

PUBLIC EDUCATION BUDGET AMENDMENTS

2021 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Steve Eliason

Senate Sponsor: Lincoln Fillmore

LONG TITLE

General Description:

This bill supplements or reduces appropriations otherwise provided for the support and operation of public education for the fiscal year beginning July 1, 2020, and ending June 30, 2021, and for the fiscal year beginning July 1, 2021, and ending June 30, 2022.

Highlighted Provisions:

This bill:

- ▶ provides appropriations for the use and support of school districts, charter schools, and state education agencies;
 - ▶ directs the State Board of Education on how to execute certain funding programs;
 - ▶ provides appropriations for other purposes as described;
 - ▶ amends and enacts provisions related to certain appropriations for public education, including:
 - allowing the State Board of Education (state board) to use data from fiscal year 2020 for certain funding formulas in certain circumstances;
 - allowing the state board to distribute funds to mitigate funding losses associated with the elimination of the Administrative Cost Program;
 - requiring the state board to allocate funds for English language learner software;
- and
- providing the State Charter School Board with increased budgetary autonomy;
 - ▶ makes technical and conforming changes; and



28 ▶ provides intent language.

29 **Money Appropriated in this Bill:**

30 This bill appropriates \$50,561,400 in operating and capital budgets for fiscal year 2021,
31 including:

- 32 ▶ \$3,851,200 from the Education Fund; and
- 33 ▶ \$46,710,200 from various sources as detailed in this bill.

34 This bill appropriates \$2,270,000 in transfers to unrestricted funds for fiscal year 2021.

35 This bill appropriates \$100,384,400 in operating and capital budgets for fiscal year
36 2022, including:

- 37 ▶ \$100 from the General Fund;
- 38 ▶ \$28,288,700 from the Uniform School Fund;
- 39 ▶ \$29,786,500 from the Education Fund; and
- 40 ▶ \$42,309,100 from various sources as detailed in this bill.

41 **Other Special Clauses:**

42 This bill provides a special effective date.

43 **Utah Code Sections Affected:**

44 AMENDS:

- 45 **53E-5-302**, as last amended by Laws of Utah 2019, Chapter 186
- 46 **53F-2-304**, as last amended by Laws of Utah 2020, Sixth Special Session, Chapter 9
- 47 **53F-2-706**, as enacted by Laws of Utah 2020, Fifth Special Session, Chapter 14
- 48 **53G-5-202**, as last amended by Laws of Utah 2018, Chapter 383 and renumbered and
49 amended by Laws of Utah 2018, Chapter 3

50 ENACTS:

- 51 **53F-2-209**, Utah Code Annotated 1953
- 52 **53F-2-418**, Utah Code Annotated 1953

53 REPEALS:

- 54 **53F-5-212**, as last amended by Laws of Utah 2020, Chapters 354 and 408



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

57 Section 1. Section **53E-5-302** is amended to read:

58 **53E-5-302. State board to designate low performing schools -- Needs assessment.**

59 (1) Except as provided in Subsection (4), the state board shall:

60 (a) annually designate a school as a low performing school; and

61 (b) conduct a needs assessment for a low performing school by thoroughly analyzing
62 the root causes of the low performing school's low performance.

63 (2) The state board may use up to 5% of the appropriation provided under this part to
64 hire or contract with one or more individuals to conduct a needs assessment described in
65 Subsection (1)(b).

66 (3) A school that was designated as a low performing school based on 2015-2016
67 school year performance that is not in the lowest performing 3% of schools statewide following
68 the 2016-2017 school year is exempt from the provisions of this part.

69 (4) (a) The state board is not required to designate as a low performing school a school
70 for which the state board is not required to assign an overall rating in accordance with Section
71 53E-5-204.

72 (b) The requirement to designate a school as a low-performing school described in
73 Subsection (1) does not apply in ~~H~~→ [relation-to] the school year immediately following ~~←H~~ the
73a 2020-2021 ~~H~~→ [and] or ~~←H~~ 2021-2022 school ~~H~~→ [years] year ~~←H~~ .

74 Section 2. Section 53F-2-209 is enacted to read:

75 **53F-2-209. Use of data to determine funding in fiscal years 2021 and 2022.**

76 (1) For fiscal years 2021 and 2022, if data necessary for programmatic funding
77 distributions to LEAs is inconsistent due to adjustments related to effects of the COVID-19
78 emergency, the state board may use the analogous data from fiscal year 2020 or the 2019-2020
79 school year, at the state board's discretion to execute programmatic funding distributions to
80 LEAs.

81 (2) The state board shall report to the Public Education Appropriations Subcommittee
82 before September 30, 2021, on instances in which the board used fiscal year 2020 data under
83 Subsection (1).

84 Section 3. Section 53F-2-304 is amended to read:

85 **53F-2-304. Necessarily existent small schools -- Computing additional weighted**
86 **pupil units -- Consolidation of small schools.**

87 (1) As used in this section, "necessarily existent small schools funding balance" means
88 the difference between:

89 (a) the amount appropriated for the necessarily existent small schools program in a

90 fiscal year; and

91 (b) the amount distributed to school districts for the necessarily existent small schools
92 program in the same fiscal year.

93 (2) (a) Upon application by a local school board, the state board shall, in consultation
94 with the local school board, classify schools in the school district as necessarily existent small
95 schools, in accordance with this section and state board rules adopted under Subsection (3).

96 (b) An application must be submitted to the state board before April 2, and the state
97 board must report a decision to a local school board before June 2.

98 (3) The state board shall adopt standards and make rules, in accordance with Title 63G,
99 Chapter 3, Utah Administrative Rulemaking Act, to:

100 (a) govern the approval of necessarily existent small schools consistent with principles
101 of efficiency and economy that serve the purpose of eliminating schools where consolidation is
102 feasible by participation in special school units; and

103 (b) ensure that school districts are not building secondary schools in close proximity to
104 one another where economy and efficiency would be better served by one school meeting the
105 needs of secondary students in a designated geographical area.

106 (4) The state board shall prepare and publish objective standards and guidelines for
107 determining which small schools are necessarily existent after consultation with local school
108 boards.

109 (5) (a) Additional weighted pupil units for schools classified as necessarily existent
110 small schools shall be computed using distribution formulas adopted by the state board.

111 (b) The distribution formulas establish the following maximum sizes for funding under
112 the necessarily existent small school program:

- | | |
|---|-----|
| 113 (i) an elementary school | 160 |
| 114 (ii) a one or two-year secondary school | 300 |
| 115 (iii) a three-year secondary school | 450 |
| 116 (iv) a four-year secondary school | 500 |
| 117 (v) a six-year secondary school | 600 |

118 (c) An elementary school with fewer than 10 students shall receive the same add-on
119 weighted pupil units as an elementary school with 10 students.

120 (d) A secondary school with fewer than 15 students shall receive the same add-on

121 weighted pupil units as a secondary school with 15 students.

122 (e) If a necessarily existent small school generates ADM in both elementary and
123 secondary grades, the state board may divide the school's ADM between an elementary and
124 secondary distribution formula.

125 (f) The state board shall prepare and distribute an allocation table based on the
126 distribution formula to each school district.

127 (6) (a) To avoid penalizing a school district financially for consolidating the school
128 district's small schools, additional weighted pupil units may be allowed a school district each
129 year, not to exceed two years.

130 (b) The additional weighted pupil units may not exceed the difference between what
131 the school district receives for a consolidated school and what the school district would have
132 received for the small schools had the small schools not been consolidated.

133 (7) (a) The state board may allocate up to 208 weighted pupil units to support schools
134 that:

135 (i) have isolating conditions, as defined by the state board, including geographic
136 isolation; and

137 (ii) do not qualify for necessarily existent small schools funding due to formula
138 limitations.

139 (b) The state board shall review funding allocations under this Subsection (7) at least
140 once every five calendar years.

141 (8) If the state board classifies a school as a necessarily existent small school in
142 accordance with this section, the state board shall, subject to legislative appropriation,
143 distribute small district base funding to the relevant school district in the following amounts:

144 (a) for a district with 500 students or less, 83 additional weighted pupil units;

145 (b) for a district with 501 to 1,000 students, 28 additional weighted pupil units; and

146 (c) for a district with 1,001 to 2,000 students, 14 additional weighted pupil units.

147 (9) Subject to legislative appropriation, the state board shall give first priority from an
148 appropriation made under this section to funding an expense approved by the state board as
149 described in Subsection [53G-6-305\(3\)\(a\)](#).

150 (10) (a) Subject to Subsection (10)(b) and after a distribution made under Subsection
151 (9), the state board may distribute a portion of necessarily existent small schools funding:

152 (i) in accordance with a formula adopted by the state board that considers the tax effort
153 of a local school board; or

154 (ii) to isolated small schools, as identified by the state board.

155 (b) The amount distributed in accordance with Subsection (10)(a) may not exceed the
156 necessarily existent small schools fund in balance of the prior fiscal year.

157 (11) A local school board may use the money allocated under this section for
158 maintenance and operation of school programs or for other school purposes as approved by the
159 state board.

160 (12) (a) Notwithstanding this section and subject to legislative appropriations, the state
161 board may, in accordance with Subsection (12)(b), distribute one-time funding that the
162 Legislature appropriates to mitigate funding losses as described in legislative appropriations.

163 (b) The state board may make the distribution described in Subsection (12)(a) to school
164 districts that:

165 (i) enroll fewer than 5,000 students; and

166 (ii) do not pay local property tax proceeds into the Uniform School Fund as described
167 in Section 53F-2-301.5.

168 Section 4. Section **53F-2-418** is enacted to read:

169 **53F-2-418. English language learner software.**

170 (1) Subject to legislative appropriations, the state board shall:

171 (a) allocate funds to LEAs for English language learner software; and

172 (b) make the allocation described in Subsection (1)(a) using a formula that provides:

173 (i) a base amount for each LEA that has English language learner students; and

174 (ii) a distribution of remaining funding in proportion to the LEA's share of statewide
175 English language learner students.

176 (2) An LEA shall use an allocation the LEA receives under Subsection (1) to select a
177 vendor and pay for software licenses for English language learner instruction.

178 Section 5. Section **53F-2-706** is amended to read:

179 **53F-2-706. Small charter school base funding.**

180 (1) Subject to legislative appropriation, the state board shall distribute small charter
181 school base funding in the following amounts to charter schools with 2,000 or less students:

182 (a) for a charter school with 300 students or less, \$40,000;

- 183 (b) for a charter school with 301 to 400 students, \$35,000;
 184 (c) for a charter school with 401 to 500 students, \$30,000;
 185 (d) for a charter school with 501 to 600 students, \$25,000;
 186 (e) for a charter school with 601 to 1,000 students, \$20,000; and
 187 (f) for a charter school with 1,001 to 2,000 students, \$15,000.

188 (2) A charter school's eligibility for small charter school base funding is determined by
 189 the charter school's student enrollment on October 1 of a given year.

190 (3) Notwithstanding this section and subject to legislative appropriations, the state
 191 board may distribute to charter schools, regardless of size, one-time funding that the
 192 Legislature appropriates to mitigate funding losses as described in legislative appropriations.

193 Section 6. Section **53G-5-202** is amended to read:

194 **53G-5-202. Status and powers of State Charter School Board.**

195 (1) The State Charter School Board may:

196 ~~[(1)]~~ (a) enter into contracts;

197 ~~[(2)]~~ (b) sue and be sued; and

198 ~~[(3)-(a)]~~ (c) (i) at the discretion of the charter school, provide administrative services
 199 to, or perform other school functions for, charter schools authorized by the State Charter
 200 School Board; and

201 ~~[(b)]~~ (ii) charge fees for the provision of services or functions.

202 (2) The state board shall:

203 (a) approve the annual budget and expenditures of the State Charter School Board; and

204 (b) otherwise grant autonomy to the State Charter School Board to manage the State
 205 Charter School Board's budget.

206 Section 7. **Repealer.**

207 This bill repeals:

208 Section **53F-5-212, Grants for additional educators for high-need schools.**

209 Section 8. **Fiscal Year 2021 Appropriation.**

210 The following sums of money are appropriated for the fiscal year beginning July 1,
 211 2020, and ending June 30, 2021. These are additions to amounts otherwise appropriated for
 212 fiscal year 2021.

213 Subsection 8(a). **Operating and Capital Budgets.**

214	<u>Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the</u>	
215	<u>Legislature appropriates the following sums of money from the funds or accounts indicated for</u>	
216	<u>the use and support of the government of the state of Utah.</u>	
217	<u>PUBLIC EDUCATION</u>	
218	<u>STATE BOARD OF EDUCATION - MINIMUM SCHOOL PROGRAM</u>	
219	<u>ITEM 1 To State Board of Education - Minimum School Program - Basic School Program</u>	
220	<u>From Education Fund, One-time</u>	<u>15,000,000</u>
221	<u>Schedule of Programs:</u>	
222	<u>Grades 1 - 12</u>	<u>15,000,000</u>
223	<u>ITEM 2 To State Board of Education - Minimum School Program - Voted and Board Local</u>	
224	<u>Levy Programs</u>	
225	<u>From Education Fund, One-time</u>	<u>(15,000,000)</u>
226	<u>Schedule of Programs:</u>	
227	<u>Voted Local Levy Program</u>	<u>(7,500,000)</u>
228	<u>Board Local Levy Program</u>	<u>(7,500,000)</u>
229	<u>STATE BOARD OF EDUCATION</u>	
230	<u>ITEM 3 To State Board of Education - Child Nutrition</u>	
231	<u>From Federal Funds, One-time</u>	<u>48,927,100</u>
232	<u>Schedule of Programs:</u>	
233	<u>Child Nutrition</u>	<u>48,927,100</u>
234	<u>ITEM 4 To State Board of Education - Initiative Programs</u>	
235	<u>From Beginning Nonlapsing Balances</u>	<u>(2,170,000)</u>
236	<u>Schedule of Programs:</u>	
237	<u>Contracts and Grants</u>	<u>(670,000)</u>
238	<u>ELL Software Licenses</u>	<u>(1,500,000)</u>
239	<u>ITEM 5 To State Board of Education - MSP Categorical Program Administration</u>	
240	<u>From Beginning Nonlapsing Balances</u>	<u>(100,000)</u>
241	<u>Schedule of Programs:</u>	
242	<u>Dual Immersion</u>	<u>(100,000)</u>
243	<u>ITEM 6 To State Board of Education - State Administrative Office</u>	
244	<u>From Education Fund, One-time</u>	<u>4,000,000</u>

245 Schedule of Programs:
 246 Statewide Financial Management System Grants 4,000,000
 247 The Legislature intends that the State Board of Education use one-time funds
 248 appropriated to support Statewide Financial Management System Grants to provide grants to
 249 local education agencies in fiscal year 2021, fiscal year 2022, or fiscal year 2023 to make
 250 changes to local data systems to facilitate data transfers between the LEA and the state.
 251 ITEM 7 To State Board of Education - General System Support
 252 From Education Fund, One-time (95,700)

253 Schedule of Programs:
 254 Student Achievement (95,700)
 255 ITEM 8 To State Board of Education - State Charter School Board
 256 From Education Fund, One-time (53,100)

257 Schedule of Programs:
 258 From Closing Nonlapsing Balances 53,100

259 **Subsection 8(b). Transfers to Unrestricted Funds.**
 260 The Legislature authorizes the State Division of Finance to transfer the following
 261 amounts to the unrestricted General Fund, Education Fund, or Uniform School Fund, as
 262 indicated, from the restricted funds or accounts indicated. Expenditures and outlays from the
 263 General Fund, Education Fund, or Uniform School Fund must be authorized by an
 264 appropriation.

265 PUBLIC EDUCATION
 266 ITEM 9 To Education Fund
 267 From Nonlapsing Balances - Transfer from Dual Language Program 100,000
 268 From Nonlapsing Balances - Transfer from ELL Software Licenses 1,500,000
 269 From Nonlapsing Balances - Transfer from Initiative Programs 670,000

270 Schedule of Programs:
 271 Education Fund, One-time 2,270,000

272 **Section 9. Fiscal Year 2022 Appropriation.**
 273 The following sums of money are appropriated for the fiscal year beginning July 1,
 274 2021, and ending June 30, 2022. These are additions to amounts otherwise appropriated for
 275 fiscal year 2022.

276	Subsection 9(a). Operating and Capital Budgets.	
277	<u>Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the</u>	
278	<u>Legislature appropriates the following sums of money from the funds or accounts indicated for</u>	
279	<u>the use and support of the government of the state of Utah.</u>	
280	<u>PUBLIC EDUCATION</u>	
281	<u>STATE BOARD OF EDUCATION - MINIMUM SCHOOL PROGRAM</u>	
282	<u>ITEM 10 To State Board of Education - Minimum School Program - Basic School Program</u>	
283	<u>From Uniform School Fund</u>	<u>500,000</u>
284	<u>From Uniform School Fund, One-time</u>	<u>3,600,000</u>
285	<u>Schedule of Programs:</u>	
286	<u>Necessarily Existent Small Schools (131 WPU's)</u>	<u>4,100,000</u>
287	<u>The Legislature intends that the State Board of Education distribute funds in accordance</u>	
288	<u>with Subsection 53F-2-304(12) to mitigate funding losses associated with the elimination of</u>	
289	<u>the Administrative Cost Program.</u>	
290	<u>ITEM 11 To State Board of Education - Minimum School Program - Related to Basic School</u>	
291	<u>Programs</u>	
292	<u>From Uniform School Fund</u>	<u>16,688,700</u>
293	<u>From Uniform School Fund, One-time</u>	<u>7,500,000</u>
294	<u>From Beginning Nonlapsing Balances</u>	<u>(11,400)</u>
295	<u>From Closing Nonlapsing Balances</u>	<u>11,400</u>
296	<u>Schedule of Programs:</u>	
297	<u>Pupil Transportation To and From School</u>	<u>2,500,000</u>
298	<u>Beverly Taylor Sorenson Elementary Arts</u>	
299	<u>Learning Program</u>	<u>2,000,000</u>
300	<u>Early Intervention</u>	<u>7,000,000</u>
301	<u>Grants for Educators in High-need Schools</u>	<u>(500,000)</u>
302	<u>National Board Certified Teacher Program</u>	<u>(246,300)</u>
303	<u>Grants for Professional Learning</u>	<u>3,935,000</u>
304	<u>Charter School Funding Base Program</u>	<u>5,000,000</u>
305	<u>English Language Learner Software</u>	<u>4,500,000</u>
306	<u>(1) The Legislature intends that the expenditures upon which state funding is</u>	

307 contingent under Items 2, 9, 22, and 33 in S.B. 1, Public Education Base Budget Amendments,
 308 be modified to include all of the federally allowed activities for the Federal Coronavirus Relief
 309 for Public Education funds except:

310 (a) school facility repairs and improvements to enable operation of schools to reduce
 311 risk of virus transmission and exposure to environmental health hazards, and to support student
 312 health needs; and

313 (b) inspection, testing, maintenance, repair, replacement, and upgrade projects to
 314 improve the indoor air quality in school facilities, including mechanical and non-mechanical
 315 heating, ventilation, and air conditioning systems, filtering, purification and other air cleaning,
 316 fans, control systems, and window and door repair and replacement.

317 (2) The Legislature further intends that the State Board of Education distribute funds in
 318 accordance with Subsection 53F-2-706(3) to mitigate funding losses associated with the
 319 elimination of the Administrative Cost Program.

320 STATE BOARD OF EDUCATION

321 ITEM 12 To State Board of Education - Educator Licensing

322	<u>From Education Fund</u>	<u>246,300</u>
323	<u>From Beginning Nonlapsing Balances</u>	<u>11,400</u>
324	<u>From Closing Nonlapsing Balances</u>	<u>(11,400)</u>
325	<u>Schedule of Programs:</u>	
326	<u>National Board-Certified Teachers</u>	<u>246,300</u>

327 ITEM 13 To State Board of Education - Fine Arts Outreach

328	<u>From Education Fund</u>	<u>250,000</u>
329	<u>Schedule of Programs:</u>	
330	<u>Provisional Program</u>	<u>250,000</u>

331 ITEM 14 To State Board of Education - Initiative Programs

332	<u>From Education Fund</u>	<u>6,800,000</u>
333	<u>From Education Fund, One-time</u>	<u>5,408,100</u>
334	<u>From Beginning Nonlapsing Balances</u>	<u>2,988,400</u>
335	<u>Schedule of Programs:</u>	
336	<u>Computer Science Initiatives</u>	<u>5,000,000</u>
337	<u>Contracts and Grants</u>	<u>3,300,000</u>

338	<u>Early Warning Pilot Program</u>	<u>125,000</u>	
339	<u>Electronic Elementary Reading Tool</u>	<u>1,500,000</u>	
340	<u>ProStart Culinary Arts Program</u>	<u>300,000</u>	
341	<u>School Turnaround and Leadership Development Act</u>	<u>(4,028,500)</u>	
342	<u>UPSTART</u>	<u>9,000,000</u>	
343	<u>ITEM 15 To State Board of Education - MSP Categorical Program Administration</u>		
344	<u>From Education Fund</u>		<u>1,065,000</u>
345	<u>Schedule of Programs:</u>		
346	<u>Early Learning Training and Assessment</u>	<u>1,065,000</u>	
347	<u>ITEM 16 To State Board of Education - Science Outreach</u>		
348	<u>From Education Fund</u>		<u>475,000</u>
349	<u>Schedule of Programs:</u>		
350	<u>Informal Science Education Enhancement</u>	<u>475,000</u>	
351	<u>ITEM 17 To State Board of Education - State Administrative Office</u>		
352	<u>From General Fund</u>		<u>100</u>
353	<u>From Education Fund</u>		<u>(3,448,300)</u>
354	<u>From Education Fund, One-time</u>		<u>29,100</u>
355	<u>From Federal Funds, One-time</u>		<u>37,178,400</u>
356	<u>From General Fund Restricted - Mineral Lease</u>		<u>1,900</u>
357	<u>From Revenue Transfers</u>		<u>28,900</u>
358	<u>From Uniform School Fund Restricted - Trust Distribution Account</u>		<u>170,000</u>
359	<u>From Uniform School Fund Restricted - Trust Distribution Account,</u>		
360	<u>One-time</u>		<u>105,000</u>
361	<u>From Beginning Nonlapsing Balances</u>		<u>(1,625,500)</u>
362	<u>From Closing Nonlapsing Balances</u>		<u>1,376,900</u>
363	<u>Schedule of Programs:</u>		
364	<u>Board and Administration</u>	<u>37,193,900</u>	
365	<u>Financial Operations</u>	<u>112,300</u>	
366	<u>Indirect Cost Pool</u>	<u>196,000</u>	
367	<u>School Trust</u>	<u>275,000</u>	
368	<u>Special Education</u>	<u>(50,000)</u>	

369	<u>Statewide Online Education Program</u>	<u>(4,610,700)</u>
370	<u>Student Support Services</u>	<u>700,000</u>
371	<u>The Legislature intends that the State Board of Education;</u>	
372	<u>(1) report to the Public Education Appropriations Subcommittee, on or before</u>	
373	<u>September 30, 2021, regarding how school-level data included in the Annual Financial Reports</u>	
374	<u>(AFRs) and Annual Program Reports (APRs) will be reported in a public-facing format; and</u>	
375	<u>(b) (i) develop a fee for service schedule for certifying the special education programs</u>	
376	<u>of residential treatment centers; and</u>	
377	<u>(ii) report the schedule to the Public Education Appropriations Subcommittee on or</u>	
378	<u>before October 1, 2021.</u>	
379	<u>ITEM 18 To State Board of Education - General System Support</u>	
380	<u>From Education Fund</u>	<u>78,500</u>
381	<u>From Education Fund, One-time</u>	<u>7,864,900</u>
382	<u>Schedule of Programs:</u>	
383	<u>Teaching and Learning</u>	<u>926,500</u>
384	<u>Assessment and Accountability</u>	<u>7,016,900</u>
385	<u>(1) The Legislature intends that the Utah State Board of Education use any revenue or</u>	
386	<u>nonlapsing balances generated from the licensing of Readiness Improvement Success</u>	
387	<u>Empowerment (RISE) questions to develop additional assessment questions for all state</u>	
388	<u>assessments, provide professional learning for Utah educators, and for risk mitigation</u>	
389	<u>expenditures.</u>	
390	<u>(2) The Legislature intends that, of the appropriations provided to State Board of</u>	
391	<u>Education - Teaching and Learning, \$225,000 be used to implement the provisions of</u>	
392	<u>American Indian and Alaskan Native Education, S.B. 124, Chapter 269, Laws of Utah 2020,</u>	
393	<u>General Session.</u>	
394	<u>(3) The Legislature intends that, of the appropriations provided by this item, \$800,000</u>	
395	<u>one-time be used to implement the provisions of Concurrent Enrollment Certificate Pilot</u>	
396	<u>Program, H.B. 336, Chapter 321, Laws of Utah 2020, General Session.</u>	
396a	<u>H→ (4) The Legislature intends that, of the appropriations provided by this item,</u>	
396b	<u>\$7,016,900 be used:</u>	
396c	<u>(a) in fiscal years 2022, 2023, and 2024; and</u>	
396d	<u>(b) to contract for professional learning related to improving student achievement. ←H</u>	
397	<u>ITEM 19 To State Board of Education - State Charter School Board</u>	
398	<u>From Education Fund</u>	<u>1,600</u>
399	<u>Schedule of Programs:</u>	

400	<u>State Charter School Board</u>	<u>1,600</u>	
401	<u>ITEM 20 To State Board of Education - Utah Schools for the Deaf and the Blind</u>		
402	<u>From Education Fund</u>		<u>300</u>
403	<u>From Education Fund, One-time</u>		<u>1,825,000</u>
404	<u>From Revenue Transfers</u>		<u>100</u>
405	<u>Schedule of Programs:</u>		
406	<u>Support Services</u>	<u>400</u>	
407	<u>Administration</u>	<u>1,325,000</u>	
408	<u>Utah State Instructional Materials Access Center</u>	<u>500,000</u>	
409	<u>The Legislature intends that the Utah Schools for the Deaf and the Blind charge a fee to</u>		
410	<u>out-of-state schools for instructional materials produced by the Utah State Instructional</u>		
411	<u>Materials Access Center (USIMAC) to cover actual costs of reprinting and shipping per</u>		
412	<u>volume. The estimated fee amount is \$150 per Braille volume and \$15 shipping.</u>		
413	<u>ITEM 21 To State Board of Education - Statewide Online Education</u>		
414	<u>From Education Fund</u>		<u>4,390,100</u>
415	<u>From Education Fund, One-time</u>		<u>4,800,900</u>
416	<u>From Revenue Transfers</u>		<u>(28,900)</u>
417	<u>From Beginning Nonlapsing Balances</u>		<u>1,625,500</u>
418	<u>From Closing Nonlapsing Balances</u>		<u>(1,376,900)</u>
419	<u>Schedule of Programs:</u>		
420	<u>Statewide Online Education</u>	<u>9,410,700</u>	
421	<u>The Legislature intends that the State Board of Education use one-time funding</u>		
422	<u>appropriated to the Statewide Online Education Program to meet the following priorities:</u>		
423	<u>(1) fully fund requests for enrollment from homeschool students; and</u>		
424	<u>(2) use remaining funding to support enrollment requests from students accessing the</u>		
425	<u>program through a private school.</u>		
426	<u>STATE BOARD OF EDUCATION</u>		
427	<u>ITEM 22 To School and Institutional Trust Fund Office</u>		
428	<u>From School and Institutional Trust Fund Management Account</u>		<u>1,865,300</u>
429	<u>Schedule of Programs:</u>		
430	<u>School and Institutional Trust Fund Office</u>	<u>1,865,300</u>	

431 Section 10. **Effective date.**

432 (1) Except as provided in Subsection (2), if approved by two-thirds of all the members
433 elected to each house, this bill takes effect upon approval by the governor, or the day following
434 the constitutional time limit of Utah Constitution, Article VII, Section 8, without the governor's
435 signature, or in the case of a veto, the date of veto override.

436 (2) The following sections of this bill take effect on July 1, 2021:

437 (a) Section [53E-5-302](#);

438 (b) Section [53F-2-209](#);

439 (c) Section [53F-2-304](#);

440 (d) Section [53F-2-418](#);

441 (e) Section [53F-2-706](#);

442 (f) Section [53G-5-202](#);

443 (g) Section 7, Repealer;

444 (h) Section 9, Fiscal Year 2022 Appropriations; and

445 (i) Subsection 9(a), Operating and Capital Budgets.