

BOARD POLICIES AMENDMENTS BASED ON RECENT LEGISLATIVE CHANGES

Utah Board of Higher Education Meeting

August 10, 2023



UTAH
SYSTEM OF
HIGHER
EDUCATION

R120, Board of Higher Education Bylaws

Proposed amendments include:

- Updates to Board membership, quorum, consent calendar, staff, and advisory council provisions based on SB 146 (2023); and
- Non-substantive edits for clarity and consistency with other Board Policies.

R121, Functions of the Board of Higher Education

The Commissioner recommends repeal of this Board Policy as superfluous because the Board's functions and authority, including delegations to Boards of Trustees and Presidents, are already covered by Utah Code Title 53B.

R141, Functions of the Commissioner of Higher Education

Proposed amendments include:

- Updates to the Commissioner's staff provisions based on SB 146 (2023); and
- Non-substantive edits for clarity and consistency with other Board Policies.

R165, Concurrent Enrollment

Proposed amendments:

- Include updates based on HB 335 (2023) that:
 - Exempt concurrent enrollment learning materials from local school board selection;
 - Outline circumstances under which a Local Education Agency (LEA) may contract with a USHE institution outside the service region for concurrent enrollment; and

R165, Concurrent Enrollment

- Add additional qualifying experience for non-Career and Technical Education (CTE) concurrent enrollment courses;
- Incorporate non-substantive edits for clarity and consistency with other Board Policies; and
- Merge the Board Policy with the required administrative rule so that there are no longer two separate rules.

*Approved by Concurrent Enrollment Directors and Chief Academic Officers;
reviewed by Presidents.*

R472, Credit for Prior Learning

Proposed amendments:

- Include updates based on HB 234 (2023) and best practices recommended by the Prior Learning Assessment Committee that:
 - Move the determination of minimum scores for International Baccalaureate programs from the faculty to the Legislature;
 - Shift responsibility for training and coordinating prior learning assessment efforts on campuses from the Chief Academic Officer to an institutional Prior Learning Committee, since prior learning assessments run through a different office at some institutions; and

R472, Credit for Prior Learning

- Add guidelines on departmental challenge exams and oral exams, as well as add Cambridge A-level Exams to the lists of standardized exams that Faculty Major Committees will review; and
- Make non-substantive edits for clarity and consistency with other Board Policies.

R472, Credit for Prior Learning

Approved by the Prior Learning Assessment Committee and USHE institution Chief Academic Officers; reviewed by Presidents.

The Commissioner's Office recommends that institutions be directed to implement the changes in time for this fall semester as required by statute.

R545, Disclosure of Foreign Donations to Higher Education Institutions

The amendments:

- Restrict institutions from seeking or accepting funding support from a restricted foreign entity based on changes to Utah Code section 53B-1-202(6);
- Simplify the policy by removing statutory language and referencing the statute; and
- Merge the Board Policy with the required administrative rule so that there are no longer two separate rules.

Development Officers, the Business Administrator Committee, and Presidents were given an opportunity to provide feedback.

Commissioner's Recommendation

The Commissioner recommends:

- The Board approve the five amended Board Policies and repeal Board Policy R121.
- Institutions be directed to implement the changes to Board Policy R472 in time for this fall semester.



QUESTIONS?

Motion

I move to approve the amended Board Policies, to repeal Board Policy R121, and to direct institutions to implement the changes to Board Policy R472 in time for this fall semester.