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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2006

A N A C T

RELATING TO EDUCATION -- UNIVERSITY OF RHODE ISLAND

Introduced By: Senators Paiva-Weed, and Sosnowski

Date Introduced: February 09, 2006

Referred To: Senate Finance

It is enacted by the General Assembly as follows:

1 SECTION 1. Sections 16-32-3, 16-32-4, 16-32-5 and 16-32-6 of the General Laws in
2 Chapter 16-32 entitled "University of Rhode Island" are hereby amended to read as follows:
3 **16-32-3. Purposes of university.** -- The board, as now constituted, and their successors,
4 for the terms for which they have been or for which they hereafter may be appointed regents,
5 shall continue to be a body politic and corporate for the purpose of continuing and maintaining
6 the University of Rhode Island as a university where the leading object shall be, without
7 excluding other scientific and classical studies, and including military tactics, to teach any
8 branches of learning as are related to agriculture and the mechanic arts, in order to promote the
9 liberal and practical education of the industrial classes in the several pursuits and professions of
10 life, as provided in the act of the congress of the United States, approved July 2, 1862, entitled
11 "An Act Donating Public Lands to the Several States and Territories Which May Provide
12 Colleges for the Benefit of Agriculture and the Mechanic Arts," and for the purpose of continuing
13 and maintaining an agricultural experiment station as ~~a department~~ an administrative unit of the
14 ~~college~~ university under and in accordance with, and to carry out the purposes of, the act of
15 congress approved March 2, 1887, entitled "An Act to Establish Agricultural Experiment Stations
16 in Connection with the Colleges Established in the Several States Under the Provisions of An Act
17 Approved July 2, 1862, and of the Acts Supplementary Thereto-" (hereafter the "Hatch Act")
18 and/or "An Act to Provide for Cooperative Agricultural Extension Work Between the
19 Agricultural Colleges in the Several States Receiving Benefits of an Act of Congress Approved

1 July Second, Eighteen Hundred and Sixty-Two, and of Acts Supplementary Thereto, and the
2 United States Department of Agricultural" (hereafter the "Smith-Lever Act"). The Smith-Lever
3 Act established Cooperative Agricultural Extension Work (hereafter called "cooperative
4 extension").

5 The University of Rhode Island is also designated as a Sea Grant Institution and operates
6 the Rhode Island Sea Grant College Program as authorized by the national Sea Grant College and
7 Program Act of 1966, and subsequent amendments to the Sea Grant College Program Act of 1966
8 up to and including the National Sea Grant College Program Act amendments of 2002. The
9 Rhode Island Sea Grant College Program is also hereafter referred to as "sea grant programs."

10 **16-32-4. Location -- Application of federal funds.** -- The university ~~and experiment~~
11 station and cooperative extension shall, until ordered, continue to be located in the town of South
12 Kingstown upon the estate now occupied by them, and all money received after this under the act
13 of congress, approved March 2, 1887, and under the ~~act of congress approved August 30, 1890,~~
14 ~~entitled "An Act to Apply a Portion of the Proceeds of the Public Lands to the More Complete~~
15 ~~Endowment and Support of the Colleges for the Benefit of Agriculture and the Mechanic Arts,~~
16 ~~Established Under the Provisions of an Act of Congress Approved July Second, Eighteen~~
17 ~~Hundred Sixty two,"~~ Hatch Act, Smith-Lever Act and all subsequent acts of congress that modify
18 these acts, and all other money which shall be received by the state for the promotion of
19 agriculture or the mechanic arts at land grant colleges under or by virtue of an act of congress
20 shall, as and when received, be paid over to the treasurer of the university, to be used and applied
21 and accounted for by the ~~trustees~~ board of governors for higher education and officers of the
22 university, with the approval of the state controller, as required by the respective acts of congress
23 under which the money is received. The Rhode Island Sea Grant College Program and its
24 University-based extension and communications units shall, until ordered, continued to be located
25 in the towns of South Kingstown and Narragansett upon the estate now occupied by them, and all
26 money received after this, under the Sea Grant College Program Act and its subsequent
27 amendments and other monies which may be received by the state for the promotion of marine
28 and coastal science education and outreach under or by virtue of an act of congress shall, as and
29 when received, be paid over to the treasurer of the university to be used and applied and
30 accounted for by the board of governors for higher education and officers of the university with
31 the approval of the state controller, as required under which acts of congress under which the
32 money is received.

33 **16-32-5. ~~Authority over experiment station.~~ Authority over the station and**
34 **cooperative extension.** -- The board of governors for higher education shall have authority over

1 the ~~experiment~~ station and cooperative extension of the university located in the town of South
2 Kingstown.

3 **16-32-6. ~~Activities of experiment station.~~ Activities of the land grant and sea grant**
4 **programs.** -- The ~~experiment~~ station and cooperative extension and Rhode Island Sea Grant at
5 the University of Rhode Island shall continue to expend sums of money received from the United
6 States government for experimental work and ~~agricultural~~ extension ~~service~~ and outreach in
7 compliance with the Hatch Act, the Smith-Lever Act and the Sea Grant College Program Act, and
8 shall also continue to promote and encourage the work of ~~farm-bureaus~~ agriculturalists (including
9 aquaculturalists) and their professional organizations, agricultural technologists, scientists, marine
10 educators and outreach professionals, environmental organizations, conservation districts and
11 federal, regional and state agencies concerned with agriculture, the environment and marine and
12 coastal resources, as well as the purposes of the station, cooperative extension, Rhode Island Sea
13 Grant, and the private sectors in collaboration with the station, cooperative extension, and Rhode
14 Island Sea Grant, and expend sums of money received from federal and state appropriations,
15 subject to budgetary control provided by chapter 3 of title 35.

16 SECTION 2. Chapter 16-32 of the General Laws entitled "University of Rhode Island" is
17 hereby amended by adding thereto the following sections:

18 **16-32-4.1. Appropriation of state funds for the land grant programs.** – Beginning in
19 the fiscal year commencing July 1, 2006, the general assembly shall annually appropriate a sum
20 with the board of governors for higher education for the exclusive purpose of defraying the
21 expenses of the land grant programs as defined in section 16-32-3 and to meet federal mandates
22 that federal formula funds be matched by state funds (federal \$1: state \$1). Such state funds will
23 be expended under the direction of the board of governors for higher education and the officers of
24 the university. The sum will be based on the full amount of federal funds awarded to the station
25 under the Hatch, McIntire-Stennis, and Animal Health formula allocations of the preceding year
26 and on the full amount of federal funds awarded to cooperative extension under the Smith-Lever
27 formula allocations of the preceding year. Appropriations of state funds shall be phased in at a
28 restricted rate of fifty thousand dollars (\$50,000) in year one (fiscal year 2006). Thereafter,
29 appropriations will increase annually at a rate equal to ten percent (10%) of the total federal
30 formula allocation until a one hundred percent (100%) match yearly is reached.

31 **16-32-4.2. Appropriation of state funds for the Rhode Island sea grant program.** --
32 Beginning in the fiscal year commencing July 1, 2006, the general assembly shall annually
33 appropriate a sum with the board of governors for higher education for the exclusive purpose of
34 defraying the expenses of the Rhode Island sea grant program as defined in section 16-32-3 and

1 to meet federal mandates that federal sea grant funds by matched by state funds. Such state funds
2 will be expended under the direction of the officers of the university. The sum will be based on
3 the full amount of federal funds awarded to the Rhode Island Sea Grant College Program by the
4 U.S. Department of Commerce's National Oceanic and Atmospheric Administration during the
5 preceding year. The initial funding request is for fifty thousand dollars (\$50,000). Appropriations
6 of state funds shall be phased in at a restricted rate of fifty thousand dollars (\$50,000) in year one
7 (fiscal year 2006). Thereafter, appropriations will increase annually at a rate equal to ten percent
8 (10%) of the total federal formula allocation until a one hundred percent (100%) match yearly is
9 reached.

10 **16-32-4.3. Use of funds to enhance land grant and sea grant programs. – The annual**
11 appropriation of funds for the land grant and sea grant programs shall be in addition to and
12 separate from any funds regularly appropriated to the university under section 16-32-9; thus there
13 shall be no reduction of appropriations to the university as authorized under section 16-32-9.
14 Funds appropriated for land grant and seas grant programs shall be used exclusively to enhance
15 the activities and capacities of the station, cooperative extension and Rhode Island sea grant, and
16 are not to be used for any other purpose not in accord with the purpose of the land grant and sea
17 grant programs. Use of funds is approved for summer salary recontracting of faculty on academic
18 year appointments to participate in land grant or sea grant programs, for technical staff
19 conducting land grant or sea grant program activities, for support of undergraduate or graduate
20 students collaborating in land grant or sea grant program activities, and for capital acquisitions
21 and physical plant improvements directly in support of the land grant or sea grant programs, and
22 for all other expenditures directly in support of the land grant or sea grant programs, including
23 use as a state matching contribution to grants received from federal agencies to support research
24 or outreach conducted and administered conjointly with activities of the station, cooperative
25 extension or Rhode Island sea grant. Expenditure of funds shall follow rules promulgated in the
26 official federal manuals of the station, cooperative extension and sea grant, including rules
27 governing approval for projects and activities and expenditure of funds for approved projects and
28 activities.

29 SECTION 3. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
A N A C T
RELATING TO EDUCATION -- UNIVERSITY OF RHODE ISLAND

- 1 This act would designate the University of Rhode Island as a sea grant institution and
- 2 would operate the Rhode Island sea grant college program and specifics in the relation thereto.
- 3 This act would take effect upon passage.

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