

1 **ALLOCATION OF SCHOOL TRUST LANDS FUNDS**

2 2012 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Christopher N. Herrod**

5 Senate Sponsor: _____

7 **LONG TITLE**

8 **General Description:**

9 This bill modifies the formula for distributing school trust lands funds to school
10 districts and charter schools.

11 **Highlighted Provisions:**

12 This bill:

13 ▶ modifies the formula for distributing school trust lands funds by providing that:

14 • a charter school shall receive a base amount equal to 1/7 of the amount that a
15 school district receives; and

16 • ~~if a school district has an enrollment of fewer than 20,000 students,~~
17a ~~the~~ school ~~district annually may not lose more than \$2~~ district's allocation per
16b student may not be less than the school
17 district's per student allocation in the 2011-12 school year as a result of the
18 change in the formula.

19 **Money Appropriated in this Bill:**

20 None

21 **Other Special Clauses:**

22 This bill takes effect on July 1, 2012

23 **Utah Code Sections Affected:**

24 AMENDS:

25 **53A-16-101.5**, as last amended by Laws of Utah 2011, Chapter 293

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



59 **(b) (i) The State Board of Education shall annually distribute funds to a school district**
 60 **so that a school district ~~H→ [does not lose more than \$2.00 per student]~~ with an enrollment of**
 60a **fewer than 20,000 students does not receive less money per student ←H** compared to the school
 61 **district's per student allocation under this section in the 2011-12 school year as a result of the**
 62 **change in the distribution formula under Subsection (3)(a) beginning with the 2012-13 school**
 63 **year.**

64 **(ii) Money distributed under Subsection (3)(b)(i) shall be subtracted from the total**
 65 **funds made available under Subsection (2) before funds are allocated pursuant to Subsection**
 66 **(3)(a).**

67 ~~(b)~~ **(c)** A school district shall distribute its allocation under this Subsection (3)~~(a)~~ to
 68 each school within the district on an equal per student basis.

69 ~~(c)~~ **(d)** In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking
 70 Act, the State Board of Education may make rules regarding the time and manner in which the
 71 student count shall be made for allocation of the money.

72 (4) (a) Except as provided in Subsection (7), in order to receive its allocation under
 73 Subsection (3):

74 (i) a school shall have established a school community council in accordance with
 75 Section 53A-1a-108; and

76 (ii) the school's principal shall provide a signed, written assurance in accordance with
 77 rules of the State Board of Education that:

78 (A) the membership of the school community council is consistent with the
 79 membership requirements specified in Section 53A-1a-108; and

80 (B) the members were elected or appointed consistent with selection requirements
 81 specified in 53A-1a-108.

82 (b) At the direction of the Legislative Audit Subcommittee, the legislative auditor
 83 general shall:

84 (i) audit a sample of schools to determine compliance with requirements specified in
 85 Section 53A-1a-108 for school community council membership and the election or
 86 appointment of school community council members; and

87 (ii) submit an audit report to the Legislative Audit Subcommittee.

88 (c) The Legislative Audit Subcommittee shall forward the audit report to the Public
 89 Education Appropriations Subcommittee and the State Board of Education.