

HB0116S01 compared with HB0116

~~{deleted text}~~ shows text that was in HB0116 but was deleted in HB0116S01.

inserted text shows text that was not in HB0116 but was inserted into HB0116S01.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Representative Rich Cunningham proposes the following substitute bill:

SCHOOL CONSTRUCTION MODIFICATIONS

2014 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Rich Cunningham

Senate Sponsor: _____

LONG TITLE

General Description:

This bill enacts language related to school construction ~~{standards}~~guidelines.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ requires the ~~{Division}~~State Board of ~~{Facilities Construction and Management}~~Education to adopt school construction ~~{standards}~~guidelines;
- ▶ requires a public school to review and take into consideration those ~~{standards}~~guidelines when planning public school construction; and
- ▶ makes technical and conforming changes.

Money Appropriated in this Bill:

~~{This bill appropriates in fiscal year 2015:~~

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~~to the Department of Administrative Services - Division of Facilities Construction and Management Administration - as a one-time appropriation:~~

~~from the General Fund, \$350,000.} None~~

Other Special Clauses:

This bill takes effect on July 1, 2014.

Utah Code Sections Affected:

AMENDS:

53A-20-104.5, as last amended by Laws of Utah 2005, Chapter 7

ENACTS:

~~{63A-5-901}~~53A-20-110, Utah Code Annotated 1953

~~{63A-5-902, Utah Code Annotated 1953~~

~~63A-5-903, Utah Code Annotated 1953~~

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

Section 1. Section **53A-20-104.5** is amended to read:

53A-20-104.5. School building construction and inspection manual -- Annual construction and inspection conference -- Verification of school construction inspections.

(1) (a) The State Board of Education, through the state superintendent of public instruction, shall develop and distribute to each school district a school building construction and inspection resource manual.

(b) The manual shall be provided to a charter school upon request of the charter school.

(2) (a) The manual shall include:

(i) current legal requirements; and

(ii) information on school building construction and inspections, including the ~~{standards}~~ guidelines adopted by the ~~{Division}~~ State Board of ~~{Facilities Construction and Management}~~ Education in accordance with Section ~~{63A-5-903}~~ 53A-20-110.

(b) The state superintendent shall review and update the manual at least once every three years.

(3) The board shall provide for an annual school construction conference to allow a representative from each school district and charter school to:

(a) receive current information on the design, construction, and inspection of school

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buildings;

(b) receive training on such matters as:

(i) using properly certified building inspectors;

(ii) filing construction inspection summary reports and the final inspection certification with the local governmental authority's building official;

(iii) the roles and relationships between a school district or charter school and the local governmental authority, either a county or municipality, as related to the construction and inspection of school buildings; and

(iv) adequate documentation of school building inspections; and

(c) provide input on any changes that may be needed to improve the existing school building inspection program.

(4) The board shall develop a process to verify that inspections by qualified inspectors occur in each school district or charter school.

Section 2. Section ~~{63A-5-901}~~53A-20-110 is enacted to read:

~~{Part 9. School Construction Standards~~

~~63A-5-901. Title:~~

~~This part is known as "School Construction Standards."~~

~~Section 3. Section 63A-5-902 is enacted to read:~~

~~63A-5-902. Definitions:~~

~~(1) "Division" means the Division of Facilities Construction and Management.~~

~~(2)~~ 53A-20-110. Board to adopt public school construction guidelines.

(1) As used in this section:

(a) "Board" means the State Board of Education.

(b) "Public school construction" means construction work on a new public school.

~~{Section 4. Section 63A-5-903 is enacted to read:~~

~~63A-5-903. Division to adopt public school construction standards:~~

~~(1) The division shall adopt standards;~~ (2) The board shall:

(a) adopt guidelines for public school construction; and

(b) consult with the Division of Facilities Construction and Management

Administration on proposed guidelines before adoption.

~~(2)~~ (3) Before a school district or charter school may begin public school construction,

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the school district or charter school shall:

(a) review the ~~{standards}~~guidelines adopted by the ~~{division}~~board under this section; and

(b) take into consideration the ~~{standards}~~guidelines when planning the public school construction.

~~{3}~~4) In adopting the ~~{standards}~~guidelines for public school construction, the ~~{division}~~board shall consider the following and adopt alternative ~~{standards}~~guidelines as needed:

(a) location factors, including whether the school is in a rural or urban setting, and climate factors;

(b) variations in ~~{standards}~~guidelines for significant or minimal projected student population growth;

(c) ~~{standards}~~guidelines specific to schools that serve various populations and grades, including high schools, junior high schools, middle schools, elementary schools, alternative schools, and schools for people with disabilities; and

(d) year-round use.

~~{4}~~5) The ~~{standards}~~guidelines shall address the following:

(a) square footage per student;

(b) minimum and maximum required real property for a public school;

(c) athletic facilities and fields, playgrounds, and hard surface play areas;

(d) cost per square foot;

(e) minimum and maximum qualities and costs for building materials;

(f) design efficiency;

(g) parking;

(h) furnishing;

(i) proof of compliance with applicable building codes; and

(j) safety.

~~{~~ **Section 5. Appropriation.**

~~Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following sums of money are appropriated from resources not otherwise appropriated, or reduced from amounts~~

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~~previously appropriated, out of the funds or accounts indicated. These sums of money are in addition to any amounts previously appropriated for fiscal year 2015.~~

~~———— To the Department of Administrative Services - Division
———— of Facilities Construction and Management Administration~~

~~From General Fund, one-time \$350,000~~

~~———— Schedule of Programs:~~

~~———— Division of Facilities Construction and~~

~~———— Management Administration \$350,000~~

~~———— Under Section 63J-1-603, the Legislature intends that appropriations provided under this section not lapse at the end of fiscal year 2015. The use of any nonlapsing funds is limited to the creation and adoption of school construction standards by the division in accordance with Section 63A-5-903.~~

~~———— The Legislature intends that appropriations provided under this section be used for the creation and adoption of school construction standards by the division in accordance with Section 63A-5-903.~~

† Section ~~{6}~~3. **Effective date.**

This bill takes effect on July 1, 2014.

†

Legislative Review Note

~~———— as of 2-5-14 3:59 PM~~

~~———— Office of Legislative Research and General Counsel}~~