

**Senator Aaron Osmond** proposes the following substitute bill:

**LOCAL CONTROL OF CLASSROOM TIME REQUIREMENTS**

2014 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Aaron Osmond**

House Sponsor: Jim Bird

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**LONG TITLE**

**General Description:**

This bill allows a local school board or charter school governing board to reduce the number of instructional hours or days within the school term for certain purposes.

**Highlighted Provisions:**

This bill:

- ▶ allows a local school board or charter school governing board to reallocate instructional hours or schools days to teacher preparation time or teacher professional development; and
- ▶ provides that the reallocated hours or days are considered part of the school term that is required for the Minimum School Program.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**53A-17a-103**, as last amended by Laws of Utah 2011, Chapter 371

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

27 Section 1. Section **53A-17a-103** is amended to read:

28 **53A-17a-103. Definitions.**

29 As used in this chapter:

30 (1) "Basic state-supported school program" or "basic program" means public education  
31 programs for kindergarten, elementary, and secondary school students that are operated and  
32 maintained for the amount derived by multiplying the number of weighted pupil units for each  
33 school district or charter school by the value established each year in statute, except as  
34 otherwise provided in this chapter.

35 (2) (a) "Certified revenue levy" means a property tax levy that provides an amount of  
36 ad valorem property tax revenue equal to the sum of:

37 (i) the amount of ad valorem property tax revenue to be generated statewide in the  
38 previous year from imposing a minimum basic tax rate, as specified in Subsection  
39 [53A-17a-135\(1\)\(a\)](#); and

40 (ii) the product of:

41 (A) new growth, as defined in:

42 (I) [Section 59-2-924](#); and

43 (II) rules of the State Tax Commission; and

44 (B) the minimum basic tax rate certified by the State Tax Commission for the previous  
45 year.

46 (b) For purposes of this Subsection (2), "ad valorem property tax revenue" does not  
47 include property tax revenue received statewide from personal property that is:

48 (i) assessed by a county assessor in accordance with Title 59, Chapter 2, Part 3, County  
49 Assessment; and

50 (ii) semiconductor manufacturing equipment.

51 (c) For purposes of calculating the certified revenue levy described in this Subsection  
52 (2), the State Tax Commission shall use:

53 (i) the taxable value of real property assessed by a county assessor contained on the  
54 assessment roll;

55 (ii) the taxable value of real and personal property assessed by the State Tax  
56 Commission; and

57 (iii) the taxable year end value of personal property assessed by a county assessor  
58 contained on the prior year's assessment roll.

59 (3) "Pupil in average daily membership (ADM)" means a full-day equivalent pupil.

60 (4) (a) "State-supported minimum school program" or "Minimum School Program"  
61 means public school programs for kindergarten, elementary, and secondary schools as  
62 described in this Subsection (4).

63 (b) The minimum school program established in school districts and charter schools  
64 shall include the equivalent of a school term of nine months as determined by the State Board  
65 of Education.

66 (c) (i) The board shall establish the number of days or equivalent instructional hours  
67 that school is held for an academic school year.

68 (ii) Education, enhanced by utilization of technologically enriched delivery systems,  
69 when approved by local school boards or charter school governing boards, shall receive full  
70 support by the State Board of Education as it pertains to fulfilling the attendance requirements,  
71 excluding time spent viewing commercial advertising.

72 (d) (i) A local school board or charter school governing board may reallocate up to  
72a Ĥ→ [60] 32 ←Ĥ  
73 instructional hours or Ĥ→ [8] 4 ←Ĥ school days established under Subsection (4)(c) for teacher  
73a preparation  
74 time or teacher professional development.

75 (ii) A reallocation of instructional hours or school days under Subsection (4)(d)(i) is  
76 subject to the approval of 2/3 of the members of a local school board or charter school  
77 governing board voting in Ŝ→ a ←Ŝ Ĥ→ regularly scheduled ←Ĥ meeting:

78 (A) at which a quorum of the local school board or charter school governing board is  
79 present; and

80 (B) held in compliance with Title 52, Chapter 4, Open and Public Meetings Act.

81 (iii) If a local school board or charter school governing board reallocates instructional  
82 hours or school days as provided by this Subsection (4)(d), the school district or charter school  
83 shall notify students' parents and guardians of the school calendar at least 90 days before the  
84 beginning of the school year.

85 (iv) Instructional hours or school days reallocated for teacher preparation time or  
86 teacher professional development pursuant to this Subsection (4)(d) is considered part of a  
87 school term referred to in Subsection (4)(b).

88            [~~(d)~~] (e) The Minimum School Program includes a program or allocation funded by a  
89 line item appropriation or other appropriation designated as follows:

- 90            (i) Basic School Program;
- 91            (ii) Related to Basic Programs;
- 92            (iii) Voted and Board Levy Programs; or
- 93            (iv) Minimum School Program.

94            (5) "Weighted pupil unit or units or WPU or WPUs" means the unit of measure of  
95 factors that is computed in accordance with this chapter for the purpose of determining the  
96 costs of a program on a uniform basis for each district.