

YOUNG ADULT SERVICE FELLOWSHIP

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Ann Millner

House Sponsor: Val L. Peterson

LONG TITLE

General Description:

This bill creates the One Utah Service Fellowship Program.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ creates the One Utah Service Fellowship Program;
- ▶ directs the Utah Commission on Service and Volunteerism to provide oversight and policy guidance to the One Utah Service Fellowship Program;
- ▶ authorizes the Department of Cultural and Community Engagement to enter into an agreement with a third-party administrator;
- ▶ requires a written report to the Education Interim Committee;
- ▶ provides a sunset date; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

This bill appropriates in fiscal year 2025:

- ▶ to Department of Cultural and Community Engagement - Commission on Service and Volunteerism - One Utah Service Fellowship Program as a one-time appropriation:
 - from the General Fund, One-time, \$2,000,000
- ▶ to Department of Cultural and Community Engagement - Commission on Service



28 and Volunteerism - One Utah Service Fellowship Program as an ongoing appropriation:

- 29 • from the General Fund, \$1,300,000

30 **Other Special Clauses:**

31 None

32 **Utah Code Sections Affected:**

33 AMENDS:

34 **9-1-208**, as enacted by Laws of Utah 2014, Chapter 371

35 **9-20-205**, as renumbered and amended by Laws of Utah 2019, Chapter 221

36 **63I-1-209**, as last amended by Laws of Utah 2020, Chapters 154, 232 and last amended
37 by Coordination Clause, Laws of Utah 2020, Chapter 154

38 ENACTS:

39 **9-20-301**, Utah Code Annotated 1953



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

42 Section 1. Section **9-1-208** is amended to read:

43 **9-1-208. Annual report -- Content -- Format.**

44 (1) The department shall prepare and submit to the governor and the Legislature, by
45 October 1 of each year, an annual written report of the operations, activities, programs, and
46 services of the department, including its divisions, offices, boards, commissions, councils, and
47 committees, for the preceding fiscal year.

48 (2) For each operation, activity, program, or service provided by the department, the
49 annual report shall include:

50 (a) a description of the operation, activity, program, or service;

51 (b) data selected and used by the department to measure progress, performance, and
52 scope of the operation, activity, program, or service, including summary data;

53 (c) budget data, including the amount and source of funding, expenses, and allocation
54 of full-time employees for the operation, activity, program, or service;

55 (d) historical data from previous years for comparison with data reported under
56 Subsections (2)(b) and (c);

57 (e) goals, challenges, and achievements related to the operation, activity, program, or
58 service;

59 (f) relevant federal and state statutory references and requirements;
 60 (g) contact information of officials knowledgeable and responsible for each operation,
 61 activity, program, or service; and

62 (h) other information determined by the department that:

63 (i) may be needed, useful, or of historical significance; or

64 (ii) promotes accountability and transparency for each operation, activity, program, or
 65 service with the public and elected officials.

66 (3) The annual report shall be designed to provide clear, accurate, and accessible
 67 information to the public, the governor, and the Legislature.

68 (4) The department shall:

69 (a) submit the annual report in accordance with Section 68-3-14; and

70 (b) make the annual report, and previous annual reports, accessible to the public by
 71 placing a link to the reports on the department's website.

72 (5) Beginning in 2025, in addition to the annual report required by Subsection (1), the
 73 department shall provide a written report to the Education Interim Committee about the
 74 progress of the One Utah Service Fellowship Program, including the progress of the Utah
 75 Commission on Service and Volunteerism created in Section 9-20-201 on the duties described
 76 in Subsection 9-20-301(3), by October 1 of each year.

77 Section 2. Section 9-20-205 is amended to read:

78 **9-20-205. Commission duties.**

79 (1) The commission shall:

80 (a) administer the selection, development, and oversight of programs funded and
 81 established by the act;

82 (b) pursue opportunities for sustainable and high-impact community service;

83 (c) develop and annually update a three-year community service plan for the state,
 84 including the establishment of state priorities; ~~and~~

85 (d) provide policy guidance to the One Utah Service Fellowship Program described in
 86 Section 9-20-301; and

87 ~~(d)~~ (e) stimulate increased community awareness of the impact of volunteer service in
 88 the state.

89 (2) (a) The commission may, subject to Title 63J, Chapter 5, Federal Funds Procedures

90 Act, receive and accept federal funds, and may receive and accept private gifts, donations, or
91 funds from any source.

92 (b) Money received under this Subsection (2) shall be deposited with the state and shall
93 be available to the commission to carry out the purposes of this part.

94 Section 3. Section **9-20-301** is enacted to read:

95 **Part 3. One Utah Service Fellowship Program**

96 **9-20-301. One Utah Service Fellowship Program.**

97 (1) As used in this section:

98 (a) "Education expense" means:

99 (i) tuition or student fees at an institution of higher education that participates in the
100 federal student assistance programs under the Higher Education Act of 1965, Title IV, 20
101 U.S.C. Sec. 1070 et seq.;

102 (ii) repayment of a student loan; or

103 (iii) other costs of attending an institution of higher education described in Subsection
104 (1)(a)(i), as determined by the institution of higher education, for a degree or certificate
105 program, including:

106 (A) books;

107 (B) supplies;

108 (C) transportation; and

109 (D) room and board.

110 (b) "Eligible recipient" means an individual who:

111 (i) is a resident of the state;

112 (ii) successfully completes a fellowship under the program created in this section; and

113 (iii) is a citizen of the United States, a United States national, or a lawful permanent
114 resident of the United States.

115 (c) "Federal requirements for the AmeriCorps program" means:

116 (i) relevant provisions of:

117 (A) the National and Community Service Act of 1990, as amended, 42 U.S.C. 12501 et
118 seq. and corresponding federal regulations;

119 (B) the Domestic Volunteer Service Act of 1973, as amended, 42 U.S.C. 4950 et seq.
120 and corresponding federal regulations;

121 (C) the Federal Grant and Cooperative Agreement Act, as amended, 31 U.S.C. Secs.
122 6301 through 6308, and corresponding federal regulations; and

123 (D) AmeriCorps' C.F.R. Chapters XII and XXV; and

124 (ii) any terms and conditions associated with AmeriCorps federal grant funding.

125 (d) "Institution of higher education" means an entity described in Section [53B-2-101](#).

126 (e) "Participant" means an individual who:

127 (i) is at least 17 years old;

128 (ii) has received a high school diploma or its equivalent; and

129 (iii) the program matches with a qualified partner organization to participate in a
130 program fellowship.

131 (f) "Program" means the One Utah Service Fellowship Program created in Subsection
132 (2).

133 (g) "Qualified partner organization" means a nonprofit organization or government
134 entity that:

135 (i) agrees to supervise a participant for the total number of hours outlined in an
136 agreement with the commission;

137 (ii) except as provided in Subsection (4)(d), agrees to provide the commission with a
138 matching stipend amount, as described in Subsection (5); and

139 (iii) provides a valuable service to the community, as determined by the commission or
140 commission rule.

141 (h) "Supervise" means the act of overseeing the work of an eligible recipient, including
142 some component of in-person interaction.

143 (i) "Third-party administrator" means an entity that:

144 (i) enters into an agreement with the department, as described in Subsection (7);

145 (ii) is a nonprofit organization or subsidiary or affiliate of an institution of higher
146 education;

147 (iii) has experience managing programs and funds; and

148 (iv) operates under the direction of the commission.

149 (j) "Tuition award" means an amount of money to be used for an education expense, as
150 described in Subsection (6).

151 (2) There is created a One Utah Service Fellowship Program to provide meaningful

152 service opportunities to young adults in the state to:

153 (a) prepare young adults for additional educational, training, and career opportunities;

154 (b) address high-priority needs within the state; and

155 (c) provide a stipend to a participant and a tuition award to an eligible recipient in

156 accordance with this section.

157 (3) (a) Subject to appropriations from the Legislature, the commission shall administer
158 the program as described in this section.

159 (b) Except as otherwise provided in an agreement authorized by Subsection (7)(b), the
160 commission:

161 (i) shall create and maintain a list of high-priority policy needs in the state where
162 program service opportunities can provide the most value to the state;

163 (ii) shall receive an application from a potential participant;

164 (iii) shall match a participant to a qualified partner organization for participation in the
165 program;

166 (iv) shall approve a potential qualified partner organization to participate in the
167 program;

168 (v) shall prioritize the placement of participants with qualified partner organizations
169 that address the high-priority policy needs identified under Subsection (3)(b)(i);

170 (vi) shall create and maintain, or contract with a third-party to create and maintain, an
171 online portal that:

172 (A) provides information about the program, including required qualifications for
173 participation, tuition awards, and stipends;

174 (B) lists all service opportunities with qualified partner organizations that are available
175 through the program; and

176 (C) allows a potential participant to apply for placement with a qualified partner
177 organization;

178 (vii) shall determine the metrics of success of the program, including metrics regarding
179 whether an eligible recipient:

180 (A) matriculates at an institution of higher education after completing a One Utah
181 Service Fellowship; and

182 (B) graduates from, or otherwise completes a program at, an institution of higher

183 education;
184 (viii) shall measure the success of the program according to the metrics determined
185 under this Subsection (3);
186 (ix) shall coordinate with institutions of higher education to:
187 (A) connect an eligible recipient with additional educational, training, certification, and
188 apprenticeship opportunities; and
189 (B) explore options to award an eligible recipient with academic credit for the
190 completion of a One Utah Service Fellowship, in addition to the stipend and tuition award;
191 (x) may solicit private donations to supplement the program, including to offset a
192 matching amount required of a qualified partner organization as described in Subsection (4)(d);
193 (xi) shall market and provide outreach for the program; and
194 (xii) shall ensure the program complies with federal requirements for the AmeriCorps
195 program administered by the commission.
196 (c) The commission may make rules in accordance with Title 63G, Chapter 3, Utah
197 Administrative Rulemaking Act, to implement this section.
198 (4) (a) Before a participant begins providing service through the program, the
199 commission or third-party administrator shall enter into an agreement with the participant that
200 outlines the mutual expectations of the program and the participant.
201 (b) The agreement described in Subsection (4)(a) shall detail the requirements of the
202 participant, including:
203 (i) the total number of hours of service required under the agreement;
204 (ii) the exact stipend amount promised to the participant in consideration of service, as
205 described in Subsection (5);
206 (iii) the exact tuition award amount promised to the participant upon successful
207 completion of a fellowship, as described in Subsection (6);
208 (iv) qualifications for and acceptable uses of the tuition award, as described in
209 Subsection (6); and
210 (v) the circumstances under which the agreement may be amended, including for
211 participant hardship or compelling personal circumstance.
212 (c) Before a qualified partner organization accepts service from a participant, the
213 commission or third-party administrator shall enter into an agreement with the qualified partner

214 organization that outlines the mutual expectations of the program and qualified partner
215 organization, including the exact amount of matching funds the qualified partner organization
216 shall provide to the commission to contribute to a participant's stipend.

217 (d) The agreement described in Subsection (4)(c) may include a provision that the
218 program is reducing the qualified partner organization's matching fund requirement due to the
219 receipt of private donations, as described in Subsection (5)(c)(ii)(B).

220 (5) (a) The commission may issue, and a participant may receive, a stipend of up to
221 \$8,500 for participating in the program.

222 (b) The commission or third-party administrator shall establish the exact stipend for a
223 participant on a case-by-case basis in an agreement described in Subsection (4)(a) based on:

224 (i) available program funds; and

225 (ii) any matching funds provided by:

226 (A) the qualified partner organization with which the participant is paired; or

227 (B) private donations to the program.

228 (c) (i) The commission or third-party administrator may fund up to 50% of the amount
229 described in Subsection (5)(a) from state funds.

230 (ii) The commission or third-party administrator shall supplement the remaining
231 balance of a participant's exact stipend, as described in Subsection (5)(b), from non-state funds,
232 including:

233 (A) matching funds provided to the commission by a qualified partner organization; or

234 (B) private donations to the program.

235 (iii) The commission or third-party administrator shall prioritize a participant's
236 placement with a qualified partner organization based on the amount of matching funds the
237 qualified partner organization proposes to provide to the commission under Subsection
238 (5)(c)(ii)(A), with preference going to qualified organizations that offer to provide a larger
239 percentage of the stipend, up to the full stipend amount.

240 (iv) The commission or third-party administrator shall disburse the stipend to a
241 participant in installments, no less frequently than every three months.

242 (6) (a) The commission shall provide a tuition award to an eligible recipient, according
243 to the terms of the agreement described in Subsection (4), upon the successful completion of a
244 fellowship.

245 (b) The commission or third-party administrator shall establish the exact tuition award
 246 for an eligible recipient on a case-by-case basis in an agreement described in Subsection (4)(a)
 247 based on:

248 (i) federal requirements for the AmeriCorps program, including:

249 (A) a maximum tuition award for 1,700 hours of service during a one-year period; and

250 (B) a reduced tuition award for a reduced number of hours of service during a one-year
 251 period.

252 (c) An eligible recipient may use a tuition award:

253 (i) for an eligible education expense;

254 (ii) over a seven-year period beginning the day on which the eligible recipient receives
 255 the tuition award; and

256 (iii) subject to the requirements of Subsection (6)(d).

257 (d) If the program uses state funds to supplement a tuition award:

258 (i) the commission or third-party administrator shall detail that information in an
 259 agreement described in Subsection (4)(a); and

260 (ii) an eligible recipient may only use the state funded portion of the tuition award after
 261 the eligible recipient has exhausted any scholarship, education grant, or financial aid.

262 (7) The department:

263 (a) shall provide staff support to the commission to implement the program; and

264 (b) may enter into an agreement with one or more third-party administrators to
 265 administer and implement the program under the direction of the commission, including by
 266 fulfilling one or more of the responsibilities described in Subsection (3).

267 Section 4. Section **63I-1-209** is amended to read:

268 **63I-1-209. Repeal dates: Title 9.**

269 (1) Subsection 9-1-208(5), which creates a reporting requirement on the One Utah
 270 Service Fellowship Program, is repealed July 1, 2027.

271 (2) Section 9-6-303, which creates the Arts Collection Committee, is repealed July 1,
 272 2027.

273 ~~[(2)]~~ (3) Section 9-6-305, which creates the Utah Museums Advisory Board, is
 274 repealed July 1, 2027.

275 ~~[(3)]~~ (4) Section 9-9-405, which creates the Native American Remains Review

276 Committee, is repealed July 1, 2025.

277 [~~4~~] (5) Title 9, Chapter 20, Utah Commission on Service and Volunteerism Act, is
278 repealed July 1, [~~2026~~] 2027.

279 Section 5. **FY 2025 Appropriation.**

280 The following sums of money are appropriated for the fiscal year beginning July 1,
281 2024, and ending June 30, 2025. These are additions to amounts previously appropriated for
282 fiscal year 2025.

283 Subsection 5(a). **Operating and Capital Budgets.**

284 Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the
285 Legislature appropriates the following sums of money from the funds or accounts indicated for
286 the use and support of the government of the state of Utah.

287 ITEM 1 To Department of Cultural and Community Engagement - Commission on
288 Service and Volunteerism

289 From General Fund, One-time \$2,000,000

290 From General Fund \$1,300,000

291 Schedule of Programs:

292 One Utah Service Fellowship Program \$3,300,000

293 Section 6. **Effective date.**

294 This bill takes effect on May 1, 2024.