31 **Money Appropriated in this Bill:**

32 None

33 **Other Special Clauses:**

34 None

35 **Utah Code Sections Affected:**

36 AMENDS:

37 **53B-1-301**, as last amended by Laws of Utah 2020, Chapters 365 and 403

38 **53B-7-702**, as last amended by Laws of Utah 2020, Chapter 365

39 **53B-7-703**, as last amended by Laws of Utah 2020, Chapter 365

40 **53B-7-705**, as last amended by Laws of Utah 2020, Chapter 365

41 **53B-7-706**, as last amended by Laws of Utah 2020, Chapter 365

42 **53E-1-201**, as last amended by Laws of Utah 2020, Chapters 51, 174, 254, 274, 321,

43 354, 365 and last amended by Coordination Clause, Laws of Utah 2020, Chapters

44 254, 274, and 321

45 **63I-2-253**, as last amended by Laws of Utah 2020, Sixth Special Session, Chapter 13



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

48 Section 1. Section **53B-1-301** is amended to read:

49 **53B-1-301. Reports to and actions of the Higher Education Appropriations**

50 **Subcommittee.**

51 (1) In accordance with applicable provisions and Section **68-3-14**, the following
52 recurring reports are due to the Higher Education Appropriations Subcommittee:

53 (a) the reports described in Sections **34A-2-202.5**, **53B-17-804**, and **59-9-102.5** by the
54 Rocky Mountain Center for Occupational and Environmental Health;

55 (b) the report described in Section **53B-7-101** by the board on recommended
56 appropriations for higher education institutions, including the report described in Section
57 **53B-8-104** by the board on the effects of offering nonresident partial tuition scholarships;

58 (c) the report described in Section **53B-7-704** by the Department of Workforce

- 59 Services and the Governor's Office of Economic Development on targeted jobs;
- 60 (d) the reports described in Section 53B-7-705 by the board on performance;
- 61 (e) the report described in Section 53B-8-201 by the board on the Regents' Scholarship
62 Program;
- 63 (f) the report described in Section 53B-8-303 by the board regarding Access Utah
64 promise scholarships;
- 65 (g) the report described in Section 53B-8d-104 by the Division of Child and Family
66 Services on tuition waivers for wards of the state;
- 67 (h) the report described in Section 53B-12-107 by the Utah Higher Education
68 Assistance Authority;
- 69 (i) the report described in Section 53B-13a-104 by the board on the Success Stipend
70 Program;
- 71 (j) the report described in Section 53B-17-201 by the University of Utah regarding the
72 Miners' Hospital for Disabled Miners;
- 73 (k) the report described in Section 53B-26-103 by the Governor's Office of Economic
74 Development on high demand technical jobs projected to support economic growth;
- 75 (l) the report described in Section 53B-26-202 by the Medical Education Council on
76 projected demand for nursing professionals; and
- 77 (m) the report described in Section 53E-10-308 by the State Board of Education and
78 board on student participation in the concurrent enrollment program.
- 79 (2) In accordance with applicable provisions and Section 68-3-14, the following
80 occasional reports are due to the Higher Education Appropriations Subcommittee:
- 81 (a) upon request, the information described in Section 53B-8a-111 submitted by the
82 Utah Educational Savings Plan;
- 83 (b) as described in Section 53B-26-103, a proposal by an eligible partnership related to
84 workforce needs for technical jobs projected to support economic growth;
- 85 (c) a proposal described in Section 53B-26-202 by an eligible program to respond to
86 projected demand for nursing professionals;
- 87 (d) a report in 2023 from Utah Valley University and the Utah Fire Prevention Board
88 on the fire and rescue training program described in Section 53B-29-202; and
- 89 (e) the reports described in Section 63C-19-202 by the Higher Education Strategic

90 Planning Commission on the commission's progress.

91 (3) In accordance with applicable provisions, the Higher Education Appropriations
92 Subcommittee shall complete the following:

93 (a) as required by Section 53B-7-703, the review of performance funding described in
94 Section 53B-7-703;

95 [~~(b)~~ the review described in Section 53B-7-705 of the implementation of performance
96 funding;]

97 [~~(c)~~ (b) an appropriation recommendation described in Section 53B-26-103 to fund a
98 proposal responding to workforce needs of a strategic industry cluster;

99 [~~(d)~~ (c) an appropriation recommendation described in Section 53B-26-202 to fund a
100 proposal responding to projected demand for nursing professionals; and

101 [~~(e)~~ (d) review of the report described in Section 63B-10-301 by the University of
102 Utah on the status of a bond and bond payments specified in Section 63B-10-301.

103 Section 2. Section 53B-7-702 is amended to read:

104 **53B-7-702. Definitions.**

105 As used in this part:

106 (1) "Account" means the Performance Funding Restricted Account created in Section
107 53B-7-703.

108 (2) "Estimated revenue growth from targeted jobs" means the estimated increase in
109 individual income tax revenue generated by individuals employed in targeted jobs, determined
110 by the Department of Workforce Services in accordance with Section 53B-7-704.

111 (3) "Full new performance funding amount" means the maximum amount of new
112 performance funding that a degree-granting institution or technical college may qualify for in a
113 fiscal year, determined by the Legislature in accordance with Section 53B-7-705.

114 (4) "Full-time" means the number of credit hours the board determines is full-time
115 enrollment for a student.

116 (5) "GOED" means the Governor's Office of Economic Development created in
117 Section 63N-1-201.

118 (6) "Job" means an occupation determined by the Department of Workforce Services.

119 (7) "Membership hour" means 60 minutes of scheduled instruction provided by a
120 technical college to a student enrolled in the technical college.

121 (8) "New performance funding" means the difference between the total amount of
 122 money in the account and the amount of money appropriated from the account for performance
 123 funding in the current fiscal year.

124 (9) "Performance" means total performance across the metrics described in~~[-]~~ Sections
 125 53B-7-706 and 53B-7-707.

126 [~~(a) Section 53B-7-706 for a degree-granting institution; or]~~

127 [~~(b) Section 53B-7-707 for a technical college.~~]

128 (10) "Research university" means the University of Utah or Utah State University.

129 (11) "Targeted job" means a job designated by the Department of Workforce Services
 130 or GOED in accordance with Section 53B-7-704.

131 (12) "Technical college" means:

132 (a) the same as that term is defined in Section 53B-1-101.5;

133 (b) Salt Lake Community College's School of Applied Technology established in
 134 Section 53B-16-209;

135 (c) a USU regional institution as that term is defined in Section 53B-16-207; and

136 (d) Snow College Richfield campus established in Section 53B-16-205.

137 [~~(12)~~] (13) "Technical college graduate" means an individual who:

138 (a) has earned a certificate from an accredited program at a technical college; and

139 (b) is no longer enrolled in the technical college.

140 Section 3. Section **53B-7-703** is amended to read:

141 **53B-7-703. Performance Funding Restricted Account -- Creation -- Deposits into**
 142 **account -- Legislative review.**

143 (1) There is created within the Education Fund a restricted account known as the
 144 "Performance Funding Restricted Account."

145 (2) Money in the account shall be:

146 (a) used for performance funding for:

147 (i) degree-granting institutions; and

148 (ii) technical colleges; and

149 (b) appropriated by the Legislature in accordance with Section 53B-7-705.

150 (3) (a) Money in the account shall earn interest.

151 (b) All interest earned on account money shall be deposited into the account.

152 (4) (a) Except as provided in Subsection (4)(b)(~~(ii)~~), the Division of Finance shall
153 deposit into the account an amount equal to ~~[(i) 14% of the estimated revenue growth from~~
154 ~~targeted jobs upon appropriation by the Legislature for the fiscal year beginning on July 1,~~
155 ~~2018; and (ii)]~~ 20% of the estimated revenue growth from targeted jobs upon appropriation by
156 the Legislature for a fiscal year beginning on or after July 1, 2019.

157 (b) (i) As used in this Subsection (4)(b), "total higher education appropriations" means,
158 for the current fiscal year, the total state funded appropriations to:

159 (A) the board;

160 (B) degree-granting institutions; and

161 (C) technical colleges.

162 (ii) If a deposit described in Subsection (4)(a) would exceed 10% of total higher
163 education appropriations, upon appropriation by the Legislature, the Division of Finance shall
164 deposit into the account an amount equal to 10% of total higher education appropriations.

165 (c) The Legislature may appropriate money to the account.

166 (5) (a) As used in this Subsection (5):

167 (i) "Base budget" means the same as that term is defined in legislative rule.

168 (ii) "Remaining available ongoing Education Fund revenue" means the difference
169 between:

170 (A) the estimated ongoing Education Fund and Uniform School Fund revenue
171 available for the Legislature to appropriate in the next fiscal year; and

172 (B) the amount of ongoing appropriations from the Education Fund and Uniform
173 School Fund for the current year plus ongoing appropriations required under Sections
174 53F-9-201 and 53F-9-204 for the next fiscal year.

175 (b) Except as described in Subsection (5)(c), for a fiscal year beginning on or after July
176 1, 2022, when preparing the Higher Education Base Budget, the Office of the Legislative Fiscal
177 Analyst shall:

178 (i) include in the base budget the lesser of the amount described in Subsection (4) or
179 the remaining available ongoing Education Fund revenue; and

180 (ii) appropriate the funds described in Subsection (5)(b)(i) to the Utah Board of Higher
181 Education to distribute to institutions as described in Section 53B-7-705.

182 (c) In a fiscal year beginning on or after July 1, 2022, in which the remaining available

183 ongoing Education Fund revenue is less than zero, when preparing the base budget, the Office
 184 of the Legislative Fiscal Analyst shall include in the base budget the current year ongoing
 185 appropriation described in Subsection (4), adjusted for any base budget reductions as directed
 186 by the Executive Appropriations Committee.

187 ~~[(5)]~~ (6) During the interim following a legislative general session in which an amount
 188 described in Subsection (4)(b) is deposited into the account, the Higher Education
 189 Appropriations Subcommittee shall review performance funding described in this part and
 190 make recommendations to the Legislature about:

191 (a) the performance levels required for degree-granting institutions and technical
 192 colleges to receive performance funding as described in Section 53B-7-705;

193 (b) the performance metrics described in Sections 53B-7-706 and 53B-7-707; and

194 (c) the amount of individual income tax revenue dedicated to higher education
 195 performance funding.

196 Section 4. Section 53B-7-705 is amended to read:

197 **53B-7-705. Determination of full new performance funding amount -- Role of**
 198 **appropriations subcommittee -- Program review.**

199 (1) In accordance with this section, and based on money deposited into the account, the
 200 Legislature shall, as part of the higher education appropriations budget process, annually
 201 determine the full new performance funding amount for each:

202 (a) degree-granting institution; and

203 (b) technical college.

204 (2) (a) ~~[The]~~ Before January 1, 2023, the Legislature shall annually allocate:

205 ~~[(a)]~~ (i) 90% of the money in the account to degree-granting institutions; and

206 ~~[(b)]~~ (ii) 10% of the money in the account to technical colleges.

207 (b) After January 1, 2023, the Legislature shall annually allocate:

208 (i) 85% of the money in the account to degree-granting institutions; and

209 (ii) 15% of the money in the account to technical colleges.

210 (3) (a) The Legislature shall determine a degree-granting institution's full new

211 performance funding amount based on the degree-granting institution's prior year share of:

212 (i) full-time equivalent enrollment in all degree-granting institutions; and

213 (ii) the total state-funded appropriated budget for all degree-granting institutions.

214 (b) In determining a degree-granting institution's full new performance funding
215 amount, the Legislature shall give equal weight to the factors described in Subsections (3)(a)(i)
216 and (ii).

217 (4) (a) The Legislature shall determine a technical college's full new performance
218 funding amount based on the technical college's prior year share of:

- 219 (i) (A) before January 1, 2023, membership hours for all technical colleges; and
220 (B) after January 1, 2023, full-time equivalent enrollment for all technical colleges; and
221 (ii) the total state-funded appropriated budget for all technical colleges.

222 (b) In determining a technical college's full new performance funding amount, the
223 Legislature shall give equal weight to the factors described in Subsections (4)(a)(i) and (ii).

224 (5) Annually, at least 30 days before the first day of the legislative general session the
225 board shall submit a report to the Higher Education Appropriations Subcommittee on each
226 degree-granting institution's and each technical college's performance.

227 (6) (a) In accordance with this Subsection (6), and based on the report described in
228 Subsection (5), the Legislature shall determine for each degree-granting institution and each
229 technical college:

- 230 (i) the portion of the full new performance funding amount earned; and
231 (ii) the amount of new performance funding to recommend that the Legislature
232 appropriate, from the account, to the degree-granting institution or technical college.

233 (b) (i) This Subsection (6)(b) applies before January 1, 2023.

234 ~~(i)~~ (ii) A degree-granting institution earns the full new performance funding amount
235 if the degree-granting institution has a positive change in performance of at least 1% compared
236 to the degree-granting institution's average performance over the previous five years.

237 ~~(ii)~~ (iii) (A) Except as provided in Subsection (6)(b)~~(ii)~~(iii)(B), a technical college
238 earns the full new performance funding amount if the technical college has a positive change in
239 the technical college's performance of at least 5% compared to the technical college's average
240 performance over the previous five years.

241 (B) A technical college's change in performance may be compared to the technical
242 college's average performance over fewer than five years in accordance with Subsection
243 [53B-7-707\(3\)\(b\)](#).

244 (c) After January 1, 2023, a degree-granting institution or technical college earns the

245 full new performance funding amount if the degree-granting institution or technical college
246 meets the annual performance goals the board sets under Subsection 53B-7-706(1)(a)(ii).

247 ~~[(c)]~~ (d) ~~[A]~~ Before January 1, 2023, degree-granting institution or technical college
248 that has a positive change in performance that is less than a change described in Subsection
249 (6)(b) is eligible to receive a prorated amount of the full new performance funding amount.

250 ~~[(d)]~~ (e) ~~[A]~~ Before January 1, 2023, a degree-granting or technical college that has a
251 negative change, or no change, in performance over a time period described in Subsection
252 (6)(b) is not eligible to receive new performance funding.

253 (f) After January 1, 2023, a degree-granting institution or technical college that does
254 not meet the goals the board sets under Subsection 53B-7-706(1)(a)(ii):

255 (i) is not eligible to receive the full new performance funding amount; and

256 (ii) is eligible to receive a prorated amount of the full new performance funding
257 amount for performance that is greater than zero as measured by the model the board
258 establishes under Subsection 53B-7-706(1)(a)(i)(B).

259 (g) (i) After January 1, 2023, if a degree-granting institution or technical college does
260 not earn the full new performance funding amount as described in Subsection (6)(c), the board
261 shall:

262 (A) set aside the unearned new performance funding; and

263 (B) at the end of a five-year period for which the board sets goals under Subsection
264 53B-7-706(1)(a)(ii), allocate the funds set aside under Subsection (6)(g)(i)(A) to a
265 degree-granting institution or technical college that meets the degree-granting institution's or
266 technical college's five-year goals described in Subsection 53B-7-706(1)(a)(ii)(B).

267 (ii) The board may reallocate the funds described in Subsection (6)(g)(i)(A) on a
268 one-time basis to a degree-granting institution or technical college that exceeds the
269 degree-granting institution's or technical college's annual performance goals until the board
270 evaluates performance of five-year goals as described Subsection 53B-7-706(5).

271 (7) An appropriation described in this section is ongoing.

272 (8) Notwithstanding Section 53B-7-703 and Subsections (6) and (7), the Legislature
273 may, by majority vote, appropriate or refrain from appropriating money for performance
274 funding as circumstances require in a particular year.

275 ~~[(9) On or before November 1, 2020, the Education Interim Committee, the Higher~~

276 ~~Education Appropriations Subcommittee, and the governor shall review the implementation of~~
277 ~~performance funding described in this part.]~~

278 Section 5. Section **53B-7-706** is amended to read:

279 **53B-7-706. Performance metrics for degree-granting institutions --**

280 **Determination of performance.**

281 (1) (a) (i) (A) The board shall establish a model for determining a degree-granting
282 institution's performance.

283 (B) Beginning in March 2021, the board shall establish a model for determining
284 degree-granting institution's or technical college's performance.

285 (ii) Beginning in May 2021, the board shall:

286 (A) set a five-year goal for the Utah System of Higher Education for each metric
287 described in Subsection (2)(a)(ii);

288 (B) adopt five-year goals for each degree-granting institution and technical college that
289 align with each goal described in Subsection (1)(a)(ii)(A); and

290 (C) ensure the goals the board adopts for each degree-granting institution and technical
291 college described in Subsection (1)(a)(ii)(B) are sufficiently rigorous to meet the goals
292 described in Subsection (1)(a)(ii)(A); and

293 (b) (i) The board shall submit a draft of the model described in this section to the
294 Higher Education Appropriations Subcommittee and the governor for comments and
295 recommendations.

296 (ii) Beginning in 2021, and every five years thereafter, the board shall:

297 (A) submit the model described in Subsection (1)(a)(i) and the goals described in
298 Subsection (1)(a)(ii) to the Higher Education Appropriations Subcommittee and to the
299 governor for comments and recommendations; and

300 (B) consider the comments and recommendations described in Subsection
301 (1)(b)(ii)(A), and make any necessary changes to the model described in Subsection (1)(a)(i)
302 and the goals described in Subsection (1)(a)(ii).

303 (c) Beginning in 2021, and every five years thereafter, the Executive Appropriations
304 Committee, Higher Education Appropriations Subcommittee, and the Education Interim
305 Committee shall prepare and jointly meet to consider legislation for introduction at the
306 following general legislative session to adopt the goals described in Subsection (1)(a)(ii).

307 (2) (a) (i) The model described in Subsection (1)(a)(i)(A) shall include metrics,
308 including:

309 [(i)] (A) completion, measured by degrees and certificates awarded;
310 [(ii)] (B) completion by underserved students, measured by degrees and certificates
311 awarded to underserved students;
312 [(iii)] (C) responsiveness to workforce needs, measured by degrees and certificates
313 awarded in high market demand fields;
314 [(iv)] (D) institutional efficiency, measured by degrees and certificates awarded per
315 full-time equivalent student; and
316 [(v)] (E) for a research university, research, measured by total research expenditures.

317 (ii) Beginning in 2021, the board shall set the goals and establish the performance
318 model described in Subsection (1)(a)(i)(B) for the following metrics:

319 (A) access;
320 (B) timely completion; and
321 (C) high-yield awards.

322 (b) (i) Subject to Subsection [(2)(c)] (2)(b)(ii), the board shall determine the relative
323 weights of the metrics described in Subsection (2)(a)(i).

324 [(c)] (ii) The board shall assign the responsiveness to workforce needs metric described
325 in Subsection [(2)(a)(iii)] (2)(a)(i)(C) a weight of at least 25% when determining a
326 degree-granting institution's performance.

327 (c) Beginning in 2021, the board shall determine and establish in board policy, the
328 definitions, measures, and relative weights of the metrics described in Subsection (2)(a)(ii)
329 based on each degree-granting institution's and each technical college's mission.

330 (3) (a) For each degree-granting institution, the board shall annually determine the
331 degree-granting institution's:

332 [(a)] (i) performance; and
333 [(b)] (ii) change in performance compared to the degree-granting institution's average
334 performance over the previous five years.

335 (b) Beginning in 2022, for each degree-granting institution and technical college, the
336 board shall annually:

337 (i) adopt annual performance goals for each metric described in Subsection (2)(a)(ii)

338 that will advance the degree-granting institution or technical college toward achievement of the
339 five-year goals described in Subsection (1)(a)(ii);

340 (ii) evaluate performance in meeting the goals described in Subsection (3)(b)(i); and

341 (iii) include a degree-granting institution's or technical college's performance under this
342 section in the evaluation described in Subsection 53B-1-402(2)(i)(iii).

343 (4) (a) The board shall use the model described in [~~this section~~] Subsection (1)(a)(i)(A)
344 to make the report described in Section 53B-7-705 for determining a degree-granting
345 institution's performance funding for a fiscal year beginning on or after July 1, 2018[-], but
346 before July 1, 2023.

347 (b) For a fiscal year beginning on or after July 1, 2023, the board shall use the model
348 described in Subsection (2)(a)(i)(B) to make the report described in Section 53B-7-705 for
349 determining a degree-granting institution's or technical college's performance funding.

350 (5) At the end of each five-year period for which the board sets goals under Subsection
351 (1)(a)(ii):

352 (a) the board shall:

353 (i) review the Utah System of Higher Education's performance in meeting the goals the
354 board sets under Subsection (1)(a)(ii)(A);

355 (ii) review each degree-granting institution's and each technical college's performance
356 in meeting the goals the board sets under Subsection (1)(a)(ii)(B); and

357 (iii) allocate any funds not allocated under Subsection 53B-7-705(6)(g) to each
358 degree-granting institution and each technical college that meets or exceeds the goals the board
359 sets under Subsection (1)(a)(ii)(B); and

360 (b) the Legislature may appropriate additional funds for the board to allocate to each
361 degree-granting institution and each technical college that meets or exceeds goals as described
362 in Subsection (5)(a)(iii).

363 (6) In year two or three of each five-year period for which the board sets goals under
364 Subsection (1)(a)(ii), the following committees and the governor shall hold a joint open
365 meeting to review the goals the board sets under Subsection (1)(a)(ii):

366 (a) the Executive Appropriations Committee;

367 (b) the Higher Education Appropriations Subcommittee; and

368 (c) the Education Interim Committee.

369 Section 6. Section **53E-1-201** is amended to read:

370 **53E-1-201. Reports to and action required of the Education Interim Committee.**

371 (1) In accordance with applicable provisions and Section **68-3-14**, the following
372 recurring reports are due to the Education Interim Committee:

373 (a) the report described in Section **9-22-109** by the STEM Action Center Board,
374 including the information described in Section **9-22-113** on the status of the computer science
375 initiative and Section **9-22-114** on the Computing Partnerships Grants Program;

376 (b) the prioritized list of data research described in Section **35A-14-302** and the report
377 on research described in Section **35A-14-304** by the Utah Data Research Center;

378 (c) the report described in Section **35A-15-303** by the State Board of Education on
379 preschool programs;

380 (d) the report described in Section **53B-1-402** by the Utah Board of Higher Education
381 on career and technical education issues and addressing workforce needs;

382 (e) the annual report of the Utah Board of Higher Education described in Section
383 **53B-1-402**;

384 (f) the reports described in Section **53B-28-401** by the Utah Board of Higher Education
385 regarding activities related to campus safety;

386 (g) the State Superintendent's Annual Report by the state board described in Section
387 **53E-1-203**;

388 (h) the annual report described in Section **53E-2-202** by the state board on the strategic
389 plan to improve student outcomes;

390 (i) the report described in Section **53E-8-204** by the state board on the Utah Schools for
391 the Deaf and the Blind;

392 (j) the report described in Section **53E-10-703** by the Utah Leading through Effective,
393 Actionable, and Dynamic Education director on research and other activities;

394 (k) the report described in Section **53F-4-203** by the state board and the independent
395 evaluator on an evaluation of early interactive reading software;

396 (l) the report described in Section **53F-4-407** by the state board on UPSTART;

397 (m) the reports described in Sections **53F-5-214** and **53F-5-215** by the state board
398 related to grants for professional learning and grants for an elementary teacher preparation
399 assessment; and

400 (n) the report described in Section 53F-5-405 by the State Board of Education
401 regarding an evaluation of a partnership that receives a grant to improve educational outcomes
402 for students who are low income.

403 (2) In accordance with applicable provisions and Section 68-3-14, the following
404 occasional reports are due to the Education Interim Committee:

405 (a) the report described in Section 35A-15-303 by the School Readiness Board by
406 November 30, 2020, on benchmarks for certain preschool programs;

407 (b) the report described in Section 53B-28-402 by the Utah Board of Higher Education
408 on or before the Education Interim Committee's November 2021 meeting;

409 (c) the report described in Section 53E-3-519 by the state board regarding counseling
410 services in schools;

411 (d) the reports described in Section 53E-3-520 by the state board regarding cost centers
412 and implementing activity based costing;

413 (e) if required, the report described in Section 53E-4-309 by the state board explaining
414 the reasons for changing the grade level specification for the administration of specific
415 assessments;

416 (f) if required, the report described in Section 53E-5-210 by the state board of an
417 adjustment to the minimum level that demonstrates proficiency for each statewide assessment;

418 (g) in 2022 and in 2023, on or before November 30, the report described in Subsection
419 53E-10-309(7) related to the PRIME pilot program;

420 (h) the report described in Section 53E-10-702 by Utah Leading through Effective,
421 Actionable, and Dynamic Education;

422 (i) the report described in Section 53F-2-502 by the state board on the program
423 evaluation of the dual language immersion program;

424 (j) if required, the report described in Section 53F-2-513 by the state board evaluating
425 the effects of salary bonuses on the recruitment and retention of effective teachers in high
426 poverty schools;

427 (k) upon request, the report described in Section 53F-5-207 by the state board on the
428 Intergenerational Poverty Intervention Grants Program;

429 (l) the report described in Section 53F-5-210 by the state board on the Educational
430 Improvement Opportunities Outside of the Regular School Day Grant Program;

431 (m) the report described in Section 53G-7-503 by the state board regarding fees that
 432 LEAs charge during the 2020-2021 school year;

433 (n) the reports described in Section 53G-11-304 by the state board regarding proposed
 434 rules and results related to educator exit surveys;

435 (o) upon request, the report described in Section 53G-11-505 by the state board on
 436 progress in implementing employee evaluations;

437 (p) the report described in Section 62A-15-117 by the Division of Substance Abuse
 438 and Mental Health, the State Board of Education, and the Department of Health regarding
 439 recommendations related to Medicaid reimbursement for school-based health services; and

440 (q) the reports described in Section 63C-19-202 by the Higher Education Strategic
 441 Planning Commission.

442 ~~[(3) In accordance with Section 53B-7-705, the Education Interim Committee shall~~
 443 ~~complete the review of the implementation of performance funding.]~~

444 Section 7. Section 63I-2-253 is amended to read:

445 **63I-2-253. Repeal dates -- Titles 53 through 53G.**

446 (1) (a) Section 53-2a-217, regarding procurement during an epidemic or pandemic
 447 emergency, is repealed on December 31, 2021.

448 (b) When repealing Section 53-2a-217, the Office of Legislative Research and General
 449 Counsel shall, in addition to the office's authority under Subsection 36-12-12(3), make
 450 necessary changes to subsection numbering and cross references.

451 (2) Section 53B-2a-103 is repealed July 1, 2021.

452 (3) Section 53B-2a-104 is repealed July 1, 2021.

453 (4) (a) Subsection 53B-2a-108(5), regarding exceptions to the composition of a
 454 technical college board of trustees, is repealed July 1, 2022.

455 (b) When repealing Subsection 53B-2a-108(5), the Office of Legislative Research and
 456 General Counsel shall, in addition to its authority under Subsection 36-12-12(3), make
 457 necessary changes to subsection numbering and cross references.

458 (5) Section 53B-6-105.7 is repealed July 1, 2024.

459 (6) (a) Subsection 53B-7-705(6)(b)[(ii)](iii)(A), the language that states "Except as
 460 provided in Subsection (6)(b)[(ii)](iii)(B)," is repealed July 1, 2021.

461 (b) Subsection 53B-7-705(6)(b)[(ii)](iii)(B), regarding comparing a technical college's

462 change in performance with the technical college's average performance, is repealed July 1,
463 2021.

464 (7) (a) Subsection [53B-7-707\(3\)\(a\)\(ii\)](#), the language that states "Except as provided in
465 Subsection (3)(b)," is repealed July 1, 2021.

466 (b) Subsection [53B-7-707\(3\)\(b\)](#), regarding performance data of a technical college
467 during a fiscal year before fiscal year 2020, is repealed July 1, 2021.

468 (8) Section [53B-7-707](#) regarding performance metrics for technical colleges is repealed
469 July 1, 2022.

470 [~~8~~] (9) Section [53B-8-114](#) is repealed July 1, 2024.

471 [~~9~~] (10) (a) The following sections, regarding the Regents' scholarship program, are
472 repealed on July 1, 2023:

473 (i) Section [53B-8-202](#);

474 (ii) Section [53B-8-203](#);

475 (iii) Section [53B-8-204](#); and

476 (iv) Section [53B-8-205](#).

477 (b) (i) Subsection [53B-8-201\(2\)](#), regarding the Regents' scholarship program for
478 students who graduate from high school before fiscal year 2019, is repealed on July 1, 2023.

479 (ii) When repealing Subsection [53B-8-201\(2\)](#), the Office of Legislative Research and
480 General Counsel shall, in addition to its authority under Subsection [36-12-12\(3\)](#), make
481 necessary changes to subsection numbering and cross references.

482 [~~10~~] (11) Section [53B-10-101](#) is repealed on July 1, 2027.

483 [~~11~~] (12) Title 53B, Chapter 18, Part 14, Uintah Basin Air Quality Research Project,
484 is repealed July 1, 2023.

485 [~~12~~] (13) Section [53E-3-519](#) regarding school counselor services is repealed July 1,
486 2020.

487 [~~13~~] (14) Section [53E-3-520](#) is repealed July 1, 2021.

488 [~~14~~] (15) Subsection [53E-5-306\(3\)\(b\)\(ii\)\(B\)](#), related to improving school
489 performance and continued funding relating to the School Recognition and Reward Program, is
490 repealed July 1, 2020.

491 [~~15~~] (16) Section [53E-5-307](#) is repealed July 1, 2020.

492 [~~16~~] (17) Subsection [53E-10-309\(7\)](#), related to the PRIME pilot program, is repealed

493 July 1, 2024.

494 [~~(17)~~] (18) In Subsections 53F-2-205(4) and (5), regarding the State Board of
495 Education's duties if contributions from the minimum basic tax rate are overestimated or
496 underestimated, the language that states "or 53F-2-301.5, as applicable" is repealed July 1,
497 2023.

498 [~~(18)~~] (19) Subsection 53F-2-301(1), relating to the years the section is not in effect, is
499 repealed July 1, 2023.

500 [~~(19)~~] (20) In Subsection 53F-2-515(1), the language that states "or 53F-2-301.5, as
501 applicable" is repealed July 1, 2023.

502 [~~(20)~~] (21) Section 53F-4-207 is repealed July 1, 2022.

503 [~~(21)~~] (22) In Subsection 53F-9-302(3), the language that states "or 53F-2-301.5, as
504 applicable" is repealed July 1, 2023.

505 [~~(22)~~] (23) In Subsection 53F-9-305(3)(a), the language that states "or 53F-2-301.5, as
506 applicable" is repealed July 1, 2023.

507 [~~(23)~~] (24) In Subsection 53F-9-306(3)(a), the language that states "or 53F-2-301.5, as
508 applicable" is repealed July 1, 2023.

509 [~~(24)~~] (25) In Subsection 53G-3-304(1)(c)(i), the language that states "or 53F-2-301.5,
510 as applicable" is repealed July 1, 2023.

511 [~~(25)~~] (26) Subsections 53G-10-204(1)(c) through (e), and Subsection 53G-10-204(7),
512 related to the civics engagement pilot program, are repealed on July 1, 2023.

513 [~~(26)~~] (27) On July 1, 2023, when making changes in this section, the Office of
514 Legislative Research and General Counsel shall, in addition to the office's authority under
515 Subsection 36-12-12(3), make corrections necessary to ensure that sections and subsections
516 identified in this section are complete sentences and accurately reflect the office's perception of
517 the Legislature's intent.