I. Introduction
A. Call to Order – Chair Bingham
B. Pledge of Allegiance – Chair Bingham
C. Approval of Agenda – Chair Bingham
D. Approval of 18 October 2012, 25 October 2012, and 12 November 2012 Minutes – Chair Bingham
E. Executive Committee Report – Chair Bingham
F. Oath of Office for Teresa Theurer – Barbara Miner, Notary Public
G. Discussion with Senators Steven Urquhart and Howard Stephenson (Time Certain 11:00 a.m.)

II. Action Items
H. MATC Property Sale, Land Acquisition and Facility Development – MATC Campus Pres. Christensen
I. Policy Revision – 204 (Tuition and Fees - Senior Citizens) – Darrell White

III. Information Items
J. 2012 COE Reports (Completion, Placement, and Licensure) – VP Haines
K. Governor’s Budget – Pres. Brems
L. 2013 Legislative Session Preparation – Pres. Brems
M. UCAT 2013 Messaging – VP Haines
N. Tuition Rate Background – VP Haines
O. Campus Open Entry/Open Exit Programs – VP Haines
P. Legislative Audit – Pres. Brems
Q. Office of the UCAT President Budget Report - VP Brinkerhoff

IV. Closed Session
Board may elect to go into closed session, which will not be open to the public, pursuant to Utah Code Section 52-4-204-206.

IV. Adjourn
ITEM: I.D

TOPIC: Approval of 18 October 2012, 25 October 2012 and 12 November 2012 Minutes

BACKGROUND

The Board of Trustees held a regular meeting on 18 October 2012 at the Utah College of Applied Technology. A preliminary draft of the meeting minutes is attached for Board review and approval.

On 25 October 2012 the Board of Trustees held a special meeting at Utah College of Applied Technology. This meeting was held to discuss DATC-UCAP Charter High School. A preliminary draft of the meeting minutes is attached for Board review and approval.

On 12 November 2012 the Board of Trustees held a special meeting at Utah College of Applied Technology. This meeting was held to approve the appointment of a new Uintah Basin Applied Technology College Campus President. A preliminary draft of the meeting minutes is attached for Board review and approval.

FISCAL IMPACT

None

RECOMMENDATIONS

UCAT Administration recommends the Board approve the 18 October 2012, 25 October 2012, and 12 November 2012 Board of Trustees minutes.

Attachments:

Minutes for 18 October 2012, 25 October 2012 and 12 November 2012 Board of Trustees Meetings
The Utah College of Applied Technology (UCAT)  
Board of Trustees Meeting  
DATE: 18 October 2012  
TIME: 10:00 AM – 3:00 PM  
LOCATION: Utah College of Applied Technology  
2801 Ashton Boulevard  
Lehi, UT 84043  
(Anchor location for electronic access)  

MINUTES  
(Awaiting formal approval-subject to change)

Board of Trustees Present
Michael Madsen, Vice Chair – BATC Board of Directors  
Michael Jensen – DATC Board of Directors  
Ron Larsen – DXATC Board of Directors  
Arthur Newell – MATC Board of Directors Substitute  
Don Roberts – SWATC Board of Directors  
Mark Dennis – UBATC Board of Directors  
Jim Olsen – Business-Industry Governor’s Appointee  
Kendall Willardson – Snow College CTE  
Dale Cox – Union Apprenticeship  
Brad Tanner – Non-Union Apprenticeship  
Stanley Parrish – Salt Lake Community College  
David Crandall – State Board of Education Representative  
Dave Buhler – Commissioner of Higher Education  
Mike McCandless – USU-Eastern CTE

UCAT Administration
Robert Brems – President  
Kimberly Roberts – Executive Assistant to the President  
Jared Haines – VP, Instruction and Student Services  
Tyler Brinkerhoff – VP, Administrative Services  
Jordan Rushton – Staff  
Darrell White – Director of Development

Others Present
Tim Osterstock – Legislative Auditor  
Tim Berece – Legislative Auditor  
Richard Maughan – BATC, Campus President  
Mike Bouwhuis – DATC, Campus President  
Kelle Stephens – DXATC, Campus President  
Collette Mercier – OWATC, Campus President  
Clay Christensen – MATC, Campus President  
Dana Miller – SWATC, Campus President  
Scott Snelson – TATC, Campus President  
Mark Walker – UBATC, Campus President  
Jay Greaves – DATC Staff  
Russell Galt – DATC Staff  
JoAnn Matern – DATC Staff  
Robyn Bagley – Charter School Applicant  
Jim Blair – Charter School Applicant

Excused
Tom Bingham, Chair – TATC Board of Directors  
Jim Evans – MATC Board of Directors  
Steve Moore – OWATC Board of Directors  
Teresa Theurer – State Board of Regents Representative  
Spencer Eccles – Governor’s Office of Economic Development
MINUTES OF MEETING
UTAH COLLEGE OF APPLIED TECHNOLOGY
Board of Trustees
18 October 2012

I. INTRODUCTION ITEMS
I.A Call to Order
Meeting was called to order at 10:00 a.m.

I.B Pledge of Allegiance

I.C Approval of Agenda
Motion to approve the agenda
Motion: Don Roberts; Second: Ron Larsen; Voting: Unanimous

I.D Approval of 13 June 2012 Minutes
Motion to approve the 13 June 2012 Minutes
Motion: Ron Larsen; Second: Michael Madsen; Voting: Unanimous

I.E Oath of Office for Dave Buhler
Vice Chair Michael Madsen welcomed the trustees and introduced Dave Buhler who was appointed as Commissioner of Higher Education. Dave Buhler replaced William Sederburg as a voting member of the UCAT Board of Trustees.

Barbara Miner, Notary Public, administered the oath of office for Trustee Buhler.

I.F Recognition of Mark Walker/Presidential Search
UBATC Campus President Mark Walker had announced his resignation, effective October 19, 2012 citing family needs preventing him from relocating to the Uintah Basin. During President Walker’s tenure, UBATC has continued to develop and increased support from business and industry has led to significant financial donations and increased enrollment. UCAT Administration, the UBATC Board of Directors and the UCAT Board of Trustees are appreciative of President Walker’s service over the past 18 months and wish him well in his future endeavors.

President Brems has initiated a search process to identify President Walker’s successor, in consultation with the UBATC Board of Directors. The position is currently being advertised with a deadline of October 19th for applications to be received at the Office of the UCAT President. Screening and interview processes are scheduled for late October and early November. It is anticipated that President Brems will recommend a new campus president for the Board of Trustees approval in November. That meeting will be conducted by conference call and details will be announced when they are known.

President Walker took a few minutes and reported on his experiences as UBATC Campus president and thanked the Board of Trustees for allowing him to serve in the position.

II. ACTION ITEMS
II.G UCAT Endorsement of PACE Metrics
The Governor’s Education Excellence Commission adopted metrics to support the preparation, access, completion and economic success (PACE) of all of Utah’s students. For UCAT, this means that each campus, and the UCAT system, will focus on tripling the number of board-approved post-secondary certificates awarded each year.
Governor Herbert has requested that UCAT and public and higher education adopt a resolution supporting the PACE metrics with a goal of requesting that the 2013 Utah Legislature also adopt that resolution early in the session. UCAT’s FY 2014 budget request has been developed around a system plan to award 8,000 board approved post-secondary certificates in FY 2014. Adoption of this resolution is complementary to that request and will increase the potential of receiving new funding to support campus and system goals.

Motion that the Board of Trustee approve the draft resolution endorsing Governor Herbert’s Vision 2020 Goal and the Governor’s Education Excellence Commission’s PACE metrics.

Motion: Dale Cox, Second: Ron Larsen; Voting: Unanimous

II.H FY 2014 Budget Requests
UCAT and campus administration have identified financial needs to accommodate the continued growth and long-term success of UCAT. UCAT administration recommended that the Board of Trustees approve the budget request for presentation to the Governor’s office and the Legislature.

Motion: Michael Jensen, Second: Don Roberts
Voting: Approved, with Dave Buhler voting in opposition.

II.I Capital Facilities Presentations: DXATC, UBATC
DXATC has acquired 30 acres at the site of the old St. George airport through a donation of 10 acres from the City of St. George and an appropriation of $2,500,000 for the remaining 20 acres at a price greatly reduced by the City of St. George. DXATC’s capital facilities request is for $18,360,000 to build a new, permanent, 90,000 square foot main campus building on that property. Anticipated O&M is $667,700.

UBATC is requesting $7,800,000 to expand and remodel its Roosevelt campus building. It is anticipated that UBATC will be able to raise approximately $1,200,000 in private funding to facilitate the project. This will allow UBATC to expand its Roosevelt operations especially in the oil and natural gas training programs. The project will add 42,000 square feet to the Roosevelt campus. Anticipated O&M is $316,260.

These represent a total one-time request of $26,160,000 for facilities and an estimated ongoing O&M amount of $983,960 based on a UCAT assigned rate of $7.53 per square foot.

UCAT administration recommended approving the capital facilities requests with DXATC retaining the Trustees’ “number 2” priority position and UBATC being added at “number 6.”

Motion: Jim Olsen, Second: Mike McCandless; Voting: Unanimous

II.J Certification of FY 2012 Student Data
Campuses have submitted data to the Office of the UCAT President from their student information systems for Fiscal Year 2012 in accordance with the UCAT Data Dictionary. Each campus president certified that the data submitted complies with the provisions of UCAT Policies 200 (Program/Course Approval and Reporting) and 201 (Membership Hour Policy), and is consistent with UCAT’s core mission and all applicable statutes and policies. Each campus board of directors has approved its campus president’s certification and authorized the submission of its data as final.

The Office of the UCAT President has reviewed, accepted, and approved the data submissions and certifications of all eight campuses. Summaries of the data showing membership hours and student headcount by campus for secondary and post secondary enrollment in comparison with previous years are attached. Total certificate completions for FY 2012 are also included. With Board of Trustees approval, the
enrollment and completion information will become the official data to be published in the 2012 UCAT Annual Report.

UCAT Administration recommended the Board of Trustees approve the FY 2012 data, as summarized in the reports.

Motion: Mike McCandless, Second: Kendall Willardson; Voting: Unanimous

(Note – the reports attached to this item were old versions – Board approved correct versions in 10/25/2012 special meeting)

II.K Potential Approval of UCAP Charter High School at DATC

Utah Code 53A-1a-521 allows for the authorization of a charter school by a board of trustees of a higher education institution. As the statute addresses the Utah College of Applied Technology, a campus board of directors may enter into an agreement to establish and operate a charter school with the approval of the UCAT Board of Trustees.

In January 2012, the Board approved UCAT Policy 103, Authorization of Charter Schools by UCAT Campuses, indicating that a campus board of directors may approve a charter school application according to Policy 103 and then must request approval from the UCAT Board of Trustees to establish and operate that charter school. The policy further directs that after properly receiving a charter school authorization request from a campus board of directors the Board of Trustees may approve the request; recommend changes in the proposed charter school; or deny the request. If the changes recommended by the UCAT Board of Trustees are accepted by the campus board of directors, the request to establish and operate the charter school shall be resubmitted to the UCAT Board of Trustees.

Since the Board adopted Policy 103 in January, several approaches have been made to some UCAT campuses by prospective charter schools. On September 27, 2012, the Davis Applied Technology College Board of Directors approved an application for the Utah Career Path (UCAP) Charter High School to authorize a charter school at the DATC-Kaysville campus to operate as early as August 2013. The DATC Board of Directors is now requesting approval of the Board of Trustees to proceed.

The proposed Service Provider Fee is $250/student during year one, $500/student during year two, $1,000/students during year three, $1,500/student during year four and $1,750/students during year five.

It was recommended that DATC President Michael Bouwhuis, UCAT Trustee/DATC Board Chair Michael Jensen and other DATC representatives discuss the approval of the UCAP Charter High School application by the DATC Board of Directors with the Board of Trustees and answer questions regarding the proposed authorization.

After a few hours of discussion between board members, DATC representatives and the Charter applicants it was decided to hold a special meeting on October 25, 2012. UCAT Board of Trustee’s members felt they needed more time to go over the information at hand.

Motion to approve Charter School application: Michael Jensen, Second: Kendall Willardson

Substitute Motion to take under advisement and bring to the next Board meeting: Jim Olsen, Second: Ron Larsen;
In Favor: Ron Larsen, Don Roberts, Mark Dennis, Jim Olsen, Dale Cox, Brad Tanner, Michael Madsen and Arthur Newell
Opposed: Michael Jensen, Kendall Willardson
Absent for Vote: Stanley Parrish, Dave Buhler, Mike McCandless
II.L New Policy Proposal – 104 (Evaluation of Campus Presidents)
 Utah Code 53B-2a-107(d) states “A campus president is subject to regular review and evaluation administered by the Utah College of Applied Technology president, in cooperation with the campus board of directors, through a process approved by the board of trustees.” This proposed policy conforms to that section of the law and will provide for a systematic process of evaluation of campus presidents. The following schedule of evaluations is proposed:

**2012-2013 School Year**
- Kelle Stephens, DXATC
- Dana Miller, SWATC
- New President, UBATC

**2013-2014 School Year**
- Clay Christensen, MATC
- Collette Mercier, OWATC
- Scott Snelson, TATC

**2014-2015 School Year**
- Richard Maughan, BATC
- Mike Bouwhuis, DATC

Specific dates for each campus president’s evaluation will be coordinated with the campus president and the campus board of directors.

UCAT Administration recommended that the Board of Trustees approve Policy 104 “Evaluation of Campus Presidents”, and the proposed schedule of evaluations, with amendments as noted in 104.5.2.

Michael Jensen suggested to changing the word “may” to “shall” in 5.2. Ron Larsen also suggested having “Campus Chair or Vice Chair” added to the end of 5.2.

5.2 The UCAT President shall seek input from members of the Campus Board of Directors, Campus Chair or Vice Chair.

Motion to approve Policy 104 “Evaluation of Campus Presidents” with amendments as noted in 104.5.2, and approve the proposed schedule of evaluations: Ron Larsen, Second: Michael Jensen; Voting: Unanimous

II.M Policy Revision – 102 (Delegations of Authority) and 204 (Tuition and Fees)
 Policy 102 (Delegations of Authority) – Some questions have been raised concerning campus authority to offer instruction outside the assigned geographic area. Utah Code has some specific statements concerning this issue. However, these requirements have not been incorporated into UCAT Policy. This proposed policy revision includes the legal requirements and clarifies the process a campus must follow prior to offering any instruction outside the assigned geographic area.

Trustees recommended the following revisions to the proposed draft:

9.4 A UCAT campus may not offer non-credit career and technical education or non-credit basic instruction outside the geographic area served by the UCAT campus. Exceptions may be made with the written approval of the UCAT President, if a campus complies with the following provisions:

9.4.1 A cooperative agreement between the campus and an affected institution has been established; or
Policy 204 (Tuition and Fees) – The issue of “out of state tuition”, in the past, was covered in Board of Regents Policy which exempted all UCAT and USHE institutions from determining residency classification for students enrolled in short term, non-credit programs. All UCAT programs were exempted under the Board of Regents Policy because they are considered short term and are non-credit. In order to establish UCAT policy on this issue previously covered under Board of Regents’ policy, we have incorporated this precedent into Policy 204.

Trustees recommended the following amendment to the proposed draft:

6.5 Residency Classification: Because UCAT career and technical education and basic instruction classes are short term and non-credit, campuses are not required to determine students’ state residency classification.

UCAT Administration recommended that The Board of Trustees approve the proposed revisions of Policy 102 and Policy 204, with amendments as noted in 102.9.4 and 204.6.5.

Motion to approve the proposed revisions, of policy 102 and Policy 204, with amendments as noted in 102.9.4 and 102.9.4.1, and 204.6.5: Jim Olsen, Second: Kendall Willardson; Voting: Unanimous

II.N 2012 UCAT Annual Report
The UCAT Annual Report highlights the success of UCAT each year and provides the governor, legislature, stakeholders, and the general public with ongoing information regarding UCAT activities. The UCAT Board of Trustees is required by law (53B-2a-104(2)(i)) to “prepare and submit an annual report detailing its progress and recommendations on career and technical education issues to the governor and to the Legislature’s Education Interim Committee by October 31 of each year”.

A draft of the 2012 Annual Report was provided to the Trustees for final review. After Board approval in the meeting, the report will be completed, published and submitted to the governor and to the Legislature’s Education Interim Committee. The report will be formally reviewed during the Education Interim Committee meeting on Wednesday, 14 November, 9:00 a.m. to 12:00 p.m., at the State Capitol.

UCAT Administration recommended that the Board of Trustees authorize the UCAT President to proceed with the 2012 UCAT Annual Report as presented.

Motion: Brad Tanner, Second: Mark Dennis; Voting: Unanimous

II.O Board of Trustees Calendar
Proposed UCAT Board of Trustees meeting dates for 2013 are as follows:

Thursday, January 10, 2013
Thursday, April 25, 2013
Thursday, June 13, 2013
Thursday, September 26, 2013

The Board also recommended adding a conference call for a special meeting on Thursday, October 25, 2012 to discuss the proposed UCAP Charter School at DATC.
Motion to approve the meeting calendar for 2013 with the addition of a special meeting on Thursday, October 25, 2012.

Motion: Michael Jensen, Second: Arthur Newell; Voting: Approved
In Favor: Michael Jensen, Arthur Newell, Kendall Willardson, Dale Cox, Brad Tanner, David Crandall
Opposed: Michael Madsen, Ron Larsen, Don Roberts, Mark Dennis, Jim Olsen
Absent for Vote: Stanley Parrish, Dave Buhler, Mike McCandless

III. INFORMATION ITEMS
President Brems suggested that if anyone would like to find out more information on items III.P Legislative Audit Progress, III.Q Program Changes Approved, and III.R Office of the UCAT President Budget Report they may call President Brems, VP Haines, or VP Brinkerhoff. President Brems also suggested having the Board make a motion to move information item III.S (Tuition Rate Background) and III.T (Campus Open Entry/Open Exit Programs) to the January 10, 2013 meeting.

Motion: Mark Dennis, Second: Kendall Willardson; Voting: Unanimous

Adjourn
Motion to Adjourn: Kendall Willardson, Second: Dale Cox
Meeting adjourned at 3:59 p.m.
The Utah College of Applied Technology (UCAT)
Board of Trustees Special Meeting
DATE: 25 October 2012
TIME: 10:00 AM – 12:00 PM
LOCATION: Utah College of Applied Technology
2801 Ashton Boulevard
Lehi, UT 84043
(Anchor location for telephone conference access)

MINUTES
(Awaiting formal approval – subject to change)

Board of Trustees Present
Tom Bingham, Chair – TATC
Michael Madsen, Vice Chair – BATC*
Michael Jensen – DATC
Ron Larsen – DXATC*
Jim Evans – MATC*
Steven Moore – OWATC*
Don Roberts – SWATC*
Mark Dennis – UBATC*
Kendall Willardson – Snow College*
Stanley Parrish – SLCC*
Dale Cox – Union Apprenticeship*
Brad Tanner – Non-Union Apprenticeship*
Teresa Theurer – State Board of Regents*

UCAT Administration
Robert Brems – President
Tyler Brinkerhoff – VP, Administrative Services
Kimberly Robert – Executive Assistant
Doug Richards – Assistant Attorney General

Others Present
Richard Maughan – BATC, Campus President*
Mike Bouwhuis – DATC, Campus President
Kelle Stephens – DXATC, Campus President*
Collette Mercier – OWATC, Campus President*
Clay Christensen – MATC, Campus President*
Dana Miller – SWATC, Campus President*
Ellen Lange-Christenson – TATC, Representative*
Russell Galt – DATC Staff
JoAnn Matery – DATC Staff
Jay Greaves – DATC Staff
Jim Blair – Charter Applicant
Robyn Bagley – Charter Applicant

Excused
Mike McCandless – USU - CEU
Jim Olsen – Business-Industry Governor’s Appointee
Dave Buhler – Commissioner of Higher Education
Spencer Eccles – Governor’s Office of Economic Development
David Crandall – State Board of Education

*Attended via telephone conference call
I. Introduction

Call to Order
Meeting was called to order at 10:02 a.m.

Approval of Agenda
Motion: Mike Madsen, Second: Jim Evans; Voting: Unanimous

II. Action Items

II.A FY 2012 Data Summary Corrections
Earlier drafts of the FY 2012 student data summaries that were printed prior to reconciliation and campus certification (dated August 20, 2012) were inadvertently included with the 18 October 2012 Board of Trustees agenda (Item II.J – Certification of FY 2012 Student Data). The correct data summaries were provided with the agenda, and represent the final data that was submitted, reconciled, and certified by the campuses. Although the differences between the drafts are miniscule, board approval of the correct reports is necessary to assure that what has been submitted, reconciled and certified by the campuses is what is consistently reported.

UCAT Administration recommended the Board of Trustees approve the corrected FY 2012 data, as summarized in the attached reports dated September 5, 2012, replacing the reports approved in the 18 October 2012 meeting.

Motion: Mark Dennis, Second: Brad Tanner; Voting: Unanimous

II.B Approval of DATC Board of Directors Authorization of UCAP Charter High School
Based on feedback provided by the Utah College of Applied Technology Board of Trustees at the October 18, 2012 meeting, the Davis Applied Technology College Board of Directors considered several revisions to the UCAP Charter High School application in a special board meeting on Wednesday, October 24, 2012. The DATC Board of Directors approved the revised application in that meeting. Specific details of the revisions include:

1- The revised application is now ‘DATC-specific’. All references to other ATC campuses have been stricken from the application.

2- The UCAP Charter School Board now requires a business/industry representative from the Davis Applied Technology College Board of Directors as an additional member.

3- The fees for instructional services have been modified for 11th and 12th grade students only. Rent for 9th and 10th grade charter school student usage of the Davis Applied Technology College is now included.

4- The revised Charter Application includes financial projections for two years only, as required by law. Additional projections previously discussed for years 3, 4 and 5 have been withdrawn.

The revised application includes financial details for the first two years of operation as required by state law for a charter school application. Significant discussions have been held between UCAP, DATC and UCAT over the past several weeks, and especially since October 18th, regarding a five-year financial model based on ‘good faith estimates’ for years 3-5. Since October 18th, the discussions have focused on a differentiation between the needs of 9th and 10th grade students in the charter school for academic education and for 11th and 12th grade students who would enroll in DATC technical programs with a goal of obtaining a postsecondary certificate.

On October 24, 2012 UCAP communicated the following to both DATC and UCAT:

"In trying to put together projections for years 3-5 and in reviewing the projections we gave you for year 3, we have determined that although we are happy with the increased fee we have projected for year 2, we are not comfortable with the projections for years 3-5 and the accompanying further increases in ATC fees. As our revised application shows, in year two we project paying $765/student enrolled in an ATC course (11th and 12th
graders) in addition to a $35,000 lease for the space our students will use. For these reasons and because we will only send the required years 1-2 to the state board, we ask that you not distribute the supplemental year 3 projections to your board.”

Although the revised UCAP application appears to improve the financial benefit to DATC during years 1 and 2, UCAP’s request to remove years 3-5 projections from the discussions adds more questions and concerns to the long-term conceptual discussion.

UCAT Administration recommended that: (1) the UCAT Board of Trustees deny approval of the request of the Davis Applied Technology College Board of Directors to authorize the UCAP Charter School and its application at this time. (This recommendation was based on significant questions about budget projections and the unknown impact on the resources of the DATC beyond the two years described in the revised application); and (2) that the Board of Trustees charge the UCAT president, UCAT vice presidents and eight campus presidents to investigate the feasibility of establishing their own technical charter schools at UCAT campuses and develop innovative charter school applications that allow the campus boards of directors and their affiliate charter school boards full oversight of curriculum, management and financial issues. As those plans develop, campus boards of directors are encouraged to bring those charter school applications forward to the Board of Trustees for discussion and approval.

Stan Parrish expressed appreciation for the due diligence and respect for President Brems for the stand he has taken. He sustains President Brems’ recommendation.

Motion (as recommended by UCAT Administration – Both Parts): Stan Parrish, Second: Steve Moore

Kendall Willardson mentioned there had been no discussion at all. He asked applicants we are dealing with are even a company yet. Ms. Bagley answered that they are not a company yet, that they cannot move forward as a company without approval of the Board. Trustee Willardson suggested that it is hard to project 5 years without even being a company.

Teresa Theurer mentioned that the school was looking at opening up by August 2013 and that seemed very quick.

Don Roberts commented that with respect to the WPU, this could be seen as an “end run”. Suggested to wait with due diligence, so it wouldn’t be viewed as an “end run”. Trustee Roberts supported the recommendations and motion that was made.

Mike Jensen mentioned that both Davis/Morgan school districts are in full support.

Don Roberts mentioned that the ramifications are statewide and if approved would be a statewide issue.

Chair Bingham stated that the application is now DATC-specific.

Ron Larsen stated that if President Brems’ recommendations are approved we should look at dual control. Look at negotiations with the State School Board regarding WPU. We could look at an agreement between UCAT and the State Board dealing with the WPU following students. This could help alleviate some of the questions and issues.

Chair Bingham reported that Senator Stephenson commented he would do everything he could to make sure DATC or any other entity in the UCAT system with charter schools did not get a dime of the WPU. UCAT does not get any from the districts; why should they get any from a charter school? Chair Bingham asked if our legal counsel, Doug Richards, would look into whether that is a legal inconsistency.

Doug Richards indicated he had looked at UCAT liability under statute 514 Utah Code 53A-1A. The tort liability mentions that the employees of charter schools and their boards have sole liability of torts that are committed involving the operations of the school. If we did this we would want to enter into an agreement with the charter school and have hold-harmless language that would protect DATC/UCAT from legal liability pertaining to the employees. Having a charter school is do-able, but more agreements will need to be in place.

Ron Larsen suggested that the comment from Senator Stephenson was very politically driven and he thinks that others might oppose those comments. He expressed his opinion that we have the ability to do this and have UCAT have total
control and be able to charter a high school. He thinks that the state would be obligated to pay WPU to the charter school.

Mike Madsen had reviewed all the material and is not against having a charter school; he just feels it is moving too quickly. UCAT needs to be better prepared to take on the responsibility and fully understand the full background. He supports President Brems’ recommendation and thinks it is a very workable situation. Ron Larsen agreed completely.

Kendall Willardson said he is not affected by this, but asked whether we are thinking about the students.

Brad Tanner commented that if there is a school that needs to fill class space it’s unfortunate. As for some of the campuses they do not have the space. He is in favor of holding at this point, but wants to do work at getting facilities filled up.

Mike Jensen said he was perplexed at the discussion. He had taken the concerns back to the DATC Board and got revisions and the voting was unanimous. Trustee Jensen put forward a substitute motion to have the application be approved.

**Substitute Motion:** Mike Jensen, Second: Kendall Willardson

Mike Bouwhuis asked to give approval and let the school go forward. He promised to let President Brems weigh in as it proceeded.

Ron Larsen said everything was moving too fast and the risk is too much at this point. He still agrees with President Brems’ recommendations.

Mike Jensen commented that the DATC board has asked lots of financial questions. DATC takes their fiduciary responsibilities very seriously.

Don Roberts said to take responsibility to look at it seriously and come back to UCAT Board. Everything is just too quick. DATC may have their questions answered as a campus, but UCAT questions have not been answered.

Stan Parrish asked why there was such an urgency to get it done. Does the applicant go away in 2014?

President Bouwhuis indicated the applicant came to DATC and said they had a tight time frame to meet the 2013 school year. They have done due diligence on a campus level. DATC was not working with a UCAT time frame, but the applicant’s time frame. The applicants can always apply in another year. They were just working to get established. The applicant approached President Brems in about May and he directed them towards DATC and MATC. In good faith DATC moved towards the applicant’s time frame.

Teresa Theurer stated UCAT needs more time.

Mike Jensen: Time to do what?

Teresa Theurer: There are lots of questions and there has not been enough time to have them all answered.

Ron Larsen commented that a lot of people are not comfortable in approving the application right now. It is better to mitigate and soften the blow to create less heartache and less potential conflict between UCAT and the school districts. School districts will challenge this whether they are in DATC’s region or not.

Question on Substitute Motion to approve the application as modified and the second recommendation UCAT look at Charter Schools.

**In Favor of the Substitute Motion:** Kendall Willardson, Michael Jensen. Substitute Motion Failed.

With the failure of the Substitute Motion the board returned to the original motion to approve President Brems’ recommendations.

Ron Larsen called question on the original motion. Voting was unanimous calling for the question. Motion to call a question was approved.
UCAT Board of Trustees
25 October 2012

Voting on the original Motion: In Favor: Tom Bingham, Mike Madsen, Ron Larsen, Jim Evans, Don Roberts, Dale Cox, Stan Parrish, Brad Tanner
Opposed: Mike Jensen, Kendall Willardson
Chair ruled motion passed 8-2.

IV. Adjourn
Meeting Adjourned  10:56 a.m.
Motion to adjourn: Dale Cox; Voting: Unanimous
The Utah College of Applied Technology (UCAT)
Board of Trustees Special Meeting
DATE: 12 November 2012
TIME: 7:30 AM – 8:00 AM
LOCATION: Utah College of Applied Technology
2801 Ashton Boulevard
Lehi, UT 84043
(Anchor location for telephone conference access)

MINUTES
(Awaiting formal approval – subject to change)

Board of Trustees Present
Tom Bingham, Chair – TATC*
Michael Madsen, Vice Chair – BATC*
Ron Larsen – DXATC*
Jim Evans – MATC*
Steven Moore – OWATC*
Don Roberts – SWATC*
Mark Dennis – UBATC*
Stanley Parrish – SLCC*
Dale Cox – Union Apprenticeship*
Brad Tanner – Non-Union Apprenticeship*

UCAT Administration
Robert Brems – President
Tyler Brinkerhoff – VP, Administrative Services
Jared Haines – VP, Instruction & Student Services
Kimberly Robert – Executive Assistant

Excused
Michael Jensen – DATC
Kendall Willardson – Snow College
Mike McCandless – USU - CEU
Jim Olsen – Business-Industry Governor’s Appointee
Dave Buhler – Commissioner of Higher Education
Spencer Eccles – Governor’s Office of Economic Development
David Crandall – State Board of Education
Teresa Theurer – State Board of Regents

*Attended via telephone conference call
MINUTES OF MEETING

UTAH COLLEGE OF APPLIED TECHNOLOGY
Board of Trustees- Special Meeting
12 November 2012

II. Introduction
A. Call to Order
Meeting was called to order at 7:34 a.m.

B. Approval of Agenda
Motion: Jim Evans, Second: Mark Dennis; Voting: Unanimous

C. Update on selection process for Uintah Basin Applied Technology Campus President
In accordance with Utah Statute, President Brems conducted a search. President Brems provided a summary of the president search process.

II. Closed Session
Moved: That the Board of Trustees Utah College of Applied Technology College meet in closed session as provided in Utah Statute 52-4-205, for the discussion of the character, professional competence, or physical or mental health of individuals.
Motion: Dale Cox, Second: Stan Parrish; Voting: Unanimous
Roll call vote in favor: Tom Bingham, Michael Madsen, Ron Larsen, Jim Evans, Steve Moore, Don Roberts, Mark Dennis, Stan Parrish, Dale Cox, Brad Tanner  Opposed: (none)

It was requested that all participants not on the board of trustees leave the session, except President Brems and Vice President Haines.

The Chair ruled the end of the closed session and called the Board back into open session.

At this time the public was invited to rejoin in the public access room.

III. Open Session
A. Approval of Utah College of Applied Technology President’s Appointment of new Uintah Basin Applied Technology College Campus President
President Brems stated that in accordance with Utah Statute 53B-sa-107(a), he recommended David R. Woolstenhulme be appointed as Campus President of the Uintah Basin Applied Technology College, effective November 26, 2012.

Chair Bingham observed that, as provided in Utah Statute 53B-2a-107(a), the president of the Utah College of Applied Technology has, after consultation with the campus board of directors of the Uintah Basin Applied Technology College, recommended the appointment of a campus president for approval of the Board of Trustees. Chair Bingham moved that the Utah College of Applied Technology Board of Trustees approve President Brems’ recommended appointment of David R. Woolstenhulme as campus president for the Uintah Basin Applied Technology College.

Motion: Mark Dennis, Second: Mike Madsen; Voice Vote: Unanimous
Roll call vote in favor: Tom Bingham, Michael Madsen, Ron Larsen, Jim Evans, Steve Moore, Don Roberts, Mark Dennis, Stan Parrish, Dale Cox, Brad Tanner  Opposed: (none)

B. Introduction of new Uintah Basin Applied Technology College Campus President

IV. Adjourn
Meeting Adjourned 8:07 a.m.
Motion to adjourn: Mark Dennis, Second: Steve Moore; Voting: Unanimous
BACKGROUND

The Executive Committee held a regular meeting on 13 June 2012 at Utah College of Applied Technology in preparation for the Board Meeting. Minutes of the meetings will be distributed to the Board after they are approved by the Executive Committee in their January 10, 2013 Meeting.

FISCAL IMPACT

None

RECOMMENDATIONS

None – Information only

Attachments:

(hand-carried)-Minutes for Executive Committee meetings
ITEM: I.F

TOPIC: Oath of Office for Teresa Theurer

BACKGROUND

Teresa Theurer, representing the State Board of Regents, will replace Kathy Garff as a non-voting member of the UCAT Board of Trustees.

Ms. Theurer will be administered the oath of office by Ms. Barbara Miner, Notary Public

FISCAL IMPACT

None

RECOMMENDATIONS

None

Attachments:

None
ITEM: I.G

TOPIC: Discussion with Senator Steven Urquhart, Co-Chair Higher Education Appropriations Committee and Senator Howard Stephenson, Co-Chair Public Education Appropriations Committee - (Time Certain 11:00am)

BACKGROUND
Senators Urquhart and Stephenson are in unique positions to positively impact the budgets of the Utah College of Applied Technology based on their positions as co-chairs of the two education appropriations committees. In addition, Senator Urquhart has been assigned to be a member of the Public Education Appropriations Committee and Senator Stephenson has been assigned to be a member of the Higher Education Appropriations Committee.

Both senators have been invited to participate in a discussion with the Board of Trustees prior to the beginning of the 2013 General Legislative Session regarding UCAT’s role in providing technical education.

FISCAL IMPACT
None

RECOMMENDATIONS
Information Only

Attachments:
none
ITEM: II.H

TOPIC: MATC Property Acquisition

BACKGROUND
Mountainland Applied Technology College and Alpine School District have held discussions regarding the potential of selling MATC’s automotive/diesel training facility in American Fork to the school district. MATC began its service to Northern Utah County in 2002 at that location when Alpine acquired and developed the facility and allowed MATC to lease-purchase it on a twenty-year contract. With the development of MATC’s new Thanksgiving Point campus, most of the American Fork campus programs have now moved to Lehi. This current opportunity to sell the remaining portion of the American Fork campus to Alpine School District could allow MATC to liquidate the property, acquire property adjacent to the Thanksgiving Point campus and develop a new automotive/diesel facility there.

MATC Campus President Clay Christensen will explain the history of this proposal and a process for selling the current property and facility to Alpine School District. He will also explain a plan for acquiring an additional four acres of property in Lehi for construction of a new automotive/diesel facility. Formal approval of this proposal is contingent on the approval of the MATC Board of Directors at their January 16, 2012 meeting.

FISCAL IMPACT
President Christensen will explain the financial implications to MATC of the proposed sale to Alpine School District, the proposed property acquisition process at the Thanksgiving Point campus and a plan for constructing a new building on the new property in which to relocate the automotive/diesel programs.

RECOMMENDATIONS
UCAT Administration recommends that the Board of Trustees consider the plans to be presented by President Christensen and the Mountainland Applied Technology College Board of Directors and provide approval to proceed with the processes required for the property sale, new property acquisition and development of the new facility. When a lease agreement for temporary facilities has been developed and approved by the MATC Board of Directors, MATC will request a special conference call meeting of the UCAT Board of Trustees for approval.

Attachments:
MATC Plan for Sale of the American Fork Automotive/Diesel Facility and Property
MATC Plan for the Acquisition of Four Acres of Adjacent Property at Thanksgiving Point
American Fork Campus

Programs
- Automotive and Diesel
- MATC is Requesting Approval to Sell the Auto/Diesel Building

Appraisal
- Recent Appraisal valued the American Fork Auto/Diesel building at $1.5M

Location
759 E. Pacific Dr.
American Fork, UT

Building
22,698 square Feet (Auto And Diesel)
**MATC Land Purchase Request:**

**7.93 Acres**

- Adjacent to Thanksgiving Point Campus
- No Restrictive Building Covenants
- Allows the Development of Trade & Industrial “High Bay” Facilities, such as:
  - Apprenticeships
  - Automotive
  - CNC / Machining
  - Diesel Mechanics
  - Welding

**Approximate Cost of the 7.93 Acres:**

$2,950,000

**Approximate Cost of the 4 Acre Parcel that MATC would like to purchase:**

$1,500,000
Site Plan for the property adjacent to MATC

SITE PLAN
Scale: 1" = 60'-0"
3.77 Acres
Total Parking 195
(incl. Accessible)

\[
\frac{7.893}{4.122} \text{ Acres}
\]
The Mountainland Applied Technology College will need to lease an Automotive/Diesel facility of approximately 22,000 sq. ft. in Northern Utah County to be operational as of July 1, 2013.
The Mountainland Applied Technology College is requesting approval to sell the American Fork automotive/diesel building to Alpine School District.*

The MATC is requesting approval to use revenues from the sale of the American Fork automotive/diesel building to purchase 4 acres adjacent to the Thanksgiving Point campus.*

The MATC is requesting approval to develop a lease for a building in Northern Utah County to teach the automotive/diesel programs.*

* All requests are contingent upon approval from the Mountainland Applied Technology College Board of Directors at their regularly scheduled meeting to be held on Wednesday, January 16, 2013
Thank You!

Automotive
Medical Assistant
Cosmetology
Nurse Assistant

Commercial Truck Driving (CDL)
Culinary Arts
ITEM: II.I

TOPIC: Policy Revision – Policy 204 (Tuition and Fees – Senior Citizens)

BACKGROUND

Utah statute UCA 53B-9-101(2) states, “It is intended that an institution of higher education allow Utah residents who have reached 62 years of age to enroll at the institution, in classes for which they may be qualified, on the basis of surplus space in regularly scheduled classes and in accordance with this chapter and implementing rules. These persons are exempt from tuition and other charges, except for a quarterly registration fee established by the board.”

To assure compliance with this statutory provision, legal counsel has recommended the UCAT Board of Trustees adopt a policy stipulating how senior citizens will be enrolled at UCAT campuses. The proposed policy would be incorporated into Policy 204 (Tuition and Fees) as paragraph 204.7 (Senior Citizen Tuition).

FISCAL IMPACT

N/A – This is a clarification of current practice and will not impact tuition.

RECOMMENDATIONS

UCAT Administration recommends that the Board of Trustees approve the proposed revision of Policy 204.

Attachment:
Policy 204 Tuition and Fees
Subject: Tuition and Fees Policy

204.1 Purpose
To establish policies for setting tuition and fees to be charged to students attending UCAT campuses.

204.2 Approval
Board of Trustees: June 2, 2004; Revisions June 11, 2008; Replaced September 30, 2010; Revisions January 12, 2011; October 18, 2012; pending January 10, 2013.

204.3 References
UCA 53B-2a-106 College Campuses--Duties
UCA 53B-2A-112 Utah College of Applied Technology Board of Trustees—Powers and Duties
UCA 53A-15-301 Education Programs for Students with Disabilities
UCA 53B-9-101 102
Utah Administrative Code R277-419-4 Pupil Accounting/Membership
Utah Administrative Code R277-705-1.H Secondary School Completion and Diplomas

204.4 Definitions:
4.1 Secondary student: For tuition purposes, a secondary student is a student who is currently enrolled in grades 7-12 in a Utah public or private school, or who is eligible to enroll in such a school as documented under the following criteria in accordance with R277-419-4:

4.1.1 Regardless of age, the student shall not have previously earned a basic high school diploma, high school certificate of completion, adult education secondary diploma, or high school equivalency diploma (GED).

4.1.2 Except as provided in 204.4.1.3, the student shall be no more than 17 years old on or before September 1 of the fiscal year in which they are enrolled at the campus.

4.1.3 A student who does not meet the age requirement specified in 204.4.1.2 shall be considered a secondary student if: (a) the student is documented as a retained senior (as specified in R277-419-1K) or as having been enrolled in less than grade 12 during the previous year, and is no more than 19 years old on or before September 1 of the fiscal year; or (b) the student meets the definition of a student with a disability under UCA 53A-15-301.

4.1.4 Application of this policy shall be limited to determination of student tuition assessment, and shall not be construed to imply admission of a student at a grade level inconsistent with ability to benefit, as determined by campus admission policy.

4.2 Postsecondary student: For the purposes of this policy a postsecondary student shall be defined as any student who does not meet the criteria of a secondary student in 4.1 above.

4.3 Senior Citizen: Utah residents age 62 and over.
4.4 Audit: No assessment occurs and no record of competencies is required.

204.5 Secondary Tuition:

5.1 As prescribed in UCA 53B-2a-106, no tuition is assessed to a secondary student documented according to 204.4.1 who is formally scheduled in an approved course or program.

5.2 A secondary student shall not be charged tuition at a UCAT campus, regardless of the day or time of the program, through the date that he/she no longer qualifies as a secondary student. Effective on that date, the student shall be considered a postsecondary student and will be charged the regular tuition rate. For a student whose secondary status changes while enrolled in a defined-length course (as defined in 201.4.2.2), tuition shall be prorated and assessed to cover the remaining days of the course during which the student is a postsecondary student.

5.3 A referral of a student by a public or private high school shall constitute sufficient documentation of secondary student status for tuition purposes. In the absence of a high school referral, a campus shall require evidence that the student qualifies under 204.4.1. Campuses shall not require but will encourage and facilitate referral of secondary students through public school districts.

204.6 Postsecondary Tuition:

6.1 Postsecondary tuition: Low cost tuition, as prescribed in UCA 53B-2a-106-(1)-(b)-(i), and as approved by the UCAT Board of Trustees shall be assessed to postsecondary students formally scheduled in a course or program.

6.2 Tuition Hearings: Each UCAT campus shall hold a meeting to receive public input and response on any proposed tuition increases. These meetings shall follow the requirements of UCA 53B-7-101.5.

6.3 Fiscal Year Effective Date: Tuition rates shall be effective for all coursework beginning July 1 of the fiscal year for which the rates are approved. Tuition for a defined-length course (as defined in 201.4.2.2) which is 150 hours or less shall be calculated and assessed for the complete course at the approved rate for the fiscal year in which the course begins, regardless of whether the final portion of the course occurs in the following year for which a different tuition rate is approved.

6.4 Differential Tuition: Based on extraordinary circumstances, a campus board of directors may request that the UCAT Board of Trustees approve a differential tuition rate for a specific course or program. Approved differential tuition rates shall expire on June 30 of each year. A new request and approval of the Board of Trustees is required to continue differential tuition rates past June 30 of each year.
6.5 **Residency Classification**: Because UCAT career and technical education and basic instruction classes are short term and non-credit, campuses are not required to determine students' state residency classification.

204.7 **Senior Citizen Tuition:**

**7.1 Senior Citizen Audit Waivers**: Senior citizens shall be permitted to enroll on an audit basis in courses or classes for which they qualify, as determined by the campus, on any UCAT campus, without payment of regular tuition, but subject to the following:

7.1.1 Enrollment shall be on a space available basis, as determined by the campus, after all students on the course/class waiting lists (excluding programs) have been accommodated. Senior citizens, seeking audit waivers, shall not be permitted to place their names on course waiting lists.

7.1.2 A minimum administrative fee, as determined by the campus, shall be charged to cover the cost of registration, record keeping and reporting.

7.1.3 All applicable course fees shall be charged.

**7.2 Payment of Tuition for Certificates**: To receive a certificate from any course or program in which they are enrolled, a senior citizen shall be required to pay full tuition.

**7.3 Senior Citizen Enrollment reporting**: Senior citizens participating through the audit waiver policy shall be enrolled as life-long learners.

204.78 **Fees:**

**78.1 Approval and Assessment of Fees**: Fees, as approved by the campus board of directors, may be assessed to secondary and postsecondary students and to senior citizens formally enrolled in an approved course or program.

**78.2 Notification to Secondary Education Providers**: Campus presidents and boards of directors shall provide annual written notification to school districts, charter schools and other secondary education providers within the geographic area served by their campus regarding fees assessed to secondary students by the campus.

**78.3 Fee Reporting**: Campus presidents shall annually report fee schedules to the Office of the UCAT President following approval by the campus board of directors.
ITEM: III.J

TOPIC: 2012 COE Reports (Completion, Placement, Licensure)

BACKGROUND
The Council on Occupational Education (COE), which provides institutional accreditation for the eight UCAT applied technology college campuses, requires each campus to provide an annual report in December of each year indicating compliance with accreditation guidelines and performance on certain indicators during the fiscal year. The COE report places particular emphasis on completion, placement, and licensure rates for post-secondary students in certificate programs.

The campuses have submitted their 2012 COE annual reports. A historical summary of the reported completion, placement and licensure averages since 2008 is attached for review and discussion by the Board. As shown in the attached chart, both the completion and placement rates are at their highest in several years.

FISCAL IMPACT
None

RECOMMENDATIONS
Information/discussion only

Attachments:
Completion, Placement, and Licensure Rates (Annual Comparisons Graph)
2012 COE Annual Report – UCAT Summary
## 2012 COE ANNUAL REPORT - UCAT SUMMARY (Postsecondary)

<table>
<thead>
<tr>
<th>Campus</th>
<th>Enrollment</th>
<th>Completion</th>
<th>Placement</th>
<th>Licensure</th>
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<td></td>
<td>1</td>
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<td>TATC Total</td>
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<td>SWATC Total</td>
<td>66</td>
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<td>UBATC Total</td>
<td>151</td>
<td>517</td>
<td>668</td>
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<tr>
<td>TOTAL</td>
<td>4225</td>
<td>6582</td>
<td>10807</td>
<td>3888</td>
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### COE 2012 Requirements - Public Institutions/Postsecondary

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<th>Total Programs</th>
<th>Total Enrolln.</th>
<th>Total Completion</th>
<th>Total Placement</th>
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<td>UBATC</td>
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<td>UCAT Totals</td>
<td>178</td>
<td>157</td>
<td>20</td>
<td>170</td>
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</tbody>
</table>

Minimum Required Program Percentages: 60.00 70.00 70.00

UCAT Above Minimum = 21.12 16.93 27.08
ITEM: III.K

TOPIC: Governor Herbert’s FY 2014 Budget Proposal

BACKGROUND
In December, Governor Herbert released his FY 2014 Budget Proposal which calls for $297.6 million in new funds to be added to Public Education, Higher Education and the Utah College of Applied Technology. The major portion of the new funds would go to Public Education to fund enrollment growth of 13,254 new students. $29.8 million would be provided to Higher Education and UCAT with UCAT receiving $10,294,900 in new ongoing funds and $750,000 in onetime funds.

FISCAL IMPACT
If funded by the Legislature, the new funds would come to UCAT according to the following schedule.

UCAT Office of the President:
- $100,000 Utah Data Alliance Continuation (OG)
- $250,000 UCAT Scholarship Fund (OT)
- $500,000 UCAT Equipment Fund (OT)
Bridgerland Applied Technology College: $1,311,800 - New and Expanded Programs (OG)
Davis Applied Technology College: $1,471,100 - New and Expanded Programs (OG)
Dixie Applied Technology College: $880,200 - New and Expanded Programs (OG)
Mountainland Applied Technology College: $1,227,600 - New and Expanded Programs (OG)
Ogden Weber Applied Technology College: $1,379,000 - New and Expanded Programs (OG)
Southwest Applied Technology College: $891,200 - New and Expanded Programs (OG)
Tooele Applied Technology College: $1,563,300 - New and Expanded Programs (OG)
Uintah Basin Applied Technology College: $1,025,800 - New and Expanded Programs (OG)

RECOMMENDATIONS
Information Only

Attachments:
Governor Herbert’s FY 2014 Budget Overview and Utah College of Applied Technology (UCAT) Itemized Table
FY 2014 BUDGET OVERVIEW

BUDGET RECOMMENDATIONS
FISCAL YEAR 2014

GOVERNOR GARY R. HERBERT
LT. GOVERNOR GREG BELL

ECONOMIC OUTLOOK & REVENUE

Utah’s economy has steadily improved since 2009. While Utah is well-positioned for economic expansion, mounting uncertainty related to federal fiscal policy presents downside risk to the outlook. The consensus revenue forecast anticipates growth in revenue in both FY 2013 and FY 2014.

$121 million New One-time Funds
$300 million New Ongoing Funds

TOP PRIORITY: EDUCATION

$297.6 million in New Funds

All investments in education will advance Utah toward our key goal: 66% of adult Utahns will have a post-secondary degree or professional certification by 2020.

- Public Education enrollment growth, 13,254 new students, $95.7 m ($25m FY2013, $70m FY2014)
- Increase Weighted Pupil Unit, $26.2 m
- Educational needs of at-risk children, $3.9 m
- Early intervention programs, technology-based intervention and assessment tools, $10 m
- Computer adaptive testing tools, $13.2 m
- STEM focus, secondary schools, $5 m
- Classroom supplies, $5 m
- Elementary arts programs, $4 m
- Higher Education/UCAT STEM degrees/certificates, $29.8 m
- Student growth, higher education institutions, $11 m
- 20 new slots, U of U Medical School, $6.5 m

HIGHLIGHTS: RESPONSIBLE MANAGEMENT

- Serving people with disabilities, $5.5 million
- Baby Watch Early Intervention and Children with Special Healthcare Needs, $3.6 million
- Homeless programs, $1 million
- Promoting new business and marketing, $1 million
- Infrastructure needs at Utah State Developmental Center, UVU, Dixie State University, $52.4 million
- Keeping state parks open, $2 million
- Plan for WSU science building, $4 million
- Protect data in state IT systems, $2.6 million
- Fire suppression / public land reseeding, $22 million
- Credit monitoring, data breach, $0.9 million
- State’s rainy day fund, $45.5 million

GOVERNANCE: EFFICIENCY

While Utah leads the nation in many notable economic areas, we must continue to ensure that limited state financial resources generate maximum value to all Utahns. A new emphasis on operational excellence within state government will elevate Utah’s standing. It will redefine what it means to be the best managed state, demonstrating we can do more with less and optimize organizational efficiency across the enterprise of state government.

"Utah’s reliance on fiscal prudence—with a strong commitment to education funding—will once again stand out as the national model for economic prosperity and good governance."

~Governor Gary R. Herbert, 2012
## Table 53

### UTAH COLLEGE OF APPLIED TECHNOLOGY (UCAT)

<table>
<thead>
<tr>
<th>FY 2014 OPERATING BUDGET</th>
<th>General/Explo Fund</th>
<th>Transportation Fund</th>
<th>Federal Fund</th>
<th>Dedicated Credits</th>
<th>Restricted/ Trust Funds</th>
<th>Other Funds</th>
<th>Total Funds</th>
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<tbody>
<tr>
<td><strong>Beginning Base Budget</strong></td>
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<td></td>
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<td>FY 2013 authorized budget</td>
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<td>Non-state funding adjustments</td>
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<td>New program and capacity increases</td>
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<td>0</td>
<td>750,000</td>
<td></td>
</tr>
<tr>
<td>Equipment fund</td>
<td>500,000</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>500,000</td>
<td></td>
</tr>
<tr>
<td>Subtotal One-Time Adjustments - UCAT</td>
<td>1,250,000</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>1,250,000</td>
<td></td>
</tr>
<tr>
<td>Total FY 2014 UCAT Adjustments</td>
<td>13,044,500</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>13,044,500</td>
<td></td>
</tr>
<tr>
<td><strong>Total FY 2014 UCAT Operating Budget</strong></td>
<td>$67,659,100</td>
<td>$0</td>
<td>$0</td>
<td>$7,345,200</td>
<td>$0</td>
<td>$0</td>
<td>$74,995,300</td>
<td></td>
</tr>
</tbody>
</table>

### FY 2013 OPERATING BUDGET

| Authorized Budget | $57,974,600 | $0 | $0 | $6,763,000 | $0 | $100 | $57,974,600 |
| Supplemental Adjustments | 350,000 | 0 | 0 | 0 | 0 | 0 | 350,000 |
| Subtotal Supplemental Adjustments - UCAT | 350,000 | 0 | 0 | 0 | 0 | 0 | 350,000 |
| Total FY 2013 UCAT Operating Budget | $58,324,600 | $0 | $0 | $7,345,200 | $0 | $100 | $58,324,600 |

### FY 2012 OPERATING BUDGET

| Actual Budget | $47,889,800 | $0 | $0 | $7,489,100 | $0 | $20,000 | $55,499,900 |
| Total FY 2012 UCAT Operating Budget | $52,223,400 | $0 | $0 | $7,873,000 | $0 | $20,000 | $55,876,400 |
ITEM: III.L

TOPIC: 2013 Legislative Session Preparation

BACKGROUND
The 2013 General Legislative Session begins on Monday, January 28th and continues until midnight March 14th. An review of UCAT’s budget priorities and legislative strategy will be conducted in preparation for Board of Trustee, UCAT and campus participation.

FISCAL IMPACT
UCAT is requesting ongoing budget priorities of $13,496,960 (excluding any compensation increase that may be provided). It is also requesting $4,800,000 in one time increases and $496,960 in supplemental increases.

RECOMMENDATIONS

Attachments:
UCAT FY 2014 Budget Request
UCAT FY 2014 Budget Request Narrative
Resolution Endorsing Governor Herbert’s Vision 2020 Goal and PACE Metrics
## Anticipated FY 2014 Base Budget (State Tax Funds Only)

<table>
<thead>
<tr>
<th>Ongoing Budget Increase Requested</th>
<th>Compensation plus</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Total</strong></td>
<td>$51,211,400</td>
</tr>
</tbody>
</table>

## Ongoing Budget Increase Requested

### 1. Compensation

<table>
<thead>
<tr>
<th>Description</th>
<th>Requested</th>
</tr>
</thead>
<tbody>
<tr>
<td>Base Compensation/COLA Package (equal to other State Agencies, 1% = $370,000)</td>
<td>TBD</td>
</tr>
<tr>
<td>Merit based compensation increase/Retention of key faculty &amp; staff</td>
<td>500,000</td>
</tr>
<tr>
<td>Federal Requirements for 30+ hour part-time employees*</td>
<td>TBD</td>
</tr>
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</table>

### 2. Campus Capacity Building Request

<table>
<thead>
<tr>
<th>Campus</th>
<th>Requested</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bridgerland Applied Technology College</td>
<td>1,311,800</td>
</tr>
<tr>
<td>Davis Applied Technology College</td>
<td>1,471,100</td>
</tr>
<tr>
<td>Dixie Applied Technology College</td>
<td>880,200</td>
</tr>
<tr>
<td>Mountainland Applied Technology College</td>
<td>1,227,600</td>
</tr>
<tr>
<td>Ogden-Weber Applied Technology College</td>
<td>1,379,000</td>
</tr>
<tr>
<td>Southwest Applied Technology College</td>
<td>891,200</td>
</tr>
<tr>
<td>Tooele Applied Technology College</td>
<td>1,563,300</td>
</tr>
<tr>
<td>Uintah Basin Applied Technology College</td>
<td>1,025,800</td>
</tr>
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</table>

### 3. System Requests

<table>
<thead>
<tr>
<th>System Request</th>
<th>Requested</th>
</tr>
</thead>
<tbody>
<tr>
<td>UCAT Marketing/Messaging Fund</td>
<td>500,000</td>
</tr>
<tr>
<td>Blended Learning Initiative</td>
<td>1,000,000</td>
</tr>
<tr>
<td>UCAT Scholarship Fund</td>
<td>250,000</td>
</tr>
<tr>
<td>UCAT Equipment Fund</td>
<td>500,000</td>
</tr>
<tr>
<td>Expansion of Custom Fit program</td>
<td>500,000</td>
</tr>
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</table>

### 4. O&M for Non-State Funded Facilities

<table>
<thead>
<tr>
<th>Facility</th>
<th>Requested</th>
</tr>
</thead>
<tbody>
<tr>
<td>DATC Simmons Building</td>
<td>120,500</td>
</tr>
<tr>
<td>DXATC Old SG Airport Terminal Building</td>
<td>90,360</td>
</tr>
<tr>
<td>MATC Geneva Building</td>
<td>286,100</td>
</tr>
</tbody>
</table>

## One-time Budget Increase Requested

<table>
<thead>
<tr>
<th>One-time Increase Requested</th>
<th>Requested</th>
</tr>
</thead>
<tbody>
<tr>
<td>UCAT Equipment Fund (same amount as last year’s request as alternative to ongoing request above)</td>
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<tr>
<td>Student/Financial/Financial Aid/Information Management System</td>
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## FY 2013 Supplemental Budget Increase Requested

<table>
<thead>
<tr>
<th>Supplemental Increase Requested</th>
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</tr>
</thead>
<tbody>
<tr>
<td>O&amp;M for Non-State Funded Facilities</td>
<td>496,960</td>
</tr>
</tbody>
</table>

### 1. O&M for Non-State Funded Facilities

<table>
<thead>
<tr>
<th>Facility</th>
<th>Requested</th>
</tr>
</thead>
<tbody>
<tr>
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<td>90,360</td>
</tr>
<tr>
<td>MATC Geneva Building</td>
<td>286,100</td>
</tr>
</tbody>
</table>

## Request Summary

### Ongoing Budget Priorities

- Compensation plus: **13,496,960**

### One-time Increases

- **4,800,000**

### Supplemental Increases

- **496,960**

* Pending legal review - This request item may not be necessary
The Utah College of Applied Technology Board of Trustees approved this budget request to support UCAT’s mission “to meet the needs of Utah’s employers for technically-skilled workers by providing market-driven technical education to both secondary and adult students.” UCAT has an excellent record in being attentive and responsive to the job market, state economy and promoting economic development. All programs are driven by local employer advisory committees (EACs) to ensure employers are getting the skills they need for a world class Utah work force.

UCAT respectfully requests an ongoing increase in tax appropriations of $13,496,960, plus the base compensation/COLA package provided to other state agencies. UCAT’s request also includes a one-time increase of $4,800,000 and a supplemental request of $496,960.

**Ongoing Budget Request**

The Utah College of Applied Technology budget request is listed in priority order.

1. **Compensation – $760,000**
   
   a. UCAT requests equal participation in any base compensation package passed by the legislature for state agencies (1% salary increase ≈ $380,000). *(Both UCAT and USHE are estimating a 2% compensation increase in conjunction with Public Education’s request for a 2% increase in the WPU.)*

   b. UCAT requests **$500,000** for merit based compensation increases. UCAT campuses compete with other public and private employers to attract and retain top talent. This funding will be used at the discretion of UCAT administration and campus presidents to retain key faculty and staff.

   c. The new Federal health care law may have significant fiscal impact for UCAT’s responsibility to provide benefits for employees who work between 30-32 hours per week. This group is currently not being provided benefits based on existing campus policies.

2. **Campus Capacity Building Request – $9,750,000** UCAT and its eight campuses are committed to the attainment of Governor Herbert’s goal of 66% of Utahns holding a certificate or degree by the year 2020. Each campus has committed to certificate growth acceleration to triple the current number of certificates awarded each year. UCAT requests $9,750,000 to increase campus program capacity to achieve this lofty but reachable goal.
These amounts are alphabetical by campus and equal in priority:

<table>
<thead>
<tr>
<th>Campus</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bridgerland Applied Technology College</td>
<td>1,311,800</td>
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<td>Uintah Basin Applied Technology College</td>
<td>1,025,800</td>
</tr>
</tbody>
</table>

3. The following UCAT System-wide Requests are also critical in attaining the 66% goal.

   a. **Marketing/Messaging Fund – $500,000**  The importance of technical education and the earning power of a postsecondary certificate is underrated and misunderstood in Utah. UCAT seeks this funding to develop and implement an ongoing marketing and messaging campaign to assist both employers and potential UCAT students about the value of a technical education, resulting in a postsecondary certificate that can usually be earned in about a year or less.

   b. **Blended Learning/Innovations Initiative – $1,000,000**  UCAT technical education is “hands-on” in nature. Blended learning is being introduced as a way for a portion of UCAT’s instruction to be expanded and wait times to be reduced. Through appropriate on-line and interactive video instruction UCAT will become more efficient in its delivery. The blend of these strategies with the requisite hands-on learning will enable more Utahns to benefit from a UCAT technical education.

   c. **UCAT Scholarship Fund – $250,000**  Many UCAT students fail to enroll or continue in their technical education program because of financial issues preventing them from attending. The proposed UCAT Scholarship Fund would be similar to other state-funded scholarship programs such as the New Century Scholarship and Regent’s Scholarship programs and help students to afford their technical programs.

   d. **UCAT Equipment Fund – $500,000**  UCAT technical education is generally equipment intensive. This request would help to replace ongoing equipment funds that were available before the budget cuts of the recent recession.

   e. **Expansion of Custom Fit program – $500,000**  UCAT’s highly successful Custom Fit program needs additional funding to meet the customized training needs of Utah’s employers. This request is targeted at increasing support to manufacturing employers who are seeking to emerge from the recent recession.
4. **Operation and Maintenance Funding - $496,960**  UCAT is requesting Operation and Maintenance (O&M) funding for three non-state funded facilities at UCAT campuses. The figures are derived by multiplying the respective buildings’ square footage by the DFCM assigned UCAT O&M rate of 7.53 per square foot. The following are by campus and equal in priority:

<table>
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</thead>
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<tr>
<td>MATC Geneva Building</td>
<td>286,100</td>
</tr>
</tbody>
</table>

**One-time Budget Request**

The Utah College of Applied Technology one-time budget request is listed in priority order.

1. **One-time UCAT Equipment Funding - $800,000**  To replace worn-out and obsolete equipment in the UCAT system.

2. **UCAT Student/Financial/Financial Aide Software - $4,000,000**  UCAT currently utilizes a student management package designed by in-house developers called Northstar to track student enrollment and achievement including certificates awarded, completions and placements. New commercially-available software would allow full integration of student information, fiscal information, human resources, financial aid packaging and other information systems in a single common database. UCAT has begun investigating options which include expansion of the current Northstar system as well as merging commercial software packages. Initial information indicates that would cost approximately $4,000,000 (one-time funding)

**FY 2013 Supplemental Budget Request**

1. **Operation and Maintenance Funding - $496,960**  UCAT is requesting supplemental Operation and Maintenance (O&M) funding for three non-state funded facilities at UCAT campuses for FY 2013. The figures are derived by multiplying the respective buildings’ square footage by the DFCM assigned UCAT O&M rate of 7.53 per square foot. The following are by campus and equal in priority:

<table>
<thead>
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</thead>
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<td>90,360</td>
</tr>
<tr>
<td>MATC Geneva Building</td>
<td>286,100</td>
</tr>
</tbody>
</table>
Resolution Endorsing Governor Herbert’s Vision 2020 Goal and the Governor’s Education Excellence Commission’s PACE Metrics

WHEREAS, we recognize that education is the foundation which underlies Utah’s success, well-being, and prosperity; and,

WHEREAS, K-12 public education provides a foundation in social interaction, citizenship, knowledge, understanding, and basic life skills including reading, math, science, and history; and,

WHEREAS, technical and higher education provide opportunities for employment, service, leadership, and personal enrichment; and,

WHEREAS, it is well-documented that individuals with higher levels of skill and education enjoy greater health and are more engaged in civic life; and,

WHEREAS, for Utah’s residents to succeed, technical and higher education in the state must achieve a new level of innovation and excellence; and,

WHEREAS, K-12 public education, technical education and higher education in Utah must be strengthened and empowered to increase the educational attainment of all Utahns; and,

WHEREAS, technical and higher education in Utah provide opportunities for individuals to enhance their quality of life, employability and economic success, and this should be available to all Utahns; and,

WHEREAS, by 2018, 66% of all jobs in Utah will require post-secondary education; and,

WHEREAS, adults who complete a postsecondary certificate, or an associate’s, bachelor’s or graduate degree earn significantly more over their lifetimes than high school graduates; and,

WHEREAS, only 43% of adults in Utah currently hold a postsecondary certificate or degree, and;

WHEREAS, the Governor, the Utah College of Applied Technology (UCAT), the UCAT Board of Trustees, the Utah System of Higher Education, the State Board of Regents, and Prosperity 2020 have adopted a goal that 66% of Utah’s adults ages 20-64 will hold a post-secondary certificate or degree by the year 2020; and,

WHEREAS, the Governor’s Education Excellence Commission, the Utah College of Applied Technology, the UCAT Board of Trustees, the Utah System of Higher Education, the Utah State Board of Regents, the Utah State Board of Education, and Prosperity 2020 have endorsed the ‘PACE’ metrics that focus on Preparation, Access, Completion, and Economic Success for all of Utah’s students; and,

NOW, THEREFORE, BE IT RESOLVED that the Governor, the Utah College of Applied Technology and UCAT Board of Trustees, the Utah System of Higher Education and Utah State Board of Regents, the State Board of Education and Utah State Office of Education, the Governor’s Education Excellence Commission and Prosperity 2020 will work to achieve the 66% goal through increased innovation and investment, and utilizing the PACE metrics as a measure of success, and urge all Utahns to unite behind this goal.

Divisiveness

Approved unanimously by the Utah College of Applied Technology Board of Trustees - October 18, 2012
ITEM: III.M

TOPIC: UCAT 2013 Messaging

BACKGROUND

Utah statute calls for the UCAT president, in conjunction with the board of trustees, to “develop and implement a plan to inform the citizens about the availability, cost, and advantages of career and technical education.”

The UCAT Marketing Committee, consisting of representatives from each campus and the Office of the UCAT President, has engaged the services of Fluid Studios, and has developed and begun implementation of a “Certify Your Future” messaging campaign to inform Utahns about UCAT programs and campuses. The campaign will consist of the UCAT website, radio commercials, billboard and busboard advertisements, internet advertisements, and social media. The coordinated effort is funded by a combination of UCAT President’s Office budget earmarked by the Board of Trustees for marketing, campus contributions to a cooperative marketing budget, and individual campus marketing efforts.

Marketing Committee representatives will present the campaign to the Board.

FISCAL IMPACT
$35,000 – from UCAT President’s Office FY2013 Marketing Budget
$16,000 – from campus statewide cooperative marketing participation ($2,000 per campus)
Campuses will also carry their own messaging locally using campus funds.

RECOMMENDATIONS
Information/discussion only

Attachments:

Copies of campaign materials will be provided in the meeting.
ITEM: III.N

TOPIC: Tuition Rate Background

BACKGROUND

The Board of Trustees' approval of the FY 2013 tuition rate in the 18 April 2012 meeting included language to “review and discuss information in the next meeting regarding the ability of campuses to have different tuition rates” (Minutes of 18 April 2012 meeting, Action Item II.D).

The attached sheet on UCAT Tuition Rate Background was provided for the information and discussion of the Board in the 18 October 2012 meeting, but was deferred to this meeting for lack of time. UCAT Administration will also discuss observations and recommendations on tuition rates from the UCAT President’s Cabinet.

FISCAL IMPACT

None.

RECOMMENDATIONS
For information and discussion by the Board

Attachments: UCAT Tuition Rate Background
CURRENT POLICY

Utah Statute (UCA 53B-2a-106(1)(b) – College Campuses – Duties.
“Each Utah College of Applied Technology college campus shall, within the geographic area served by the college campus: (a) offer a non-credit post-secondary and secondary career and technical education curriculum; (b) offer that curriculum at low cost to adult students, as approved by the board of trustees.”

Utah Statute (UCA 53B-2a-104(2)(h) – UCAT Board of Trustees – Powers and duties.
“The Utah College of Applied Technology Board of Trustees shall: …approve the tuition rates for the Utah College of Applied Technology.”

UCAT Board of Trustees Policy 204.6.1 – Postsecondary tuition.
“Low cost tuition, as prescribed in UCA 53B-2a-106-(1)-(b)-(i), and as approved by the UCAT Board of Trustees shall be assessed to postsecondary students formally scheduled in a course or program.”

UCAT Board of Trustees Policy 204.6.4 – Differential tuition.
“Based on extraordinary circumstances, a campus board of directors may request that the UCAT Board of Trustees approve a differential tuition rate for a specific course or program. Approved differential tuition rates shall expire on June 30 of each year. A new request and approval of the Board of Trustees is required to continue differential tuition rates past June 30 of each year.”

TUITION HISTORY

Pre-UCAT (pre-FY2002)
Prior to the creation of UCAT in 2001, tuition rates for full-time students were determined by the State Board of Education. Some campuses used the same hourly rate for all students, regardless how many hours per week they were enrolled (“linear” tuition model). Some campuses used variable tuition models, in which students enrolled for less than a full-time load (generally 24 hours per week or 30 hours per week, depending on the campus) were charged higher hourly rates the fewer hours they enrolled.

After the creation of UCAT, tuition rates for full-time students were determined by the State Board of Regents, usually as recommended by the UCAT Board of Trustees. The campuses continued applying the approved rates under their previous tuition models, with some using the same rate for all students and others using increased rates for part-time students.

Linear and Uniform Step Tuition Models (FY2004-FY2007)
In response to legislative intent language in the 2003 general session of the Utah Legislature “that uniform rates be established for UCAT programs”, UCAT went to a uniform variable tuition model for all campuses for FY2004. After concluding that a “one size” solution was problematic for several campuses
and many students that year, a single “Step Tuition” model was created wherein the uniform hourly rate was applied in four ranges (or “steps”) of weekly enrollment duration. Campuses were approved to operate under either this Step Tuition model, or the Linear Tuition model (2 June 2004 Board of Trustees meeting).
Linear Tuition:  BATC, DXATC, MATC, SWATC, UBATC
Step Tuition:  DATC, OWATC, SEATC, SLTATC

Transition to Uniform Linear Tuition (FY2008-FY2010)
In March 2007 a plan was developed to move all campuses to the Linear Tuition Model by FY2011. DATC transitioned to the Linear model for FY2009. By FY2010, all campuses moved to Linear.

<table>
<thead>
<tr>
<th>Historical Tuition rates (full-time students):</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY1992: $0.70</td>
</tr>
<tr>
<td>FY1993-FY1998: $0.75</td>
</tr>
<tr>
<td>FY1999-FY2000: $0.85</td>
</tr>
<tr>
<td>FY2001-FY2002: $0.90</td>
</tr>
<tr>
<td>FY2003: $0.95</td>
</tr>
<tr>
<td>FY2004: $1.00</td>
</tr>
<tr>
<td>FY2005-FY2006: $1.15</td>
</tr>
<tr>
<td>FY2007: $1.25</td>
</tr>
<tr>
<td>FY2008: $1.30</td>
</tr>
<tr>
<td>FY2009: $1.35</td>
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<tr>
<td>FY2010: $1.40</td>
</tr>
<tr>
<td>FY2011: $1.50</td>
</tr>
<tr>
<td>FY2012: $1.55</td>
</tr>
<tr>
<td>FY2013: $1.70</td>
</tr>
</tbody>
</table>
ITEM: III.O

TOPIC: Open Entry / Open Exit Programs Discussion

BACKGROUND

Trustee Don Roberts has requested a short discussion on how UCAT and the eight campuses are utilizing open entry / open exit instruction. The discussion will likely center on how growth, accreditation, changing employer needs etc. are impacting instructional strategies at individual campuses and across all campuses. It is likely that this discussion will need to also occur at individual campuses with boards of directors and administrative/instructional staff. If desired, a more specific agenda item about open entry / open exit instruction could be addressed at a subsequent meeting of the Trustees.

FISCAL IMPACT

N/A

RECOMMENDATIONS

For information and discussion by the Board.

Attachments:
None
ITEM: III.P

TOPIC: Legislative Audit

BACKGROUND
As discussed in the October 18, 2012 meeting, the Office of the Legislative Auditor General is conducting an audit of UCAT and the programs offered across the eight campus system. That audit is still proceeding and an update of what is known will be shared with the Board of Trustees.

FISCAL IMPACT
Unknown

RECOMMENDATIONS
Information Only

Attachments:
None
ITEM: III.Q

TOPIC: Office of the UCAT President Budget Report

BACKGROUND
Per UCAT policy 555.3.6, “A report, detailing revenue and expenditures for all budget categories, shall be presented to the Board of Trustees in all regular meetings of the Board.” The attached report is a snapshot of revenues and expenditures of the Office of the President for the current fiscal year through December 31, 2013.

FISCAL IMPACT
N/A

RECOMMENDATIONS
Information/discussion only

Attachments:
Check register
Budget progress report
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<tr>
<th>Type</th>
<th>Date</th>
<th>Num</th>
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## Utah College of Applied Technology
### Office of the President
**YTD Budget July 1 - Dec 31**

### Revenue

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<th>YTD</th>
<th>% to Date</th>
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### Expenditures

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