

1 **UTAH SCHOOLS FOR THE DEAF AND THE BLIND**

2 **AMENDMENTS**

3 2012 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Jennifer M. Seelig**

6 Senate Sponsor: Curtis S. Bramble

7 Cosponsors: Kenneth W. Sumsion

8 Stephen G. Handy

9

10 **LONG TITLE**

11 **General Description:**

12 This bill modifies provisions relating to the Utah Schools for the Deaf and the Blind.

13 **Highlighted Provisions:**

14 This bill:

15 ▶ requires the State Board of Education to:

16 • make rules regarding the qualifications, terms of employment, and duties for the
17 superintendent of the Utah Schools for the Deaf and the Blind;

18 • make rules regarding the operation of the Advisory Council for the Utah
19 Schools for the Deaf and the Blind; and

20 • report verbally and in written form annually to the Education Interim Committee
21 on the Utah Schools for the Deaf and the Blind;

22 ▶ deletes provisions regarding the superintendent and the Advisory Council for the
23 Utah Schools for the Deaf and the Blind; and

24 ▶ makes technical changes.

25 **Money Appropriated in this Bill:**

26 None

27 **Other Special Clauses:**

28 None

29 **Utah Code Sections Affected:**

30 AMENDS:

31 **53A-25b-201**, as enacted by Laws of Utah 2009, Chapter 294

32 **53A-25b-304**, as enacted by Laws of Utah 2009, Chapter 294

33 REPEALS:

34 **53A-25b-202**, as enacted by Laws of Utah 2009, Chapter 294

35 **53A-25b-203**, as last amended by Laws of Utah 2010, Chapter 286



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

38 Section 1. Section **53A-25b-201** is amended to read:

39 **53A-25b-201. Authority of the State Board of Education -- Rulemaking --**
40 **Superintendent -- Advisory Council.**

41 (1) The State Board of Education is the governing board of the Utah Schools for the
42 Deaf and the Blind.

43 (2) (a) The board shall appoint a superintendent for the Utah Schools for the Deaf and
44 the Blind.

45 [~~(b) (i) Except as provided in Subsection (2)(b)(ii), the superintendent shall:]~~

46 [~~(A) hold an administrative/supervisory license;~~]

47 [~~(B) have demonstrated success in administration of education programs;~~]

48 [~~(C) have demonstrated skill in organizational management; and]~~

49 [~~(D) have a knowledge of special education practice and law.]~~

50 [~~(ii) The board may grant a letter of authorization permitting a person with outstanding~~
51 ~~professional qualifications, including management experience and skills consistent with the~~
52 ~~mission of the Utah Schools for the Deaf and the Blind, to be appointed as superintendent.]~~

53 [~~(c) The board shall establish the salary for the superintendent.]~~

54 (b) The board shall make rules in accordance with Title 63G, Chapter 3, Utah
55 Administrative Rulemaking Act, regarding the qualifications, terms of employment, and duties
56 of the superintendent for the Utah Schools for the Deaf and the Blind.

57 (3) The superintendent shall:

58 (a) subject to the approval of the board, appoint an associate superintendent to
59 administer the Utah School for the Deaf based on:

60 (i) demonstrated competency as an expert educator of deaf persons; and

61 (ii) knowledge of school management and the instruction of deaf persons;

62 (b) subject to the approval of the board, appoint an associate superintendent to
63 administer the Utah School for the Blind based on:

64 (i) demonstrated competency as an expert educator of blind persons; and

65 (ii) knowledge of school management and the instruction of blind persons, including an
66 understanding of the unique needs and education of deafblind persons.

67 ~~[(3)(a)]~~ (4) (a) The board shall:

68 ~~[(i) appoint members of the Advisory Council for the Utah Schools for the Deaf and~~
69 ~~the Blind; and]~~

70 ~~[(ii) receive and consider the recommendations and advice of the advisory council.]~~

71 ~~[(b) The board is not obligated to follow the recommendations of the advisory council.]~~

72 (i) establish the Advisory Council for the Utah Schools for the Deaf and the Blind and
73 appoint no more than 11 members to the advisory council;

74 (ii) make rules in accordance with Title 63G, Chapter 3, Utah Administrative
75 Rulemaking Act, regarding the operation of the advisory council; and

76 (iii) receive and consider the advice and recommendations of the advisory council but
77 is not obligated to follow the recommendations of the advisory council.

78 (b) The advisory council described in Subsection (4)(a) shall include at least:

79 (i) two members who are blind;

80 (ii) two members who are deaf; and

81 (iii) two members who are deafblind or parents of a deafblind child.

82 ~~[(4)]~~ (5) The board shall approve the annual budget and expenditures of the Utah
83 Schools for the Deaf and the Blind.

84 (6) (a) On or before the November interim meeting each year, the board shall report to

85 the Education Interim Committee on the Utah Schools for the Deaf and the Blind.

86 (b) The report shall be presented verbally and in written form to the Education Interim
87 Committee and shall include:

88 (i) a financial report;

89 (ii) a report on the activities of the superintendent and associate superintendents;

90 (iii) a report on activities to involve parents and constituency and advocacy groups in
91 the governance of the school; and

92 (iv) a report on student achievement including:

93 (A) student academic achievement data, including longitudinal data for both current
94 and previous students served by the Utah Schools for the Deaf and the Blind;

95 (B) graduation rates; and

96 (C) students exiting the Utah Schools for the Deaf and the Blind and their educational
97 placement after exiting the Utah Schools for the Deaf and the Blind.

98 Section 2. Section **53A-25b-304** is amended to read:

99 **53A-25b-304. U-PASS testing.**

100 [(+)] The Utah Schools for the Deaf and the Blind shall annually administer, as
101 applicable, the U-PASS tests specified in Section 53A-1-602, except a student may take an
102 alternative test in accordance with the student's IEP.

103 [~~2~~] ~~By November 30 of each year, through 2011, the Utah Schools for the Deaf and~~
104 ~~the Blind shall report to the board and the Education Interim Committee the following data:]~~

105 [~~(a) number of students served;~~]

106 [~~(b) services provided;~~]

107 [~~(c) student participation in state assessments;~~]

108 [~~(d) academic achievement of students; and]~~

109 [~~(e) the impact on enrollment at the Utah Schools for the Deaf and the Blind resulting~~
110 ~~from statutory changes regarding eligibility.]~~

111 Section 3. **Repealer.**

112 This bill repeals:

113 Section **53A-25b-202, Authority and duties of the superintendent.**
114 Section **53A-25b-203, Advisory Council for the Utah Schools for the Deaf and the**
115 **Blind.**