

1 **PUBLIC EDUCATION BUDGET AMENDMENTS**

2 2016 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Lyle W. Hillyard**

5 House Sponsor: Dean Sanpei

7 **LONG TITLE**

8 **General Description:**

9 This bill supplements or reduces appropriations previously provided for school districts,
10 charter schools, and certain state education agencies for the fiscal year beginning July 1,
11 2015, and ending June 30, 2016, and for the fiscal year beginning July 1, 2016, and
12 ending June 30, 2017.

13 **Highlighted Provisions:**

14 This bill:

- 15 ▶ amends provisions regarding funding for the Centennial Scholarship Program;
- 16 ▶ provides appropriations for the use and support of school districts, charter schools,
17 and state education agencies;
- 18 ▶ sets the value of the weighted pupil unit at \$3,184 for fiscal year 2017;
- 19 ▶ modifies the guarantee for the voted and board leeway programs;
- 20 ▶ provides appropriations for other purposes as described; and
- 21 ▶ provides intent language.

22 **Money Appropriated in this Bill:**

23 This bill appropriates \$3,978,400 in operating and capital budgets for fiscal year 2016,
24 including:

- 25 ▶ (\$5,000,000) from the Uniform School Fund;
- 26 ▶ \$8,713,400 from the Education Fund; and
- 27 ▶ \$265,000 from various sources as detailed in this bill.



28 This bill appropriates \$273,857,100 in operating and capital budgets for fiscal year
29 2017, including:

- 30 ▶ (\$4,000,000) from the Uniform School Fund;
- 31 ▶ \$199,775,900 from the Education Fund; and
- 32 ▶ \$78,081,200 from various sources as detailed in this bill.

33 **Other Special Clauses:**

34 This bill provides a special effective date.

35 **Utah Code Sections Affected:**

36 AMENDS:

37 **53A-15-102**, as last amended by Laws of Utah 1995, Chapter 96

38 **Uncodified Material Affected:**

39 ENACTS UNCODIFIED MATERIAL



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

42 Section 1. Section **53A-15-102** is amended to read:

43 **53A-15-102. Early graduation incentives -- Incentive to school district -- Partial**
44 **tuition scholarship for student -- Payments.**

45 (1) Any secondary public school student who has completed all required courses or
46 demonstrated mastery of required skills and competencies may, with the approval of the
47 student, the student's parent or guardian, and an authorized local school official, graduate at any
48 time.

49 (2) Each public high school shall receive an amount equal to 1/2 of the scholarship
50 awarded to each student who graduates from the school at or prior to the conclusion of the
51 eleventh grade, or a proportionately lesser amount for any student who graduates after the
52 conclusion of the eleventh grade but prior to the conclusion of the twelfth grade.

53 (3) (a) A student who graduates from high school at or prior to the conclusion of the
54 eleventh grade shall receive a centennial scholarship in the lesser amount of full tuition for one
55 year or \$1,000 to be used for full time enrollment at a Utah public college, university,
56 community college, applied technology center, or any other institution in the state of Utah,
57 accredited by the Northwest Association of Schools and Colleges that offers postsecondary
58 courses of the student's choice upon verification that the student has registered at the institution

59 during the fiscal year following graduation from high school.

60 (b) In the case of a student who graduates after the conclusion of the eleventh grade but
61 prior to the conclusion of the twelfth grade, the student shall receive a centennial scholarship of
62 a proportionately lesser amount.

63 (4) (a) The payments authorized in Subsections (2) and (3)(a) shall be made during the
64 fiscal year that follows the student's graduation.

65 (b) The payments authorized in Subsection (3)(b) may be made during the fiscal year in
66 which the student graduates or the fiscal year following the student's graduation.

67 (5) (a) The State Board of Education shall administer the payment program authorized
68 in Subsections (2), (3), and (4).

69 (b) ~~(i)~~ The Legislature shall make an annual appropriation from the ~~[Uniform School]~~
70 Education Fund to the State Board of Education for the costs associated with the Centennial
71 Scholarship Program based on the projected number of students who will graduate before the
72 conclusion of the twelfth grade in any given year.

73 ~~[(ii) It is understood that the appropriation is offset by the state money that would~~
74 ~~otherwise be required and appropriated for these students if they were enrolled in an additional~~
75 ~~grade for a full year.]~~

76 **Section 2. Operating and capital budgets -- FY 2016 appropriations for state**
77 **education agencies, school districts, and charter schools.**

78 Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, for
79 the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following sums of money
80 are appropriated from resources not otherwise appropriated, or reduced from amounts
81 previously appropriated, out of the funds or amounts indicated. These sums of money are in
82 addition to amounts previously appropriated for fiscal year 2016.

83 STATE BOARD OF EDUCATION - MINIMUM SCHOOL PROGRAM

84 ITEM 1 To State Board of Education - Minimum School Program - Basic School Program

85 From Uniform School Fund, One-time (5,000,000)

86 From Education Fund, One-time 5,000,000

87 ITEM 2 To State Board of Education - Minimum School Program - Related to Basic School
88 Programs

89 From Education Fund, One-time 3,713,400

90	Schedule of Programs:	
91	Educator Salary Adjustments	3,713,400
92	STATE BOARD OF EDUCATION	
93	ITEM 3 To State Board of Education - Educator Licensing Professional Practices	
94	From Professional Practices Restricted Subfund, One-time	265,000
95	Schedule of Programs:	
96	Educator Licensing	265,000

97 Section 3. **Operating and capital budgets -- FY 2017 appropriations for state**
 98 **education agencies, school districts, and charter schools -- Value of the weighted pupil**
 99 **unit.**

100 (1) Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act,
 101 for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following sums of
 102 money are appropriated from resources not otherwise appropriated, or reduced from amounts
 103 previously appropriated, out of the funds or amounts indicated. These sums of money are in
 104 addition to amounts previously appropriated for fiscal year 2017.

105 (2) The value of each weighted pupil unit (WPU) for fiscal year 2017 is increased from
 106 the value of the WPU for fiscal year 2017 established in H.B. 1, Public Education Base Budget
 107 Amendments, and set at \$3,184.

108	STATE BOARD OF EDUCATION - MINIMUM SCHOOL PROGRAM	
109	ITEM 1 To State Board of Education - Minimum School Program - Basic School Program	
110	From Uniform School Fund	(4,000,000)
111	From Education Fund	154,357,000
112	From Local Revenue	12,094,500
113	Schedule of Programs:	
114	Kindergarten (-790 WPUs)	90,000
115	Grades 1 - 12 (13,570 WPUs)	94,986,700
116	Foreign Exchange (328 WPUs)	1,044,400
117	Necessarily Existent Small Schools	860,900
118	Professional Staff (1,826 WPUs)	10,759,100
119	Administrative Costs (-15 WPUs)	90,700
120	Special Education - Add-on (2,380 WPUs)	33,649,400

121	Special Education - Preschool (360 WPU)	2,055,000
122	Special Education - Self-contained (15 WPU)	1,328,900
123	Special Education - Extended School Year	39,400
124	Special Education - State Programs (-3,258 WPU)	(10,073,700)
125	Special Education - Impact Aid (2,016 WPU)	6,418,900
126	Special Education - Intensive Services (397 WPU)	1,264,000
127	Special Education - Extended Year for	
128	Special Educators (909 WPU)	2,894,300
129	Career and Technical Education - Add-on (401 WPU)	11,716,300
130	Class Size Reduction (533 WPU)	5,327,200
131	ITEM 2 To State Board of Education - Minimum School Program - Related to Basic School	
132	Programs	
133	From Education Fund	1,993,500
134	From Education Fund, One-time	9,825,000
135	From Interest and Dividends Account	5,270,000
136	Schedule of Programs:	
137	To and From School - Pupil Transportation	3,435,100
138	Flexible Allocation - WPU Distribution	(25,906,600)
139	Enhancement for At-Risk Students	858,500
140	Youth in Custody	530,500
141	Adult Education	260,500
142	Enhancement for Accelerated Students	206,500
143	Centennial Scholarship Program	250,000
144	Concurrent Enrollment	442,500
145	School LAND Trust Program	5,270,000
146	Charter School Local Replacement	14,809,800
147	Charter School Administration	722,700
148	Educator Salary Adjustments	3,713,400
149	Critical Languages and Dual Immersion	(209,400)
150	Teacher Supplies and Materials	6,000,000
151	Beverly Taylor Sorenson Elementary Arts	5,630,000

152	Civics Education - State Capitol Field Trips	75,000
153	Special Education - Intensive Services	1,000,000

154 The Legislature intends that the State Board of Education recommend in the 2017
 155 General Session a distribution mechanism for the Teacher Supplies and Materials appropriation
 156 that considers different cost structures for individual teacher needs and experience levels.

157 ITEM 3 To State Board of Education - Minimum School Program - Voted and Board Local
 158 Levy Programs

159	From Education Fund	23,896,800
160	From Local Revenue	23,186,600

161 Schedule of Programs:

162	Voted Local Levy Program	35,055,100
163	Board Local Levy Program	12,028,300

164 STATE BOARD OF EDUCATION

165 ITEM 4 To State Board of Education - State Office of Education

166	From Education Fund	1,682,200
167	From Education Fund, One-time	560,000
168	From Interest and Dividends Account, One-time	50,000

169 Schedule of Programs:

170	Board and Administration	1,682,200
171	Business Services	(750,000)
172	School Trust	50,000
173	Teaching and Learning	160,000
174	Statewide Online Education Program	1,150,000

175 The Legislature intends that the State Board of Education study the division of the
 176 board's office functions between regulatory functions to execute state or federal provisions and
 177 service functions to support local education agencies. This study shall include an evaluation of
 178 which service functions could be passed on to local education agencies, regional service
 179 centers, or provided by the state for a fee and service that should remain on a state level. The
 180 Legislature further intends that the State Board of Education take up to two years to complete
 181 this study and report to the Education Interim Committee and the Public Education
 182 Appropriations Subcommittee, making a preliminary report by November 2016 and a final

183 report by November 2017. The final report shall include recommendations on statutory
 184 changes required to implement State Board of Education recommendations contained within
 185 the report.

186 The Legislature intends that the State Board of Education use any nonlapsing balances
 187 generated from the licensing to other states of Student Assessment of Growth and Excellence
 188 (SAGE) questions to develop additional assessment questions, provide professional learning
 189 for Utah educators, and for risk mitigation expenditures.

190 The Legislature intends that the State Board of Education use \$160,000 one-time of the
 191 funds appropriated to provide Dropout Prevention Program grants selected through a request
 192 for proposals process. The Legislature further intends that the State Board of Education select
 193 two providers to award program grants, with one program conducting a character
 194 development-based curriculum and one program conducting a campus-based program that
 195 utilizes project-based instruction.

196 ITEM 5 To State Board of Education - MSP Categorical Program Administration

197	From Education Fund	1,442,500
198	Schedule of Programs:	
199	CTE Comprehensive Guidance	182,700
200	Enhancement for At-Risk Students	304,800
201	Youth-in-Custody	419,500
202	Adult Education	206,100
203	Dual Immersion	209,400
204	Beverley Taylor Sorenson Arts Learning Program	120,000

205 ITEM 6 To State Board of Education - Utah State Office of Education - Initiative Programs

206	From Education Fund	998,900
207	From Education Fund, One-time	3,775,000
208	Schedule of Programs:	
209	Electronic High School	(1,001,100)
210	Upstart Early Childhood Education	1,500,000
211	ProStart Culinary Arts Program	275,000
212	Electronic Elementary Reading Tool	500,000
213	Early Intervention	3,000,000

214	IT Academy	500,000
215	The Legislature intends that the Department of Workforce Services (DWS) authorize	
216	Temporary Assistance for Needy Families (TANF) funds for one year for the UPSTART	
217	program (\$500,000). This TANF funding is dependent upon availability of TANF funding and	
218	expenditures meeting the necessary requirements to qualify for the federal TANF program. The	
219	Legislature further intends that DWS report to the Office of the Legislative Fiscal Analyst no	
220	later than September 1, 2016, regarding the status of these efforts.	
221	ITEM 7 To State Board of Education - Educator Licensing Professional Practices	
222	From Professional Practices Restricted Subfund	265,000
223	Schedule of Programs:	
224	Educator Licensing	265,000
225	ITEM 8 To State Board of Education - State Office of Education - Child Nutrition	
226	From Federal Funds	37,215,100
227	Schedule of Programs:	
228	Child Nutrition	37,215,100
229	ITEM 9 To State Board of Education - Fine Arts Outreach	
230	From Education Fund	500,000
231	From Education Fund, One-time	125,000
232	Schedule of Programs:	
233	Professional Outreach Programs	500,000
234	Provisional Program	125,000
235	ITEM 10 To State Board of Education - Utah Schools for the Deaf and the Blind	
236	From Education Fund	300,000
237	From Education Fund, One-time	320,000
238	Schedule of Programs:	
239	Educational Services	300,000
240	Support Services	320,000
241	Section 4. Effective date.	
242	<u>(1) Except as provided in Subsection (2), if approved by two-thirds of all the members</u>	
243	<u>elected to each house, Uncodified Section 2, Operating and capital budgets -- FY 2016</u>	
244	<u>appropriations for state education agencies, school districts, and charter schools, takes effect</u>	

245 upon approval by the governor, or the day following the constitutional time limit of Utah
246 Constitution, Article VII, Section 8, without the governor's signature, or in the case of a veto,
247 the date of veto override.

248 (2) The following sections take effect on July 1, 2016:

249 (a) Section [53A-15-102](#); and

250 (b) Uncodified Section 3, Operating and capital budgets -- FY 2017 appropriations for
251 state education agencies, school districts, and charter schools -- Value of the weighted pupil
252 unit.

Legislative Review Note
Office of Legislative Research and General Counsel