

**Exhibit 31
FCC Form 302-FM
Section III, Item 17**

Requesting License Change from Commercial to Non-Commercial Status

As more fully described in a pending assignment of license application (BALH-20160415AAL), the University of Utah (the “University”) is the proposed assignee of FM radio station KYLZ(FM), Parowan, Utah, which the University intends to operate as a noncommercial educational station upon assignment and grant of this contingent application for a change to NCE license status. The current licensee’s consent to the filing of this contingent application is attached as Attachment C to this Exhibit 31, in accordance with Section 73.3517(a) of the Commission’s rules.¹

The University is a body politic and corporate of the State of Utah, and thus for regulatory classification purposes before the Commission it is equivalent to a not-for-profit corporation. The University is currently the licensee of five noncommercial radio stations: KUER-FM in Salt Lake City; KUHU(FM) in Monticello, Utah; KUOU(FM) in Roosevelt, Utah; KUXU(FM) in Monroe, Utah; and KUEU(FM) in Logan, Utah.² In addition, the University is licensee of three noncommercial Utah television stations: KUED(TV) in Salt Lake City; KUES(TV) in Richfield; and KUEW(TV) in St. George. The Station that is the subject of this application, KYLZ(FM), is licensed as a commercial station, but the University would operate the station as a noncommercial educational station.

¹ 47 C.F.R. § 73.3517(a).

² Noncommercial radio stations KUHU(FM), KUOU(FM), KUXU(FM), and KUEU(FM) operate as satellites of KUER-FM.

Sections II and IV of FCC Form 340 are attached hereto as Attachment A to this Exhibit 31. With respect to the point system factors set forth in Section IV of FCC Form 340, the University is an established local applicant because it is owned, operated and authorized by the state of Utah to provide higher education throughout the state, thus making the University a local applicant everywhere in Utah (including in Parowan, KYLZ(FM)'s community of license). Copies of the pertinent Utah statutes authorizing and governing the University are attached hereto as Attachment B to this Exhibit 31.

Attachment A

application that are being revised.

NOTE: The failure to include an explanatory providing full particulars in connection with a "No" response may result in dismissal of the application. See Instructions, paragraph L for additional information regarding completion of explanatory exhibits.

SECTION II - Legal and Financial

1.	Certification. Applicant certifies that it has answered each question in this application based on its review of the application instructions and worksheets. Applicant further certifies that where it has made an affirmative certification below, this certification constitutes its representation that the application satisfies each of the pertinent standards and criteria set forth in the application instructions and worksheets.	<input checked="" type="radio"/> Yes <input type="radio"/> No
2.	Eligibility. Each application must answer "Yes" to one and "No" to two of the three following certifications. An applicant should not submit an explanatory exhibit in connection with these Question 2 "No" responses. The applicant certifies that it is: a. a nonprofit educational institution; or b. a governmental entity other than a school; or c. a nonprofit educational organization, other than described in a. or b.	<div><input checked="" type="radio"/> Yes <input type="radio"/> No</div> <div><input type="radio"/> Yes <input checked="" type="radio"/> No</div> <div><input type="radio"/> Yes <input checked="" type="radio"/> No</div>
3.	For applicants checking "Yes" to question 2(c) and applying for a new noncommercial educational television station only, the applicant certifies that the applicant's officers, directors and members of its governing board are broadly representative of the educational, cultural, and civic segments of the principal community to be served.	<div><input type="radio"/> Yes <input type="radio"/> No</div> <div><input checked="" type="radio"/> N/A</div>
4.	a. The applicant certifies that the Commission has previously granted a broadcast application identified here by file number that found this applicant qualified as a noncommercial educational entity with a qualifying educational program, and that the applicant will use the proposed station to advance a program similar to that the Commission has found qualifying in applicant's previous application. b. Applicants who answered "No" to Question 4(a), must include an exhibit that describes the applicant's educational objective and how the proposed station will be used to advance an educational program that will further that objective according to 47 C.F.R. Section 73.503 (for radio applicants) and 47 C.F.R. Section 73.621 (for television applicants).	<div><input checked="" type="radio"/> Yes <input type="radio"/> No</div> <div>FCC FileNumber BMPED- 20120510ABJ</div> <div>[Exhibit 2]</div>
5.	The applicant certifies that its governing documents (e.g., articles of incorporation, by-laws, charter, enabling statute, and/or other pertinent organizational document) permit the applicant to advance an educational program and that there is no provision in any of those documents that would restrict the applicant from advancing an educational program or complying with any Commission rule, policy, or provision of the Communications Act of 1934, as amended.	<input checked="" type="radio"/> Yes <input type="radio"/> No
6.	a. Parties to the Application. List separately each party to the application including, as applicable, the applicant, its officers, directors, five percent or greater stockholders, non-insulated partners, members, and all other persons and entities with attributable interests. If another entity hold an attributable interest in the applicant, list separately, as applicable, its officers, directors, five percent or greater stockholders, non-insulated partners, and board members. Create a separate row for each individual or entity. Attach additional pages if necessary. [Enter Parties/Owners Information] <div>Parties to the Application</div> List separately each party to the application including, as applicable, the applicant, its officers, directors, five percent or greater stockholders, non-insulated partners, members, and all other persons and entities with attributable interests. If another entity hold an attributable interest in the applicant, list separately, as applicable, its officers, directors, five percent or greater stockholders, non-insulated partners, and board members. Create a separate row for each individual or entity. Attach additional pages if necessary.	

(a) Name and Residence Address(es)	(b)Citizen-ship	(c) Positional Interest: Officer, director, investor/creditor attributable under the Commission's equity/debt plus standard, etc	(d) Director or Member of Governing Board	(e)% of: Ownership(O) or Voting Stock(VS) or Membership (M)			(f) %of: of Total Assets (equity plus debt)
				Owner-ship (O) or	Voting Stock (VS) or	Member-ship (M)	
DAVID W. PERSHING, UNIVERSITY OF UTAH, 201 PRESIDENTS CIRCLE, SALT LAKE CITY, UT 84112	US	TRUSTEE	<input checked="" type="radio"/> Yes <input type="radio"/> No	0	0	0	0

(a) Name and Residence Address(es)	(b)Citizen-ship	(c) Positional Interest: Officer, director, investor/creditor attributable under the Commission's equity/debt plus standard, etc	(d) Director or Member of Governing Board	(e)% of: Ownership(O) or Voting Stock(VS) or Membership (M)			(f) %of: of Total Assets (equity plus debt)
				Owner-ship (O) or	Voting Stock (VS) or	Member-ship (M)	
JOHN E. NIXON, UNIVERSITY OF UTAH, 201 PRESIDENTS CIRCLE, SALT LAKE CITY, UT 84112	US	TRUSTEE	<input checked="" type="radio"/> Yes <input type="radio"/> No	0	0	0	0

(a) Name and Residence Address(es)	(b)Citizen-ship	(c) Positional Interest: Officer, director, investor/creditor attributable under the Commission's equity/debt plus standard, etc	(d) Director or Member of Governing Board	(e)% of: Ownership(O) or Voting Stock(VS) or Membership (M)			(f) %of: of Total Assets (equity plus debt)
				Owner-ship (O) or	Voting Stock (VS) or	Member-ship (M)	
VIVIAN S. LEE, UNIVERSITY OF UTAH, 201 PRESIDENTS CIRCLE, SALT LAKE CITY, UT 84112	US	TRUSTEE	<input checked="" type="radio"/> Yes <input type="radio"/> No	0	0	0	0

(a) Name and Residence	(b)Citizen-ship	(c) Positional Interest:	(d) Director or Member of	(e)% of: Ownership(O) or Voting	(f) %of: of Total
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Address(es)		Officer, director, investor/creditor attributable under the Commission's equity/debt plus standard, etc	Governing Board	Stock(VS) or Membership (M)			Assets (equity plus debt)
				Owner- ship (O) or	Voting Stock (VS) or	Member- ship (M)	
RUTH W. WATKINS, UNIVERSITY OF UTAH, 201 PRESIDENTS CIRCLE, SALT LAKE CITY, UT 84112	US	TRUSTEE	<input checked="" type="radio"/> Yes <input type="radio"/> No	0	0	0	0

(a) Name and Residence Address(es)	(b)Citizen- ship	(c) Positional Interest: Officer, director, investor/creditor attributable under the Commission's equity/debt plus standard, etc	(d) Director or Member of Governing Board	(e)% of: Ownership(O) or Voting Stock(VS) or Membership (M)			(f) %of: of Total Assets (equity plus debt)
				Owner- ship (O) or	Voting Stock (VS) or	Member- ship (M)	
KATHRYN B. STOCKTON, UNIVERSITY OF UTAH, 201 PRESIDENTS CIRCLE, SALT LAKE CITY, UT 84112	US	TRUSTEE	<input checked="" type="radio"/> Yes <input type="radio"/> No	0	0	0	0

(a) Name and Residence Address(es)	(b)Citizen- ship	(c) Positional Interest: Officer, director, investor/creditor attributable under the Commission's equity/debt plus standard, etc	(d) Director or Member of Governing Board	(e)% of: Ownership(O) or Voting Stock(VS) or Membership (M)			(f) %of: of Total Assets (equity plus debt)
				Owner- ship (O) or	Voting Stock (VS) or	Member- ship (M)	
LIZ WINTER, UNIVERSITY OF UTAH, 201 PRESIDENTS CIRCLE, SALT LAKE CITY, UT 84112	US	TRUSTEE	<input checked="" type="radio"/> Yes <input type="radio"/> No	0	0	0	0

(a) Name and Residence Address(es)	(b)Citizen- ship	(c) Positional Interest: Officer, director, investor/creditor	(d) Director or Member of Governing Board	(e)% of: Ownership(O) or Voting Stock(VS) or Membership (M)			(f) %of: of Total Assets (equity plus debt)

		attributable under the Commission's equity/debt plus standard, etc		Owner-ship (O) or	Voting Stock (VS) or	Member-ship (M)	
MICHAEL L. HARDMAN, UNIVERSITY OF UTAH, 201 PRESIDENTS CIRCLE, SALT LAKE CITY, UT 84112	US	TRUSTEE	<input checked="" type="radio"/> Yes <input type="radio"/> No	0	0	0	0

(a) Name and Residence Address(es)	(b)Citizen-ship	(c) Positional Interest: Officer, director, investor/creditor attributable under the Commission's equity/debt plus standard, etc	(d) Director or Member of Governing Board	(e)% of: Ownership(O) or Voting Stock(VS) or Membership (M)			(f) %of: of Total Assets (equity plus debt)
				Owner-ship (O) or	Voting Stock (VS) or	Member-ship (M)	
JASON PERRY, UNIVERSITY OF UTAH, 201 PRESIDENTS CIRCLE, SALT LAKE CITY, UT 84112	US	TRUSTEE	<input checked="" type="radio"/> Yes <input type="radio"/> No	0	0	0	0

(a) Name and Residence Address(es)	(b)Citizen-ship	(c) Positional Interest: Officer, director, investor/creditor attributable under the Commission's equity/debt plus standard, etc	(d) Director or Member of Governing Board	(e)% of: Ownership(O) or Voting Stock(VS) or Membership (M)			(f) %of: of Total Assets (equity plus debt)
				Owner-ship (O) or	Voting Stock (VS) or	Member-ship (M)	
FRED C. ESPLIN, UNIVERSITY OF UTAH, 201 PRESIDENTS CIRCLE, SALT LAKE CITY, UT 84112	US	TRUSTEE	<input checked="" type="radio"/> Yes <input type="radio"/> No	0	0	0	0

(a) Name and Residence Address(es)	(b)Citizen-ship	(c) Positional Interest: Officer, director, investor/creditor attributable under the	(d) Director or Member of Governing Board	(e)% of: Ownership(O) or Voting Stock(VS) or Membership (M)			(f) %of: of Total Assets (equity plus debt)
				Owner-ship (O) or	Voting Stock (VS) or	Member-ship (M)	

		Commission's equity/debt plus standard, etc					
WILLIAM J. WARREN, UNIVERSITY OF UTAH, 201 PRESIDENTS CIRCLE, SALT LAKE CITY, UT 84112	US	TRUSTEE	<input checked="" type="radio"/> Yes <input type="radio"/> No	0	0	0	0

(a) Name and Residence Address(es)	(b)Citizen-ship	(c) Positional Interest: Officer, director, investor/creditor attributable under the Commission's equity/debt plus standard, etc	(d) Director or Member of Governing Board	(e)% of: Ownership(O) or Voting Stock(VS) or Membership (M)			(f) %of: of Total Assets (equity plus debt)
				Owner-ship (O) or	Voting Stock (VS) or	Member-ship (M)	
THOMAS N. PARKS, UNIVERSITY OF UTAH, 201 PRESIDENTS CIRCLE, SALT LAKE CITY, UT 84112	US	TRUSTEE	<input checked="" type="radio"/> Yes <input type="radio"/> No	0	0	0	0

(a) Name and Residence Address(es)	(b)Citizen-ship	(c) Positional Interest: Officer, director, investor/creditor attributable under the Commission's equity/debt plus standard, etc	(d) Director or Member of Governing Board	(e)% of: Ownership(O) or Voting Stock(VS) or Membership (M)			(f) %of: of Total Assets (equity plus debt)
				Owner-ship (O) or	Voting Stock (VS) or	Member-ship (M)	
BARBARA H. SNYDER, UNIVERSITY OF UTAH, 201 PRESIDENTS CIRCLE, SALT LAKE CITY, UT 84112	US	TUSTEE	<input checked="" type="radio"/> Yes <input type="radio"/> No	0	0	0	0

(a) Name and Residence Address(es)	(b)Citizen-ship	(c) Positional Interest: Officer, director, investor/creditor attributable under the Commission's equity/debt plus	(d) Director or Member of Governing Board	(e)% of: Ownership(O) or Voting Stock(VS) or Membership (M)			(f) %of: of Total Assets (equity plus debt)
				Owner-ship (O) or	Voting Stock (VS) or	Member-ship (M)	

		standard, etc					
MICHELLE MATTSON, UNIVERSITY OF UTAH, 201 PRESIDENTS CIRCLE, SALT LAKE CITY, UT 84112	US	TRUSTEE	<input checked="" type="radio"/> Yes <input type="radio"/> No	0	0	0	0

(a) Name and Residence Address(es)	(b) Citizen- ship	(c) Positional Interest: Officer, director, investor/creditor attributable under the Commission's equity/debt plus standard, etc	(d) Director or Member of Governing Board	(e)% of: Ownership(O) or Voting Stock(VS) or Membership (M)			(f) % of: of Total Assets (equity plus debt)
				Owner- ship (O) or	Voting Stock (VS) or	Member- ship (M)	
PHILLIP W. CLINGER, UNIVERSITY OF UTAH, 201 PRESIDENTS CIRCLE, SALT LAKE CITY, UT 84112	US	TRUSTEE	<input checked="" type="radio"/> Yes <input type="radio"/> No	0	0	0	0

(a) Name and Residence Address(es)	(b) Citizen- ship	(c) Positional Interest: Officer, director, investor/creditor attributable under the Commission's equity/debt plus standard, etc	(d) Director or Member of Governing Board	(e)% of: Ownership(O) or Voting Stock(VS) or Membership (M)			(f) % of: of Total Assets (equity plus debt)
				Owner- ship (O) or	Voting Stock (VS) or	Member- ship (M)	
SPENCER F. ECCLES, UNIVERSITY OF UTAH, 201 PRESIDENTS CIRCLE, SALT LAKE CITY, UT 84112	US	TRUSTEE	<input checked="" type="radio"/> Yes <input type="radio"/> No	0	0	0	0

(a) Name and Residence Address(es)	(b) Citizen- ship	(c) Positional Interest: Officer, director, investor/creditor attributable under the Commission's equity/debt plus standard, etc	(d) Director or Member of Governing Board	(e)% of: Ownership(O) or Voting Stock(VS) or Membership (M)			(f) % of: of Total Assets (equity plus debt)
				Owner- ship (O) or	Voting Stock (VS) or	Member- ship (M)	

JULIE BARRETT, UNIVERSITY OF UTAH, 201 PRESIDENTS CIRCLE, SALT LAKE CITY, UT 84112	US	TRUSTEE	<input checked="" type="radio"/> Yes <input type="radio"/> No	0	0	0	0
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(a) Name and Residence Address(es)	(b)Citizen- ship	(c) Positional Interest: Officer, director, investor/creditor attributable under the Commission's equity/debt plus standard, etc	(d) Director or Member of Governing Board	(e)% of: Ownership(O) or Voting Stock(VS) or Membership (M)			(f) %of: of Total Assets (equity plus debt)
				Owner- ship (O) or	Voting Stock (VS) or	Member- ship (M)	
H. DAVID BURTON, UNIVERSITY OF UTAH, 201 PRESIDENTS CIRCLE, SALT LAKE CITY, UT 84112	US	TRUSTEE	<input checked="" type="radio"/> Yes <input type="radio"/> No	0	0	0	0

(a) Name and Residence Address(es)	(b)Citizen- ship	(c) Positional Interest: Officer, director, investor/creditor attributable under the Commission's equity/debt plus standard, etc	(d) Director or Member of Governing Board	(e)% of: Ownership(O) or Voting Stock(VS) or Membership (M)			(f) %of: of Total Assets (equity plus debt)
				Owner- ship (O) or	Voting Stock (VS) or	Member- ship (M)	
LISA E. ECCLES, UNIVERSITY OF UTAH, 201 PRESIDENTS CIRCLE, SALT LAKE CITY, UT 84112	US	TRUSTEE	<input checked="" type="radio"/> Yes <input type="radio"/> No	0	0	0	0

(a) Name and Residence Address(es)	(b)Citizen- ship	(c) Positional Interest: Officer, director, investor/creditor attributable under the Commission's equity/debt plus standard, etc	(d) Director or Member of Governing Board	(e)% of: Ownership(O) or Voting Stock(VS) or Membership (M)			(f) %of: of Total Assets (equity plus debt)
				Owner- ship (O) or	Voting Stock (VS) or	Member- ship (M)	
CHRISTIAN	US	TUSTEE	<input checked="" type="radio"/> Yes	0	0	0	0

GARDNER, UNIVERSITY OF UTAH, 201 PRESIDENTS CIRCLE, SALT LAKE CITY, UT 84112			<input type="radio"/> No				
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(a) Name and Residence Address(es)	(b)Citizen- ship	(c) Positional Interest: Officer, director, investor/creditor attributable under the Commission's equity/debt plus standard, etc	(d) Director or Member of Governing Board	(e)% of: Ownership(O) or Voting Stock(VS) or Membership (M)			(f) %of: of Total Assets (equity plus debt)
				Owner- ship (O) or	Voting Stock (VS) or	Member- ship (M)	
JACK BENDER, UNIVERSITY OF UTAH, 201 PRESIDENTS CIRCLE, SALT LAKE CITY, UT 84112	US	TRUSTEE	<input checked="" type="radio"/> Yes <input type="radio"/> No	0	0	0	0

(a) Name and Residence Address(es)	(b)Citizen- ship	(c) Positional Interest: Officer, director, investor/creditor attributable under the Commission's equity/debt plus standard, etc	(d) Director or Member of Governing Board	(e)% of: Ownership(O) or Voting Stock(VS) or Membership (M)			(f) %of: of Total Assets (equity plus debt)
				Owner- ship (O) or	Voting Stock (VS) or	Member- ship (M)	
CRISTINA ORTEGA, UNIVERSITY OF UTAH, 201 PRESIDENTS CIRCLE, SALT LAKE CITY, UT 84112	US	TRUSTEE	<input checked="" type="radio"/> Yes <input type="radio"/> No	0	0	0	0

(a) Name and Residence Address(es)	(b)Citizen- ship	(c) Positional Interest: Officer, director, investor/creditor attributable under the Commission's equity/debt plus standard, etc	(d) Director or Member of Governing Board	(e)% of: Ownership(O) or Voting Stock(VS) or Membership (M)			(f) %of: of Total Assets (equity plus debt)
				Owner- ship (O) or	Voting Stock (VS) or	Member- ship (M)	
J. STEVEN PRICE, UNIVERSITY OF UTAH, 201	US	TRUSTEE	<input checked="" type="radio"/> Yes <input type="radio"/> No	0	0	0	0

PRESIDENTS CIRCLE, SALT LAKE CITY, UT 84112							
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(a) Name and Residence Address(es)	(b) Citizen- ship	(c) Positional Interest: Officer, director, investor/creditor attributable under the Commission's equity/debt plus standard, etc	(d) Director or Member of Governing Board	(e)% of: Ownership(O) or Voting Stock(VS) or Membership (M)			(f) %of: of Total Assets (equity plus debt)
				Owner- ship (O) or	Voting Stock (VS) or	Member- ship (M)	
TAFT E. PRICE, UNIVERSITY OF UTAH, 201 PRESIDENTS CIRCLE, SALT LAKE CITY, UT 84112	US	TRUSTEE	<input checked="" type="radio"/> Yes <input type="radio"/> No	0	0	0	0

b. Applicant certifies that equity and financial interests not set forth above are non-attributable pursuant to 47 C.F.R. Section 73.3555 and that there are no agreements or understandings with any non-party that would give influence over the applicant's programming, personnel, or finances to that non-party.

☐ Yes ☐ No
[Exhibit 3]

7. **Other Authorizations.** List call signs, locations, and facility identifiers of all other broadcast stations in which applicant or any party to the application has an attributable interest pursuant to the notes to 47 C.F.R. Section 73.3555.

☐ N/A
[Exhibit 4]

8. **Character Issues.** Applicant certifies that neither applicant nor any party to the application has or has had any interest in or connection with:

☒ Yes ☐ No

- any broadcast application in any proceeding where character issues were left unresolved or were resolved adversely against the applicant or party to the application; or
- any pending broadcast application in which character issues have been raised.

See Explanation in
[Exhibit 5]

9. **Adverse Findings.** Applicant certifies that, with respect to the applicant, any party to the application, and any non-party equity owner in the applicant, no adverse finding has been made, nor has an adverse final action been taken by any court or administrative body in a civil or criminal proceeding brought under the provisions of any law related to any of the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another government unit; or discrimination.

☒ Yes ☐ No

See Explanation in
[Exhibit 6]

If the answer is "No," attach as an Exhibit a full disclosure concerning the persons and matters involved, including an identification of the the court or administrative body and the proceeding (by dates and file numbers), and a description of the disposition of the matter. Where the requisite information has been earlier disclosed in connection with another application or as required by 47 C.F.R. Section 1.65, the applicant need only provide: (i) an identification of that previous submission by reference to the file number in the case of an application, the call letters of the station regarding which the application or Section 1.65 information was filed, and the date of filing; and (ii) the disposition of the previously reported matter.

10. **Alien Ownership and Control.** Applicant certifies that it complies with the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments.

☒ Yes ☐ No

See Explanation in
[Exhibit 7]

11. **Program Service Certification.** Applicant certifies that it is cognizant of and will comply with its obligations as a commission licensee to present a program service responsive to the issues of public concern facing the station's community of license and service area.

☒ Yes ☐ No

12. **Local Public Notice.** Applicant certifies compliance with the public notice requirements of 47 C.F.R. Section

☒ Yes ☐ No

	73.3580.	
13.	Anti-Drug Abuse Act Certification. Applicant certifies that neither applicant nor any party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.	<input checked="" type="radio"/> Yes <input type="radio"/> No
14.	Equal Employment Opportunity (EEO). If the applicant proposes to employ five or more full-time employees, applicant certifies that it is filing simultaneously with this application a Model EEO Program Report on FCC Form 396-A.	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A

QUESTIONS 15, 16 AND 17 APPLY ONLY TO APPLICANTS FOR NEW STATIONS. OTHER APPLICANTS CAN PROCEED TO QUESTION 18.

15.	Financial. The applicant certifies that sufficient net liquid assets are on hand or that sufficient funds are available from committed sources to construct and operate the requested facilities for three months without revenue. If "No" to 15., answer question 16. and 17.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 8]
16.	Is this application contingent upon receipt of a grant from the National Telecommunications and Information Administration?	<input type="radio"/> Yes <input checked="" type="radio"/> No
17.	Is this application contingent upon receipt of a grant from a charitable organization, the approval of the budget of a school or university, or an appropriation from a state, county, municipality or other political subdivision?	<input type="radio"/> Yes <input checked="" type="radio"/> No

NOTE: If Yes to 16. **or** 17., the application cannot be granted unconditionally until all of the necessary funds are committed or appropriated. In the case of grants from the National Telecommunications and Information Administration, no further action on the applicant's part is required. If the applicant relies on funds from a source specified in Question 17., **the applicant must advise the Commission when the funds are committed or appropriated.** This should be accomplished by letter amendment to the application. Applicants should take note that the Commission's construction period is not considered "tolled" by funding difficulties and that any permit granted conditionally on funding will expire if the station is not constructed for any reason, including lack of funding.

QUESTIONS 18 AND 19 DO NOT APPLY TO APPLICATIONS FOR NEW STATIONS. APPLICANTS FOR NEW FM STATIONS CAN PROCEED TO SECTION III. APPLICANTS FOR NEW TV STATIONS CAN PROCEED TO SECTION IV.

Holding Period.

18.	Applicant certifies that this application does not propose a modification to an authorization that was awarded on the basis of a preference for fair distribution of service pursuant to 47 U.S.C. Section 307(b). If "No," answer a. and b. below. If applicant answers "No" to 18. above and cannot answer "Yes" to either a. or b. below, the application is unacceptable. a. Applicant certifies that the proposed modification will not downgrade service to the area on which the Section 307(b) preference was based. b. Applicant certifies that although it proposes to downgrade service to the area on which the Section 307(b) preference was based, applicant has provided full service to that area for a period of four years of on-air operations.	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> Yes <input type="radio"/> No <input type="radio"/> Yes <input type="radio"/> No
19.	Applicant certifies that this application does not propose a modification to an authorized station that received a credit for superior technical parameters under the point system selection method in 47 C.F.R. Section 73.7003. If "No," applicant must be able to answer "Yes" to a. below or provide an exhibit that makes a compelling showing that the downgrade would be in the public interest. a. Applicant certifies that the population and area within the proposed service contour (60 dBu (FM) or grade B (TV)) are greater than or equivalent to those authorized.	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> Yes <input type="radio"/> No [Exhibit 9]

Section III
Fair Distribution of Service Pursuant to 47 U.S.C. Section 307(b) (New and Major Changes to FM Radio Only) (Other applicants can proceed to Section IV).

1.	Applicant certifies that it provides a first aural (reception) service. Applicants answering "Yes" must provide an Exhibit.	<input type="radio"/> Yes <input type="radio"/> No [Exhibit 10]
2.	Applicant certifies that (1) it is a Tribal Applicant, as defined in 47 C.F.R. Section 73.7000; (2) the facilities proposed in this Application will provide Tribal Coverage, as defined in 47 C.F.R. Section 73.7000, of Tribal Lands occupied by the applicant Tribe(s); (3) the proposed community of license is located on Tribal Lands, as defined in 47 C.F.R. Section 73.7000; and (4) the proposed facility would be the first local tribal-owned noncommercial educational transmission service at the proposed community of license. Applicants answering "Yes" must provide an Exhibit.	<input type="radio"/> Yes <input type="radio"/> No [Exhibit 11]
3.	Applicant certifies that the proposed station will provide a first noncommercial educational aural service to (a) at least 10 percent of the people residing within the station's 60 dBu (1 mV/m) service contour and (b) to a minimum of 2,000 people. Applicants answering "Yes" must provide an Exhibit.	<input type="radio"/> Yes <input type="radio"/> No [Exhibit 12]
4.	Applicant certifies that the proposed station will provide a second noncommercial educational aural service, or an aggregated first and second noncommercial educational aural service, to (a) at least 10 percent of the people residing within the station's 60 dBu (1 mV/m) service contour and (b) to a minimum of 2,000 people. Applicants answering "Yes" must provide an Exhibit.	<input type="radio"/> Yes <input type="radio"/> No [Exhibit 13]

Section IV Point System Factors - New and Major Change Applications Only (used to select among mutually exclusive radio and television applications for new stations and major modifications) **NOTE:** Applicants will not receive any additional points for amendments made after the close of the application filing window.

1.	Established Local Applicant: Applicant certifies that for at least the 24 months immediately prior to application, and continuing through the present, it qualifies as a local applicant pursuant to 47 C.F.R. Section 73.7000, that its governing documents require that such localism be maintained, and that it has placed documentation of its qualifications as an established local applicant in a local public inspection file and has submitted to the Commission copies of the documentation.	<input checked="" type="radio"/> Yes <input type="radio"/> No
2.	Diversity of Ownership: (a) Applicant certifies that the principal community (city grade) contour of the proposed station does not overlap the principal community contour of any other authorized station (comparing radio and television to television, including non-fill-in translator stations other than those identified in 2(b) below) in which any party to the application has an attributable interest as defined in 47 C.F.R. Section 73.3555, that its governing documents require that such diversity be maintained, and that it has placed documentation of its diversity qualification in a local public inspection file and has submitted to the Commission copies of the documentation. (b) Is the application's certification to 2(a) based on its exclusion of translator station(s) that will be replaced with a full service station pursuant to the authorization requested here? If Yes, applicant must include an exhibit identifying the translator station authorization for which it will request cancellation upon commencement of operation of the proposed full service station (i.e., upon its filing of a license application and receipt of program test authority).	<input type="radio"/> Yes <input checked="" type="radio"/> No [Exhibit 14]
3.	State-wide Network: Applicant certifies that (a) it has NOT claimed a credit for diversity of ownership above; (b) it is one of the three specific types of organizations described in 47 C.F.R. Section 73.7003(b)(3); and (c) it has placed documentation of its qualifications in a local public inspection file and has submitted to the Commission copies of the documentation.	<input type="radio"/> Yes <input checked="" type="radio"/> No
4.	Technical Parameters: Applicant certifies that the numbers in the boxes below accurately reflect the new area and population that its proposal would serve with a 60 dBu (FM) or Grade B (TV) signal measured in accordance with the standard predicted contours in 47 C.F.R. Section 73.713(c) (FM) and 73.683(TV) and that it has documented the basis for its calculations in the local public inspection file and has submitted copies to the Commission. Major modification applicants should include the area of proposed increase only (exclude any area already within the station's existing service area). (Points, if any, will be determined by FCC)	<input checked="" type="radio"/> Yes <input type="radio"/> No
	New area served in square kilometers (excluding areas of water):	166
	Population served based on the most recent census block data from the United States Bureau of Census using the centroid method:	3207

SECTION V - Tie Breakers - New and Major Change Applications Only (used to choose among competing radio and television applications receiving the same number of points in Section IV)

1.	Existing Authorizations. By placing a number in the box, the applicant certifies that it and other parties to the application have, as of the date of filing and pursuant to 47 C.F.R. Section 73.3555, attributable interests in the stated number of relevant broadcast station authorizations. Radio applicants should count all attributable full service radio stations, AM and FM, commercial and noncommercial, and FM translator
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13 July 2016

Prepared for: University of Utah

POPULATIONS AND AREAS – KYLZ, PAROWAN, UTAH

This office has been retained to calculate the area of and population within the KYLZ, Parowan, Utah, 60 dB μ and 70 dB μ contours. These calculations are based on the licensed facilities as shown in BLH-20120806ABE. The distance to contour was electronically calculated using the techniques outlined in 47CFR73.313 and 47CFR73.312, using elevation derived from 30 arc second data from the NGDC. Populations were counted electronically using the census block centroid method from US Census data.

60 dB μ

Population - 3,207

Area – 166 Sq. KM

70 dB μ

Population – 2,649

Area – 52 Sq. KM

I, Gray Frierson Haertig, do hereby affirm that:

This office has been retained by the University of Utah to calculate the area of and population within the 60 dBμ and 70 dBμ contours of the licensed facilities of KYLZ, Parowan, Utah;

I am principal and senior engineer of Gray Frierson Haertig & Assoc., a firm specializing in broadcast engineering;

I have a special interest and expertise in making calculations of this sort;

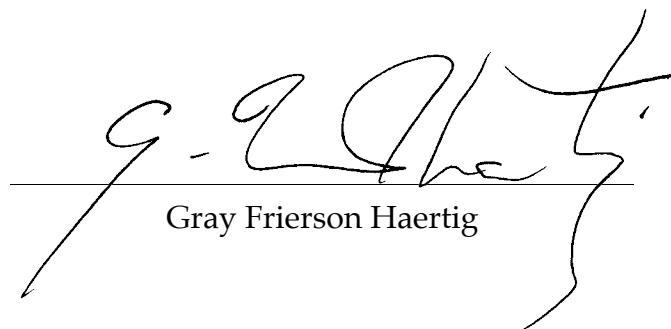
These calculations were made directly by myself;

All statements made herein and not attributed to others are true to best of my knowledge;

I am a broadcast engineer of 50 years experience;

And my credentials are a matter of record with the Commission.

Respectfully submitted this 13th day of July 2016,



Gray Frierson Haertig

Attachment B

Chapter 2 Institutions of Higher Education

53B-2-101 Institutions of higher education -- Corporate bodies -- Powers.

- (1) The following institutions of higher education are bodies politic and corporate with perpetual succession and with all rights, immunities, and franchises necessary to function as such:
- (a) the University of Utah;
 - (b) Utah State University;
 - (c) Weber State University;
 - (d) Southern Utah University;
 - (e) Snow College;
 - (f) Dixie State University;
 - (g) Utah Valley University;
 - (h) Salt Lake Community College; and
 - (i) the Utah College of Applied Technology.
- (2)
- (a) Each institution may have and use a corporate seal and may, subject to Section 53B-20-103, take, hold, lease, sell, and convey real and personal property as the interest of the institution requires.
 - (b) Each institution is vested with all the property, franchises, and endowments of, and is subject to, all the contracts, obligations, and liabilities of its respective predecessor.
 - (c)
 - (i) Each institution may enter into business relationships or dealings with private seed or venture capital entities or partnerships consistent with Utah Constitution Article VI, Section 29, Subsection (2).
 - (ii) A business dealing or relationship entered into under Subsection (2)(c)(i) does not preclude the private entity or partnership from participating in or receiving benefits from a venture capital program authorized or sanctioned by the laws of this state, unless otherwise precluded by the specific law that authorizes or sanctions the program.
 - (iii) Subsections (2)(c)(i) and (ii) also apply to the Utah College of Applied Technology created in Title 53B, Chapter 2a, Utah College of Applied Technology.

Amended by Chapter 10, 2013 General Session

53B-2-102 Board to appoint president for each institution.

The board, after consulting with the institution's board of trustees, appoints a president for each institution in the state system of higher education who serves at its pleasure and at such salary as it may determine.

Amended by Chapter 58, 1991 General Session

53B-2-103 Boards of trustees -- Powers and duties.

- (1) Each college and university has a board of trustees which may act in behalf of its institution in performing duties, responsibilities, and functions as may be specifically authorized to the board of trustees by the State Board of Regents.
- (2) A board of trustees has the following powers and duties:
- (a) facilitates communication between the institution and the community;

- (b) assists in planning, implementing, and executing fund raising and development projects aimed at supplementing institutional appropriations;
- (c) perpetuates and strengthens alumni and community identification with the institution's tradition and goals; and
- (d) selects recipients of honorary degrees.

Amended by Chapter 58, 1991 General Session

53B-2-104 Memberships of board of trustees -- Terms -- Vacancies -- Oath -- Officers -- Bylaws -- Quorum -- Committees -- Compensation.

- (1)
 - (a) The board of trustees of an institution of higher education consists of the following:
 - (i) except as provided in Subsection 53B-18-1201(3)(b), eight persons appointed by the governor and approved by the Senate; and
 - (ii) two ex officio members who are the president of the institution's alumni association, and the president of the associated students of the institution.
 - (b) The appointed members of the boards of trustees for Utah Valley University and Salt Lake Community College shall be representative of the interests of business, industry, and labor.
- (2)
 - (a) The governor shall appoint four members of each board of trustees during each odd-numbered year to four-year terms commencing on July 1 of the year of appointment.
 - (b) An appointed member holds office until a successor is appointed and qualified.
 - (c) The ex officio members serve for the same period as they serve as presidents and until their successors have qualified.
- (3) When a vacancy occurs in the membership for any reason, the replacement shall be appointed for the unexpired term.
- (4)
 - (a) Each member shall take the official oath of office prior to assuming the office.
 - (b) The oath shall be filed with the Division of Archives and Records Services.
- (5) Each board of trustees shall elect a chair and vice chair, who serve for two years and until their successors are elected and qualified.
- (6)
 - (a) Each board of trustees may enact bylaws for its own government, including provision for regular meetings.
 - (b)
 - (i) The board of trustees may provide for an executive committee in its bylaws.
 - (ii) If established, the committee shall have full authority of the board of trustees to act upon routine matters during the interim between board of trustees meetings.
 - (iii) The committee may act on nonroutine matters only under extraordinary and emergency circumstances.
 - (iv) The committee shall report its activities to the board of trustees at its next regular meeting following the action.
 - (c) Copies of the board of trustees' bylaws shall be filed with the board.
- (7) A quorum is required to conduct business and consists of six members.
- (8) A board of trustees may establish advisory committees.
- (9) A member may not receive compensation or benefits for the member's service, but may receive per diem and travel expenses in accordance with:
 - (a) Section 63A-3-106;

- (b) Section 63A-3-107; and
 - (c) rules made by the Division of Finance pursuant to Sections 63A-3-106 and 63A-3-107.
- (10) This section does not apply to a board of directors of an applied technology college within the Utah College of Applied Technology.

Amended by Chapter 236, 2016 General Session

53B-2-105 Consultation with boards of trustees.

- (1) The board shall consult with the board of trustees or the president of the institution or both of them prior to acting on matters pertaining to the institution.
- (2) The board may do the following:
 - (a) call meetings with one or more of the several boards of trustees;
 - (b) invite other groups to meet with it; and
 - (c) appoint committees, including members of boards of trustees, administrators, faculty staff members, and students to perform duties assigned by the board.

Amended by Chapter 58, 1991 General Session

53B-2-106 Duties and responsibilities of the president of each institution -- Approval by board of trustees.

- (1)
 - (a) The president of each institution may exercise grants of power and authority as delegated by the board, as well as the necessary and proper exercise of powers and authority not specifically denied to the institution, its administration, faculty, or students by the board or by law, to assure the effective and efficient administration and operation of the institution consistent with the statewide master plan for higher education.
 - (b) The president of each institution may, after consultation with the institution's board of trustees, exercise powers relating to the institution's employees, including faculty and persons under contract with the institution, by implementing any of the following:
 - (i) furloughs;
 - (ii) reductions in force;
 - (iii) benefit adjustments;
 - (iv) program reductions or discontinuance;
 - (v) early retirement incentives that provide cost savings to the institution; and
 - (vi) other measures that provide cost savings to the institution.
- (2) Except as provided by the board, the president of each institution, with the approval of the institution's board of trustees may:
 - (a)
 - (i) appoint a secretary, a treasurer, administrative officers, deans, faculty members, and other professional personnel, prescribe their duties, and determine their salaries;
 - (ii) appoint support personnel, prescribe their duties, and determine their salaries from the institution's position classification plan, which may:
 - (A) be based upon similarity of duties and responsibilities within the institution; and
 - (B) as funds permit, provide salary and benefits comparable with private enterprise;
 - (iii) adopt policies for:
 - (A) employee sick leave use and accrual; and
 - (B) service recognition for employees with more than 15 years of employment with the institution; and

- (iv) subject to the authority of, policy established by, and the approval of the board of regents, and recognizing the status of the institutions within the state system of higher education as bodies politic and corporate, appoint attorneys to provide legal advice to the institution's administration and to coordinate legal affairs within the institution. The board of regents shall coordinate activities of attorneys at the institutions of higher education. The institutions shall provide an annual report to the board of regents on the activities of appointed attorneys. These appointed attorneys may not conduct litigation, settle claims covered by the State Risk Management Fund, or issue formal legal opinions but shall, in all respects, cooperate with the Office of the Attorney General in providing legal representation to the institution;
- (b) provide for the constitution, government, and organization of the faculty and administration, and enact implementing rules, including the establishment of a prescribed system of tenure;
- (c) authorize the faculty to determine the general initiation and direction of instruction and of the examination, admission, and classification of students. In recognition of the diverse nature and traditions of the various institutions governed by the board, the systems of faculty government need not be identical but should be designed to further faculty identification with and involvement in the institution's pursuit of achievement and excellence and in fulfillment of the institution's role as established in the statewide master plan for higher education; and
- (d) enact rules for administration and operation of the institution which are consistent with the prescribed role established by the board, rules enacted by the board, or the laws of the state. The rules may provide for administrative, faculty, student, and joint committees with jurisdiction over specified institutional matters, for student government and student affairs organization, for the establishment of institutional standards in furtherance of the ideals of higher education fostered and subscribed to by the institution, its administration, faculty, and students, and for the holding of classes on legal holidays, other than Sunday.
- (3) Compensation costs and related office expenses for appointed attorneys shall be funded within existing budgets.
- (4) The State Board of Regents shall establish guidelines relating to the roles and relationships between institutional presidents and boards of trustees, including those matters which must be approved by a board of trustees before implementation by the president.
- (5) This section does not apply to a president of an applied technology college within the Utah College of Applied Technology.

Amended by Chapter 236, 2016 General Session

53B-2-107 Appropriations reallocation for 2001-2002 fiscal year.

- (1) Notwithstanding the requirements of Title 63J, Chapter 1, Budgetary Procedures Act, appropriations for the support of higher education for the fiscal year beginning July 1, 2001 and ending June 30, 2002, may be reallocated between line items as provided in this section.
- (2)
 - (a) The president of the University of Utah may reallocate between line items the appropriations:
 - (i) described in Items 143-150 and Item 152 in Laws of Utah 2001, Chapter 334; and
 - (ii) as modified by:
 - (A) H.B. 1, 2002 General Session; and
 - (B) H.B. 3, 2002 General Session.
 - (b) The total amount of money reallocated may not exceed the sum of the reductions made in H.B. 1, 2002 General Session and H.B. 3, 2002 General Session.
- (3)

- (a) The president of Utah State University may reallocate between line items the appropriations:
 - (i) described in Items 154-166 in Laws of Utah 2001, Chapter 334; and
 - (ii) as modified by:
 - (A) H.B. 1, 2002 General Session; and
 - (B) H.B. 3, 2002 General Session.
 - (b) The total amount of money reallocated may not exceed the sum of the reductions made in H.B. 1, 2002 General Session and H.B. 3, 2002 General Session.
- (4)
- (a) The president of Weber State University may reallocate between line items the appropriations:
 - (i) described in Items 168 and 169 in Laws of Utah 2001, Chapter 334; and
 - (ii) as modified by:
 - (A) H.B. 1, 2002 General Session; and
 - (B) H.B. 3, 2002 General Session.
 - (b) The total amount of money reallocated may not exceed the sum of the reductions made in H.B. 1, 2002 General Session and H.B. 3, 2002 General Session.
- (5)
- (a) The president of Southern Utah University may reallocate between line items the appropriations:
 - (i) described in Items 170-172 in Laws of Utah 2001, Chapter 334; and
 - (ii) as modified by:
 - (A) H.B. 1, 2002 General Session; and
 - (B) H.B. 3, 2002 General Session.
 - (b) The total amount of money reallocated may not exceed the sum of the reductions made in H.B. 1, 2002 General Session and H.B. 3, 2002 General Session.
- (6)
- (a) The president of Snow College may reallocate between line items the appropriations:
 - (i) described in Items 173-175 in Laws of Utah 2001, Chapter 334; and
 - (ii) as modified by:
 - (A) H.B. 1, 2002 General Session; and
 - (B) H.B. 3, 2002 General Session.
 - (b) The total amount of money reallocated may not exceed the sum of the reductions made in H.B. 1, 2002 General Session and H.B. 3, 2002 General Session.
- (7)
- (a) The president of Dixie State College may reallocate between line items the appropriations:
 - (i) described in Items 177-179 in Laws of Utah 2001, Chapter 334; and
 - (ii) as modified by:
 - (A) H.B. 1, 2002 General Session; and
 - (B) H.B. 3, 2002 General Session.
 - (b) The total amount of money reallocated may not exceed the sum of the reductions made in H.B. 1, 2002 General Session and H.B. 3, 2002 General Session.
- (8)
- (a) The president of the College of Eastern Utah may reallocate between line items the appropriations:
 - (i) described in Items 180-183 in Laws of Utah 2001, Chapter 334; and
 - (ii) as modified by:
 - (A) H.B. 1, 2002 General Session; and
 - (B) H.B. 3, 2002 General Session.

- (b) The total amount of money reallocated may not exceed the sum of the reductions made in H.B. 1, 2002 General Session and H.B. 3, 2002 General Session.
- (9)
 - (a) The president of Utah Valley State College may reallocate between line items the appropriations:
 - (i) described in Items 184 and 185 in Laws of Utah 2001, Chapter 334; and
 - (ii) as modified by:
 - (A) H.B. 1, 2002 General Session; and
 - (B) H.B. 3, 2002 General Session.
 - (b) The total amount of money reallocated may not exceed the sum of the reductions made in H.B. 1, 2002 General Session and H.B. 3, 2002 General Session.
- (10)
 - (a) The president of Salt Lake Community College may reallocate between line items the appropriations:
 - (i) described in Items 186-188 in Laws of Utah 2001, Chapter 334; and
 - (ii) as modified by:
 - (A) H.B. 1, 2002 General Session; and
 - (B) H.B. 3, 2002 General Session.
 - (b) The total amount of money reallocated may not exceed the sum of the reductions made in H.B. 1, 2002 General Session and H.B. 3, 2002 General Session.
- (11)
 - (a) The State Board of Regents may reallocate between line items the appropriations:
 - (i) described in Items 189, 190, and 192-199 in Laws of Utah 2001, Chapter 334; and
 - (ii) as modified by:
 - (A) H.B. 1, 2002 General Session; and
 - (B) H.B. 3, 2002 General Session.
 - (b) The total amount of money reallocated may not exceed the sum of the reductions made in H.B. 1, 2002 General Session and H.B. 3, 2002 General Session.

Amended by Chapter 250, 2008 General Session

Amended by Chapter 382, 2008 General Session

53B-2-108 Appropriations reallocation for 2002-2003 fiscal year.

- (1) Notwithstanding the requirements of Title 63J, Chapter 1, Budgetary Procedures Act, appropriations for the support of higher education for the fiscal year beginning July 1, 2002 and ending June 30, 2003, may be reallocated between line items as provided in this section.
- (2)
 - (a) The president of the University of Utah may reallocate between line items the appropriations:
 - (i) described in Items 141-149 in S.B. 1, 2002 General Session; and
 - (ii) as modified by supplemental appropriations, including H.B. 4001, 2002 Fourth Special Session and H.B. 5009, 2002 Fifth Special Session.
 - (b) The total amount of money reallocated may not exceed the sum of the reductions made in the supplemental appropriations.
- (3)
 - (a) The president of Utah State University may reallocate between line items the appropriations:
 - (i) described in Items 150-159 in S.B. 1, 2002 General Session; and
 - (ii) as modified by supplemental appropriations, including H.B. 4001, 2002 Fourth Special Session and H.B. 5009, 2002 Fifth Special Session.

- (b) The total amount of money reallocated may not exceed the sum of the reductions made in the supplemental appropriations.
- (4)
 - (a) The president of Weber State University may reallocate between line items the appropriations:
 - (i) described in Items 160 and 161 in S.B. 1, 2002 General Session; and
 - (ii) as modified by supplemental appropriations, including H.B. 4001, 2002 Fourth Special Session and H.B. 5009, 2002 Fifth Special Session.
 - (b) The total amount of money reallocated may not exceed the sum of the reductions made in the supplemental appropriations.
- (5)
 - (a) The president of Southern Utah University may reallocate between line items the appropriations:
 - (i) described in Items 162-164 in S.B. 1, 2002 General Session; and
 - (ii) as modified by supplemental appropriations, including H.B. 5009, 2002 Fifth Special Session.
 - (b) The total amount of money reallocated may not exceed the sum of the reductions made in the supplemental appropriations.
- (6)
 - (a) The president of Snow College may reallocate between line items the appropriations:
 - (i) described in Items 165-167 in S.B. 1, 2002 General Session; and
 - (ii) as modified by supplemental appropriations, including H.B. 5009, 2002 Fifth Special Session.
 - (b) The total amount of money reallocated may not exceed the sum of the reductions made in the supplemental appropriations.
- (7)
 - (a) The president of Dixie State College may reallocate between line items the appropriations:
 - (i) described in Items 168-170 in S.B. 1, 2002 General Session; and
 - (ii) as modified by supplemental appropriations, including H.B. 5009, 2002 Fifth Special Session.
 - (b) The total amount of money reallocated may not exceed the sum of the reductions made in the supplemental appropriations.
- (8)
 - (a) The president of the College of Eastern Utah may reallocate between line items the appropriations:
 - (i) described in Items 171-174 in S.B. 1, 2002 General Session; and
 - (ii) as modified by supplemental appropriations, including H.B. 5009, 2002 Fifth Special Session.
 - (b) The total amount of money reallocated may not exceed the sum of the reductions made in the supplemental appropriations.
- (9)
 - (a) The president of Utah Valley State College may reallocate between line items the appropriations:
 - (i) described in Items 175 and 176 in S.B. 1, 2002 General Session; and
 - (ii) as modified by supplemental appropriations, including H.B. 5009, 2002 Fifth Special Session.
 - (b) The total amount of money reallocated may not exceed the sum of the reductions made in the supplemental appropriations.

(10)

- (a) The president of Salt Lake Community College may reallocate between line items the appropriations:
 - (i) described in Items 177-179 in S.B. 1, 2002 General Session; and
 - (ii) as modified by supplemental appropriations, including H.B. 5009, 2002 Fifth Special Session.
- (b) The total amount of money reallocated may not exceed the sum of the reductions made in the supplemental appropriations.

(11)

- (a) The State Board of Regents may reallocate between line items the appropriations:
 - (i) described in Items 180-189 in S.B. 1, 2002 General Session; and
 - (ii) as modified by supplemental appropriations, including H.B. 5009, 2002 Fifth Special Session.
- (b) The total amount of money reallocated may not exceed the sum of the reductions made in the supplemental appropriations.

Amended by Chapter 382, 2008 General Session

53B-2-108.1 Appropriations reallocation -- Presidents' authority.

- (1) Notwithstanding the requirements of Title 63J, Chapter 1, Budgetary Procedures Act, appropriations for the support of higher education for the fiscal years 2008-09 and 2009-10 may be reallocated between line items as provided in this section.

(2)

- (a) The president of the University of Utah may reallocate between line items the appropriations:
 - (i) described in Items 119-128 in S.B. 1, 2008 General Session; and
 - (ii) as modified by supplemental appropriations, including H.B. 2, 2008 General Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, S.B. 2001, 2008 Second Special Session, H.B. 3, 2009 General Session, and any other supplemental or other appropriations for the 2008-09 fiscal year.
- (b)
 - (i) The total amount of money reallocated may not exceed the net reduction for the 2008-09 fiscal year.
 - (ii) The percent of a line item appropriation that may be reallocated may not exceed the sum of:
 - (A) 5%; and
 - (B) 1.5 times the percent of any reduction in appropriations to the University of Utah for fiscal year 2008-09 made after the 2009 General Session.

(3)

- (a) The president of Utah State University may reallocate between line items the appropriations:
 - (i) described in Items 129-137 in S.B. 1, 2008 General Session; and
 - (ii) as modified by supplemental appropriations, including H.B. 2, 2008 General Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, S.B. 2001, 2008 Second Special Session, H.B. 3, 2009 General Session, and any other supplemental or other appropriations for the 2008-09 fiscal year.
- (b)
 - (i) The total amount of money reallocated may not exceed the net reduction for the 2008-09 fiscal year.
 - (ii) The percent of a line item appropriation that may be reallocated may not exceed the sum of:
 - (A) 5%; and

(B) 1.5 times the percent of any reduction in appropriations to Utah State University for fiscal year 2008-09 made after the 2009 General Session.

(4)

(a) The president of Weber State University may reallocate between line items the appropriations:

- (i) described in Items 138 and 139 in S.B. 1, 2008 General Session; and
- (ii) as modified by supplemental appropriations, including H.B. 2, 2008 General Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, S.B. 2001, 2008 Second Special Session, H.B. 3, 2009 General Session, and any other supplemental or other appropriations for the 2008-09 fiscal year.

(b)

- (i) The total amount of money reallocated may not exceed the net reduction for the 2008-09 fiscal year.
- (ii) The percent of a line item appropriation that may be reallocated may not exceed the sum of:
 - (A) 5%; and
 - (B) 1.5 times the percent of any reduction in appropriations to Weber State University for fiscal year 2008-09 made after the 2009 General Session.

(5)

(a) The president of Southern Utah University may reallocate between line items the appropriations:

- (i) described in Items 140-143 in S.B. 1, 2008 General Session; and
- (ii) as modified by supplemental appropriations, including H.B. 2, 2008 General Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, S.B. 2001, 2008 Second Special Session, H.B. 3, 2009 General Session, and any other supplemental or other appropriations for the 2008-09 fiscal year.

(b)

- (i) The total amount of money reallocated may not exceed the net reduction for the 2008-09 fiscal year.
- (ii) The percent of a line item appropriation that may be reallocated may not exceed the sum of:
 - (A) 5%; and
 - (B) 1.5 times the percent of any reduction in appropriations to Southern Utah University for fiscal year 2008-09 made after the 2009 General Session.

(6)

(a) The president of Snow College may reallocate between line items the appropriations:

- (i) described in Items 144-146 in S.B. 1, 2008 General Session; and
- (ii) as modified by supplemental appropriations, including H.B. 2, 2008 General Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, S.B. 2001, 2008 Second Special Session, H.B. 3, 2009 General Session, and any other supplemental or other appropriations for the 2008-09 fiscal year.

(b)

- (i) The total amount of money reallocated may not exceed the net reduction for the 2008-09 fiscal year.
- (ii) The percent of a line item appropriation that may be reallocated may not exceed the sum of:
 - (A) 5%; and
 - (B) 1.5 times the percent of any reduction in appropriations to Snow College for fiscal year 2008-09 made after the 2009 General Session.

(7)

(a) The president of Dixie State College may reallocate between line items the appropriations:

- (i) described in Items 147-149 in S.B. 1, 2008 General Session; and
 - (ii) as modified by supplemental appropriations, including H.B. 2, 2008 General Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, S.B. 2001, 2008 Second Special Session, H.B. 3, 2009 General Session, and any other supplemental or other appropriations for the 2008-09 fiscal year.
- (b)
 - (i) The total amount of money reallocated may not exceed the net reduction for the 2008-09 fiscal year.
 - (ii) The percent of a line item appropriation that may be reallocated may not exceed the sum of:
 - (A) 5%; and
 - (B) 1.5 times the percent of any reduction in appropriations to Dixie State College for fiscal year 2008-09 made after the 2009 General Session.
- (8)
 - (a) The president of the College of Eastern Utah may reallocate between line items the appropriations:
 - (i) described in Items 150-153 in S.B. 1, 2008 General Session; and
 - (ii) as modified by supplemental appropriations, including H.B. 2, 2008 General Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, S.B. 2001, 2008 Second Special Session, H.B. 3, 2009 General Session, and any other supplemental or other appropriations for the 2008-09 fiscal year.
 - (b)
 - (i) The total amount of money reallocated may not exceed the net reduction for the 2008-09 fiscal year.
 - (ii) The percent of a line item appropriation that may be reallocated may not exceed the sum of:
 - (A) 5%; and
 - (B) 1.5 times the percent of any reduction in appropriations to the College of Eastern Utah for fiscal year 2008-09 made after the 2009 General Session.
- (9)
 - (a) The president of Utah Valley University may reallocate between line items the appropriations:
 - (i) described in Items 154 and 155 in S.B. 1, 2008 General Session; and
 - (ii) as modified by supplemental appropriations, including H.B. 2, 2008 General Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, S.B. 103, 2008 General Session, S.B. 2001, 2008 Second Special Session, H.B. 3, 2009 General Session, and any other supplemental or other appropriations for the 2008-09 fiscal year.
 - (b)
 - (i) The total amount of money reallocated may not exceed the net reduction for the 2008-09 fiscal year.
 - (ii) The percent of a line item appropriation that may be reallocated may not exceed the sum of:
 - (A) 5%; and
 - (B) 1.5 times the percent of any reduction in appropriations to Utah Valley University for fiscal year 2008-09 made after the 2009 General Session.
- (10)
 - (a) The president of Salt Lake Community College may reallocate between line items the appropriations:
 - (i) described in Items 156-158 in S.B. 1, 2008 General Session; and
 - (ii) as modified by supplemental appropriations, including H.B. 2, 2008 General Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, S.B. 2001, 2008 Second Special

Session, H.B. 3, 2009 General Session, and any other supplemental or other appropriations for the 2008-09 fiscal year.

(b)

- (i) The total amount of money reallocated may not exceed the net reduction for the 2008-09 fiscal year.
- (ii) The percent of a line item appropriation that may be reallocated may not exceed the sum of:
 - (A) 5%; and
 - (B) 1.5 times the percent of any reduction in appropriations to Salt Lake Community College for fiscal year 2008-09 made after the 2009 General Session.

(11)

- (a) The State Board of Regents may reallocate between line items the appropriations:
 - (i) described in Items 168-178 in S.B. 1, 2008 General Session and money appropriated in H.B. 86, 2008 General Session, and S.B. 180, 2008 General Session; and
 - (ii) as modified by supplemental appropriations, including H.B. 2, 2008 General Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, S.B. 2001, 2008 Second Special Session, H.B. 3, 2009 General Session, and any other supplemental or other appropriations for the 2008-09 fiscal year.

(b)

- (i) The total amount of money reallocated may not exceed the net reduction for the 2008-09 fiscal year.
- (ii) The percent of a line item appropriation that may be reallocated may not exceed the sum of:
 - (A) 5%; and
 - (B) 1.5 times the percent of any reduction in appropriations to the State Board of Regents for fiscal year 2008-09 made after the 2009 General Session.

(12)

- (a) The State Board of Regents and an institution listed in Subsections (2) through (10) may reallocate appropriations between line items for the 2009-10 fiscal year, in accordance with Subsection (12)(b).
 - (b) The percent of a line item appropriation that may be reallocated may not exceed 1.5 times the percentage difference between:
 - (i) ongoing appropriations for the State Board of Regents or institution in the 2008-09 fiscal year; and
 - (ii) appropriations for the State Board of Regents or institution in the 2009-10 fiscal year.
- (13) In the 2008-09 and 2009-10 fiscal years, the president of each institution is encouraged, as soon as is reasonably possible, to exercise the budget authority provided under Subsection 53B-2-106(1)(b), as needed, to balance budgets and maintain the effective and efficient administration and operation of the institution consistent with reduced institutional funding.

Amended by Chapter 370, 2009 General Session

53B-2-108.2 Appropriation reallocation -- Commissioner reallocation of certain compensation amounts.

Notwithstanding the \$1.5 million appropriated for fiscal year 2012 to the eight higher education institutions for compensation in Senate Bill 3, Appropriation Adjustments, 2011 General Session, and Senate Bill 6, State Agency and Higher Education Compensation Appropriations, 2011 General Session, the commissioner of higher education shall equalize the money appropriated to each higher education institution for compensation in those bills by removing excess money from some institutions and transferring the money to underfunded institutions so that each higher

education institution takes a 0.6% reduction of their cumulative fiscal year 2011 general fund and education fund base appropriation.

Enacted by Chapter 184, 2011 General Session

53B-2-109 Notice to local government when constructing student housing.

- (1) Each institution that intends to construct student housing on property owned by the institution shall provide written notice of the intended construction, as provided in Subsection (2), before any funds are committed to the construction, if any of the proposed student housing buildings is within 300 feet of privately owned residential property.
- (2) Each notice under Subsection (1) shall be provided to the legislative body and, if applicable, the mayor of:
 - (a) the county in whose unincorporated area the privately owned residential property is located; or
 - (b) the municipality in whose boundaries the privately owned residential property is located.
- (3)
 - (a)
 - (i) Within 21 days after receiving the notice required by Subsection (1), a county or municipality entitled to the notice may submit a written request to the institution for a public hearing on the proposed student housing construction.
 - (ii) Each county or municipality that submits a written request for a hearing under Subsection (3)(a) shall deliver a copy of the request to the Division of Facilities Construction and Management.
 - (b) If a county or municipality requests a hearing under Subsection (3)(a), the legislative body of the affected county or municipality and the institution shall jointly hold a public hearing to provide information to the public and to allow the institution and the county or municipality to receive input from the public about the proposed student housing construction.
 - (c) A public hearing held under Subsection (3)(a) satisfies the public hearing requirement of Subsection 63A-5-206(13)(b) for the same proposed student housing construction.

Enacted by Chapter 231, 2005 General Session

53B-2-110 Utah Valley University -- Institutional name change.

- (1) Beginning July 1, 2008, Utah Valley State College shall be known as Utah Valley University.
- (2) The university is a continuation of Utah Valley State College and shall:
 - (a) possess all rights, title, privileges, powers, immunities, franchises, endowments, property, and claims of the college; and
 - (b) fulfill and perform all obligations of the college, including obligations relating to outstanding bonds and notes.

Enacted by Chapter 356, 2007 General Session

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

- (1) Dixie State College of Utah shall be known as Dixie State University.
- (2) Dixie State University is a continuation of Dixie State College of Utah and shall:
 - (a) possess all rights, titles, privileges, powers, immunities, franchises, endowments, property, and claims of Dixie State College of Utah; and

- (b) fulfill and perform all obligations of Dixie State College of Utah, including obligations relating to outstanding bonds and notes.

Enacted by Chapter 10, 2013 General Session

Part 1

Educational Telecommunications

53B-17-101 Legislative findings on public broadcasting and telecommunications for education.

The Legislature finds and determines the following:

- (1) The University of Utah's Dolores Dore' Eccles Broadcast Center is the statewide public broadcasting and telecommunications facility for education in Utah.
- (2) The center shall provide services to citizens of the state in cooperation with higher and public education, state and local government, and private industry.
- (3) Distribution services provided through the center shall include KUED - TV, KUER - FM, and KUEN - TV.
- (4) KUED - TV and KUER - FM are licensed to the University of Utah.
- (5) The Utah Education and Telehealth Network's broadcast entity, KUEN - TV, is licensed to the Utah State Board of Regents and, together with UETN, is operated on behalf of the state's systems of public and higher education.
- (6) All the entities referred to in Subsection (3) are under the administrative supervision of the University of Utah, subject to the authority and governance of the State Board of Regents.
- (7) This section neither regulates nor restricts a privately owned company in the distribution or dissemination of educational programs.

Amended by Chapter 63, 2014 General Session

53B-17-101.5 Definitions.

As used in this part:

- (1) "Board" means the Utah Education and Telehealth Network Board.
- (2) "Education Advisory Council" means the Utah Education Network Advisory Council created in Section 53B-17-107.
- (3) "Telehealth" means the electronic transfer, exchange, or management of related data for diagnosis, treatment, and consultation, and educational, public health, or other related purposes.
- (4) "Telehealth Advisory Council" means the Utah Telehealth Advisory Council created in Section 53B-17-106.
- (5) "Utah Education and Telehealth Network," or "UETN," means a consortium and partnership between public and higher education, the Utah Department of Health, and health care providers, that is created in Section 53B-17-105.

Enacted by Chapter 63, 2014 General Session

53B-17-103 General powers of University of Utah related to public broadcasting and telecommunication for education.

- (1) Subject to applicable rules of the Federal Communications Commission and the State Board of Regents, the University of Utah shall:
 - (a) serve as the state's provider of public television services, with programming from the Public Broadcasting Service and other syndicated and locally produced programs;
 - (b) serve as the state's primary provider of public radio services, with programming from National Public Radio and other syndicated and locally produced programs; and

- (c) subject to Section 53B-7-103, accept and use gifts and apply for and receive funds from federal and other sources to carry out the purposes of this part.
- (2) Subject to future budget constraints, the Legislature shall provide an annual appropriation to operate KUED - TV.
- (3) This section neither regulates nor restricts a privately owned company in the distribution or dissemination of educational programs.

Amended by Chapter 150, 2006 General Session

53B-17-104 Responsibilities of the State Board of Regents, the State Board of Education, the University of Utah, KUED - TV, KUER - FM, and UETN related to public broadcasting and telecommunication for education and government.

- (1) Subject to applicable rules of the Federal Communications Commission and Section 53B-17-105, the State Board of Regents, the State Board of Education, the University of Utah, KUED - TV, KUER - FM, and UETN shall:
 - (a) coordinate statewide services of public radio and television;
 - (b) develop, maintain, and operate statewide distribution systems for KUED - TV, KUER - FM, and KUEN, the statewide distance learning service, the educational data network, connections to the Internet, and other telecommunications services appropriate for providing video, audio, and data telecommunication services in support of public and higher education, state government, and public libraries;
 - (c) support the delivery of these services to as many communities as may be economically and technically feasible and lawfully permissible under the various operating licenses;
 - (d) cooperate with state and local governmental and educational agencies and provide leadership and consulting service for telecommunication for education;
 - (e) represent the state with privately owned telecommunications systems to gain access to their networks for the delivery of programs and services sponsored or produced by public and higher education;
 - (f) acquire, produce, coordinate, and distribute a variety of programs and services of an educational, cultural, informative, and entertaining nature designed to promote the public interest and welfare of the state;
 - (g) coordinate with the state system of higher education to acquire, produce, and distribute broadcast and nonbroadcast college credit telecourses, teleconferences, and other instructional and training services;
 - (h) coordinate with school districts and public schools to acquire, produce, and distribute broadcast and nonbroadcast telecourses, teleconferences, and other instructional and training services to the public schools;
 - (i) coordinate the development of a clearing house for the materials, courses, publications, media, software, and other applicable information related to the items addressed in Subsections (1)(g) and (h);
 - (j) coordinate the provision of the following services to public schools:
 - (i) broadcast, during school hours, of educational and administrative programs recommended by the State Board of Education;
 - (ii) digitization of programs for broadcast purposes; and
 - (iii) program previewing;
 - (k) share responsibility for Instructional Television (ITV) awareness and utilization; and
 - (l) provide teleconference and training services for state and local governmental agencies.

- (2) This section neither regulates nor restricts a privately owned company in the distribution or dissemination of education programs.

Amended by Chapter 63, 2014 General Session

53B-17-105 Utah Education and Telehealth Network.

(1) There is created the Utah Education and Telehealth Network, or UETN.

(2) UETN shall:

- (a) coordinate and support the telecommunications needs of public and higher education, public libraries, and entities affiliated with the state systems of public and higher education as approved by the Utah Education and Telehealth Network Board, including the statewide development and implementation of a network for education, which utilizes satellite, microwave, fiber-optic, broadcast, and other transmission media;
 - (b) coordinate the various telecommunications technology initiatives of public and higher education;
 - (c) provide high-quality, cost-effective Internet access and appropriate interface equipment for schools and school systems;
 - (d) procure, install, and maintain telecommunication services and equipment on behalf of public and higher education;
 - (e) develop or implement other programs or services for the delivery of distance learning and telehealth services as directed by law;
 - (f) apply for state and federal funding on behalf of:
 - (i) public and higher education; and
 - (ii) telehealth services;
 - (g) in consultation with health care providers from a variety of health care systems, explore and encourage the development of telehealth services as a means of reducing health care costs and increasing health care quality and access, with emphasis on assisting rural health care providers and special populations; and
 - (h) in consultation with the Utah Department of Health, advise the governor and the Legislature on:
 - (i) the role of telehealth in the state;
 - (ii) the policy issues related to telehealth;
 - (iii) the changing telehealth needs and resources in the state; and
 - (iv) state budgetary matters related to telehealth.
- (3) In performing the duties under Subsection (2), UETN shall:
- (a) provide services to schools, school districts, and the public and higher education systems through an open and competitive bidding process;
 - (b) work with the private sector to deliver high-quality, cost-effective services;
 - (c) avoid duplicating facilities, equipment, or services of private providers or public telecommunications service, as defined under Section 54-8b-2;
 - (d) utilize statewide economic development criteria in the design and implementation of the educational telecommunications infrastructure; and
 - (e) assure that public service entities, such as educators, public service providers, and public broadcasters, are provided access to the telecommunications infrastructure developed in the state.
- (4) The University of Utah shall provide administrative support for UETN.
- (5)

- (a) The Utah Education and Telehealth Network Board, which is the governing board for UETN, is created.
- (b) The Utah Education and Telehealth Network Board shall have 13 members as follows:
 - (i) four members representing the state system of higher education appointed by the commissioner of higher education;
 - (ii) four members representing the state system of public education appointed by the State Board of Education;
 - (iii) one member representing applied technology colleges appointed by the Utah College of Applied Technology commissioner of technical education;
 - (iv) one member representing the state library appointed by the state librarian;
 - (v) two members representing hospitals as follows:
 - (A) the members may not be employed by the same hospital system;
 - (B) one member shall represent a rural hospital;
 - (C) one member shall represent an urban hospital; and
 - (D) the chief administrator or the administrator's designee for each hospital licensed in this state shall select the two hospital representatives; and
 - (vi) one member representing the office of the governor, appointed by the governor.
- (c) When a vacancy occurs in the membership for any reason, the replacement shall be appointed for the unexpired term.
- (d)
 - (i) The board shall elect a chair.
 - (ii) The chair shall set the agenda for the board meetings.
- (6) A member of the board may not receive compensation or benefits for the member's service, but may receive per diem and travel expenses in accordance with:
 - (a) Section 63A-3-106;
 - (b) Section 63A-3-107; and
 - (c) rules made by the Division of Finance pursuant to Sections 63A-3-106 and 63A-3-107.
- (7) The board:
 - (a) shall hire an executive director for UETN who may hire staff for UETN as permitted by the budget;
 - (b) may terminate the executive director's employment or assignment;
 - (c) shall determine the executive director's salary;
 - (d) shall annually conduct a performance evaluation of the executive director;
 - (e) shall establish policies the board determines are necessary for the operation of UETN and the administration of UETN's duties; and
 - (f) shall advise UETN in:
 - (i) the development and operation of a coordinated, statewide, multi-option telecommunications system to assist in the delivery of educational services and telehealth services throughout the state; and
 - (ii) acquiring, producing, and distributing instructional content.
- (8) The executive director of UETN shall be an at-will employee.
- (9) UETN shall locate and maintain educational and telehealth telecommunication infrastructure throughout the state.
- (10) Educational institutions shall manage site operations under policy established by UETN.
- (11) Subject to future budget constraints, the Legislature shall provide an annual appropriation to operate UETN.

- (12) If the network operated by the Department of Technology Services is not available, UETN may provide network connections to the central administration of counties and municipalities for the sole purpose of transferring data to a secure facility for backup and disaster recovery.

Amended by Chapter 144, 2016 General Session

Amended by Chapter 236, 2016 General Session

53B-17-106 Utah Telehealth Advisory Council.

- (1) There is created the Utah Telehealth Advisory Council, which may, at the discretion of the board, and after July 1, 2015, be combined with the Utah Education Advisory Council created in Section 53B-17-107.
- (2) The Utah Telehealth Advisory Council members shall be appointed by the board.
- (3)
- (a) The Telehealth Advisory Council shall annually elect a chairperson from its membership. The chair shall set the agendas for the meetings of the advisory council and shall report to the board.
- (b) The Telehealth Advisory Council shall hold meetings at least once every three months. Meetings may be held from time to time on the call of the chair or a majority of the board members.
- (4) A member may not receive compensation or benefits for the member's service, but, at the executive director's discretion, may receive per diem and travel expenses in accordance with:
- (a) Section 63A-3-106;
- (b) Section 63A-3-107; and
- (c) rules made by the Division of Finance pursuant to Sections 63A-3-106 and 63A-3-107.
- (5) The board shall provide staff support to the council.
- (6) The council shall:
- (a) advise and make recommendations on telehealth service issues to the board and other state entities;
- (b) advise and make recommendations on telehealth-related patient privacy to the board;
- (c) promote collaborative efforts to establish technical compatibility, uniform policies, and privacy features to meet legal, financial, commercial, and other societal requirements;
- (d) identify, address, and seek to resolve the legal, ethical, regulatory, financial, medical, and technological issues that may serve as barriers to telehealth service;
- (e) explore and encourage the development of telehealth as a means of reducing health care costs and increasing health care quality and access, with emphasis on assisting rural health care providers and special populations with access to or development of electronic medical records; and
- (f) seek public input on telehealth issues.

Enacted by Chapter 63, 2014 General Session

53B-17-107 Utah Education Advisory Council.

- (1)
- (a) There is created the Utah Education Advisory Council which may, at the discretion of the board, and after July 1, 2015, be combined with the Utah Telehealth Advisory Council created in Section 53B-17-106.
- (b) The Utah Education Advisory Council members shall be appointed by the board.

- (c) The Utah Education Advisory Council shall annually elect a chairperson from its membership. The chair shall set the agenda for Utah Education Advisory Council meetings and report to the board.
- (d) The Utah Education Advisory Council shall hold meetings at least once every three months. Meetings may be held from time to time on the call of the chair or a majority of the board members.
- (2) A member of the Utah Education Advisory Council may not receive compensation or benefits for the member's service, but at the executive director's discretion may receive per diem and travel expenses in accordance with:
 - (a) Section 63A-3-106;
 - (b) Section 63A-3-107; and
 - (c) rules made by the Division of Finance pursuant to Sections 63A-3-106 and 63A-3-107.
- (3) The Utah Education Advisory Council shall:
 - (a) advise the board and other public entities regarding:
 - (i) the coordination of the various telecommunications technology initiatives of public and higher education;
 - (ii) how to provide high-quality, cost-effective Internet access and appropriate interface equipment for schools and school systems;
 - (iii) recommendations for the procurement, installation, and maintenance of telecommunication services and equipment on behalf of public and higher education; and
 - (iv) the development or implementation of other programs or services for the delivery of distance learning and digital health services as directed by law; and
 - (b) seek public input on the development and operation of a coordinated, statewide, multi-option telecommunications system to assist in the delivery of educational services and digital health services throughout the state.
- (4) The board shall provide staff to the council.

Enacted by Chapter 63, 2014 General Session

53B-17-108 Utah Futures.

- (1) As used in this section:
 - (a) "Education provider" means:
 - (i) a Utah institution of higher education as defined in Section 53B-2-101; or
 - (ii) a Utah provider of postsecondary education.
 - (b) "Student user" means:
 - (i) a Utah student in kindergarten through grade 12;
 - (ii) a Utah post secondary education student;
 - (iii) a parent or guardian of a Utah public education student; or
 - (iv) a Utah potential post secondary education student.
 - (c) "Utah Futures" means a career planning program developed and administered by the Utah Futures Steering Committee.
 - (d) "Utah Futures Steering Committee" means a committee of members designated by the governor to administer and manage Utah Futures.
- (2) The Utah Futures Steering Committee shall ensure, as funding allows and is feasible, that Utah Futures will:
 - (a) allow a student user to:
 - (i) access the student user's full academic record;

- (ii) electronically allow the student user to give access to the student user's academic record and related information to an education provider as allowed by law;
 - (iii) access information about different career opportunities and understand the related educational requirements to enter that career;
 - (iv) access information about education providers;
 - (v) access up to date information about entrance requirements to education providers;
 - (vi) apply for entrance to multiple schools without having to fully replicate the application process;
 - (vii) apply for loans, scholarships, or grants from multiple education providers in one location without having to fully replicate the application process for multiple education providers; and
 - (viii) research open jobs from different companies within the user's career interest and apply for those jobs without having to leave the website to do so;
- (b) allow all users to:
- (i) access information about different career opportunities and understand the related educational requirements to enter that career;
 - (ii) access information about education providers;
 - (iii) access up-to-date information about entrance requirements to education providers;
 - (iv) apply for entrance to multiple schools without having to fully replicate the application process;
 - (v) apply for loans, scholarships, or grants from multiple education providers in one location without having to fully replicate the application process for multiple education providers; and
 - (vi) research open jobs from different companies within the user's career interest and apply for those jobs without having to leave the website to do so;
- (c) allow an education provider to:
- (i) research and find student users who are interested in various educational outcomes;
 - (ii) promote the education provider's programs and schools to student users; and
 - (iii) connect with student users within the Utah Futures website;
- (d) allow a Utah business to:
- (i) research and find student users who are pursuing educational outcomes that are consistent with jobs the Utah business is trying to fill now or in the future; and
 - (ii) market jobs and communicate with student users through the Utah Futures website as allowed by law;
- (e) provide analysis and reporting on student user interests and education paths within the education system; and
- (f) allow all users of the Utah Futures' system to communicate and interact through social networking tools within the Utah Futures website as allowed by law.

Amended by Chapter 222, 2015 General Session

Amended by Chapter 283, 2015 General Session

Renumbered and Amended by Chapter 366, 2015 General Session

Attachment C

TRI STATE RADIO

1105 E. 300 North
Bountiful, Utah 84010

July 12, 2016

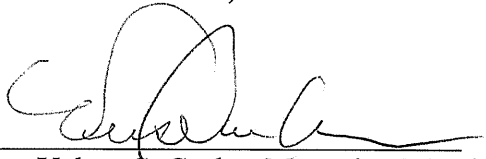
University of Utah
101 Wasatch Drive, Room 240
Salt Lake City, UT 84112-1792

Dear Sirs:

This letter is written pursuant to Section 73.3517(a) of the rules of the Federal Communications Commission to grant the University of Utah permission to file an application, in its own name, in connection with FM radio station KYLZ, Enoch, Utah (FCC Facility Identifier 170181), which is currently licensed to Tri State Radio, LLC.

It is specifically understood that the Commission's action on any such application filed by the University of Utah, will be contingent upon approval of the pending assignment application (File No. BALH-20160415AAL) to assign the license for Station KYLZ from Tri State Radio to the University of Utah, and the consummation of the transactions underlying that assignment. .

Sincerely,
TRI STATE RADIO, LLC

By: 
Velton S. Casler, Managing Member