

**Senator Ann Millner** proposes the following substitute bill:

**EDUCATION REPORTING REQUIREMENTS**

2019 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Ann Millner**

House Sponsor: Val L. Peterson

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**LONG TITLE**

**General Description:**

This bill amends provisions related to education reports.

**Highlighted Provisions:**

This bill:

- ▶ aligns reports and reporting dates of certain reports by the Rocky Mountain Center for Occupational and Environmental Health;
- ▶ repeals certain reports and related provisions;
- ▶ creates indexes of reports to and actions required of:
  - the Higher Education Appropriations Subcommittee;
  - the Education Interim Committee; and
  - the Public Education Appropriations Subcommittee;
- ▶ reenacts and amends the State Superintendent's Annual Report, including requiring other certain existing reports be included in the annual report;
- ▶ amends provisions by assigning reports and appropriations recommendations to specified legislative education committees;
- ▶ repeals and reenacts provisions requiring the State Board of Education to create a strategic plan; and
- ▶ makes technical corrections.



26 **Money Appropriated in this Bill:**

27 None

28 **Other Special Clauses:**

29 None

30 **Utah Code Sections Affected:**

31 AMENDS:

- 32 **34A-2-202.5**, as last amended by Laws of Utah 2011, Chapter 342
- 33 **53B-1-107**, as enacted by Laws of Utah 1987, Chapter 167
- 34 **53B-1-113**, as enacted by Laws of Utah 2017, Chapter 333
- 35 **53B-7-101**, as last amended by Laws of Utah 2017, Chapters 365 and 382
- 36 **53B-7-706**, as enacted by Laws of Utah 2017, Chapter 365
- 37 **53B-7-707**, as last amended by Coordination Clause, Laws of Utah 2018, Chapter 315
- 38 **53B-8-104**, as last amended by Laws of Utah 2009, Chapter 363
- 39 **53B-8a-111**, as last amended by Laws of Utah 2010, Chapter 6
- 40 **53B-8c-104**, as enacted by Laws of Utah 1997, Chapter 333
- 41 **53B-12-107**, as enacted by Laws of Utah 1987, Chapter 167
- 42 **53B-17-804**, as last amended by Laws of Utah 2013, Chapter 43
- 43 **53B-26-103**, as last amended by Laws of Utah 2018, Chapter 421
- 44 **53B-26-202**, as enacted by Laws of Utah 2018, Chapter 354
- 45 **53E-1-201**, as enacted by Laws of Utah 2018, Chapter 1
- 46 **53E-3-301**, as renumbered and amended by Laws of Utah 2018, Chapter 1
- 47 **53E-3-507**, as renumbered and amended by Laws of Utah 2018, Chapter 1
- 48 **53E-3-515**, as renumbered and amended by Laws of Utah 2018, Chapter 1
- 49 **53E-3-516**, as enacted by Laws of Utah 2018, Chapter 302
- 50 **53E-4-202**, as renumbered and amended by Laws of Utah 2018, Chapter 1
- 51 **53E-4-309**, as renumbered and amended by Laws of Utah 2018, Chapter 1
- 52 **53E-5-310**, as renumbered and amended by Laws of Utah 2018, Chapter 1
- 53 **53E-8-204**, as renumbered and amended by Laws of Utah 2018, Chapter 1
- 54 **53E-10-308**, as renumbered and amended by Laws of Utah 2018, Chapter 1
- 55 **53E-10-702**, as enacted by Laws of Utah 2018, Chapter 341
- 56 **53E-10-703**, as enacted by Laws of Utah 2018, Chapter 341

- 57           **53F-2-309**, as renumbered and amended by Laws of Utah 2018, Chapter 2
- 58           **53F-2-503**, as last amended by Laws of Utah 2018, Chapters 300, 456 and renumbered
- 59 and amended by Laws of Utah 2018, Chapter 2
- 60           **53F-2-508**, as renumbered and amended by Laws of Utah 2018, Chapter 2
- 61           **53F-2-510**, as renumbered and amended by Laws of Utah 2018, Chapter 2
- 62           **53F-2-512**, as renumbered and amended by Laws of Utah 2018, Chapter 2
- 63           **53F-4-203**, as enacted by Laws of Utah 2018, Chapter 2
- 64           **53F-4-407**, as renumbered and amended by Laws of Utah 2018, Chapter 2
- 65           **53F-5-204**, as renumbered and amended by Laws of Utah 2018, Chapter 2
- 66           **53F-5-307**, as renumbered and amended by Laws of Utah 2018, Chapter 2
- 67           **53F-5-405**, as renumbered and amended by Laws of Utah 2018, Chapter 2
- 68           **53F-5-506**, as renumbered and amended by Laws of Utah 2018, Chapter 2
- 69           **53G-4-403**, as renumbered and amended by Laws of Utah 2018, Chapter 3
- 70           **53G-4-404**, as renumbered and amended by Laws of Utah 2018, Chapter 3
- 71           **53G-5-411**, as enacted by Laws of Utah 2018, Chapter 3
- 72           **53G-6-707**, as renumbered and amended by Laws of Utah 2018, Chapter 3
- 73           **53G-8-207**, as renumbered and amended by Laws of Utah 2018, Chapter 3
- 74           **53G-9-702**, as last amended by Laws of Utah 2018, Chapter 414 and renumbered and
- 75 amended by Laws of Utah 2018, Chapter 3
- 76           **53G-9-703**, as renumbered and amended by Laws of Utah 2018, Chapter 3
- 77           **53G-9-802**, as renumbered and amended by Laws of Utah 2018, Chapter 3
- 78           **53G-10-204**, as renumbered and amended by Laws of Utah 2018, Chapter 3
- 79           **53G-11-511**, as renumbered and amended by Laws of Utah 2018, Chapter 3
- 80           **59-9-102.5**, as last amended by Laws of Utah 2011, Chapter 342
- 81           **63I-2-253**, as last amended by Laws of Utah 2018, Chapters 107, 281, 382, 415, and
- 82 456

83 ENACTS:

- 84           **53B-1-301**, Utah Code Annotated 1953
- 85           **53E-1-202**, Utah Code Annotated 1953
- 86           **53E-1-203**, Utah Code Annotated 1953

87 REPEALS AND REENACTS:

88 **53E-2-202**, as renumbered and amended by Laws of Utah 2018, Chapter 1

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

91 Section 1. Section **34A-2-202.5** is amended to read:

92 **34A-2-202.5. Offset for occupational health and safety related donations.**

93 (1) As used in this section:

94 (a) "Occupational health and safety center" means the Rocky Mountain Center for

95 Occupational and Environmental Health created in Title 53B, Chapter 17, Part 8, Rocky

96 Mountain Center for Occupational and Environmental Health.

97 (b) "Qualified donation" means a donation that is:

98 (i) cash;

99 (ii) given directly to an occupational health and safety center; and

100 (iii) given exclusively for the purpose of:

101 (A) supporting graduate level education and training in fields of:

102 (I) safety and ergonomics;

103 (II) industrial hygiene;

104 (III) occupational health nursing; and

105 (IV) occupational medicine;

106 (B) providing continuing education programs for employers designed to promote

107 workplace safety; and

108 (C) paying reasonable administrative, personnel, equipment, and overhead costs of the

109 occupational health and safety center.

110 (c) "Self-insured employer" is a self-insured employer as defined in Section

111 **34A-2-201.5** that is required to pay the assessment imposed under Section **34A-2-202**.

112 (2) (a) A self-insured employer may offset against the assessment imposed under

113 Section **34A-2-202** an amount equal to the lesser of:

114 (i) the total of qualified donations made by the self-insured employer in the calendar

115 year for which the assessment is calculated; and

116 (ii) .10% of the self-insured employer's total calculated premium calculated under

117 Subsection **34A-2-202(1)(d)** for the calendar year for which the assessment is calculated.

118 (b) The offset provided under this Subsection (2) shall be allocated in proportion to the

119 percentages provided in Subsection 59-9-101(2)(c).

120 (3) An occupational health and safety center shall:

121 (a) provide a self-insured employer a receipt for any qualified donation made by the  
122 self-insured employer to the occupational health and safety center;

123 (b) expend money received by a qualified donation:

124 (i) for the purposes described in Subsection (1)(b)(iii); and

125 (ii) in a manner that can be audited to ensure that the money is expended for the  
126 purposes described in Subsection (1)(b)(iii); and

127 (c) in conjunction with the report required by Section 59-9-102.5, report to [~~the~~  
128 ~~Legislature through~~] the Office of the Legislative Fiscal Analyst for review by the Higher  
129 Education Appropriations Subcommittee by no later than [~~July 1~~] August 15 of each year:

130 (i) the qualified donations received by the occupational health and safety center in the  
131 previous calendar year; and

132 (ii) the expenditures during the previous calendar year of qualified donations received  
133 by the occupational health and safety center.

134 Section 2. Section 53B-1-107 is amended to read:

135 **53B-1-107. Annual report of board activities.**

136 The board shall submit an annual report of its activities to the governor and to the  
137 [~~Legislature~~] Education Interim Committee and shall provide copies to all institutions in the  
138 state system of higher education.

139 Section 3. Section 53B-1-113 is amended to read:

140 **53B-1-113. Education loan notifications.**

141 (1) As used in this section:

142 (a) "Borrower" means:

143 (i) an individual enrolled in an eligible postsecondary institution who receives an  
144 education loan; or

145 (ii) an individual, including a parent or legal guardian, who receives an education loan  
146 to fund education expenses of an individual enrolled in an eligible postsecondary institution.

147 (b) "Education loan" means a loan made to a borrower that is:

148 (i) made directly by a federal or state program; or

149 (ii) insured or guaranteed under a federal or state program.

150 (c) "Eligible postsecondary institution" means a public or private postsecondary  
151 institution that:

152 (i) is located in Utah; and

153 (ii) participates in federal student assistance programs under the Higher Education Act  
154 of 1965, Title IV, 20 U.S.C. Sec. 1070 et seq.

155 (2) Annually, on or before July 1, an eligible postsecondary institution that receives  
156 information about a borrower's education loan shall:

157 (a) notify the borrower that the borrower has an education loan;

158 (b) direct the borrower to the National Student Loan Data System described in 20  
159 U.S.C. Sec. 1092b to receive information about the borrower's education loan; and

160 (c) provide the borrower information on how the borrower can access an online  
161 repayment calculator.

162 (3) An eligible postsecondary institution does not incur liability for information  
163 provided to a borrower in accordance with this section.

164 [~~(4) On or before the October 2017 interim meeting, the State Board of Regents shall~~  
165 ~~report to the Education Interim Committee on:]~~

166 [~~(a) the number of notifications issued under Subsection (2); and]~~

167 [~~(b) the feasibility of an eligible postsecondary institution providing annually to each~~  
168 ~~borrower:]~~

169 [~~(i) an estimate of the total dollar amount of education loans taken out by the borrower;~~  
170 ~~and]~~

171 [~~(ii) for the estimated dollar amount of education loans that the borrower has taken out,~~  
172 ~~an estimate of:]~~

173 [~~(A) the potential total payoff amount, including principal and interest;]~~

174 [~~(B) the monthly repayment amounts, including principal and interest, that the~~  
175 ~~borrower may incur;]~~

176 [~~(C) the number of years used in determining the potential payoff amount; and]~~

177 [~~(D) the percentage of the aggregate borrowing limit the borrower has reached.]~~

178 Section 4. Section **53B-1-301** is enacted to read:

179 **Part 3. Reports**

180 **53B-1-301. Reports to and actions of the Higher Education Appropriations**

181 **Subcommittee.**

182 (1) In accordance with applicable provisions and Section [68-3-14](#), the following  
183 recurring reports are due to the Higher Education Appropriations Subcommittee:

184 (a) the reports described in Sections [34A-2-202.5](#), [53B-17-804](#), and [59-9-102.5](#) by the  
185 Rocky Mountain Center for Occupational and Environmental Health;

186 (b) the report described in Section [53B-7-101](#) by the board on recommended  
187 appropriations for higher education institutions, including the report described in Section  
188 [53B-8-104](#) by the board on the effects of offering nonresident partial tuition scholarships;

189 (c) the report described in Section [53B-7-704](#) by the Department of Workforce  
190 Services and the Governor's Office of Economic Development on targeted jobs;

191 (d) the reports described in Section [53B-7-705](#) by the board and the Utah System of  
192 Technical Colleges Board of Trustees, respectively, on performance;

193 (e) the report described in Section [53B-8-113](#) by the board on the Public Safety Officer  
194 Career Advancement Reimbursement Program;

195 (f) the report described in Section [53B-8-201](#) by the board on the Regents' Scholarship  
196 Program;

197 (g) the report described in Section [53B-8d-104](#) by the Division of Child and Family  
198 Services on tuition waivers for wards of the state;

199 (h) the report described in Section [53B-12-107](#) by the Utah Higher Education  
200 Assistance Authority;

201 (i) the report described in Section [53B-13a-104](#) by the board on the Success Stipend  
202 Program;

203 (j) the report described in Section [53B-17-201](#) by the University of Utah regarding the  
204 Miners' Hospital for Disabled Miners;

205 (k) the report described in Section [53B-26-103](#) by the Governor's Office of Economic  
206 Development on high demand technical jobs projected to support economic growth;

207 (l) the report described in Section [53B-26-202](#) by the Medical Education Council on  
208 projected demand for nursing professionals; and

209 (m) the report described in Section [53E-10-308](#) by the State Board of Education and  
210 State Board of Regents on student participation in the concurrent enrollment program.

211 (2) In accordance with applicable provisions and Section [68-3-14](#), the following

212 occasional reports are due to the Higher Education Appropriations Subcommittee:

213 (a) upon request, the information described in Section 53B-8a-111 submitted by the  
214 Utah Educational Savings Plan;

215 (b) as described in Section 53B-26-103, a proposal by an eligible partnership related to  
216 workforce needs for technical jobs projected to support economic growth;

217 (c) a proposal described in Section 53B-26-202 by an eligible program to respond to  
218 projected demand for nursing professionals; and

219 (d) the reports described in Section 63C-19-202 by the Higher Education Strategic  
220 Planning Commission on the commission's progress.

221 (3) In accordance with applicable provisions, the Higher Education Appropriations  
222 Subcommittee shall complete the following:

223 (a) as required by Section 53B-7-703, the review of performance funding described in  
224 Section 53B-7-703;

225 (b) the review described in Section 53B-7-705 of the implementation of performance  
226 funding;

227 (c) an appropriation recommendation described in Section 53B-26-103 to fund a  
228 proposal responding to workforce needs of a strategic industry cluster;

229 (d) an appropriation recommendation described in Section 53B-26-202 to fund a  
230 proposal responding to projected demand for nursing professionals; and

231 (e) review of the report described in Section 63B-10-301 by the University of Utah on  
232 the status of a bond and bond payments specified in Section 63B-10-301.

233 Section 5. Section 53B-7-101 is amended to read:

234 **53B-7-101. Combined requests for appropriations -- Board review of operating**  
235 **budgets -- Submission of budgets -- Recommendations -- Hearing request --**  
236 **Appropriation formulas -- Allocations -- Dedicated credits -- Financial affairs.**

237 (1) As used in this section:

238 (a) (i) "Higher education institution" or "institution" means an institution of higher  
239 education listed in Section 53B-1-102.

240 (ii) "Higher education institution" or "institution" does not include:

241 (A) the Utah System of Technical Colleges Board of Trustees; or

242 (B) a technical college.



243 (b) "Research university" means the University of Utah or Utah State University.

244 (2) (a) The board shall recommend a combined appropriation for the operating budgets  
245 of higher education institutions for inclusion in a state appropriations act.

246 (b) The board's combined budget recommendation shall include:

247 (i) employee compensation;

248 (ii) mandatory costs, including building operations and maintenance, fuel, and power;

249 (iii) performance funding described in Part 7, Performance Funding;

250 (iv) statewide and institutional priorities, including scholarships, financial aid, and

251 technology infrastructure; and

252 (v) enrollment growth.

253 (c) The board's recommendations shall be available for presentation to the governor  
254 and to the Legislature at least 30 days before the convening of the Legislature, and shall include  
255 schedules showing the recommended amounts for each institution, including separately funded  
256 programs or divisions.

257 (d) The recommended appropriations shall be determined by the board only after it has  
258 reviewed the proposed institutional operating budgets, and has consulted with the various  
259 institutions and board staff in order to make appropriate adjustments.

260 (3) (a) Institutional operating budgets shall be submitted to the board at least 90 days  
261 before the convening of the Legislature in accordance with procedures established by the board.

262 (b) Funding requests pertaining to capital facilities and land purchases shall be  
263 submitted in accordance with procedures prescribed by the State Building Board.

264 (4) (a) The budget recommendations of the board shall be accompanied by full  
265 explanations and supporting data.

266 (b) The appropriations recommended by the board shall be made with the dual  
267 objective of:

268 (i) justifying for higher educational institutions appropriations consistent with their  
269 needs, and consistent with the financial ability of the state; and

270 (ii) determining an equitable distribution of funds among the respective institutions in  
271 accordance with the aims and objectives of the statewide master plan for higher education.

272 (5) (a) The board shall request a hearing with the governor on the recommended  
273 appropriations.

274 (b) After the governor delivers his budget message to the Legislature, the board shall  
275 request hearings on the recommended appropriations with the [~~appropriate committees of the~~  
276 ~~Legislature~~] Higher Education Appropriations Subcommittee.

277 (c) If either the total amount of the state appropriations or its allocation among the  
278 institutions as proposed by the Legislature or the [~~Legislature's committees~~] Higher Education  
279 Appropriations Subcommittee is substantially different from the recommendations of the  
280 board, the board may request further hearings with the Legislature or the [~~Legislature's~~  
281 ~~appropriate committees~~] Higher Education Appropriations Subcommittee to reconsider both  
282 the total amount and the allocation.

283 (6) The board may devise, establish, periodically review, and revise formulas for the  
284 board's use and for the use of the governor and [~~the committees of the Legislature~~] the Higher  
285 Education Appropriations Subcommittee in making appropriation recommendations.

286 (7) (a) The board shall recommend to each session of the Legislature the minimum  
287 tuitions, resident and nonresident, for each institution which it considers necessary to  
288 implement the budget recommendations.

289 (b) The board may fix the tuition, fees, and charges for each institution at levels the  
290 board finds necessary to meet budget requirements.

291 (8) Money allocated to each institution by legislative appropriation may be budgeted in  
292 accordance with institutional work programs approved by the board, provided that the  
293 expenditures funded by appropriations for each institution are kept within the appropriations  
294 for the applicable period.

295 (9) The dedicated credits, including revenues derived from tuitions, fees, federal  
296 grants, and proceeds from sales received by the institutions of higher education are  
297 appropriated to the respective institutions of higher education and used in accordance with  
298 institutional work programs.

299 (10) An institution of higher education may do the institution's own purchasing, issue  
300 the institution's own payrolls, and handle the institution's own financial affairs under the  
301 general supervision of the board.

302 (11) If the Legislature appropriates money in accordance with this section, the money  
303 shall be distributed to the board and higher education institutions to fund the items described in  
304 Subsection (2)(b).

305 Section 6. Section **53B-7-706** is amended to read:

306 **53B-7-706. Performance metrics for higher education institutions --**

307 **Determination of performance.**

308 (1) (a) The board shall establish a model for determining a higher education  
309 institution's performance.

310 (b) The board shall submit a draft of the model described in this section to the Higher  
311 Education Appropriations Subcommittee and the governor for comments and  
312 recommendations.

313 (2) (a) The model described in Subsection (1) shall include metrics, including:

314 (i) completion, measured by degrees and certificates awarded;

315 (ii) completion by underserved students, measured by degrees and certificates awarded  
316 to underserved students;

317 (iii) responsiveness to workforce needs, measured by degrees and certificates awarded  
318 in high market demand fields;

319 (iv) institutional efficiency, measured by degrees and certificates awarded per full-time  
320 equivalent student; and

321 (v) for a research university, research, measured by total research expenditures.

322 (b) Subject to Subsection (2)(c), the board shall determine the relative weights of the  
323 metrics described in Subsection (2)(a).

324 (c) The board shall assign the responsiveness to workforce needs metric described in  
325 Subsection (2)(a)(iii) a weight of at least 25% when determining an institution of higher  
326 education's performance.

327 (3) For each higher education institution, the board shall annually determine the higher  
328 education institution's:

329 (a) performance; and

330 (b) change in performance compared to the higher education institution's average  
331 performance over the previous five years.

332 [~~(4) On or before September 1, 2017, the board shall report to the Higher Education~~  
333 ~~Appropriations Subcommittee on the model described in this section.]~~

334 [(5)] (4) The board shall use the model described in this section to make the report  
335 described in Section **53B-7-705** for determining a higher education institution's performance

336 funding for a fiscal year beginning on or after July 1, 2018.

337 Section 7. Section **53B-7-707** is amended to read:

338 **53B-7-707. Performance metrics for technical colleges -- Determination of**  
339 **performance.**

340 (1) (a) The Utah System of Technical Colleges Board of Trustees shall establish a  
341 model for determining a technical college's performance.

342 (b) The Utah System of Technical Colleges Board of Trustees shall submit a draft of  
343 the model described in this section to the Higher Education Appropriations Subcommittee and  
344 the governor for comments and recommendations.

345 (2) (a) The model described in Subsection (1) shall include metrics, including:

346 (i) completions, measured by certificates awarded;

347 (ii) short-term occupational training, measured by completions of:

348 (A) short-term occupational training that takes less than 60 hours to complete; and

349 (B) short-term occupational training that takes at least 60 hours to complete;

350 (iii) secondary completions, measured by:

351 (A) completions of competencies sufficient to be recommended for high school credits;

352 (B) certificates awarded to secondary students; and

353 (C) retention of certificate-seeking high school graduates as certificate-seeking  
354 postsecondary students;

355 (iv) placements, measured by:

356 (A) total placements in related employment, military service, or continuing education;

357 (B) placements for underserved students; and

358 (C) placements from high impact programs; and

359 (v) institutional efficiency, measured by the number of technical college graduates per  
360 900 membership hours.

361 (b) The Utah System of Technical Colleges Board of Trustees shall determine the  
362 relative weights of the metrics described in Subsection (2)(a).

363 ~~[(3) On or before September 1, 2017, the Utah System of Technical Colleges Board of~~  
364 ~~Trustees shall report to the Higher Education Appropriations Subcommittee on the model~~  
365 ~~described in this section.]~~

366 ~~[(4)]~~ (3) (a) For each technical college, the Utah System of Technical Colleges Board

367 of Trustees shall annually determine the technical college's:

368 (i) performance; and

369 (ii) except as provided in Subsection [~~(4)~~] (3)(b), change in performance compared to  
370 the technical college's average performance over the previous five years.

371 (b) For performance during a fiscal year before fiscal year 2020, if comparable  
372 performance data is not available for the previous five years, the Utah System of Technical  
373 Colleges Board of Trustees may determine a technical college's change in performance using  
374 the average performance over the previous three or four years.

375 Section 8. Section **53B-8-104** is amended to read:

376 **53B-8-104. Nonresident partial tuition scholarships.**

377 (1) The board may grant a scholarship for partial waiver of the nonresident portion of  
378 total tuition charged by public institutions of higher education to nonresident undergraduate  
379 students, subject to the limitations provided in this section, if the board determines that the  
380 scholarship will:

381 (a) promote mutually beneficial cooperation between Utah communities and nearby  
382 communities in states adjacent to Utah;

383 (b) contribute to the quality and desirable cultural diversity of educational programs in  
384 Utah institutions;

385 (c) assist in maintaining an adequate level of service and related cost-effectiveness of  
386 auxiliary operations in Utah institutions of higher education; and

387 (d) promote enrollment of nonresident students with high academic aptitudes.

388 (2) The board shall establish policy guidelines for the administration by institutions of  
389 higher education of any partial tuition scholarships authorized under this section, for evaluating  
390 applicants for those scholarships, and for reporting the results of the scholarship program  
391 authorized by this section.

392 (3) The policy guidelines promulgated by the board under Subsection (2) shall include  
393 the following provisions:

394 (a) the amount of the approved scholarship may not be more than 1/2 of the differential  
395 tuition charged to nonresident students for an equal number of credit hours of instruction;

396 (b) a nonresident partial tuition scholarship may be awarded initially only to a  
397 nonresident undergraduate student who has not previously been enrolled in a college or

398 university in Utah and who has enrolled full time for 10 or more credit hours, whose legal  
399 domicile is within approximately 100 highway miles of the Utah system of higher education  
400 institution at which the recipient wishes to enroll or such distance that the regents may  
401 establish for any institution;

402 (c) the total number of nonresident partial tuition scholarships granted may not exceed  
403 a total of 600 such scholarships in effect at any one time; and

404 (d) the board shall determine eligibility for nonresident partial tuition scholarships on  
405 the basis of program availability at an institution and on a competitive basis, using quantifiable  
406 measurements such as grade point averages and results of test scores.

407 (4) The board shall submit an annual report and financial analysis of the effects of  
408 offering nonresident partial tuition scholarships authorized under this section to the  
409 [Legislature] Higher Education Appropriations Subcommittee as part of [its] the board's budget  
410 recommendations for the system of higher education.

411 Section 9. Section **53B-8a-111** is amended to read:

412 **53B-8a-111. Annual audit of financial statements -- Information to governor and**  
413 **Higher Education Appropriations Subcommittee.**

414 (1) The financial statements of the plan shall be audited annually by the state auditor or  
415 the state auditor's designee and reported in accordance with generally accepted accounting  
416 principles.

417 (2) The plan shall submit to the governor and the [Legislature] Higher Education  
418 Appropriations Subcommittee:

419 (a) upon request, any studies or evaluations of the plan;

420 (b) upon request, a summary of the benefits provided by the plan including the number  
421 of participants and beneficiaries in the plan; and

422 (c) upon request, any other information which is relevant in order to make a full, fair,  
423 and effective disclosure of the operations of the plan.

424 Section 10. Section **53B-8c-104** is amended to read:

425 **53B-8c-104. Notice of tuition waiver approval -- Annual appropriation.**

426 (1) Upon receiving an application under Subsection **53B-8c-103(1)(c)**, the department  
427 shall determine whether the applicant and the courses for which tuition waiver is sought meet  
428 the requirements of Section **53B-8c-103** and, if so, shall approve the application and notify the

429 higher education institution that the application has been approved.

430 (2) The department shall provide the necessary forms and applications and cooperate  
431 with the state's institutions of higher education in developing efficient procedures for the  
432 implementation of this chapter.

433 ~~[(3) The department shall annually report to the Legislature's Higher Education~~  
434 ~~Appropriations Subcommittee on the number of individuals for whom tuition has been waived~~  
435 ~~at each institution and the total amounts paid under this chapter for the fiscal year.]~~

436 [(4)] (3) The Legislature may annually appropriate the funds necessary to implement  
437 this chapter, including money to offset the tuition waivers at each institution.

438 Section 11. Section **53B-12-107** is amended to read:

439 **53B-12-107. Annual report -- Annual audit -- Reimbursement of state auditor.**

440 (1) Following the close of each fiscal year, the authority [~~submits~~] shall submit an  
441 annual report of [~~its~~] the authority's activities for the preceding year to the governor and the  
442 [~~Legislature~~] Higher Education Appropriations Subcommittee.

443 (2) Each report shall include a complete operating and financial statement of the  
444 authority during the fiscal year it covers.

445 (3) The state auditor shall at least once in each year audit the books and accounts of the  
446 authority or contract with an independent certified public accountant for this audit.

447 (4) The authority shall reimburse the state auditor from its available money for the  
448 actual and necessary costs of the audit.

449 Section 12. Section **53B-17-804** is amended to read:

450 **53B-17-804. Reporting.**

451 (1) (a) The board, through the director and the board chair, shall provide by no later  
452 than July 1 of each year, a written report to the president of the university.

453 (b) The report required by this Subsection (1) shall:

454 (i) summarize the center's activities and accomplishments in the immediate proceeding  
455 calendar year; and

456 (ii) provide information and the board's advice and recommendations on how the state,  
457 university, and the center can:

458 (A) improve workplace health and safety; and

459 (B) contribute to economic growth and development in Utah and the surrounding

460 region.

461 (2) (a) If the center receives in a fiscal year money from the Eddie P. Mayne  
462 Workplace Safety and Occupational Health Funding Program provided for in Section  
463 34A-2-701, the center shall provide a written report:

464 [~~(i) by no later than the August 15 following the fiscal year;~~]

465 [~~(ii) to the Office of the Legislative Fiscal Analyst;~~]

466 [~~(iii) for review by the Higher Education Appropriations Subcommittee;~~]

467 (i) in conjunction with the reports described in Sections 34A-2-202.5 and 59-9-102.5;

468 [~~(iv)~~] (ii) that accounts for the expenditure of money received in the fiscal year by the  
469 center from the Eddie P. Mayne Workplace Safety and Occupational Health Funding Program  
470 including impact on workplace safety in Utah; and

471 [~~(v)~~] (iii) that includes a preliminary statement as to money the center will request from  
472 the Eddie P. Mayne Workplace Safety and Occupational Health Funding Program for the fiscal  
473 year following the day on which the report is provided.

474 (b) A report provided under this Subsection (2) meets the reporting requirements under  
475 Subsection 34A-2-701(5)(b)(i)(B).

476 Section 13. Section **53B-26-103** is amended to read:

477 **53B-26-103. GOED reporting requirement -- Proposals -- Funding.**

478 (1) Every other year, the Governor's Office of Economic Development shall report to  
479 the [~~Legislature~~] Higher Education Appropriations Subcommittee, the board, and the Utah  
480 System of Technical Colleges Board of Trustees on the high demand technical jobs projected to  
481 support economic growth in the following high need strategic industry clusters:

482 (a) aerospace and defense;

483 (b) energy and natural resources;

484 (c) financial services;

485 (d) life sciences;

486 (e) outdoor products;

487 (f) software development and information technology; and

488 (g) any other strategic industry cluster designated by the Governor's Office of  
489 Economic Development.

490 (2) To receive funding under this section, an eligible partnership shall submit a



491 proposal containing the elements described in Subsection (3) to the [~~Legislature~~] Higher  
492 Education Appropriations Subcommittee on or before January 5 for fiscal year 2018 and any  
493 succeeding fiscal year.

494 (3) A proposal described in Subsection (2) shall include:

495 (a) a program of instruction that:

496 (i) is responsive to the workforce needs of a strategic industry cluster described in  
497 Subsection (1):

498 (A) in one CTE region, for a proposal submitted by a regional partnership; or

499 (B) in at least two CTE regions, for a proposal submitted by a statewide partnership;

500 (ii) leads to the attainment of a stackable sequence of credentials; and

501 (iii) includes a non-duplicative progression of courses that include both academic and  
502 CTE content;

503 (b) expected student enrollment, attainment rates, and job placement rates;

504 (c) evidence of input and support for the proposal from an industry advisory group;

505 (d) a description of any financial or in-kind contributions for the program from an  
506 industry advisory group;

507 (e) a description of the job opportunities available at each exit point in the stackable  
508 sequence of credentials;

509 (f) evidence of an official action in support of the proposal from:

510 (i) the Utah System of Technical Colleges Board of Trustees, if the eligible partnership  
511 includes a technical college described in Subsection 53B-26-102(10)(a); or

512 (ii) the board, if the eligible partnership includes:

513 (A) an institution of higher education; or

514 (B) a college described in Subsection 53B-26-102(10)(b), (c), or (d);

515 (g) if the program of instruction described in Subsection (3)(a) requires board approval  
516 under Section 53B-16-102, evidence of board approval of the program of instruction; and

517 (h) a funding request, including justification for the request.

518 (4) The [~~Legislature~~] Higher Education Appropriations Subcommittee shall:

519 (a) review a proposal submitted under this section using the following criteria:

520 (i) the proposal contains the elements described in Subsection (3);

521 (ii) for a proposal from a regional partnership, support for the proposal is widespread

- 522 within the CTE region; and
- 523 (iii) the proposal expands the capacity to meet state or regional workforce needs;
- 524 (b) determine the extent to which to fund the proposal; and
- 525 (c) [~~fund~~] make a recommendation to the Legislature for funding the proposal through
- 526 the appropriations process.
- 527 (5) An eligible partnership that receives funding under this section:
- 528 (a) shall use the money to deliver the program of instruction described in the eligible
- 529 partnership's proposal; and
- 530 (b) may not use the money for administration.

531 Section 14. Section **53B-26-202** is amended to read:

532 **53B-26-202. Nursing initiative -- Medical Education Council reporting**  
533 **requirement -- Proposals -- Funding.**

534 (1) Every even-numbered year, the Medical Education Council created in Section  
535 [53B-24-302](#) shall:

- 536 (a) project the demand, by license classification, for individuals to enter a nursing
- 537 profession in each region;
- 538 (b) receive input from at least one medical association in developing the projections
- 539 described in Subsection (1)(a); and
- 540 (c) report the projections described in Subsection (1)(a) to:
- 541 (i) the State Board of Regents;
- 542 (ii) the Utah System of Technical Colleges Board of Trustees; and
- 543 (iii) the Higher Education Appropriations Subcommittee.

544 (2) To receive funding under this section, on or before January 5, an eligible program  
545 shall submit to the [~~Legislature~~] Higher Education Appropriations Subcommittee, through the  
546 budget process for the State Board of Regents or the Utah System of Technical Colleges, as  
547 applicable, a proposal that describes:

- 548 (a) a program of instruction offered by the eligible program that is responsive to a
- 549 projection described in Subsection (1)(a);
- 550 (b) the following information about the eligible program:
- 551 (i) expected student enrollment;
- 552 (ii) attainment rates;

- 553 (iii) job placement rates; and
- 554 (iv) passage rates for exams required for licensure for a nursing profession;
- 555 (c) the instructional cost per full-time equivalent student enrolled in the eligible
- 556 program;
- 557 (d) financial or in-kind contributions to the eligible program from:
- 558 (i) the health care industry; or
- 559 (ii) an institution; and
- 560 (e) a funding request, including justification for the request.
- 561 (3) The [~~Legislature~~] Higher Education Appropriations Subcommittee shall:
- 562 (a) review a proposal submitted under this section using the following criteria:
- 563 (i) the proposal:
- 564 (A) contains the elements described in Subsection (2);
- 565 (B) expands the capacity to meet the projected demand described in Subsection (1)(a);
- 566 and
- 567 (C) has health care industry or institution support; and
- 568 (ii) the program of instruction described in the proposal:
- 569 (A) is cost effective;
- 570 (B) has support from the health care industry or an institution; and
- 571 (C) has high passage rates on exams required for licensure for a nursing profession;
- 572 (b) determine the extent to which to fund the proposal; and
- 573 (c) [~~appropriate~~] make an appropriation recommendation to the Legislature on the
- 574 amount of money determined under Subsection (3)(b) to the eligible program's institution.
- 575 (4) An institution that receives funding under this section shall use the funding to
- 576 increase the number of students enrolled in the eligible program for which the institution
- 577 receives funding.
- 578 (5) On or before November 1, 2020, and annually thereafter, the board shall report to
- 579 the Higher Education Appropriations Subcommittee on the elements described in Subsection
- 580 (2) for each eligible program funded under this section.

581 Section 15. Section **53E-1-201** is amended to read:

582 **53E-1-201. Reports to and action required of the Education Interim Committee.**

583 [~~Reserved~~]

584 (1) In accordance with applicable provisions and Section 68-3-14, the following  
585 recurring reports are due to the Education Interim Committee:

586 (a) the prioritized list of data research described in Section 35A-14-302 and the report  
587 on research described in Section 35A-14-304 by the Utah Data Research Center;

588 (b) the report described in Section 53B-1-103 by the State Board of Regents on career  
589 and technical education issues and addressing workforce needs;

590 (c) the report described in Section 53B-1-107 by the State Board of Regents on the  
591 activities of the State Board of Regents;

592 (d) the report described in Section 53B-2a-104 by the Utah System of Technical  
593 Colleges Board of Trustees on career and technical education issues;

594 (e) the State Superintendent's Annual Report by the state board described in Section  
595 53E-1-203;

596 (f) the annual report described in Section 53E-2-202 by the state board on the strategic  
597 plan to improve student outcomes; and

598 (g) the report described in Section 63N-12-208 by the STEM Action Center Board,  
599 including the information described in Section 63N-12-213 on the status of the computer  
600 science initiative and Section 63N-12-214 on the Computing Partnerships Grants Program.

601 (2) In accordance with applicable provisions and Section 68-3-14, the following  
602 occasional reports are due to the Education Interim Committee:

603 (a) if required, the report described in Section 53E-4-309 by the state board explaining  
604 the reasons for changing the grade level specification for the administration of specific  
605 assessments;

606 (b) if required, the report described in Section 53E-5-210 by the state board of an  
607 adjustment to the minimum level that demonstrates proficiency for each statewide assessment;

608 (c) the report described in Section 53E-10-702 by Utah Leading through Effective,  
609 Actionable, and Dynamic Education;

610 (d) the report described in Section 53F-2-502 by the state board on the program  
611 evaluation of the dual language immersion program;

612 (e) if required, the report described in Section 53F-2-513 by the state board evaluating  
613 the effects of salary bonuses on the recruitment and retention of effective teachers in high  
614 poverty schools;

615 (f) upon request, the report described in Section 53F-5-207 by the state board on the  
616 Intergenerational Poverty Intervention Grants Program;

617 (g) the report described in Section 53F-5-210 by the state board on the Educational  
618 Improvement Opportunities Outside of the Regular School Day Grant Program;

619 (h) if required, for each year of a results-based contract for a high quality school  
620 readiness program, the report described in Section 53F-6-310 by the School Readiness Board;

621 (i) upon request, the report described in Section 53G-11-505 by the state board on  
622 progress in implementing employee evaluations; and

623 (j) the reports described in Section 63C-19-202 by the Higher Education Strategic  
624 Planning Commission.

625 (3) In accordance with Section 53B-7-705, the Education Interim Committee shall  
626 complete the review of the implementation of performance funding.

627 Section 16. Section 53E-1-202 is enacted to read:

628 **53E-1-202. Reports to and action required of the Public Education**

629 **Appropriations Subcommittee.**

630 (1) In accordance with applicable provisions and Section 68-3-14, the following  
631 recurring reports are due to the Public Education Appropriations Subcommittee:

632 (a) the State Superintendent's Annual Report by the state board described in Section  
633 53E-1-203; and

634 (b) the report by the STEM Action Center Board described in Section 63N-12-208,  
635 including the information described in Section 63N-12-213 on the status of the computer  
636 science initiative.

637 (2) The occasional report, described in Section 53F-2-502 by the state board on the  
638 program evaluation of the dual language immersion program, is due to the Public Education  
639 Appropriations Subcommittee and in accordance with Section 68-3-14.

640 (3) In accordance with applicable provisions, the Public Education Appropriations  
641 Subcommittee shall complete the following:

642 (a) the evaluation described in Section 53F-2-410 of funding for at-risk students;

643 (b) the reviews of related to basic school programs as described in Section 53F-2-414;  
644 and

645 (c) if required, the study described in Section 53F-4-304 of scholarship payments.

646 Section 17. Section **53E-1-203** is enacted to read:

647 **53E-1-203. State Superintendent's Annual Report.**

648 (1) The state board shall prepare and submit to the governor, the Education Interim  
649 Committee, and the Public Education Appropriations Subcommittee, by January 15 of each  
650 year, an annual written report known as the State Superintendent's Annual Report that includes:

651 (a) the operations, activities, programs, and services of the state board;

652 (b) subject to Subsection (4)(b), all reports listed in Subsection (4)(a); and

653 (c) data on the general condition of the schools with recommendations considered

654 desirable for specific programs, including:

655 (i) a complete statement of fund balances;

656 (ii) a complete statement of revenues by fund and source;

657 (iii) a complete statement of adjusted expenditures by fund, the status of bonded

658 indebtedness, the cost of new school plants, and school levies;

659 (iv) a complete statement of state funds allocated to each school district and charter

660 school by source, including supplemental appropriations, and a complete statement of

661 expenditures by each school district and charter school, including supplemental appropriations,

662 by function and object as outlined in the United States Department of Education publication

663 "Financial Accounting for Local and State School Systems";

664 (v) a statement that includes data on:

665 (A) fall enrollments;

666 (B) average membership;

667 (C) high school graduates;

668 (D) licensed and classified employees, including data reported by school districts on

669 educator ratings described in Section [53G-11-511](#);

670 (E) pupil-teacher ratios;

671 (F) average class sizes;

672 (G) average salaries;

673 (H) applicable private school data; and

674 (I) data from statewide assessments described in Section [53E-4-301](#) for each school

675 and school district;

676 (vi) statistical information regarding incidents of delinquent activity in the schools or at

677 school-related activities; and

678 (vii) other statistical and financial information about the school system that the state  
679 superintendent considers pertinent.

680 (2) (a) For the purposes of Subsection (1)(c)(v):

681 (i) the pupil-teacher ratio for a school shall be calculated by dividing the number of  
682 students enrolled in a school by the number of full-time equivalent teachers assigned to the  
683 school, including regular classroom teachers, school-based specialists, and special education  
684 teachers;

685 (ii) the pupil-teacher ratio for a school district shall be the median pupil-teacher ratio of  
686 the schools within a school district;

687 (iii) the pupil-teacher ratio for charter schools aggregated shall be the median  
688 pupil-teacher ratio of charter schools in the state; and

689 (iv) the pupil-teacher ratio for the state's public schools aggregated shall be the median  
690 pupil-teacher ratio of public schools in the state.

691 (b) The report shall:

692 (i) include the pupil-teacher ratio for:

693 (A) each school district;

694 (B) the charter schools aggregated; and

695 (C) the state's public schools aggregated; and

696 (ii) identify a website where pupil-teacher ratios for each school in the state may be  
697 accessed.

698 (3) For each operation, activity, program, or service provided by the state board, the  
699 annual report shall include:

700 (a) a description of the operation, activity, program, or service;

701 (b) data and metrics:

702 (i) selected and used by the state board to measure progress, performance,  
703 effectiveness, and scope of the operation, activity, program, or service, including summary  
704 data; and

705 (ii) that are consistent and comparable for each state operation, activity, program, or  
706 service;

707 (c) budget data, including the amount and source of funding, expenses, and allocation

708 of full-time employees for the operation, activity, program, or service;  
709 (d) historical data from previous years for comparison with data reported under  
710 Subsections (3)(b) and (c);  
711 (e) goals, challenges, and achievements related to the operation, activity, program, or  
712 service;  
713 (f) relevant federal and state statutory references and requirements;  
714 (g) contact information of officials knowledgeable and responsible for each operation,  
715 activity, program, or service; and  
716 (h) other information determined by the state board that:  
717 (i) may be needed, useful, or of historical significance; or  
718 (ii) promotes accountability and transparency for each operation, activity, program, or  
719 service with the public and elected officials.  
720 (4) (a) Except as provided in Subsection (4)(b), the annual report shall also include:  
721 (i) the report described in Section [53E-3-507](#) by the state board on career and technical  
722 education needs and program access;  
723 (ii) through October 1, 2022, the report described in Section [53E-3-515](#) by the state  
724 board on the Hospitality and Tourism Management Career and Technical Education Pilot  
725 Program;  
726 (iii) beginning on July 1, 2020, the report described in Section [53E-3-516](#) by the state  
727 board on certain incidents that occur on school grounds;  
728 (iv) the report described in Section [53E-4-202](#) by the state board on the development  
729 and implementation of the core standards for Utah public schools;  
730 (v) the report described in Section [53E-5-310](#) by the state board on school turnaround  
731 and leadership development;  
732 (vi) the report described in Section [53E-8-204](#) by the state board on the Utah Schools  
733 for the Deaf and the Blind;  
734 (vii) the report described in Section [53E-10-308](#) by the state board and State Board of  
735 Regents on student participation in the concurrent enrollment program;  
736 (viii) the report described in Section [53E-10-703](#) by the Utah Leading through  
737 Effective, Actionable, and Dynamic Education director on research and other activities;  
738 (ix) the report described in Section [53F-2-503](#) by the state board on early literacy;



739 (x) the report described in Section 53F-4-203 by the state board and the independent  
740 evaluator on an evaluation of early interactive reading software;

741 (xi) the report described in Section 53F-4-407 by the state board on UPSTART;

742 (xii) the report described in Section 53F-5-307 by the state board and Department of  
743 Workforce Services on an independent evaluation of:

744 (A) the Student Access to High Quality School Readiness Programs Grant Program;

745 (B) the home-based technology high quality school readiness program;

746 (C) the Intergenerational Poverty School Readiness Scholarship Program; and

747 (D) early childhood teacher training;

748 (xiii) the report described in Section 53F-5-405 by an independent evaluator of a  
749 partnership that receives a grant to improve educational outcomes for students who are low  
750 income;

751 (xiv) the report described in Section 53F-5-506 by the state board on information  
752 related to competency-based education;

753 (xv) the report described in Section 53G-9-802 by the state board on dropout  
754 prevention and recovery services; and

755 (xvi) the report described in Section 53G-10-204 by the state board on methods used,  
756 and the results being achieved, to instruct and prepare students to become informed and  
757 responsible citizens.

758 (b) The Education Interim Committee or the Public Education Appropriations  
759 Subcommittee may request a report described in Subsection (4)(a) to be reported separately  
760 from the State Superintendent's Annual Report.

761 (5) The annual report shall be designed to provide clear, accurate, and accessible  
762 information to the public, the governor, and the Legislature.

763 (6) The state board shall:

764 (a) submit the annual report in accordance with Section 68-3-14; and

765 (b) make the annual report, and previous annual reports, accessible to the public by  
766 placing a link to the reports on the state board's website.

767 (7) (a) Upon request of the Education Interim Committee or Public Education  
768 Appropriations Subcommittee, the state board shall present the State Superintendent's Annual  
769 Report to either committee.

770 (b) After submitting the State Superintendent's Annual Report in accordance with this  
771 section, the state board may supplement the report at a later time with updated data,  
772 information, or other materials as necessary or upon request by the governor, the Education  
773 Interim Committee, or the Public Education Appropriations Subcommittee.

774 Section 18. Section **53E-2-202** is repealed and reenacted to read:

775 **53E-2-202. Planning for Utah's public education system.**

776 The state board shall:

777 (1) create, maintain, and review on a regular basis a statewide, comprehensive  
778 multi-year strategic plan that includes long-term goals for improved student outcomes; and

779 (2) report annually to the Education Interim Committee on or before the committee's  
780 November meeting on the strategic plan described in Subsection (1), including progress toward  
781 achieving long-term goals.

782 Section 19. Section **53E-3-301** is amended to read:

783 **53E-3-301. Appointment -- Qualifications -- Duties.**

784 (1) (a) The State Board of Education shall appoint a superintendent of public  
785 instruction, hereinafter called the state superintendent, who is the executive officer of the State  
786 Board of Education and serves at the pleasure of the State Board of Education.

787 (b) The State Board of Education shall appoint the state superintendent on the basis of  
788 outstanding professional qualifications.

789 (c) The state superintendent shall administer all programs assigned to the State Board  
790 of Education in accordance with the policies and the standards established by the State Board  
791 of Education.

792 (2) The State Board of Education shall, with the state superintendent, develop a  
793 statewide education strategy focusing on core academics, including the development of:

794 (a) core standards for Utah public schools and graduation requirements;

795 (b) a process to select model instructional materials that best correlate with the core  
796 standards for Utah public schools and graduation requirements that are supported by generally  
797 accepted scientific standards of evidence;

798 (c) professional development programs for teachers, superintendents, and principals;

799 (d) model remediation programs;

800 (e) a model method for creating individual student learning targets, and a method of

801 measuring an individual student's performance toward those targets;

802 (f) progress-based assessments for ongoing performance evaluations of school districts  
803 and schools;

804 (g) incentives to achieve the desired outcome of individual student progress in core  
805 academics that do not create disincentives for setting high goals for the students;

806 (h) an annual report card for school and school district performance, measuring  
807 learning and reporting progress-based assessments;

808 (i) a systematic method to encourage innovation in schools and school districts as each  
809 strives to achieve improvement in performance; and

810 (j) a method for identifying and sharing best demonstrated practices across school  
811 districts and schools.

812 (3) The state superintendent shall perform duties assigned by the State Board of  
813 Education, including:

814 (a) investigating all matters pertaining to the public schools;

815 (b) adopting and keeping an official seal to authenticate the state superintendent's  
816 official acts;

817 (c) holding and conducting meetings, seminars, and conferences on educational topics;

818 ~~[(d) presenting to the governor and the Legislature each December a report of the  
819 public school system for the preceding year that includes:]~~

820 ~~[(i) data on the general condition of the schools with recommendations considered  
821 desirable for specific programs;]~~

822 ~~[(ii) a complete statement of fund balances;]~~

823 ~~[(iii) a complete statement of revenues by fund and source;]~~

824 ~~[(iv) a complete statement of adjusted expenditures by fund, the status of bonded  
825 indebtedness, the cost of new school plants, and school levies;]~~

826 ~~[(v) a complete statement of state funds allocated to each school district and charter  
827 school by source, including supplemental appropriations, and a complete statement of  
828 expenditures by each school district and charter school, including supplemental appropriations,  
829 by function and object as outlined in the United States Department of Education publication  
830 "Financial Accounting for Local and State School Systems";]~~

831 ~~[(vi) a statement that includes data on:]~~

832           ~~[(A) fall enrollments;]~~  
833           ~~[(B) average membership;]~~  
834           ~~[(C) high school graduates;]~~  
835           ~~[(D) licensed and classified employees, including data reported by school districts on~~  
836 ~~educator ratings pursuant to Section [53G-11-511](#);~~  
837           ~~[(E) pupil-teacher ratios;]~~  
838           ~~[(F) average class sizes;]~~  
839           ~~[(G) average salaries;]~~  
840           ~~[(H) applicable private school data; and]~~  
841           ~~[(I) data from statewide assessments described in Section [53E-4-301](#) for each school~~  
842 ~~and school district;]~~  
843           ~~[(vii) statistical information regarding incidents of delinquent activity in the schools or~~  
844 ~~at school-related activities with separate categories for:]~~  
845           ~~[(A) alcohol and drug abuse;]~~  
846           ~~[(B) weapon possession;]~~  
847           ~~[(C) assaults; and]~~  
848           ~~[(D) arson;]~~  
849           ~~[(viii) information about:]~~  
850           ~~[(A) the development and implementation of the strategy of focusing on core~~  
851 ~~academics;]~~  
852           ~~[(B) the development and implementation of competency-based education and~~  
853 ~~progress-based assessments; and]~~  
854           ~~[(C) the results being achieved under Subsections (3)(d)(viii)(A) and (B), as measured~~  
855 ~~by individual progress-based assessments and a comparison of Utah students' progress with the~~  
856 ~~progress of students in other states using standardized norm-referenced tests as benchmarks;~~  
857 ~~and]~~  
858           ~~[(ix) other statistical and financial information about the school system that the state~~  
859 ~~superintendent considers pertinent;]~~  
860           ~~[(e)]~~ (d) collecting and organizing education data into an automated decision support  
861 system to facilitate school district and school improvement planning, accountability reporting,  
862 performance recognition, and the evaluation of educational policy and program effectiveness to

863 include:

864 (i) data that are:

865 (A) comparable across schools and school districts;

866 (B) appropriate for use in longitudinal studies; and

867 (C) comprehensive with regard to the data elements required under applicable state or  
868 federal law or State Board of Education rule;

869 (ii) features that enable users, most particularly school administrators, teachers, and  
870 parents, to:

871 (A) retrieve school and school district level data electronically;

872 (B) interpret the data visually; and

873 (C) draw conclusions that are statistically valid; and

874 (iii) procedures for the collection and management of education data that:

875 (A) require the state superintendent to:

876 (I) collaborate with school districts and charter schools in designing and implementing  
877 uniform data standards and definitions;

878 (II) undertake or sponsor research to implement improved methods for analyzing  
879 education data;

880 (III) provide for data security to prevent unauthorized access to or contamination of the  
881 data; and

882 (IV) protect the confidentiality of data under state and federal privacy laws; and

883 (B) require all school districts and schools to comply with the data collection and  
884 management procedures established under Subsection (3)~~(c)~~(d);

885 ~~(f)~~ (e) administering and implementing federal educational programs in accordance  
886 with Part 8, Implementing Federal or National Education Programs; and

887 ~~(g)~~ (f) with the approval of the State Board of Education, preparing and submitting to  
888 the governor a budget for the State Board of Education to be included in the budget that the  
889 governor submits to the Legislature.

890 (4) The state superintendent shall distribute funds deposited in the Autism Awareness  
891 Restricted Account created in Section 53F-9-401 in accordance with the requirements of  
892 Section 53F-9-401.

893 (5) Upon leaving office, the state superintendent shall deliver to the state

894 superintendent's successor all books, records, documents, maps, reports, papers, and other  
895 articles pertaining to the state superintendent's office.

896 ~~[(6) (a) For the purposes of Subsection (3)(d)(vi):]~~

897 ~~[(i) the pupil-teacher ratio for a school shall be calculated by dividing the number of  
898 students enrolled in a school by the number of full-time equivalent teachers assigned to the  
899 school, including regular classroom teachers, school-based specialists, and special education  
900 teachers;]~~

901 ~~[(ii) the pupil-teacher ratio for a school district shall be the median pupil-teacher ratio  
902 of the schools within a school district;]~~

903 ~~[(iii) the pupil-teacher ratio for charter schools aggregated shall be the median  
904 pupil-teacher ratio of charter schools in the state; and]~~

905 ~~[(iv) the pupil-teacher ratio for the state's public schools aggregated shall be the median  
906 pupil-teacher ratio of public schools in the state.]~~

907 ~~[(b) The printed copy of the report required by Subsection (3)(d) shall:]~~

908 ~~[(i) include the pupil-teacher ratio for:]~~

909 ~~[(A) each school district;]~~

910 ~~[(B) the charter schools aggregated; and]~~

911 ~~[(C) the state's public schools aggregated; and]~~

912 ~~[(ii) identify a website where pupil-teacher ratios for each school in the state may be  
913 accessed.]~~

914 Section 20. Section ~~53E-3-507~~ is amended to read:

915 **53E-3-507. Powers of the board.**

916 The State Board of Education:

917 (1) shall establish minimum standards for career and technical education programs in  
918 the public education system;

919 (2) may apply for, receive, administer, and distribute funds made available through  
920 programs of federal and state governments to promote and aid career and technical education;

921 (3) shall cooperate with federal and state governments to administer programs that  
922 promote and maintain career and technical education;

923 (4) shall cooperate with the Utah System of Technical Colleges Board of Trustees, Salt  
924 Lake Community College's School of Applied Technology, Snow College, and Utah State

925 University Eastern to ensure that students in the public education system have access to career  
926 and technical education at Utah System of Technical Colleges technical colleges, Salt Lake  
927 Community College's School of Applied Technology, Snow College, and Utah State University  
928 Eastern;

929 (5) shall require that before a minor student may participate in clinical experiences as  
930 part of a health care occupation program at a high school or other institution to which the  
931 student has been referred, the student's parent or legal guardian has:

932 (a) been first given written notice through appropriate disclosure when registering and  
933 prior to participation that the program contains a clinical experience segment in which the  
934 student will observe and perform specific health care procedures that may include personal  
935 care, patient bathing, and bathroom assistance; and

936 (b) provided specific written consent for the student's participation in the program and  
937 clinical experience; and

938 (6) shall, after consulting with school districts, charter schools, the Utah System of  
939 Technical Colleges Board of Trustees, Salt Lake Community College's School of Applied  
940 Technology, Snow College, and Utah State University Eastern, prepare and submit an annual  
941 report [~~to the governor and to the Legislature's Education Interim Committee by October 31 of~~  
942 ~~each year~~] in accordance with Section 53E-1-203 detailing:

943 (a) how the career and technical education needs of secondary students are being met;  
944 and

945 (b) the access secondary students have to programs offered:

946 (i) at technical colleges; and

947 (ii) within the regions served by Salt Lake Community College's School of Applied  
948 Technology, Snow College, and Utah State University Eastern.

949 Section 21. Section **53E-3-515** is amended to read:

950 **53E-3-515. Hospitality and Tourism Management Career and Technical**  
951 **Education Pilot Program.**

952 (1) As used in this section:

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

954 (b) "Local education agency" means a school district or charter school.

955 (c) "Pilot program" means the Hospitality and Tourism Management Career and

956 Technical Education Pilot Program created under Subsection (2).

957 (2) There is created a Hospitality and Tourism Management Career and Technical  
958 Education Pilot Program to provide instruction that a local education agency may offer to a  
959 student in any of grades 9 through 12 on:

960 (a) the information and skills required for operational level employee positions in  
961 hospitality and tourism management, including:

962 (i) hospitality soft skills;

963 (ii) operational areas of the hospitality industry;

964 (iii) sales and marketing; and

965 (iv) safety and security; and

966 (b) the leadership and managerial responsibilities, knowledge, and skills required by an  
967 entry-level leader in hospitality and tourism management, including:

968 (i) hospitality leadership skills;

969 (ii) operational leadership;

970 (iii) managing food and beverage operations; and

971 (iv) managing business operations.

972 (3) The instruction described in Subsection (2) may be delivered in a public school  
973 using live instruction, video, or online materials.

974 (4) (a) In accordance with Title 63G, Chapter 6a, Utah Procurement Code, the board  
975 shall select one or more providers to supply materials and curriculum for the pilot program.

976 (b) The board may seek recommendations from trade associations and other entities  
977 that have expertise in hospitality and tourism management regarding potential providers of  
978 materials and curriculum for the pilot program.

979 (5) (a) A local education agency may apply to the board to participate in the pilot  
980 program.

981 (b) The board shall select participants in the pilot program.

982 (c) A local education agency that participates in the pilot program shall use the  
983 materials and curriculum supplied by a provider selected under Subsection (4).

984 (6) The board shall evaluate the pilot program and provide an annual written report [~~to~~  
985 ~~the Education Interim Committee~~] in accordance with Section 53E-1-203 and to the Economic  
986 Development and Workforce Services Interim Committee on or before October 1 describing:



987 (a) how many local education agencies and how many students are participating in the  
988 pilot program; and

989 (b) any recommended changes to the pilot program.

990 Section 22. Section **53E-3-516** is amended to read:

991 **53E-3-516. School disciplinary and law enforcement action report -- Rulemaking**  
992 **authority.**

993 (1) As used in this section:

994 (a) "Disciplinary action" means an action by a public school meant to formally  
995 discipline a student of that public school that includes a suspension or expulsion.

996 (b) "Law enforcement agency" means the same as that term is defined in Section  
997 [77-7a-103](#).

998 (c) "Minor" means the same as that term is defined in Section [53G-6-201](#).

999 (d) "Other law enforcement activity" means a significant law enforcement interaction  
1000 with a minor that does not result in an arrest, including:

1001 (i) a search and seizure by an SRO;

1002 (ii) issuance of a criminal citation;

1003 (iii) issuance of a ticket or summons;

1004 (iv) filing a delinquency petition; or

1005 (v) referral to a probation officer.

1006 (e) "School is in session" means the hours of a day during which a public school  
1007 conducts instruction for which student attendance is counted toward calculating average daily  
1008 membership.

1009 (f) (i) "School-sponsored activity" means an activity, fundraising event, club, camp,  
1010 clinic, or other event or activity that is authorized by a specific public school, according to local  
1011 board policy, and satisfies at least one of the following conditions:

1012 (A) the activity is managed or supervised by a school district, public school, or public  
1013 school employee;

1014 (B) the activity uses the school district or public school facilities, equipment, or other  
1015 school resources; or

1016 (C) the activity is supported or subsidized, more than inconsequentially, by public  
1017 funds, including the public school's activity funds or minimum school program dollars.

1018 (ii) "School-sponsored activity" includes preparation for and involvement in a public  
1019 performance, contest, athletic competition, demonstration, display, or club activity.

1020 (g) "Student resource officer" or "SRO" means the same as that term is defined in  
1021 Section 53G-8-701.

1022 (2) Beginning on July 1, 2020, the State Board of Education, in collaboration with  
1023 school districts, charter schools, and law enforcement agencies, shall develop an annual report  
1024 regarding the following incidents that occur on school grounds while school is in session or  
1025 during a school-sponsored activity:

- 1026 (a) arrests of a minor;
- 1027 (b) other law enforcement activities; and
- 1028 (c) disciplinary actions.

1029 (3) The report described in Subsection (2) shall include the following information by  
1030 school district and charter school:

- 1031 (a) the number of arrests of a minor, including the reason why the minor was arrested;
- 1032 (b) the number of other law enforcement activities, including the following information  
1033 for each incident:

- 1034 (i) the reason for the other law enforcement activity; and
- 1035 (ii) the type of other law enforcement activity used;
- 1036 (c) the number of disciplinary actions imposed, including:
  - 1037 (i) the reason for the disciplinary action; and
  - 1038 (ii) the type of disciplinary action; and
- 1039 (d) the number of SROs employed.

1040 (4) The report described in Subsection (2) shall include the following information, in  
1041 aggregate, for each element described in Subsections (3)(a) through (c):

- 1042 (a) age;
- 1043 (b) grade level;
- 1044 (c) race;
- 1045 (d) sex; and
- 1046 (e) disability status.

1047 (5) Information included in the annual report described in Subsection (2) shall comply  
1048 with:

- 1049 (a) Chapter 9, Part 3, Student Data Protection Act;  
1050 (b) Chapter 9, Part 2, Student Privacy; and  
1051 (c) the Family Education Rights and Privacy Act, 20 U.S.C. Secs. 1232g and 1232h.  
1052 (6) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the  
1053 State Board of Education shall make rules to compile the report described in Subsection (2).  
1054 (7) The State Board of Education shall provide the report described in Subsection (2)  
1055 [~~to the Education Interim Committee before November 1 of each year~~] in accordance with  
1056 Section 53E-1-203 for incidents that occurred during the previous school year.

1057 Section 23. Section **53E-4-202** is amended to read:

1058 **53E-4-202. Core standards for Utah public schools.**

1059 (1) (a) In establishing minimum standards related to curriculum and instruction  
1060 requirements under Section **53E-3-501**, the State Board of Education shall, in consultation with  
1061 local school boards, school superintendents, teachers, employers, and parents implement core  
1062 standards for Utah public schools that will enable students to, among other objectives:

- 1063 (i) communicate effectively, both verbally and through written communication;  
1064 (ii) apply mathematics; and  
1065 (iii) access, analyze, and apply information.

1066 (b) Except as provided in this public education code, the State Board of Education may  
1067 recommend but may not require a local school board or charter school governing board to use:

- 1068 (i) a particular curriculum or instructional material; or  
1069 (ii) a model curriculum or instructional material.

1070 (2) The State Board of Education shall, in establishing the core standards for Utah  
1071 public schools:

1072 (a) identify the basic knowledge, skills, and competencies each student is expected to  
1073 acquire or master as the student advances through the public education system; and

1074 (b) align with each other the core standards for Utah public schools and the  
1075 assessments described in Section **53E-4-303**.

1076 (3) The basic knowledge, skills, and competencies identified pursuant to Subsection  
1077 (2)(a) shall increase in depth and complexity from year to year and focus on consistent and  
1078 continual progress within and between grade levels and courses in the basic academic areas of:

- 1079 (a) English, including explicit phonics, spelling, grammar, reading, writing,

1080 vocabulary, speech, and listening; and  
1081 (b) mathematics, including basic computational skills.  
1082 (4) Before adopting core standards for Utah public schools, the State Board of  
1083 Education shall:  
1084 (a) publicize draft core standards for Utah public schools on the State Board of  
1085 Education's website and the Utah Public Notice website created under Section 63F-1-701;  
1086 (b) invite public comment on the draft core standards for Utah public schools for a  
1087 period of not less than 90 days; and  
1088 (c) conduct three public hearings that are held in different regions of the state on the  
1089 draft core standards for Utah public schools.  
1090 (5) Local school boards shall design their school programs, that are supported by  
1091 generally accepted scientific standards of evidence, to focus on the core standards for Utah  
1092 public schools with the expectation that each program will enhance or help achieve mastery of  
1093 the core standards for Utah public schools.  
1094 (6) Except as provided in Section 53G-10-402, each school may select instructional  
1095 materials and methods of teaching, that are supported by generally accepted scientific standards  
1096 of evidence, that the school considers most appropriate to meet the core standards for Utah  
1097 public schools.  
1098 (7) The state may exit any agreement, contract, memorandum of understanding, or  
1099 consortium that cedes control of the core standards for Utah public schools to any other entity,  
1100 including a federal agency or consortium, for any reason, including:  
1101 (a) the cost of developing or implementing the core standards for Utah public schools;  
1102 (b) the proposed core standards for Utah public schools are inconsistent with  
1103 community values; or  
1104 (c) the agreement, contract, memorandum of understanding, or consortium:  
1105 (i) was entered into in violation of Chapter 3, Part 8, Implementing Federal or National  
1106 Education Programs, or Title 63J, Chapter 5, Federal Funds Procedures Act;  
1107 (ii) conflicts with Utah law;  
1108 (iii) requires Utah student data to be included in a national or multi-state database;  
1109 (iv) requires records of teacher performance to be included in a national or multi-state  
1110 database; or

1111 (v) imposes curriculum, assessment, or data tracking requirements on home school or  
1112 private school students.

1113 (8) The State Board of Education shall [~~annually report to the Education Interim~~  
1114 ~~Committee~~] submit a report in accordance with Section 53E-1-203 on the development and  
1115 implementation of the core standards for Utah public schools, including the time line  
1116 established for the review of the core standards for Utah public schools by a standards review  
1117 committee and the recommendations of a standards review committee established under  
1118 Section 53E-4-203.

1119 Section 24. Section 53E-4-309 is amended to read:

1120 **53E-4-309. Grade level specification change.**

1121 (1) The board may change a grade level specification for the administration of specific  
1122 assessments under this part to a different grade level specification or a competency-based  
1123 specification if the specification is more consistent with patterns of school organization.

1124 (2) (a) If the board changes a grade level specification described in Subsection (1), the  
1125 board shall submit a report to the [~~Legislature~~] Education Interim Committee explaining the  
1126 reasons for changing the grade level specification.

1127 (b) The board shall submit the report at least six months before the anticipated change.

1128 Section 25. Section 53E-5-310 is amended to read:

1129 **53E-5-310. Reporting requirement.**

1130 [~~On or before November 30 of each year,~~] In accordance with Section 53E-1-203, the  
1131 board shall report [~~to the Education Interim Committee~~] on the provisions of this part.

1132 Section 26. Section 53E-8-204 is amended to read:

1133 **53E-8-204. Authority of the State Board of Education -- Rulemaking --**  
1134 **Superintendent -- Advisory Council.**

1135 (1) The State Board of Education is the governing board of the Utah Schools for the  
1136 Deaf and the Blind.

1137 (2) (a) The board shall appoint a superintendent for the Utah Schools for the Deaf and  
1138 the Blind.

1139 (b) The board shall make rules in accordance with Title 63G, Chapter 3, Utah  
1140 Administrative Rulemaking Act, regarding the qualifications, terms of employment, and duties  
1141 of the superintendent for the Utah Schools for the Deaf and the Blind.

- 1142 (3) The superintendent shall:
- 1143 (a) subject to the approval of the board, appoint an associate superintendent to
- 1144 administer the Utah School for the Deaf based on:
- 1145 (i) demonstrated competency as an expert educator of deaf persons; and
- 1146 (ii) knowledge of school management and the instruction of deaf persons;
- 1147 (b) subject to the approval of the board, appoint an associate superintendent to
- 1148 administer the Utah School for the Blind based on:
- 1149 (i) demonstrated competency as an expert educator of blind persons; and
- 1150 (ii) knowledge of school management and the instruction of blind persons, including an
- 1151 understanding of the unique needs and education of deafblind persons.
- 1152 (4) (a) The board shall:
- 1153 (i) establish an Advisory Council for the Utah Schools for the Deaf and the Blind and
- 1154 appoint no more than 11 members to the advisory council;
- 1155 (ii) make rules in accordance with Title 63G, Chapter 3, Utah Administrative
- 1156 Rulemaking Act, regarding the operation of the advisory council; and
- 1157 (iii) receive and consider the advice and recommendations of the advisory council but
- 1158 is not obligated to follow the recommendations of the advisory council.
- 1159 (b) The advisory council described in Subsection (4)(a) shall include at least:
- 1160 (i) two members who are blind;
- 1161 (ii) two members who are deaf; and
- 1162 (iii) two members who are deafblind or parents of a deafblind child.
- 1163 (5) The board shall approve the annual budget and expenditures of the Utah Schools
- 1164 for the Deaf and the Blind.
- 1165 (6) (a) ~~[On or before the November interim meeting each year, the]~~ The board shall
- 1166 submit a report [to the Education Interim Committee] in accordance with Section [53E-1-203](#) on
- 1167 the Utah Schools for the Deaf and the Blind.
- 1168 (b) The board shall ensure that the report described in Subsection (6)(a) includes:
- 1169 (i) a financial report;
- 1170 (ii) a report on the activities of the superintendent and associate superintendents;
- 1171 (iii) a report on activities to involve parents and constituency and advocacy groups in
- 1172 the governance of the school; and

- 1173 (iv) a report on student achievement, including:  
1174 (A) longitudinal student achievement data for both current and previous students served  
1175 by the Utah Schools for the Deaf and the Blind;  
1176 (B) graduation rates; and  
1177 (C) a description of the educational placement of students exiting the Utah Schools for  
1178 the Deaf and the Blind.

1179 Section 27. Section **53E-10-308** is amended to read:

1180 **53E-10-308. Reporting.**

1181 The State Board of Education and the State Board of Regents shall submit an annual  
1182 written report to the Higher Education Appropriations Subcommittee and [~~the Public Education~~  
1183 ~~Appropriations Subcommittee~~] in accordance with Section [53E-1-203](#) on student participation  
1184 in the concurrent enrollment program, including:

- 1185 (1) data on the higher education tuition not charged due to the hours of higher  
1186 education credit granted through concurrent enrollment;  
1187 (2) tuition or fees charged under Section [53E-10-305](#);  
1188 (3) an accounting of the money appropriated for concurrent enrollment; and  
1189 (4) a justification of the distribution method described in Subsections [53F-2-409\(3\)\(d\)](#)  
1190 and (e).

1191 Section 28. Section **53E-10-702** is amended to read:

1192 **53E-10-702. ULEAD established -- Duties -- Funding.**

1193 There is created the Utah Leading through Effective, Actionable, and Dynamic  
1194 Education, a collaborative effort in research and innovation between the director, participating  
1195 institutions, and education leaders to:

- 1196 (1) gather and explain current education research in an electronic research  
1197 clearinghouse for use by practitioners;  
1198 (2) initiate and disseminate research reports on innovative and successful practices by  
1199 Utah LEAs, and guided by the steering committee, practitioners, and policymakers;  
1200 (3) promote statewide innovation and collaboration by:  
1201 (a) identifying experts in areas of practice;  
1202 (b) conducting conferences, webinars, and online forums for practitioners; and  
1203 (c) facilitating direct collaboration between schools; and

1204 (4) (a) report to the [Legislature] Education Interim Committee and policymakers on  
1205 innovative and successful K-12 practices; and

1206 (b) in the report, propose policy changes to remove barriers to implementation of  
1207 successful practices.

1208 Section 29. Section **53E-10-703** is amended to read:

1209 **53E-10-703. ULEAD director -- Qualification and employment -- Duties --**  
1210 **Reporting -- Annual conference.**

1211 (1) The ULEAD director shall:

1212 (a) (i) hold a doctorate degree in education or an equivalent degree; and

1213 (ii) have demonstrated experience in research and dissemination of best practices in  
1214 education; and

1215 (b) (i) be a full-time employee; and

1216 (ii) report to the state superintendent of public instruction.

1217 (2) The state superintendent shall:

1218 (a) evaluate the director's performance annually;

1219 (b) report on the director's performance to the selection committee; and

1220 (c) provide space for the director and the director's staff.

1221 (3) The director may hire staff, using only money specifically appropriated to ULEAD.

1222 (4) The director shall perform the following duties and functions:

1223 (a) gather current research on innovative and effective practices in K-12 education for  
1224 use by policymakers and practitioners;

1225 (b) facilitate collaboration between LEAs, higher education researchers, and  
1226 practitioners by:

1227 (i) sharing innovative and effective practices shown to improve student learning;

1228 (ii) identifying experts in specific areas of practice; and

1229 (iii) maintaining a research clearinghouse and directory of researchers; and

1230 (c) analyze barriers to replication or adaption of innovative and successful practices  
1231 studied by ULEAD or contributed to the ULEAD research clearinghouse.

1232 (5) The director shall:

1233 (a) prioritize reports and other research based on recommendations of the steering

1234 committee in accordance with Subsection **53E-10-707(5)**, and after consulting with individuals



- 1235 described in Subsection 53E-10-707(6);
- 1236 (b) identify Utah LEAs, or schools outside the public school system, that are:
- 1237 (i) innovative in specific areas of practice; and
- 1238 (ii) more effective or efficient than comparable LEAs in improving student learning;
- 1239 (c) establish criteria for innovative practice reports to be performed by participating
- 1240 institutions and included in the research clearinghouse, including report templates;
- 1241 (d) arrange with participating institutions to generate innovative practice reports on
- 1242 effective and innovative K-12 education practices; and
- 1243 (e) (i) disseminate each innovative practice report to LEAs; and
- 1244 (ii) publish innovative practice reports on the ULEAD website.
- 1245 (6) In an innovative practice report, a participating institution shall:
- 1246 (a) include or reference a review of research regarding the practice in which the subject
- 1247 LEA has demonstrated success;
- 1248 (b) identify through academically acceptable, evidence-based research methods the
- 1249 causes of the LEA's successful practice;
- 1250 (c) identify opportunities for LEAs to adopt or customize innovative or best practices;
- 1251 (d) address limitations to successful replication or adaptation of the successful practice
- 1252 by other LEAs, which may include barriers arising from federal or state law, state or LEA
- 1253 policy, socioeconomic conditions, or funding limitations;
- 1254 (e) include practical templates for successful replication and adaptation of successful
- 1255 practices, following criteria established by the director;
- 1256 (f) identify experts in the successful practice that is the subject of the innovative
- 1257 practice report, including teachers or administrators at the subject LEA; and
- 1258 (g) include:
- 1259 (i) an executive summary describing the innovative practice report; and
- 1260 (ii) a video component or other elements designed to ensure that an innovative practice
- 1261 report is readily understandable by practitioners.
- 1262 (7) The director may, if requested by an LEA leader or policymaker, conduct an
- 1263 evidence-based review of a possible innovation in an area of practice.
- 1264 (8) The director may also accept innovative practice reports from trained practitioners
- 1265 that meet the criteria set by the director.

1266 (9) The director or a participating institution, to enable successful replication or  
1267 adaption of successful practices, may recommend to:

- 1268 (a) the Legislature, amendments to state law; or
- 1269 (b) the board, revisions to board rule or policy.

1270 (10) The director shall:

- 1271 (a) report on the activities of ULEAD annually to the board; and
- 1272 (b) provide reports or other information to the board upon board request.

1273 (11) The director shall:

- 1274 (a) prepare an annual report on ULEAD research and other activities;
- 1275 (b) ~~[on or before September 30, submit the annual report.]~~

1276 ~~[(i) to the Education Interim Committee and the Public Education Appropriations~~  
1277 ~~Subcommittee; and]~~

1278 ~~[(ii) in accordance with Section 68-3-14;]~~ submit the report in accordance with Section  
1279 53E-1-203;

1280 (c) publish the annual report on the ULEAD website; and

1281 (d) disseminate the report to LEAs through electronic channels.

1282 (12) The director shall facilitate and conduct an annual conference on successful and  
1283 innovative K-12 education practices, featuring:

1284 (a) Utah education leaders; and

1285 (b) practitioners and researchers, chosen by the director, to discuss the subjects of LEA  
1286 and other ULEAD activities, or other innovative and successful education practices.

1287 Section 30. Section **53F-2-309** is amended to read:

1288 **53F-2-309. Appropriation for intensive special education costs.**

1289 (1) As used in this section:

1290 (a) "Board" means the State Board of Education.

1291 (b) "Local education agency" or "LEA" means:

1292 (i) a school district;

1293 (ii) a charter school; or

1294 (iii) the Utah Schools for the Deaf and the Blind.

1295 (2) (a) ~~[On or before February 1, 2017, the]~~ The board shall, in accordance with Title  
1296 63G, Chapter 3, Utah Administrative Rulemaking Act, make rules establishing a distribution

1297 formula to allocate money appropriated to the board for Special Education -- Intensive Services  
1298 that allocate to an LEA:

1299 (i) 50% of the appropriation based on the highest cost students with disabilities; and

1300 (ii) 50% of the appropriation based on the highest impact to an LEA due to high cost  
1301 students with disabilities.

1302 (b) ~~[Beginning with the 2017-18 school year, the]~~ The board shall allocate money  
1303 appropriated to the board for Special Education -- Intensive Services in accordance with rules  
1304 described in Subsection (2)(a).

1305 ~~[(3) Before initiating the rulemaking process under Subsection (2)(a), the board shall~~  
1306 ~~present the proposed rule to the Public Education Appropriations Subcommittee or Education~~  
1307 ~~Interim Committee.]~~

1308 Section 31. Section **53F-2-503** is amended to read:

1309 **53F-2-503. Early Literacy Program -- Literacy proficiency plan.**

1310 (1) As used in this section:

1311 (a) "Board" means the State Board of Education.

1312 (b) "Program" means the Early Literacy Program.

1313 (c) "Program money" means:

1314 (i) school district revenue allocated to the program from other money available to the  
1315 school district, except money provided by the state, for the purpose of receiving state funds  
1316 under this section; and

1317 (ii) money appropriated by the Legislature to the program.

1318 (2) The Early Literacy Program consists of program money and is created to  
1319 supplement other school resources for early literacy.

1320 (3) Subject to future budget constraints, the Legislature may annually appropriate  
1321 money to the Early Literacy Program.

1322 (4) (a) A local education board of a school district or a charter school that serves  
1323 students in any of grades kindergarten through grade 3 shall submit a plan to the board for  
1324 literacy proficiency improvement that incorporates the following components:

1325 (i) core instruction in:

1326 (A) phonological awareness;

1327 (B) phonics;

- 1328 (C) fluency;
- 1329 (D) comprehension;
- 1330 (E) vocabulary;
- 1331 (F) oral language; and
- 1332 (G) writing;
- 1333 (ii) intervention strategies that are aligned to student needs;
- 1334 (iii) professional development for classroom teachers, literacy coaches, and
- 1335 interventionists in kindergarten through grade 3;
- 1336 (iv) assessments that support adjustments to core and intervention instruction;
- 1337 (v) a growth goal for the school district or charter school that:
- 1338 (A) is based upon student learning gains as measured by benchmark assessments
- 1339 administered pursuant to Section [53E-4-307](#); and
- 1340 (B) includes a target of at least 60% of all students in grades 1 through 3 meeting the
- 1341 growth goal;
- 1342 (vi) at least two goals that are specific to the school district or charter school that:
- 1343 (A) are measurable;
- 1344 (B) address current performance gaps in student literacy based on data; and
- 1345 (C) include specific strategies for improving outcomes; and
- 1346 (vii) if a school uses interactive literacy software, the use of interactive literacy
- 1347 software, including early interactive reading software described in Section [53F-4-203](#).
- 1348 (b) A local education board shall approve a plan described in Subsection (4)(a) in a
- 1349 public meeting before submitting the plan to the board.
- 1350 (c) The board shall provide model plans that a local education board may use, or a
- 1351 local education board may develop the local education board's own plan.
- 1352 (d) A plan developed by a local education board shall be approved by the board.
- 1353 (e) The board shall develop uniform standards for acceptable growth goals that a local
- 1354 education board adopts for a school district or charter school as described in this Subsection
- 1355 (4).
- 1356 (5) (a) There are created within the Early Literacy Program three funding programs:
- 1357 (i) the Base Level Program;
- 1358 (ii) the Guarantee Program; and

1359 (iii) the Low Income Students Program.

1360 (b) The board may use up to \$7,500,000 from an appropriation described in Subsection

1361 (3) for computer-assisted instructional learning and assessment programs.

1362 (6) Money appropriated to the board for the Early Literacy Program and not used by the

1363 board for computer-assisted instructional learning and assessments described in Subsection

1364 (5)(b) shall be allocated to the three funding programs as follows:

1365 (a) 8% to the Base Level Program;

1366 (b) 46% to the Guarantee Program; and

1367 (c) 46% to the Low Income Students Program.

1368 (7) (a) For a school district or charter school to participate in the Base Level Program,

1369 the local education board shall submit a plan described in Subsection (4) and shall receive

1370 approval of the plan from the board.

1371 (b) (i) The local school board of a school district qualifying for Base Level Program

1372 funds and the governing boards of qualifying elementary charter schools combined shall

1373 receive a base amount.

1374 (ii) The base amount for the qualifying elementary charter schools combined shall be

1375 allocated among each charter school in an amount proportionate to:

1376 (A) each existing charter school's prior year fall enrollment in grades kindergarten

1377 through grade 3; and

1378 (B) each new charter school's estimated fall enrollment in grades kindergarten through

1379 grade 3.

1380 (8) (a) A local school board that applies for program money in excess of the Base Level

1381 Program funds may choose to first participate in the Guarantee Program or the Low Income

1382 Students Program.

1383 (b) A school district shall fully participate in either the Guarantee Program or the Low

1384 Income Students Program before the local school board may elect for the school district to

1385 either fully or partially participate in the other program.

1386 (c) For a school district to fully participate in the Guarantee Program, the local school

1387 board shall allocate to the program money available to the school district, except money

1388 provided by the state, equal to the amount of revenue that would be generated by a tax rate of

1389 .000056.

1390 (d) For a school district to fully participate in the Low Income Students Program, the  
1391 local school board shall allocate to the program money available to the school district, except  
1392 money provided by the state, equal to the amount of revenue that would be generated by a tax  
1393 rate of .000065.

1394 (e) (i) The board shall verify that a local school board allocates the money required in  
1395 accordance with Subsections (8)(c) and (d) before the board distributes funds in accordance  
1396 with this section.

1397 (ii) The State Tax Commission shall provide the board the information the board needs  
1398 in order to comply with Subsection (8)(e)(i).

1399 (9) (a) Except as provided in Subsection (9)(c), the local school board of a school  
1400 district that fully participates in the Guarantee Program shall receive state funds in an amount  
1401 that is:

1402 (i) equal to the difference between \$21 multiplied by the school district's total WPU's  
1403 and the revenue the local school board is required to allocate under Subsection (8)(c) for the  
1404 school district to fully participate in the Guarantee Program; and

1405 (ii) not less than \$0.

1406 (b) Except as provided in Subsection (9)(c), an elementary charter school shall receive  
1407 under the Guarantee Program an amount equal to \$21 times the elementary charter school's  
1408 total WPU's.

1409 (c) The board may adjust the \$21 guarantee amount described in Subsections (9)(a) and  
1410 (b) to account for actual appropriations and money used by the board for computer-assisted  
1411 instructional learning and assessments.

1412 (10) The board shall distribute Low Income Students Program funds in an amount  
1413 proportionate to the number of students in each school district or charter school who qualify for  
1414 free or reduced price school lunch multiplied by two.

1415 (11) A school district that partially participates in the Guarantee Program or Low  
1416 Income Students Program shall receive program funds based on the amount of school district  
1417 revenue allocated to the program as a percentage of the amount of revenue that could have been  
1418 allocated if the school district had fully participated in the program.

1419 (12) (a) A local education board shall use program money for early literacy  
1420 interventions and supports in kindergarten through grade 3 that have proven to significantly

1421 increase the percentage of students who are proficient in literacy, including:

1422 (i) evidence-based intervention curriculum;

1423 (ii) literacy assessments that identify student learning needs and monitor learning  
1424 progress; or

1425 (iii) focused literacy interventions that may include:

1426 (A) the use of reading specialists or paraprofessionals;

1427 (B) tutoring;

1428 (C) before or after school programs;

1429 (D) summer school programs; or

1430 (E) the use of interactive computer software programs for literacy instruction and  
1431 assessments for students.

1432 (b) A local education board may use program money for portable technology devices  
1433 used to administer literacy assessments.

1434 (c) Program money may not be used to supplant funds for existing programs, but may  
1435 be used to augment existing programs.

1436 (13) (a) A local education board shall annually submit a report to the board accounting  
1437 for the expenditure of program money in accordance with the local education board's plan  
1438 described in Subsection (4).

1439 (b) If a local education board uses program money in a manner that is inconsistent with  
1440 Subsection (12), the school district or charter school is liable for reimbursing the board for the  
1441 amount of program money improperly used, up to the amount of program money received from  
1442 the board.

1443 (14) (a) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,  
1444 the board shall make rules to implement the program.

1445 (b) (i) The rules under Subsection (14)(a) shall require each local education board to  
1446 annually report progress in meeting goals described in Subsections (4)(a)(v) and (vi), including  
1447 the strategies the school district or charter school uses to address the goals.

1448 (ii) If a school district or charter school does not meet or exceed the school district's or  
1449 charter school's goals described in Subsection (4)(a)(v) or (vi), the local education board shall  
1450 prepare a new plan that corrects deficiencies.

1451 (iii) The new plan described in Subsection (14)(b)(ii) shall be approved by the board

1452 before the local education board receives an allocation for the next year.

1453 (15) (a) The board shall:

1454 (i) develop strategies to provide support for a school district or charter school that fails  
1455 to meet a goal described in Subsection (4)(a)(v) or (vi); and

1456 (ii) provide increasing levels of support to a school district or charter school that fails  
1457 to meet a goal described in Subsection (4)(a)(v) or (vi) for two consecutive years.

1458 (b) (i) The board shall use a digital reporting platform to provide information to school  
1459 districts and charter schools about interventions that increase proficiency in literacy.

1460 (ii) The digital reporting platform shall include performance information for a school  
1461 district or charter school on the goals described in ~~[Subsection]~~ Subsections (4)(a)(v) and (vi).

1462 (16) The board may use up to 3% of the funds appropriated by the Legislature to carry  
1463 out the provisions of this section for administration of the program.

1464 (17) The board shall make an annual report ~~[to the Public Education Appropriations~~  
1465 ~~Subcommittee]~~ in accordance with Section 53E-1-203 that:

1466 (a) includes information on:

1467 (i) student learning gains in early literacy for the past school year and the five-year  
1468 trend;

1469 (ii) the percentage of grade 3 students who are proficient in English language arts in the  
1470 past school year and the five-year trend;

1471 (iii) the progress of school districts and charter schools in meeting goals described in a  
1472 plan described in Subsection (4)(a); and

1473 (iv) the specific strategies or interventions used by school districts or charter schools  
1474 that have significantly improved early grade literacy proficiency; and

1475 (b) may include recommendations on how to increase the percentage of grade 3  
1476 students who are proficient in English language arts, including how to use a strategy or  
1477 intervention described in Subsection (17)(a)(iv) to improve literacy proficiency for additional  
1478 students.

1479 (18) The report described in Subsection (17) shall include information provided  
1480 through the digital reporting platform described in Subsection (15)(b).

1481 Section 32. Section **53F-2-508** is amended to read:

1482 **53F-2-508. Student Leadership Skills Development Program.**



- 1483 (1) For purposes of this section:
- 1484 (a) "Board" means the State Board of Education.
- 1485 (b) "Program" means the Student Leadership Skills Development Program created in
- 1486 Subsection (2).
- 1487 (2) There is created the Student Leadership Skills Development Program to develop
- 1488 student behaviors and skills that enhance a school's learning environment and are vital for
- 1489 success in a career, including:
- 1490 (a) communication skills;
- 1491 (b) teamwork skills;
- 1492 (c) interpersonal skills;
- 1493 (d) initiative and self-motivation;
- 1494 (e) goal setting skills;
- 1495 (f) problem solving skills; and
- 1496 (g) creativity.
- 1497 (3) (a) The board shall administer the program and award grants to elementary schools
- 1498 that apply for a grant on a competitive basis.
- 1499 (b) The board may award a grant of:
- 1500 (i) up to \$10,000 per school for the first year a school participates in the program; and
- 1501 (ii) up to \$20,000 per school for subsequent years a school participates in the program.
- 1502 (c) (i) After awarding a grant to a school for a particular year, the board may not
- 1503 change the grant amount awarded to the school for that year.
- 1504 (ii) The board may award a school a different amount in subsequent years.
- 1505 (4) An elementary school may participate in the program established under this section
- 1506 in accordance with State Board of Education rules, made in accordance with Title 63G,
- 1507 Chapter 3, Utah Administrative Rulemaking Act.
- 1508 (5) In selecting elementary schools to participate in the program, the board shall:
- 1509 (a) require a school in the first year the school participates in the program to provide
- 1510 matching funds or an in-kind contribution of goods or services in an amount equal to the grant
- 1511 the school receives from the board;
- 1512 (b) require a school to participate in the program for two years; and
- 1513 (c) give preference to Title I schools or schools in need of academic improvement.

1514 (6) The board shall make the following information related to the grants described in  
1515 Subsection (3) publicly available on the board's website:

1516 (a) reimbursement procedures that clearly define how a school may spend grant money  
1517 and how the board will reimburse the school;

1518 (b) the period of time a school is permitted to spend grant money;

1519 (c) criteria for selecting a school to receive a grant; and

1520 (d) a list of schools that receive a grant and the amount of each school's grant.

1521 (7) A school that receives a grant described in Subsection (3) shall:

1522 (a) (i) set school-wide goals for the school's student leadership skills development  
1523 program; and

1524 (ii) require each student to set personal goals; and

1525 (b) provide the following to the board after the first school year of implementation of  
1526 the program:

1527 (i) evidence that the grant money was used for the purpose of purchasing or developing  
1528 the school's own student leadership skills development program; and

1529 (ii) a report on the effectiveness and impact of the school's student leadership skills  
1530 development program on student behavior and academic results as measured by:

1531 (A) a reduction in truancy;

1532 (B) assessments of academic achievement;

1533 (C) a reduction in incidents of student misconduct or disciplinary actions; and

1534 (D) the achievement of school-wide goals and students' personal goals.

1535 (8) After participating in the program for two years, a school may not receive  
1536 additional grant money in subsequent years if the school fails to demonstrate an improvement  
1537 in student behavior and academic achievement as measured by the data reported under  
1538 Subsection (7)(b).

1539 ~~[(9)(a) The board shall make a report on the program to the Education Interim  
1540 Committee by the committee's October 2016 meeting.]~~

1541 ~~[(b) The report shall include an evaluation of the program's success in enhancing a  
1542 school's learning environment and improving academic achievement.]~~

1543 Section 33. Section **53F-2-510** is amended to read:

1544 **53F-2-510. Digital Teaching and Learning Grant Program.**

- 1545 (1) As used in this section:
- 1546 (a) "Advisory committee" means the committee established by the board under
- 1547 Subsection (9)(b).
- 1548 (b) "Board" means the State Board of Education.
- 1549 (c) "Digital readiness assessment" means an assessment provided by the board that:
- 1550 (i) is completed by an LEA analyzing an LEA's readiness to incorporate comprehensive
- 1551 digital teaching and learning; and
- 1552 (ii) informs the preparation of an LEA's plan for incorporating comprehensive digital
- 1553 teaching and learning.
- 1554 (d) "High quality professional learning" means the professional learning standards
- 1555 described in Section [53G-11-303](#).
- 1556 (e) "Implementation assessment" means an assessment that analyzes an LEA's
- 1557 implementation of an LEA plan, including identifying areas for improvement, obstacles to
- 1558 implementation, progress toward the achievement of stated goals, and recommendations going
- 1559 forward.
- 1560 (f) "LEA plan" means an LEA's plan to implement a digital teaching and learning
- 1561 program that meets the requirements of this section and requirements set forth by the board and
- 1562 the advisory committee.
- 1563 (g) "Local education agency" or "LEA" means:
- 1564 (i) a school district;
- 1565 (ii) a charter school; or
- 1566 (iii) the Utah Schools for the Deaf and the Blind.
- 1567 (h) "Program" means the Digital Teaching and Learning Grant Program created and
- 1568 described in Subsections [~~(8)~~] [\(6\)](#) through [~~(13)~~] [\(11\)](#).
- 1569 (i) "Utah Education and Telehealth Network" or "UETN" means the Utah Education
- 1570 and Telehealth Network created in Section [53B-17-105](#).
- 1571 (2) (a) The board shall establish a digital teaching and learning task force to develop a
- 1572 funding proposal to present to the Legislature for digital teaching and learning in elementary
- 1573 and secondary schools.
- 1574 (b) The digital teaching and learning task force shall include representatives of:
- 1575 (i) the board;

- 1576 (ii) UETN;
- 1577 (iii) LEAs; and
- 1578 (iv) the Governor's Education Excellence Commission.
- 1579 ~~[(3) (a) The board, in consultation with the digital teaching and learning task force~~
- 1580 ~~created in Subsection (2), shall create a funding proposal for a statewide digital teaching and~~
- 1581 ~~learning program designed to:]~~
- 1582 ~~[(i) improve student outcomes through the use of digital teaching and learning~~
- 1583 ~~technology; and]~~
- 1584 ~~[(ii) provide high quality professional learning for educators to improve student~~
- 1585 ~~outcomes through the use of digital teaching and learning technology.]~~
- 1586 ~~[(b) The board shall:]~~
- 1587 ~~[(i) identify outcome based metrics to measure student achievement related to a digital~~
- 1588 ~~teaching and learning program; and]~~
- 1589 ~~[(ii) develop minimum benchmark standards for student achievement and school level~~
- 1590 ~~outcomes to measure successful implementation of a digital teaching and learning program.]~~
- 1591 ~~[(4)]~~ (3) As funding allows, the board shall develop a master plan for a statewide
- 1592 digital teaching and learning program, including the following:
- 1593 (a) a statement of purpose that describes the objectives or goals the board will
- 1594 accomplish by implementing a digital teaching and learning program;
- 1595 (b) a forecast for fundamental components needed to implement a digital teaching and
- 1596 learning program, including a forecast for:
- 1597 (i) student and teacher devices;
- 1598 (ii) Wi-Fi and wireless compatible technology;
- 1599 (iii) curriculum software;
- 1600 (iv) assessment solutions;
- 1601 (v) technical support;
- 1602 (vi) change management of LEAs;
- 1603 (vii) high quality professional learning;
- 1604 (viii) Internet delivery and capacity; and
- 1605 (ix) security and privacy of users;
- 1606 (c) a determination of the requirements for:

- 1607 (i) statewide technology infrastructure; and
- 1608 (ii) local LEA technology infrastructure;
- 1609 (d) standards for high quality professional learning related to implementing and
- 1610 maintaining a digital teaching and learning program;
- 1611 (e) a statewide technical support plan that will guide the implementation and
- 1612 maintenance of a digital teaching and learning program, including standards and competency
- 1613 requirements for technical support personnel;
- 1614 (f) (i) a grant program for LEAs; or
- 1615 (ii) a distribution formula to fund LEA digital teaching and learning programs;
- 1616 (g) in consultation with UETN, an inventory of the state public education system's
- 1617 current technology resources and other items and a plan to integrate those resources into a
- 1618 digital teaching and learning program;
- 1619 (h) an ongoing evaluation process that is overseen by the board;
- 1620 (i) proposed rules that incorporate the principles of the master plan into the state's
- 1621 public education system as a whole; and
- 1622 (j) a plan to ensure long-term sustainability that:
- 1623 (i) accounts for the financial impacts of a digital teaching and learning program; and
- 1624 (ii) facilitates the redirection of LEA savings that arise from implementing a digital
- 1625 teaching and learning program.
- 1626 [~~(5)~~] (4) UETN shall:
- 1627 (a) in consultation with the board, conduct an inventory of the state public education
- 1628 system's current technology resources and other items as determined by UETN, including
- 1629 software;
- 1630 (b) perform an engineering study to determine the technology infrastructure needs of
- 1631 the public education system to implement a digital teaching and learning program, including
- 1632 the infrastructure needed for the board, UETN, and LEAs; and
- 1633 (c) as funding allows, provide infrastructure and technology support for school districts
- 1634 and charter schools.
- 1635 [~~(6) On or before December 1, 2015, the board and UETN shall present the funding~~
- 1636 ~~proposal for a statewide digital teaching and learning program described in Subsection (3) to~~
- 1637 ~~the Education Interim Committee and the Executive Appropriations Committee, including:]~~

1638 ~~[(a) the board's progress on the development of a master plan described in Subsection~~  
1639 ~~(4); and]~~

1640 ~~[(b) the progress of UETN on the inventory and study described in Subsection (5).]~~

1641 ~~[(7)]~~ (5) Beginning July 1, 2016, and ending July 1, 2021, each LEA, including each  
1642 school within an LEA, shall annually complete a digital readiness assessment.

1643 ~~[(8)]~~ (6) There is created the Digital Teaching and Learning Grant Program to improve  
1644 educational outcomes in public schools by effectively incorporating comprehensive digital  
1645 teaching and learning technology.

1646 ~~[(9)]~~ (7) The board shall:

1647 (a) in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,  
1648 adopt rules for the administration of the program, including rules requiring:

1649 (i) an LEA plan to include measures to ensure that the LEA monitors and implements  
1650 technology with best practices, including the recommended use for effectiveness;

1651 (ii) an LEA plan to include robust goals for learning outcomes and appropriate  
1652 measurements of goal achievement;

1653 (iii) an LEA to demonstrate that the LEA plan can be fully funded by grant funds or a  
1654 combination of grant and local funds; and

1655 (iv) an LEA to report on funds from expenses previous to the implementation of the  
1656 LEA plan that the LEA has redirected after implementation;

1657 (b) establish an advisory committee to make recommendations on the program and  
1658 LEA plan requirements and report to the board; and

1659 (c) in accordance with this section, approve LEA plans and award grants.

1660 ~~[(10)]~~ (8) (a) The board shall, subject to legislative appropriations, award a grant to an  
1661 LEA:

1662 (i) that submits an LEA plan that meets the requirements described in Subsection  
1663 ~~[(11)]~~ (9); and

1664 (ii) for which the LEA's leadership and management members have completed a digital  
1665 teaching and learning leadership and implementation training as provided in Subsection ~~[(10)]~~  
1666 (8)(b).

1667 (b) The board or its designee shall provide the training described in Subsection ~~[(10)]~~  
1668 (8)(a)(ii).

1669            [~~(H)~~] (9) The board shall establish requirements of an LEA plan that shall include:

1670            (a) the results of the LEA's digital readiness assessment and a proposal to remedy an  
1671 obstacle to implementation or other issues identified in the assessment;

1672            (b) a proposal to provide high quality professional learning for educators in the use of  
1673 digital teaching and learning technology;

1674            (c) a proposal for leadership training and management restructuring, if necessary, for  
1675 successful implementation;

1676            (d) clearly identified targets for improved student achievement, student learning, and  
1677 college readiness through digital teaching and learning; and

1678            (e) any other requirement established by the board in rule in accordance with Title  
1679 63G, Chapter 3, Utah Administrative Rulemaking Act, including an application process and  
1680 metrics to analyze the quality of a proposed LEA plan.

1681            [~~(I2)~~] (10) The board or the board's designee shall establish an interactive dashboard  
1682 available to each LEA that is awarded a grant for the LEA to track and report the LEA's  
1683 long-term, intermediate, and direct outcomes in realtime and for the LEA to use to create  
1684 customized reports.

1685            [~~(I3)~~] (11) (a) There is no federal funding, federal requirement, federal education  
1686 agreement, or national program included or related to this state adopted program.

1687            (b) Any inclusion of federal funding, federal requirement, federal education agreement,  
1688 or national program shall require separate express approval as provided in Title 53E, Chapter 3,  
1689 Part 8, Implementing Federal or National Education Programs.

1690            [~~(I4)~~] (12) (a) An LEA that receives a grant as part of the program shall:

1691            (i) subject to Subsection [~~(I4)~~] (12)(b), complete an implementation assessment for  
1692 each year that the LEA is expending grant money; and

1693            (ii) (A) report the findings of the implementation assessment to the board; and

1694            (B) submit to the board a plan to resolve issues raised in the implementation  
1695 assessment.

1696            (b) Each school within the LEA shall:

1697            (i) complete an implementation assessment; and

1698            (ii) submit a compilation report that meets the requirements described in Subsections

1699 [~~(I4)~~] (12)(a)(ii)(A) and (B).

1700           ~~[(15)]~~ (13) The board or the board's designee shall review an implementation  
1701 assessment and review each participating LEA's progress from the previous year, as applicable.

1702           ~~[(16)]~~ (14) The board shall establish interventions for an LEA that does not make  
1703 progress on implementation of the LEA's implementation plan, including:

- 1704           (a) nonrenewal of, or time period extensions for, the LEA's grant;
- 1705           (b) reduction of funds; or
- 1706           (c) other interventions to assist the LEA.

1707           ~~[(17)]~~ (15) In accordance with Title 63G, Chapter 6a, Utah Procurement Code, the  
1708 board shall contract with an independent evaluator to:

- 1709           (a) annually evaluate statewide direct and intermediate outcomes beginning the first  
1710 year that grants are awarded, including baseline data collection for long-term outcomes;
- 1711           (b) in the fourth year after a grant is awarded, and each year thereafter, evaluate  
1712 statewide long-term outcomes; and
- 1713           (c) report on the information described in Subsections ~~[(17)]~~ (15)(a) and (b) to the  
1714 board.

1715           ~~[(18)]~~ (16) (a) To implement an LEA plan, a contract, in accordance with Title 63G,  
1716 Chapter 6a, Utah Procurement Code, or other agreement with one or more providers of  
1717 technology powered learning solutions and one or more providers of wireless networking  
1718 solutions may be entered into by:

- 1719           (i) UETN, in cooperation with or on behalf of, as applicable, the board, the board's  
1720 designee, or an LEA; or
- 1721           (ii) an LEA.

1722           (b) A contract or agreement entered into under Subsection ~~[(18)]~~ (16)(a) may be a  
1723 contract or agreement that:

- 1724           (i) UETN enters into with a provider and payment for services is directly appropriated  
1725 by the Legislature, as funds are available, to UETN;
- 1726           (ii) UETN enters into with a provider and pays for the provider's services and is  
1727 reimbursed for payments by an LEA that benefits from the services;
- 1728           (iii) UETN negotiates the terms of on behalf of an LEA that enters into the contract or  
1729 agreement directly with the provider and the LEA pays directly for the provider's services; or
- 1730           (iv) an LEA enters into directly, pays a provider, and receives preapproved



1731 reimbursement from a UETN fund established for this purpose.

1732 (c) If an LEA does not reimburse UETN in a reasonable time for services received  
 1733 under a contract or agreement described in Subsection [~~(18)~~] (16)(b), the board shall pay the  
 1734 balance due to UETN from the LEA's funds received under Title 53F, Chapter 2, State Funding  
 1735 -- Minimum School Program.

1736 (d) If UETN negotiates or enters into an agreement as described in Subsection [~~(18)~~]  
 1737 (16)(b)(ii) or [~~(18)~~] (16)(b)(iii), and UETN enters into an additional agreement with an LEA  
 1738 that is associated with the agreement described in Subsection [~~(18)~~] (16)(b)(ii) or [~~(18)~~]  
 1739 (16)(b)(iii), the associated agreement may be treated by UETN and the LEA as a cooperative  
 1740 procurement, as that term is defined in Section 63G-6a-103, regardless of whether the  
 1741 associated agreement satisfies the requirements of Section 63G-6a-2105.

1742 Section 34. Section 53F-2-512 is amended to read:

1743 **53F-2-512. Appropriation for accommodation plans for students with Section 504**  
 1744 **accommodations.**

1745 (1) As used in this section:

1746 (a) "Board" means the State Board of Education.

1747 (b) "Local education agency" or "LEA" means:

1748 (i) a school district;

1749 (ii) a charter school; or

1750 (iii) the Utah Schools for the Deaf and the Blind.

1751 (c) "Section 504 accommodation plan" means an accommodation plan under Section  
 1752 504 of the Rehabilitation Act of 1973, 29 U.S.C. Sec. 701 et seq.

1753 (2) (a) The board shall make rules, in accordance with Title 63G, Chapter 3, Utah  
 1754 Administrative Rulemaking Act, that establish a reimbursement program that:

1755 (i) distributes any money appropriated to the board for Special Education -- Section  
 1756 504 Accommodations;

1757 (ii) allows an LEA to apply for reimbursement of the costs of services that:

1758 (A) an LEA renders to a student with a Section 504 accommodation plan; and

1759 (B) exceed 150% of the average cost of a general education student; and

1760 (iii) provides for a pro-rated reimbursement based on the amount of reimbursement  
 1761 applications received during a given fiscal year and the amount of money appropriated to the

1762 board that fiscal year.

1763 (b) Beginning with the 2018-19 school year, the board shall allocate money  
1764 appropriated to the board for Special Education -- Section 504 Accommodations in accordance  
1765 with the rules described in Subsection (2)(a).

1766 ~~[(3) On or before January 30, 2018, the board shall report to the Public Education~~  
1767 ~~Appropriations Subcommittee:]~~

1768 ~~[(a) information collected regarding the number of students who qualify for a Section~~  
1769 ~~504 accommodation plan; and]~~

1770 ~~[(b) if available, the estimated financial impact of providing Section 504~~  
1771 ~~accommodation services to the number of students described in Subsection (3)(a).]~~

1772 Section 35. Section **53F-4-203** is amended to read:

1773 **53F-4-203. Early intervention interactive reading software -- Independent**  
1774 **evaluator.**

1775 (1) (a) Subject to legislative appropriations, the State Board of Education shall select  
1776 and contract with one or more technology providers, through a request for proposals process, to  
1777 provide early interactive reading software for literacy instruction and assessments for students  
1778 in kindergarten through grade 3.

1779 (b) By August 1 of each year, the State Board of Education shall distribute licenses for  
1780 early interactive reading software described in Subsection (1)(a) to the school districts and  
1781 charter schools of local education boards that apply for the licenses.

1782 (c) Except as provided in board rule, a school district or charter school that received a  
1783 license described in Subsection (1)(b) during the prior year shall be given first priority to  
1784 receive an equivalent license during the current year.

1785 (d) Licenses distributed to school districts and charter schools in addition to the  
1786 licenses described in Subsection (1)(c) shall be distributed through a competitive process.

1787 (2) A public school that receives a license described in Subsection (1)(b) shall use the  
1788 license:

1789 (a) for a student in kindergarten or grade 1:

1790 (i) for intervention for the student if the student is reading below grade level; or

1791 (ii) for advancement beyond grade level for the student if the student is reading at or  
1792 above grade level; and

1793 (b) for a student in grade 2 or 3, for intervention for the student if the student is reading  
1794 below grade level.

1795 (3) (a) On or before August 1 of each year, the State Board of Education shall select  
1796 and contract with an independent evaluator, through a request for proposals process, to act as  
1797 an independent contractor to evaluate early interactive reading software provided under this  
1798 section.

1799 (b) The State Board of Education shall ensure that a contract with an independent  
1800 evaluator requires the independent evaluator to:

1801 (i) evaluate a student's learning gains as a result of using early interactive reading  
1802 software provided under Subsection (1);

1803 (ii) for the evaluation under Subsection (3)(b)(i), use an assessment that is not  
1804 developed by a provider of early interactive reading software; and

1805 (iii) determine the extent to which a public school uses the early interactive reading  
1806 software.

1807 (c) The State Board of Education and the independent evaluator selected under  
1808 Subsection (3)(a) shall ~~[report annually]~~ submit a report on the results of the evaluation ~~[to the~~  
1809 ~~Education Interim Committee and the governor]~~ in accordance with Section 53E-1-203.

1810 (4) The State Board of Education may use up to 4% of the appropriation provided  
1811 under Subsection (1)(a) to:

1812 (a) acquire an analytical software program that:

1813 (i) monitors, for an individual school, early intervention interactive reading software  
1814 use and the associated impact on student performance; and

1815 (ii) analyzes the information gathered under Subsection (4)(a)(i) to prescribe individual  
1816 school usage time to maximize the beneficial impact on student performance; or

1817 (b) contract with an independent evaluator selected under Subsection (3)(a).

1818 Section 36. Section ~~53F-4-407~~ is amended to read:

1819 **53F-4-407. Annual report.**

1820 (1) The State Board of Education shall make a report on UPSTART ~~[to the Education~~  
1821 ~~Interim Committee by November 30 each year]~~ in accordance with Section 53E-1-203.

1822 (2) The report shall:

1823 (a) address the extent to which UPSTART is accomplishing the purposes for which it

1824 was established as specified in Section 53F-4-402; and

1825 (b) include the following information:

1826 (i) the number of families:

1827 (A) volunteering to participate in the program;

1828 (B) selected to participate in the program;

1829 (C) requesting computers; and

1830 (D) furnished computers;

1831 (ii) the frequency of use of the instructional software;

1832 (iii) obstacles encountered with software usage, hardware, or providing technical  
1833 assistance to families;

1834 (iv) student performance on pre-kindergarten and post-kindergarten assessments  
1835 conducted by school districts and charter schools for students who participated in the  
1836 home-based educational technology program and those who did not participate in the program;  
1837 and

1838 (v) as available, the evaluation of the program conducted pursuant to Section  
1839 53F-4-406.

1840 Section 37. Section 53F-5-204 is amended to read:

1841 **53F-5-204. Initiative to strengthen college and career readiness.**

1842 (1) As used in this section:

1843 (a) "College and career counseling" means:

1844 (i) nurturing college and career aspirations;

1845 (ii) assisting students in planning an academic program that connects to college and  
1846 career goals;

1847 (iii) providing early and ongoing exposure to information necessary to make informed  
1848 decisions when selecting a college and career;

1849 (iv) promoting participation in college and career assessments;

1850 (v) providing financial aid information; and

1851 (vi) increasing understanding about college admission processes.

1852 (b) "LEA" or "local education agency" means a school district or charter school.

1853 (2) There is created the Strengthening College and Career Readiness Program, a grant  
1854 program for LEAs, to improve students' college and career readiness through enhancing the

1855 skill level of school counselors to provide college and career counseling.

1856 (3) The State Board of Education shall:

1857 (a) on or before August 1, 2015, collaborate with the State Board of Regents, and  
1858 business, community, and education stakeholders to develop a certificate for school counselors  
1859 that:

1860 (i) certifies that a school counselor is highly skilled at providing college and career  
1861 counseling; and

1862 (ii) is aligned with the Utah Comprehensive Counseling and Guidance Program as  
1863 defined in rules established by the State Board of Education;

1864 (b) subject to legislative appropriations, award grants to LEAs, on a competitive basis,  
1865 for payment of course fees for courses required to earn the certificate developed by the State  
1866 Board of Education under Subsection (3)(a); and

1867 (c) in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,  
1868 make rules specifying:

1869 (i) procedures for applying for and awarding grants under this section;

1870 (ii) criteria for awarding grants; and

1871 (iii) reporting requirements for grantees.

1872 (4) An LEA that receives a grant under this section shall use the grant for payment of  
1873 course fees for courses required to attain the certificate as determined by the State Board of  
1874 Education under Subsection (3)(a).

1875 ~~[(5) The State Board of Education shall report to the Education Interim Committee on~~  
1876 ~~the status of the Strengthening College and Career Readiness Program on or before:]~~

1877 ~~[(a) November 1, 2016; and]~~

1878 ~~[(b) November 1, 2017.]~~

1879 Section 38. Section **53F-5-307** is amended to read:

1880 **53F-5-307. Evaluation -- Reporting requirements.**

1881 (1) In accordance with this section, the board, in coordination with the department,  
1882 shall oversee the ongoing review and evaluation by an independent evaluator for each school  
1883 year of:

1884 (a) the Student Access to High Quality School Readiness Programs Grant Program  
1885 described in Section [53F-5-303](#);

1886 (b) the home-based technology high quality school readiness program described in  
1887 Section 53F-5-304;

1888 (c) the Intergenerational Poverty School Readiness Scholarship Program described in  
1889 Section 53F-5-305; and

1890 (d) early childhood teacher training described in Section 53F-5-306.

1891 (2) (a) In accordance with Title 63G, Chapter 6a, Utah Procurement Code, the board  
1892 shall enter into a contract with an independent evaluator to assist the board in the evaluation  
1893 process.

1894 (b) In selecting an independent evaluator, the board shall select an evaluator that:

1895 (i) has the capacity to meet the requirements described in Subsection (3);

1896 (ii) has a background in designing and conducting rigorous evaluations;

1897 (iii) has a demonstrated ability to monitor and evaluate a program over an extended  
1898 period of time;

1899 (iv) is independent from agencies or providers implementing high quality school  
1900 readiness programs funded under this part; and

1901 (v) has experience in early childhood education or early childhood education  
1902 evaluation.

1903 (c) The board may not enter into a contract with an independent evaluator without  
1904 obtaining approval from the department.

1905 (3) Under the direction of the board, with input from the department, the independent  
1906 evaluator selected under Subsection (2) shall:

1907 (a) design an evaluation methodology that:

1908 (i) assesses the effects of a high quality school readiness program on an eligible  
1909 student's:

1910 (A) readiness for kindergarten, using a uniform assessment methodology that includes  
1911 a pre- and post-test chosen in coordination with the board;

1912 (B) ability, as determined by following the student longitudinally, to meet grade 3 core  
1913 standards for Utah public schools, established by the board under Section 53E-4-202, by the  
1914 end of the student's grade 3 year; and

1915 (C) attainment of a high school diploma or other completion certificate, as determined  
1916 by following the student longitudinally; and

- 1917 (ii) allows for comparisons between students with similar demographic characteristics  
1918 who complete a high quality school readiness program and students who do not; and  
1919 (b) conduct an annual evaluation of the programs described in Subsection (1).  
1920 (4) To assist the independent evaluator selected under Subsection (2) in completing the  
1921 evaluation required under Subsection (3):  
1922 (a) an LEA that receives a grant under Section [53F-5-303](#), or enrolls an IGP  
1923 scholarship recipient under Section [53F-5-305](#), shall assign a statewide unique student  
1924 identifier to each student who participates in the LEA's school readiness program;  
1925 (b) an eligible private provider that receives a grant described in Section [53F-5-303](#) or  
1926 an eligible home-based technology provider that receives a contract described in Section  
1927 [53F-5-304](#) shall work in conjunction with the board to assign a statewide unique student  
1928 identifier to each student who is enrolled in the provider's school readiness program in the  
1929 student's last year before kindergarten; and  
1930 (c) an eligible private provider or eligible home-based technology provider that  
1931 receives an IGP scholarship under Section [53F-5-305](#) shall work in conjunction with the board  
1932 to assign a statewide unique student identifier to each student who is funded by an IGP  
1933 scholarship.  
1934 (5) The board and the department shall [~~report annually, on or before November 1, to~~  
1935 ~~the Education Interim Committee~~] submit a report in accordance with Section [53E-1-203](#) on  
1936 the results of an evaluation conducted under this section.

1937 Section 39. Section [53F-5-405](#) is amended to read:

1938 **[53F-5-405. Independent evaluation -- Reporting.](#)**

- 1939 (1) In accordance with Title 63G, Chapter 6a, Utah Procurement Code, the board shall  
1940 contract with an independent evaluator to annually evaluate a partnership that receives a grant  
1941 under this part.  
1942 (2) The evaluation described in Subsection (1) shall:  
1943 (a) assess implementation of a partnership, including the extent to which members of a  
1944 partnership:  
1945 (i) share data to align and improve efforts focused on student success; and  
1946 (ii) meet regularly and communicate authentically; and  
1947 (b) assess the impact of a partnership on student outcomes using appropriate statistical

1948 evaluation methods.

1949 (3) In identifying an independent evaluator under Subsection (1), the board shall  
1950 identify an evaluator that:

1951 (a) has a credible track record of conducting evaluations as described in Subsection (2);  
1952 and

1953 (b) is independent of any member of the partnership and does not otherwise have a  
1954 vested interest in the outcome of the evaluation.

1955 (4) Beginning in the 2017-18 school year, the board shall ensure that the independent  
1956 evaluator:

1957 (a) prepares an annual written report of an evaluation conducted under this section; and

1958 (b) ~~[annually submits the report to the Education Interim Committee]~~ submits the  
1959 report in accordance with Section 53E-1-203.

1960 Section 40. Section **53F-5-506** is amended to read:

1961 **53F-5-506. Waiver from board rule -- Board recommended statutory changes.**

1962 (1) An LEA may apply to the board in a grant application submitted under this part for  
1963 a waiver of a board rule that inhibits or hinders the LEA from accomplishing its goals set out in  
1964 its grant application.

1965 (2) The board may grant the waiver, unless:

1966 (a) the waiver would cause the LEA to be in violation of state or federal law; or

1967 (b) the waiver would threaten the health, safety, or welfare of students in the LEA.

1968 (3) If the board denies the waiver, the board shall provide in writing the reason for the  
1969 denial to the waiver applicant.

1970 (4) (a) The board shall request from each LEA that receives a grant under this part for  
1971 each year the LEA receives funds:

1972 (i) information on a state statute that hinders an LEA from fully implementing the  
1973 LEA's program; and

1974 (ii) suggested changes to the statute.

1975 (b) The board shall ~~[, in a written]~~ report ~~[, provide]~~ any information received from an  
1976 LEA under Subsection (4)(a) and the board's recommendations ~~[to the Legislature no later than~~  
1977 ~~November 30 of each year]~~ in accordance with Section 53E-1-203.

1978 Section 41. Section **53G-4-403** is amended to read:



1979           **53G-4-403. School district fiscal year -- Statistical reports.**

1980           (1) A school district's fiscal year begins on July 1 and ends on June 30.

1981           (2) (a) A school district shall forward statistical reports for the preceding school year,  
1982 containing items required by law or by the State Board of Education, to the state superintendent  
1983 on or before November 1 of each year.

1984           (b) The reports shall include information to enable the state superintendent to complete  
1985 the statement of funds required under [~~Subsection 53E-3-301(3)(d)(v)~~] Section 53E-1-203.

1986           (3) A school district shall forward the accounting report required under Section  
1987 51-2a-201 to the state superintendent on or before October 15 of each year.

1988           Section 42. Section **53G-4-404** is amended to read:

1989           **53G-4-404. Annual financial report -- Audit report.**

1990           (1) The annual financial report of each school district, containing items required by law  
1991 or by the State Board of Education and attested to by independent auditors, shall be prepared as  
1992 required by Section 51-2a-201.

1993           (2) If auditors are employed under Section 51-2a-201, the auditors shall complete their  
1994 field work in sufficient time to allow them to verify necessary audit adjustments included in the  
1995 annual financial report to the state superintendent.

1996           (3) (a) (i) The district shall forward the annual financial report to the state  
1997 superintendent not later than October 1.

1998           (ii) The report shall include information to enable the state superintendent to complete  
1999 the statement of funds required under [~~Subsection 53E-3-301(3)(d)(v)~~] Section 53E-1-203.

2000           (b) The State Board of Education shall publish electronically a copy of the report on  
2001 the Internet not later than December 15.

2002           (4) The completed audit report shall be delivered to the school district board of  
2003 education and the state superintendent of public instruction not later than November 30 of each  
2004 year.

2005           Section 43. Section **53G-5-411** is amended to read:

2006           **53G-5-411. Charter school fiscal year -- Statistical reports.**

2007           (1) A charter school's fiscal year begins on July 1 and ends on June 30.

2008           (2) (a) A charter school shall forward statistical reports for the preceding school year,  
2009 containing items required by law or by the State Board of Education, to the state superintendent

2010 on or before November 1 of each year.

2011 (b) The reports shall include information to enable the state superintendent to complete  
2012 the statement of funds required under [~~Subsection 53E-3-301(3)(d)(v)~~] Section 53E-1-203.

2013 (3) A charter school shall forward the accounting report required under Section  
2014 51-2a-201 to the state superintendent on or before October 15 of each year.

2015 Section 44. Section **53G-6-707** is amended to read:

2016 **53G-6-707. Interstate compact students -- Inclusion in attendance count --**  
2017 **Foreign exchange students -- Annual report -- Requirements for exchange student**  
2018 **agencies.**

2019 (1) A school district or charter school may include the following students in the  
2020 district's or school's membership and attendance count for the purpose of apportionment of  
2021 state money:

2022 (a) a student enrolled under an interstate compact, established between the State Board  
2023 of Education and the state education authority of another state, under which a student from one  
2024 compact state would be permitted to enroll in a public school in the other compact state on the  
2025 same basis as a resident student of the receiving state; or

2026 (b) a student receiving services under Title 62A, Chapter 4a, Part 7, Interstate Compact  
2027 on Placement of Children.

2028 (2) A school district or charter school may:

2029 (a) enroll foreign exchange students that do not qualify for state money; and

2030 (b) pay for the costs of those students with other funds available to the school district  
2031 or charter school.

2032 (3) Due to the benefits to all students of having the opportunity to become familiar  
2033 with individuals from diverse backgrounds and cultures, school districts are encouraged to  
2034 enroll foreign exchange students, as provided in Subsection (2), particularly in schools with  
2035 declining or stable enrollments where the incremental cost of enrolling the foreign exchange  
2036 student may be minimal.

2037 [~~(4) The board shall make an annual report to the Legislature on the number of~~  
2038 ~~exchange students and the number of interstate compact students sent to or received from~~  
2039 ~~public schools outside the state.~~]

2040 [(~~5~~)] (4) (a) A local school board or charter school governing board shall require each

2041 approved exchange student agency to provide it with a sworn affidavit of compliance prior to  
2042 the beginning of each school year.

2043 (b) The affidavit shall include the following assurances:

2044 (i) that the agency has complied with all applicable policies of the board;

2045 (ii) that a household study, including a background check of all adult residents, has  
2046 been made of each household where an exchange student is to reside, and that the study was of  
2047 sufficient scope to provide reasonable assurance that the exchange student will receive proper  
2048 care and supervision in a safe environment;

2049 (iii) that host parents have received training appropriate to their positions, including  
2050 information about enhanced criminal penalties under Subsection 76-5-406(10) for persons who  
2051 are in a position of special trust;

2052 (iv) that a representative of the exchange student agency shall visit each student's place  
2053 of residence at least once each month during the student's stay in Utah;

2054 (v) that the agency will cooperate with school and other public authorities to ensure  
2055 that no exchange student becomes an unreasonable burden upon the public schools or other  
2056 public agencies;

2057 (vi) that each exchange student will be given in the exchange student's native language  
2058 names and telephone numbers of agency representatives and others who could be called at any  
2059 time if a serious problem occurs; and

2060 (vii) that alternate placements are readily available so that no student is required to  
2061 remain in a household if conditions appear to exist which unreasonably endanger the student's  
2062 welfare.

2063 ~~[(6)]~~ (5) (a) A local school board or charter school governing board shall provide each  
2064 approved exchange student agency with a list of names and telephone numbers of individuals  
2065 not associated with the agency who could be called by an exchange student in the event of a  
2066 serious problem.

2067 (b) The agency shall make a copy of the list available to each of its exchange students  
2068 in the exchange student's native language.

2069 ~~[(7)]~~ (6) Notwithstanding Subsection 53F-2-303(3)(a), a school district or charter  
2070 school shall enroll a foreign exchange student if the foreign exchange student:

2071 (a) is sponsored by an agency approved by the State Board of Education;

2072 (b) attends the same school during the same time period that another student from the  
2073 school is:

2074 (i) sponsored by the same agency; and

2075 (ii) enrolled in a school in a foreign country; and

2076 (c) is enrolled in the school for one year or less.

2077 Section 45. Section **53G-8-207** is amended to read:

2078 **53G-8-207. Alternatives to suspension or expulsion.**

2079 (1) Each local school board or governing board of a charter school shall establish:

2080 (a) policies providing that prior to suspending or expelling a student for repeated acts  
2081 of willful disobedience, defiance of authority, or disruptive behavior which are not of such a  
2082 violent or extreme nature that immediate removal is required, good faith efforts shall be made  
2083 to implement a remedial discipline plan that would allow the student to remain in school; and

2084 (b) alternatives to suspension, including policies that allow a student to remain in  
2085 school under an in-school suspension program or under a program allowing the parent or  
2086 guardian, with the consent of the student's teacher or teachers, to attend class with the student  
2087 for a period of time specified by a designated school official.

2088 (2) If the parent or guardian does not agree or fails to attend class with the student, the  
2089 student shall be suspended in accordance with the conduct and discipline policies of the district  
2090 or the school.

2091 (3) The parent or guardian of a suspended student and the designated school official  
2092 may enlist the cooperation of the Division of Child and Family Services, the juvenile court, or  
2093 other appropriate state agencies, if necessary, in dealing with the student's suspension.

2094 (4) The state superintendent of public instruction, in cooperation with school districts  
2095 and charter schools, shall:

2096 (a) research methods of motivating and providing incentives to students that:

2097 (i) directly and regularly reward or recognize appropriate behavior;

2098 (ii) impose immediate and direct consequences on students who fail to comply with  
2099 district or school standards of conduct; and

2100 (iii) keep the students in school, or otherwise continue student learning with  
2101 appropriate supervision or accountability;

2102 (b) explore funding resources to implement methods of motivating and providing

2103 incentives to students that meet the criteria specified in Subsection (4)(a);

2104 (c) evaluate the benefits and costs of methods of motivating and providing incentives  
2105 to students that meet the criteria specified in Subsection (4)(a);

2106 (d) publish a report that incorporates the research findings, provides model plans with  
2107 suggested resource pools, and makes recommendations for local school boards and school  
2108 personnel; and

2109 [~~(e) submit the report described in Subsection (4)(d) to the Education Interim  
2110 Committee; and]~~

2111 [(~~f~~) (e) maintain data for purposes of accountability, later reporting, and future  
2112 analysis.

2113 Section 46. Section **53G-9-702** is amended to read:

2114 **53G-9-702. Youth suicide prevention programs required in secondary schools --  
2115 State Board of Education to develop model programs.**

2116 (1) As used in the section:

2117 (a) "Board" means the State Board of Education.

2118 (b) "Intervention" means an effort to prevent a student from attempting suicide.

2119 (c) "Postvention" means mental health intervention after a suicide attempt or death to  
2120 prevent or contain contagion.

2121 (d) "Program" means a youth suicide prevention program described in Subsection (2).

2122 (e) "Public education suicide prevention coordinator" means an individual designated  
2123 by the board as described in Subsection (3).

2124 (f) "Secondary grades":

2125 (i) means grades 7 through 12; and

2126 (ii) if a middle or junior high school includes grade 6, includes grade 6.

2127 (g) "State suicide prevention coordinator" means the state suicide prevention  
2128 coordinator described in Section [62A-15-1101](#).

2129 (2) In collaboration with the public education suicide prevention coordinator, a school  
2130 district or charter school, in the secondary grades of the school district or charter school, shall  
2131 implement a youth suicide prevention program, which, in collaboration with the training,  
2132 programs, and initiatives described in Section [53G-9-607](#), shall include programs and training  
2133 to address:

- 2134 (a) bullying and cyberbullying, as those terms are defined in Section [53G-9-601](#);
- 2135 (b) prevention of youth suicide;
- 2136 (c) youth suicide intervention;
- 2137 (d) postvention for family, students, and faculty;
- 2138 (e) underage drinking of alcohol;
- 2139 (f) methods of strengthening the family; and
- 2140 (g) methods of strengthening a youth's relationships in the school and community.
- 2141 (3) The board shall:
  - 2142 (a) designate a public education suicide prevention coordinator; and
  - 2143 (b) in collaboration with the Department of Health and the state suicide prevention
  - 2144 coordinator, develop model programs to provide to school districts and charter schools:
    - 2145 (i) program training; and
    - 2146 (ii) resources regarding the required components described in Subsection (2)(b).
  - 2147 (4) The public education suicide prevention coordinator shall:
    - 2148 (a) oversee the youth suicide prevention programs of school districts and charter
    - 2149 schools;
    - 2150 (b) coordinate prevention and postvention programs, services, and efforts with the state
    - 2151 suicide prevention coordinator; and
    - 2152 (c) award grants in accordance with Section [53F-5-206](#).
  - 2153 (5) A public school suicide prevention program may allow school personnel to ask a
  - 2154 student questions related to youth suicide prevention, intervention, or postvention.
  - 2155 (6) (a) Subject to legislative appropriation, the board may distribute money to a school
  - 2156 district or charter school to be used to implement evidence-based practices and programs, or
  - 2157 emerging best practices and programs, for preventing suicide in the school district or charter
  - 2158 school.
    - 2159 (b) The board shall distribute money under Subsection (6)(a) so that each school that
    - 2160 enrolls students in grade 7 or a higher grade receives an allocation of at least \$1,000.
    - 2161 (c) (i) A school shall use money allocated to the school under Subsection (6)(b) to
    - 2162 implement evidence-based practices and programs, or emerging best practices and programs,
    - 2163 for preventing suicide.
    - 2164 (ii) Each school may select the evidence-based practices and programs, or emerging

2165 best practices and programs, for preventing suicide that the school implements.

2166 ~~[(7)(a) The board shall provide a written report, and shall orally report to the~~  
2167 ~~Legislature's Education Interim Committee, by the October 2015 meeting, jointly with the~~  
2168 ~~public education suicide prevention coordinator and the state suicide prevention coordinator,~~  
2169 ~~on:]~~

2170 ~~[(i) the progress of school district and charter school youth suicide prevention~~  
2171 ~~programs, including rates of participation by school districts, charter schools, and students;]~~

2172 ~~[(ii) the board's coordination efforts with the Department of Health and the state~~  
2173 ~~suicide prevention coordinator;]~~

2174 ~~[(iii) the public education suicide prevention coordinator's model program for training~~  
2175 ~~and resources related to youth suicide prevention, intervention, and postvention;]~~

2176 ~~[(iv) data measuring the effectiveness of youth suicide programs;]~~

2177 ~~[(v) funds appropriated to each school district and charter school for youth suicide~~  
2178 ~~prevention programs; and]~~

2179 ~~[(vi) five-year trends of youth suicides per school, school district, and charter school.]~~

2180 ~~[(b) School districts and charter schools shall provide to the board information that is~~  
2181 ~~necessary for the board's report to the Legislature's Education Interim Committee as required in~~  
2182 ~~Subsection (7)(a).]~~

2183 Section 47. Section **53G-9-703** is amended to read:

2184 **53G-9-703. Parent education -- Mental health -- Bullying -- Safety.**

2185 (1) (a) Except as provided in Subsection ~~[(4)]~~ (3), a school district shall offer a seminar  
2186 for parents of students in the school district that:

2187 (i) is offered at no cost to parents;

2188 (ii) begins at or after 6 p.m.;

2189 (iii) is held in at least one school located in the school district; and

2190 (iv) covers the topics described in Subsection (2).

2191 (b) (i) A school district shall annually offer one parent seminar for each 11,000  
2192 students enrolled in the school district.

2193 (ii) Notwithstanding Subsection (1)(b)(i), a school district may not be required to offer  
2194 more than three seminars.

2195 (c) A school district may:

2196 (i) develop its own curriculum for the seminar described in Subsection (1)(a); or  
2197 (ii) use the curriculum developed by the State Board of Education under Subsection  
2198 (2).

2199 (d) A school district shall notify each charter school located in the attendance  
2200 boundaries of the school district of the date and time of a parent seminar, so the charter school  
2201 may inform parents of the seminar.

2202 (2) The State Board of Education shall:

2203 (a) develop a curriculum for the parent seminar described in Subsection (1) that  
2204 includes information on:

2205 (i) substance abuse, including illegal drugs and prescription drugs and prevention;  
2206 (ii) bullying;  
2207 (iii) mental health, depression, suicide awareness, and suicide prevention, including  
2208 education on limiting access to fatal means;  
2209 (iv) Internet safety, including pornography addiction; and  
2210 (v) the School Safety and Crisis Line established in Section 53E-10-502; and  
2211 (b) provide the curriculum, including resources and training, to school districts upon  
2212 request.

2213 ~~[(3) The State Board of Education shall report to the Legislature's Education Interim  
2214 Committee, by the October 2015 meeting, on:]~~

2215 ~~[(a) the progress of implementation of the parent seminar;]~~  
2216 ~~[(b) the number of parent seminars conducted in each school district;]~~  
2217 ~~[(c) the estimated attendance reported by each school district;]~~  
2218 ~~[(d) a recommendation of whether to continue the parent seminar program; and]~~  
2219 ~~[(e) if a local school board has opted out of providing the parent seminar, as described  
2220 in Subsection (4), the reasons why a local school board opted out.]~~

2221 [(4)] (3) (a) A school district is not required to offer the parent seminar if the local  
2222 school board determines that the topics described in Subsection (2) are not of significant  
2223 interest or value to families in the school district.

2224 (b) If a local school board chooses not to offer the parent seminar, the local school  
2225 board shall notify the State Board of Education and provide the reasons why the local school  
2226 board chose not to offer the parent seminar.



2227 Section 48. Section **53G-9-802** is amended to read:

2228 **53G-9-802. Dropout prevention and recovery -- Flexible enrollment options --**  
2229 **Contracting -- Reporting.**

2230 (1) (a) Subject to Subsection (1)(b), an LEA shall provide dropout prevention and  
2231 recovery services to a designated student, including:

2232 (i) engaging with or attempting to recover a designated student;

2233 (ii) developing a learning plan, in consultation with a designated student, to identify:

2234 (A) barriers to regular school attendance and achievement;

2235 (B) an attainment goal; and

2236 (C) a means for achieving the attainment goal through enrollment in one or more of the  
2237 programs described in Subsection (2);

2238 (iii) monitoring a designated student's progress toward reaching the designated  
2239 student's attainment goal; and

2240 (iv) providing tiered interventions for a designated student who is not making progress  
2241 toward reaching the student's attainment goal.

2242 (b) An LEA shall provide the dropout prevention and recovery services described in  
2243 Subsection (1)(a):

2244 (i) throughout the calendar year; and

2245 (ii) except as provided in Subsection (1)(c)(i), for each designated student who  
2246 becomes a designated student while enrolled in the LEA.

2247 (c) (i) A designated student's school district of residence shall provide dropout recovery  
2248 services if the designated student:

2249 (A) was enrolled in a charter school that does not include grade 12; and

2250 (B) becomes a designated student in the summer after the student completes academic  
2251 instruction at the charter school through the maximum grade level the charter school is eligible  
2252 to serve under the charter school's charter agreement as described in Section **53G-5-303**.

2253 (ii) In accordance with Subsection (1)(c)(iii), a charter school that does not include  
2254 grade 12 shall notify each of the charter school's student's district of residence, as determined  
2255 under Section **53G-6-302**, when the student completes academic instruction at the charter  
2256 school as described in Subsection (1)(c)(i)(B).

2257 (iii) The notification described in Subsection (1)(c)(ii) shall include the student's name,

2258 contact information, and student identification number.

2259 (2) (a) An LEA shall provide flexible enrollment options for a designated student that:

2260 (i) are tailored to the designated student's learning plan developed under Subsection

2261 (1)(a)(ii); and

2262 (ii) include two or more of the following:

2263 (A) enrollment in the LEA in a traditional program;

2264 (B) enrollment in the LEA in a nontraditional program;

2265 (C) enrollment in a program offered by a private provider that has entered into a

2266 contract with the LEA to provide educational services; or

2267 (D) enrollment in a program offered by another LEA.

2268 (b) A designated student may enroll in:

2269 (i) a program offered by the LEA under Subsection (2)(a), in accordance with this

2270 public education code, rules established by the State Board of Education, and policies

2271 established by the LEA;

2272 (ii) the Electronic High School, in accordance with Title 53E, Chapter 10, Part 6,

2273 Electronic High School; or

2274 (iii) the Statewide Online Education Program, in accordance with Title 53F, Chapter 4,

2275 Part 5, Statewide Online Education Program.

2276 (c) An LEA shall make the LEA's best effort to accommodate a designated student's

2277 choice of enrollment under Subsection (2)(b).

2278 (3) Beginning with the 2017-18 school year and except as provided in Subsection (4),

2279 an LEA shall enter into a contract with a third party to provide the dropout prevention and

2280 recovery services described in Subsection (1)(a) for any school year in which the LEA meets

2281 the following criteria:

2282 (a) the LEA's graduation rate is lower than the statewide graduation rate; and

2283 (b) (i) the LEA's graduation rate has not increased by at least 1% on average over the

2284 previous three school years; or

2285 (ii) during the previous calendar year, at least 10% of the LEA's designated students

2286 have not:

2287 (A) reached the students' attainment goals; or

2288 (B) made a year's worth of progress toward the students' attainment goals.

2289 (4) An LEA that is in the LEA's first three years of operation is not subject to the  
2290 requirement described in Subsection (3).

2291 (5) An LEA described in Subsection (3) shall ensure that:

2292 (a) a third party with whom the LEA enters into a contract under Subsection (3) has a  
2293 demonstrated record of effectiveness engaging with and recovering designated students; and

2294 (b) a contract with a third party requires the third party to:

2295 (i) provide the services described in Subsection (1)(a); and

2296 (ii) regularly report progress to the LEA.

2297 (6) An LEA shall annually submit a report to the State Board of Education on dropout  
2298 prevention and recovery services provided under this section, including:

2299 (a) the methods the LEA or third party uses to engage with or attempt to recover  
2300 designated students under Subsection (1)(a)(i);

2301 (b) the number of designated students who enroll in a program described in Subsection  
2302 (2) as a result of the efforts described in Subsection (6)(a);

2303 (c) the number of designated students who reach the designated students' attainment  
2304 goals identified under Subsection (1)(a)(ii)(B); and

2305 (d) funding allocated to provide dropout prevention and recovery services.

2306 (7) The State Board of Education shall:

2307 (a) ensure that an LEA described in Subsection (3) contracts with a third party to  
2308 provide dropout prevention and recovery services in accordance with Subsections (3) and (5);  
2309 and

2310 (b) ~~[on or before October 30, 2017, and each year thereafter, report to the Education~~  
2311 ~~Interim Committee] report~~ on the provisions of this section in accordance with Section  
2312 53E-1-203, including a summary of the reports submitted under Subsection (6).

2313 Section 49. Section **53G-10-204** is amended to read:

2314 **53G-10-204. Civic and character education -- Definitions -- Legislative finding --**  
2315 **Elements -- Reporting requirements.**

2316 (1) As used in this section:

2317 (a) "Character education" means reaffirming values and qualities of character which  
2318 promote an upright and desirable citizenry.

2319 (b) "Civic education" means the cultivation of informed, responsible participation in

2320 political life by competent citizens committed to the fundamental values and principles of  
2321 representative democracy in Utah and the United States.

2322 (c) "Values" means time-established principles or standards of worth.

2323 (2) The Legislature recognizes that:

2324 (a) Civic and character education are fundamental elements of the public education  
2325 system's core mission as originally intended and established under Article X of the Utah  
2326 Constitution;

2327 (b) Civic and character education are fundamental elements of the constitutional  
2328 responsibility of public education and shall be a continuing emphasis and focus in public  
2329 schools;

2330 (c) the cultivation of a continuing understanding and appreciation of a constitutional  
2331 republic and principles of representative democracy in Utah and the United States among  
2332 succeeding generations of educated and responsible citizens is important to the nation and  
2333 state;

2334 (d) the primary responsibility for the education of children within the state resides with  
2335 their parents or guardians and that the role of state and local governments is to support and  
2336 assist parents in fulfilling that responsibility;

2337 (e) public schools fulfill a vital purpose in the preparation of succeeding generations of  
2338 informed and responsible citizens who are deeply attached to essential democratic values and  
2339 institutions; and

2340 (f) the happiness and security of American society relies upon the public virtue of its  
2341 citizens which requires a united commitment to a moral social order where self-interests are  
2342 willingly subordinated to the greater common good.

2343 (3) Through an integrated curriculum, students shall be taught in connection with  
2344 regular school work:

2345 (a) honesty, integrity, morality, civility, duty, honor, service, and obedience to law;

2346 (b) respect for and an understanding of the Declaration of Independence and the  
2347 constitutions of the United States and of the state of Utah;

2348 (c) Utah history, including territorial and preterritorial development to the present;

2349 (d) the essentials and benefits of the free enterprise system;

2350 (e) respect for parents, home, and family;

2351 (f) the dignity and necessity of honest labor; and

2352 (g) other skills, habits, and qualities of character which will promote an upright and  
2353 desirable citizenry and better prepare students to recognize and accept responsibility for  
2354 preserving and defending the blessings of liberty inherited from prior generations and secured  
2355 by the constitution.

2356 (4) Local school boards and school administrators may provide training, direction, and  
2357 encouragement, as needed, to accomplish the intent and requirements of this section and to  
2358 effectively emphasize civic and character education in the course of regular instruction in the  
2359 public schools.

2360 (5) Civic and character education in public schools are:

2361 (a) not intended to be separate programs in need of special funding or added specialists  
2362 to be accomplished; and

2363 (b) core principles which reflect the shared values of the citizens of Utah and the  
2364 founding principles upon which representative democracy in the United States and the state of  
2365 Utah are based.

2366 (6) To assist the Commission on Civic and Character Education in fulfilling the  
2367 commission's duties under Section [67-1a-11](#), by December 30 of each year, each school district  
2368 and the State Charter School Board shall submit to the lieutenant governor and the commission  
2369 a report summarizing how civic and character education are achieved in the school district or  
2370 charter schools through an integrated school curriculum and in the regular course of school  
2371 work as provided in this section.

2372 (7) [~~Each year, the State Board of Education~~] In accordance with Section [53E-1-203](#),  
2373 the state board shall report to the Education Interim Committee[~~, on or before the October~~  
2374 ~~meeting,~~] the methods used, and the results being achieved, to instruct and prepare students to  
2375 become informed and responsible citizens through an integrated curriculum taught in  
2376 connection with regular school work as required in this section.

2377 Section 50. Section **53G-11-511** is amended to read:

2378 **53G-11-511. Report of performance levels.**

2379 (1) A school district shall report to the State Board of Education the number and  
2380 percent of educators in each of the four levels of performance assigned under Section  
2381 [53G-11-508](#).

2382 (2) The data reported under Subsection (1) shall be separately reported for the  
2383 following educator classifications:  
2384 (a) administrators;  
2385 (b) teachers, including separately reported data for provisional teachers and career  
2386 teachers; and  
2387 (c) other classifications or demographics of educators as determined by the State Board  
2388 of Education.

2389 (3) The state superintendent shall include the data reported by school districts under  
2390 this section in the [~~state superintendent's annual report of the public school system~~] State  
2391 Superintendent's Annual Report required by Section [~~53E-3-301~~] 53E-1-203.

2392 (4) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the  
2393 State Board of Education shall make rules to ensure the privacy and protection of individual  
2394 evaluation data.

2395 Section 51. Section **59-9-102.5** is amended to read:

2396 **59-9-102.5. Offset for occupational health and safety related donations.**

2397 (1) As used in this section:

2398 (a) "Occupational health and safety center" means the Rocky Mountain Center for  
2399 Occupational and Environmental Health created in Title 53B, Chapter 17, Part 8, Rocky  
2400 Mountain Center for Occupational and Environmental Health.

2401 (b) "Qualified donation" means a donation that is:

2402 (i) cash;

2403 (ii) given directly to an occupational health and safety center; and

2404 (iii) given exclusively for the purpose of:

2405 (A) supporting graduate level education and training in fields of:

2406 (I) safety and ergonomics;

2407 (II) industrial hygiene;

2408 (III) occupational health nursing; and

2409 (IV) occupational medicine;

2410 (B) providing continuing education programs for employers designed to promote  
2411 workplace safety; and

2412 (C) paying reasonable administrative, personnel, equipment, and overhead costs of the

2413 occupational health and safety center.

2414 (c) "Workers' compensation insurer" means an admitted insurer writing workers'  
2415 compensation insurance in this state that is required to pay the premium assessment imposed  
2416 under Subsection 59-9-101(2).

2417 (2) (a) A workers' compensation insurer may offset against the premium assessment  
2418 imposed under Subsection 59-9-101(2) an amount equal to the lesser of:

2419 (i) the total of qualified donations made by the workers' compensation insurer in the  
2420 calendar year for which the premium assessment is calculated; and

2421 (ii) .10% of the workers' compensation insurer's total workers' compensation premium  
2422 income as defined in Subsection 59-9-101(2)(b) in the calendar year for which the premium  
2423 assessment is calculated.

2424 (b) The offset provided under this Subsection (2) shall be allocated in proportion to the  
2425 percentages provided in Subsection 59-9-101(2)(c).

2426 (3) An occupational health and safety center shall:

2427 (a) provide a workers' compensation insurer a receipt for any qualified donation made  
2428 by the workers' compensation insurer to the occupational health and safety center;

2429 (b) expend money received by a qualified donation:

2430 (i) for the purposes described in Subsection (1)(b)(iii); and

2431 (ii) in a manner that can be audited to ensure that the money is expended for the  
2432 purposes described in Subsection (1)(b)(iii); and

2433 (c) in conjunction with the report required by Section 34A-2-202.5, report to [~~the~~  
2434 ~~Legislature through~~] the Office of the Legislative Fiscal Analyst for review by the Higher  
2435 Education Appropriations Subcommittee by no later than [~~July 1~~] August 15 of each year:

2436 (i) the qualified donations received by the occupational health and safety center in the  
2437 previous calendar year; and

2438 (ii) the expenditures during the previous calendar year of qualified donations received  
2439 by the occupational health and safety center.

2440 Section 52. Section 63I-2-253 is amended to read:

2441 **63I-2-253. Repeal dates -- Titles 53 through 53G.**

2442 (1) Section 53A-24-602 is repealed July 1, 2018.

2443 (2) (a) Subsections 53B-2a-103(2) and (4) are repealed July 1, 2019.

2444 (b) When repealing Subsections 53B-2a-103(2) and (4), the Office of Legislative  
2445 Research and General Counsel shall, in addition to its authority under Subsection 36-12-12(3),  
2446 make necessary changes to subsection numbering and cross references.

2447 (3) (a) Subsection 53B-2a-108(5) is repealed July 1, 2022.

2448 (b) When repealing Subsection 53B-2a-108(5), the Office of Legislative Research and  
2449 General Counsel shall, in addition to its authority under Subsection 36-12-12(3), make  
2450 necessary changes to subsection numbering and cross references.

2451 (4) (a) Subsection 53B-7-705(6)(b)(ii)(A), the language that states "Except as provided  
2452 in Subsection (6)(b)(ii)(B)," is repealed July 1, 2021.

2453 (b) Subsection 53B-7-705(6)(b)(ii)(B) is repealed July 1, 2021.

2454 (5) (a) Subsection 53B-7-707[(4)] (3)(a)(ii), the language that states "Except as  
2455 provided in Subsection [(4)] (3)(b)," is repealed July 1, 2021.

2456 (b) Subsection 53B-7-707[(4)] (3)(b) is repealed July 1, 2021.

2457 (6) (a) The following sections are repealed on July 1, 2023:

2458 (i) Section 53B-8-202;

2459 (ii) Section 53B-8-203;

2460 (iii) Section 53B-8-204; and

2461 (iv) Section 53B-8-205.

2462 (b) (i) Subsection 53B-8-201(2) is repealed on July 1, 2023.

2463 (ii) When repealing Subsection 53B-8-201(2), the Office of Legislative Research and  
2464 General Counsel shall, in addition to its authority under Subsection 36-12-12(3), make  
2465 necessary changes to subsection numbering and cross references.

2466 (7) Title 53B, Chapter 18, Part 14, Uintah Basin Air Quality Research Project, is  
2467 repealed July 1, 2023.

2468 (8) Subsection 53E-5-306(3)(b)(ii)(B) is repealed July 1, 2020.

2469 (9) Section 53E-5-307 is repealed July 1, 2020.

2470 (10) Subsections 53F-2-205(4) and (5), the language that states "or 53F-2-301.5, as  
2471 applicable" is repealed July 1, 2023.

2472 (11) Subsection 53F-2-301(1) is repealed July 1, 2023.

2473 (12) Subsection 53F-2-515(1), the language that states "or 53F-2-301.5, as applicable"  
2474 is repealed July 1, 2023.



2475 (13) Section 53F-4-204 is repealed July 1, 2019.

2476 (14) Section 53F-6-202 is repealed July 1, 2020.

2477 (15) Subsection 53F-9-302(3), the language that states "or 53F-2-301.5, as applicable"  
2478 is repealed July 1, 2023.

2479 (16) Subsection 53F-9-305(3)(a), the language that states "or 53F-2-301.5, as  
2480 applicable" is repealed July 1, 2023.

2481 (17) Subsection 53F-9-306(3)(a), the language that states "or 53F-2-301.5, as  
2482 applicable" is repealed July 1, 2023.

2483 (18) Subsection 53G-3-304(1)(c)(i), the language that states "or 53F-2-301.5, as  
2484 applicable" is repealed July 1, 2023.

2485 (19) On July 1, 2023, when making changes in this section, the Office of Legislative  
2486 Research and General Counsel shall, in addition to the office's authority under Subsection  
2487 36-12-12(3), make corrections necessary to ensure that sections and subsections identified in  
2488 this section are complete sentences and accurately reflect the office's perception of the  
2489 Legislature's intent.