

HB0040S07 compared with HB0040S05

~~{Omitted text}~~ shows text that was in HB0040S05 but was omitted in HB0040S07
inserted text shows text that was not in HB0040S05 but was inserted into HB0040S07

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

1

School Safety Amendments
2025 GENERAL SESSION
STATE OF UTAH
Chief Sponsor: Ryan D. Wilcox
Senate Sponsor: Ann Millner



2

3 **LONG TITLE**

4 **General Description:**

5 This bill modifies school safety provisions.

6 **Highlighted Provisions:**

7 This bill:

- 8 ▶ defines terms;
- 9 ▶ modifies communication device requirements for new construction to post-completion
determination;
- 11 ▶ revises screening and training requirements for school safety personnel;
- 12 ▶ adjusts school safety personnel provisions;
- 13 ▶ changes safety assessment deadlines and frequency;
- 14 ▶ establishes a school safety foundation for certain purposes;
- 15 ▶ creates compliance supports;
- 16 ▶ modifies certain administrative structures within the school safety program; and
- 17 ▶ makes technical changes.

18 **Money Appropriated in this Bill:**

HB0040S05 compared with HB0040S07

19 ▸ This bill appropriates \$25,000,000 in operating and capital budgets for fiscal year 2026, all
20 of which is from the various sources as detailed in this bill.

21 **Other Special Clauses:**

22 None

24 **AMENDS:**

25 **15A-5-203** , as last amended by Laws of Utah 2024, Chapters 21, 381 , as last amended by Laws of
Utah 2024, Chapters 21, 381

26 **53-22-102 , as last amended by Laws of Utah 2024, Chapter 21 , as last amended by Laws of
Utah 2024, Chapter 21**

27 **53-22-103** , as last amended by Laws of Utah 2024, Chapter 21 , as last amended by Laws of Utah
2024, Chapter 21

28 **53-22-104.1** , as enacted by Laws of Utah 2024, Chapter 21 , as enacted by Laws of Utah 2024,
Chapter 21

29 **53-22-104.2** , as enacted by Laws of Utah 2024, Chapter 21 , as enacted by Laws of Utah 2024,
Chapter 21

30 **53-22-105** , as enacted by Laws of Utah 2024, Chapter 21 , as enacted by Laws of Utah 2024,
Chapter 21

31 **53-22-106** , as enacted by Laws of Utah 2024, Chapter 21 , as enacted by Laws of Utah 2024,
Chapter 21

32 **53B-28-401** , as last amended by Laws of Utah 2024, Chapters 65, 378 , as last amended by Laws of
Utah 2024, Chapters 65, 378

33 **53B-28-403** , as enacted by Laws of Utah 2021, Chapter 332 , as enacted by Laws of Utah 2021,
Chapter 332

34 **53E-1-201** , as last amended by Laws of Utah 2024, Chapters 3, 460 and 525 , as last amended by
Laws of Utah 2024, Chapters 3, 460 and 525

35 **53G-5-202 , as last amended by Laws of Utah 2024, Chapter 63 , as last amended by Laws of
Utah 2024, Chapter 63**

36 **53G-5-205 , as last amended by Laws of Utah 2024, Chapter 63 , as last amended by Laws of
Utah 2024, Chapter 63**

37 **53G-8-102** , as enacted by Laws of Utah 2018, Chapter 3 , as enacted by Laws of Utah 2018,
Chapter 3

HB0040S05 compared with HB0040S07

- 38 **53G-8-701** , as last amended by Laws of Utah 2024, Chapter 21 , as last amended by Laws of Utah
2024, Chapter 21
- 39 **53G-8-701.5** , as repealed and reenacted by Laws of Utah 2024, Chapter 21 , as repealed and
reenacted by Laws of Utah 2024, Chapter 21
- 40 **53G-8-701.6** , as enacted by Laws of Utah 2024, Chapter 21 , as enacted by Laws of Utah 2024,
Chapter 21
- 41 **53G-8-701.8** , as enacted by Laws of Utah 2024, Chapter 21 , as enacted by Laws of Utah 2024,
Chapter 21
- 42 **53G-8-704** , as enacted by Laws of Utah 2024, Chapter 21 , as enacted by Laws of Utah 2024,
Chapter 21
- 43 **53G-8-802** , as last amended by Laws of Utah 2024, Chapter 23 , as last amended by Laws of Utah
2024, Chapter 23
- 44 **53G-8-803** , as last amended by Laws of Utah 2024, Chapter 21 , as last amended by Laws of Utah
2024, Chapter 21
- 45 **53G-8-805** , as enacted by Laws of Utah 2024, Chapter 21 , as enacted by Laws of Utah 2024,
Chapter 21
- 46 **53G-9-207** , as last amended by Laws of Utah 2024, Chapter 520 , as last amended by Laws of Utah
2024, Chapter 520
- 47 **53G-9-703** , as last amended by Laws of Utah 2024, Chapter 20 , as last amended by Laws of Utah
2024, Chapter 20
- 48 **63I-1-253** , as last amended by Laws of Utah 2024, Third Special Session, Chapter 5 , as last
amended by Laws of Utah 2024, Third Special Session, Chapter 5
- 46 ~~**63I-2-253** , as last amended by Laws of Utah 2024, Third Special Session, Chapters 5, 5 , as
last amended by Laws of Utah 2024, Third Special Session, Chapters 5, 5}~~
- 49 ENACTS:
- 50 **53-22-108** , Utah Code Annotated 1953 , Utah Code Annotated 1953
- 51 **53-22-109** , Utah Code Annotated 1953 , Utah Code Annotated 1953
- 52 **53-25-601** , Utah Code Annotated 1953 , Utah Code Annotated 1953
- 53 REPEALS:
- 54 **53F-4-208** , as enacted by Laws of Utah 2023, Chapter 383 , as enacted by Laws of Utah 2023,
Chapter 383

HB0040S05 compared with HB0040S07

55

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

57

Section 1. Section **15A-5-203** is amended to read:

58

15A-5-203. Amendments and additions to IFC related to fire safety, building, and site requirements.

58

(1) For IFC, Chapter 5, Fire Service Features:

59

(a) In IFC, Chapter 5, a new Section 501.5, Access grade and fire flow, is added as follows: "An authority having jurisdiction over a structure built in accordance with the requirements of the International Residential Code as adopted in the State Construction Code, may require an automatic fire sprinkler system for the structure only by ordinance and only if any of the following conditions exist:

64

(i) the structure:

65

(A) is located in an urban-wildland interface area as provided in the Utah Wildland Urban Interface Code adopted as a construction code under the State Construction Code; and

68

(B) does not meet the requirements described in Utah Code, Subsection 65A-8-203(4)(a) and Utah Administrative Code, R652-122-1300, Minimum Standards for County Wildland Fire Ordinance;

71

(ii) the structure is in an area where a public water distribution system with fire hydrants does not exist as required in Utah Administrative Code, R309-550-5, Water Main Design;

74

(iii) the only fire apparatus access road has a grade greater than 10% for more than 500 continual feet;

76

(iv) the total floor area of all floor levels within the exterior walls of the dwelling unit exceeds 10,000 square feet; or

78

(v) the total floor area of all floor levels within the exterior walls of the dwelling unit is double the average of the total floor area of all floor levels of unsprinkled homes in the subdivision that are no larger than 10,000 square feet.

81

(vi) Exception: A single family dwelling does not require a fire sprinkler system if the dwelling:

83

(A) is located outside the wildland urban interface;

84

(B) is built in a one-lot subdivision; and

85

(C) has 50 feet of defensible space on all sides that limits the propensity of fire spreading from the dwelling to another property."

87

(b) In IFC, Chapter 5, Section 506.1, Where Required, is deleted and rewritten as follows: "Where access to or within a structure or an area is restricted because of secured openings or where

HB0040S05 compared with HB0040S07

immediate access is necessary for life-saving or fire-fighting purposes, the fire code official, after consultation with the building owner, may require a key box to be installed in an approved location. The key box shall contain keys to gain necessary access as required by the fire code official. For each fire jurisdiction that has at least one building with a required key box, the fire jurisdiction shall adopt an ordinance, resolution, or other operating rule or policy that creates a process to ensure that each key to each key box is properly accounted for and secure."

- 97 (c) In IFC, Chapter 5, a new Section 507.1.1, Isolated one- and two-family dwellings, is added
as follows: "Fire flow may be reduced for an isolated one- and two-family dwelling when the
authority having jurisdiction over the dwelling determines that the development of a full fire-flow
requirement is impractical."
- 101 (d) In IFC, Chapter 5, a new Section 507.1.2, Pre-existing subdivision lots, is added as follows:
102 "507.1.2 Pre-existing subdivision lots.
103 The requirements for a pre-existing subdivision lot shall not exceed the requirements described
in Section 501.5."
- 105 (e) In IFC, Chapter 5, Section 507.5.1, here required, a new exception is added: "3. One interior and one
detached accessory dwelling unit on a single residential lot."
- 107 (f)
- (i) IFC, Chapter 5, Section 510.1, Emergency responder communication coverage in new buildings, is
amended by adding: "When required by the fire code official, unless the new building is a public
school as that term is defined in Section 53G-9-205.1 or a private school, [then] if determined by the
fire code official to be necessary after construction of the new building is completed, then the fire
code official shall require," at the beginning of the first paragraph.
- 113 (ii) For public and private schools, an initial radio coverage test must be conducted by a qualified
professional using appropriate testing equipment, and a report of the results must be submitted to
the fire code official. Subsequent routine testing may be conducted by the fire code official using
basic equipment. The fire code official may require additional professional testing if routine testing
indicates potential issues with radio coverage.
- 119 (2) For IFC, Chapter 6, Building Services and Systems:
- 120 (a) IFC, Chapter 6, Section 604.6.1, Elevator key location, is deleted and rewritten as follows:
"Firefighter service keys shall be kept in a "Supra-Stor-a-key" elevator key box or similar box with
corresponding key system that is adjacent to the elevator for immediate use by the fire department.

HB0040S05 compared with HB0040S07

The key box shall contain one key for each elevator, one key for lobby control, and any other keys necessary for emergency service. The elevator key box shall be accessed using a 6049 numbered key."

- 126 (b) IFC, Chapter 6, Section 606.1, General, is amended as follows: On line three, after the word "Code",
add the words "and NFPA 96".
- 128 (c) IFC, Chapter 6, Section 607.2, a new exception 5 is added as follows: "5. A Type 1 hood is not
required for a cooking appliance in a microenterprise home kitchen, as that term is defined in Utah
Code, Section 26B-7-401, for which the operator obtains a permit in accordance with Section
26B-7-416."
- 132 (3) IFC, Chapter 7, Fire and Smoke Protection Features, Section 702.5, is deleted.

135 Section 2. Section 53-22-102 is amended to read:

136 **53-22-102. State security chief -- Creation -- Appointment.**

- 137 (1) There is created within the department a state security chief.
- 138 (2) The state security chief:
- 139 (a) is appointed by the commissioner with the approval of the governor;
- 140 (b) is subject to the supervision and control of the commissioner;
- 141 (c) may be removed at the will of the commissioner;
- 142 (d) shall be qualified by experience and education to:
- 143 (i) enforce the laws of this state relating to school safety;
- 144 (ii) perform duties prescribed by the commissioner; and
- 145 (iii) enforce rules made under this chapter.
- 146 (3) The state security chief shall:
- 147 (a) establish building and safety standards for all public and private schools, including:
- 148 (i) coordinating with the State Board of Education to establish the required minimum safety and
security standards for all public and private school facilities, including:
- 150 (A) limited entry points, including, if applicable, secured entry points for specific student grades or
groups;
- 152 (B) video surveillance of entrances when school is in session;
- 153 (C) subject to Subsection (6), [ground-level] exterior windows surrounding only the immediate
entryways and only interior windows of a classroom entrance or instructional area protected by
security [film] glazing or ballistic windows;

HB0040S05 compared with HB0040S07

- 156 (D) internal classroom door locks;
- 157 (E) bleed kits and first aid kits;
- 158 (F) exterior cameras on entrances, parking areas, and campus grounds; and
- 159 (G) fencing around playgrounds or supervised parameters using existing and adequate staffing to
monitor in consultation with the county security chief;
- 161 (ii) establishing a schedule or timeline for existing buildings to come into compliance with this section;
- 163 (iii) creating a process to examine plans and specifications for construction or remodeling of a school
building, in accordance with Section 53E-3-706;
- 165 (iv) recommending to the commissioner the denial or revocation a public or private school's occupancy
permit for a building if:
- 167 (A) the building does not meet the standards established in this section; and
- 168 (B) after consultation with the local governing board, the building remains non-compliant with the
standards established in this section;
- 170 (v) creating minimum standards for radio communication equipment in every school; and
- 172 (vi) establishing a process to approve the safety and security criteria the state superintendent of public
instruction establishes for building inspectors described in Section 53E-3-706;
- 175 (b) oversee the implementation of the school safety personnel requirements described in Section
53G-8-701.5, including:
- 177 (i) in consultation with a county security chief, overseeing the school guardian program described in
Section 53-22-105, including approving and coordinating the relevant training programs;
- 180 (ii) establishing an application process for approved alternatives to the school safety personnel
requirements described in Section 53G-8-701.5;
- 182 (iii) selecting training requirements for school safety and security specialists in consultation with the
State Board of Education as described in Section 53G-8-701.6;
- 185 (iv) as required by Section 53G-8-701.8, tracking each school safety and security director for a local
education agency and ensuring that the contact information for the school safety and security
directors is readily available to the local law enforcement agency of relevant jurisdiction; and
- 189 (v) reviewing and approving the State Board of Education's school resource officer training program as
described in Section 53G-8-702;
- 191 (c) oversee the creation of school safety trainings, protocols, and incident responses, including:
- 193

HB0040S05 compared with HB0040S07

- (i) in consultation with the State Board of Education, defining what constitutes an "active threat" and "developmentally appropriate" for purposes of the emergency response training described in Section 53G-8-803;
- 196 (ii) in consultation with the Office of Substance Abuse and Mental Health, establishing or selecting an
adolescent mental health and de-escalation training for school safety personnel;
- 199 (iii) consulting with the School Safety Center to develop the model critical incident response that all
schools and law enforcement will use during a threat, including:
- 201 (A) standardized response protocol terminology for use throughout the state, including what constitutes
a threat;
- 203 (B) protocols for planning and safety drills, including drills required in a school before the school year
begins;
- 205 (C) integration and appropriate use of a panic alert device described in Subsection 53G-8-805;
- 207 (D) the establishment of incident command for a threat or safety incident, including which entity and
individual runs the incident command;
- 209 (E) the required components for a communication plan to be followed during an incident or threat;
- 211 (F) reunification plan protocols, including the appropriate design and use of an incident command by
others responding to or involved in an incident; and
- 213 (G) recommendations for safety equipment for schools, including amounts and types of first aid
supplies;
- 215 (iv) reviewing and suggesting any changes to the response plans and training under Section 53G-8-803;
- 217 (v) creating the official standard response protocol described in Section 53G-8-803 for use by schools
and law enforcement for school safety incidents; and
- 219 (vi) establishing a manner for any security personnel described in Section 53G-8-701.5 to be quickly
identified by law enforcement during an incident;
- 221 (d) in consultation with the School Safety Center established in Section 53G-8-802:
- 222 (i) create a process to receive and analyze the school safety needs assessments described in Section
53G-8-701.5; and
- 224 (ii) establish a required data reporting system for public schools to report serious and non-serious
threats and other data related to threat assessment that the state security chief determines to be
necessary; and
- 227 (e) fulfill any other duties and responsibilities determined by the commissioner.

HB0040S05 compared with HB0040S07

- 228 (4) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the department,
in consultation with the state security chief, shall make rules to fulfill the duties described in this
section.
- 231 (5) The state security chief may delegate duties under this section to a sworn department member with
the approval of the commissioner.
- 233 (6)
- (a) A school building shall come into compliance with window protection requirements in Subsection
(3)(a) by:
- 235 (i) for schools located in a county of the first or second class, secure exterior windows surrounding
only the immediate entryways by July 1, 2035;
- 237 (ii) for schools located in a county of the third, fourth, fifth, or sixth class, secure exterior windows
surrounding only the immediate entryways by July 1, 2040; and
- 239 (iii) for all schools, secure only interior windows of a classroom entrance or instructional area from
the floor, by July 1, 2040.
- 241 (b) The state security chief may grant an extension to the timelines in this Subsection (6) if requested by
a local education agency.

243 Section 3. Section **53-22-103** is amended to read:

244 **53-22-103. County sheriff responsibilities -- Coordination.**

- 135 (1) Each county sheriff shall identify an individual as a county security chief within the sheriff's office
to coordinate security responsibilities, protocols, and required trainings between the state security
chief, the county sheriff's office, and the corresponding police chiefs whose jurisdiction includes a
public school within the county.
- 139 (2) The county security chief shall:
- 140 (a) in collaboration with the school safety and security specialist described in Section 53G-8-701.6
and a member of the local law enforcement agency of relevant jurisdiction as described in Section
53-25-601:
- 143 (i) [~~conduct, or coordinate~~] administer or coordinate with a designee from the local law enforcement
agency of relevant jurisdiction to [~~conduct~~] participate in, by any appropriate means the county
security chief determines, the school safety needs assessment described in Section 53G-8-701.5; and

147

HB0040S05 compared with HB0040S07

- (ii) [~~conduct a building safety evaluation at least annually using~~] review the results of the school safety needs assessment to recommend and implement improvements to school facilities, policies, procedures, protocols, rules, and regulations relating to school safety and security;
- 151 (b) collaborate and maintain effective communications regarding school safety with each:
- 153 (i) school safety and security specialist in the county security chief's county, as described in Section 53G-8-701.6;
- 155 (ii) school safety and security director in the county security chief's county, as described in Section 53G-8-701.8; and
- 157 (iii) local law enforcement agency within the county;
- 158 (c) administer with the corresponding police chiefs whose jurisdiction includes a public school, the trainings described in Sections 53-22-105 and 53G-8-704, including:
- 160 (i) assessing if an individual is capable of the duties and responsibilities that the trainings cover; and
- 162 (ii) denying an individual the ability to be a school safety personnel described in Section 53G-8-701.5 if the county security chief finds the individual is not capable of the duties and responsibilities that the trainings cover; and
- 165 (d) in conjunction with the state security chief, administer the school guardian program established in Section 53-22-105 at any school participating in the program in the county security chief's county.
- 278 Section 4. Section **53-22-104.1** is amended to read:
- 279 **53-22-104.1. School Security Task Force -- Membership -- Duties -- Per diem -- Report -- Expiration.**
- 171 (1) There is created a School Security Task Force composed of the following members:
- 172 (a) the House chair and vice chair of the House Law Enforcement and Criminal Justice Standing Committee during the 2024 General Session, with the House chair serving as the co-chair of the task force;
- 175 (b) two members from the Senate, whom the president of the Senate selects and one of whom the president of the Senate appoints as co-chair of the task force;
- 177 (c) the state security chief;
- 178 (d) one member of the State Board of Education, whom the chair of State Board of Education selects;
- 180 (e) a member of the School Safety Center or designee, whom the state security chief selects;
- 182 (f) the director of the Utah Division of Juvenile Justice Youth Services or the director's designee;
- 184 (g) a member of the Utah School Superintendents Association, whom the chairs select;

HB0040S05 compared with HB0040S07

- 185 (h) the Commissioner of Higher Education or the commissioner's designee;
186 (i) a school security expert, whom the state security chief selects;
187 (j) the chief information security officer described in Section 63A-16-210 or the chief's designee;
189 (k) the director of a school safety foundation established under Section 53-22-108 or the director's
designee;
- 191 [~~h~~] (l) one member of the Chiefs of Police Association from a county of the first or second class;
193 [~~i~~] (m) one member of the Sheriff's Association from a county of the third, fourth, fifth, or sixth class,
whom the president of the association selects;
- 195 [~~j~~] (n) one county security chief, whom the state security chief selects;
196 [~~k~~] (o) a school safety and security director, whom the chairs select;
197 [~~h~~] (p) a school resource officer, whom the state security chief selects; and
198 [~~m~~] (q) a member of the SafeUT and School Safety Commission, whom the chairs select.
- 200 (2) The task force shall:
201 (a) review school safety updates;
202 (b) study possible recommendations for minimum cybersecurity standards for local education agencies;
204 [~~b~~] (c) consult with the Education Advisory Board created in Section 53-22-104.2; and
205 [~~e~~] (d) develop legislation recommendations as necessary.
- 206 (3)
(a) A majority of the members of the task force constitutes a quorum.
207 (b) The action of a majority of a quorum constitutes an action of the task force.
208 (4) The Office of Legislative Research and General Counsel shall provide staff for the task force.
210 (5)
(a) Salaries and expenses of the members of the task force who are legislators shall be paid in
accordance with:
212 (i) Section 36-2-2;
213 (ii) Legislative Joint Rules, Title 5, Chapter 2, Lodging, Meal, and Transportation Expenses; and
215 (iii) Legislative Joint Rules, Title 5, Chapter 3, Legislator Compensation.
216 (b) A member of the task force who is not a legislator may not receive compensation for the member's
work associated with the task force but may receive per diem and reimbursement for travel expenses
incurred as a member of the task force at the rates established by the Division of Finance under:
220 (i) Sections 63A-3-106 and 63A-3-107; and

HB0040S05 compared with HB0040S07

- 221 (ii) rules made by the Division of Finance in accordance with Sections 63A-3-106 and 63A-3-107.
333 Section 5. Section **53-22-104.2** is amended to read:
334 **53-22-104.2. The School Security Task Force -- Public Education Advisory Board.**
- 226 (1) There is created an advisory board to the task force called the Public Education Advisory Board.
228 (2) The advisory board shall consist of the following members:
229 (a) the state security chief, who acts as chair of the advisory board;
230 (b) the construction and facility specialist at the State Board of Education;
231 (c) the director of school safety and student services at the State Board of Education or the director's
designee;
233 (d) a school nurse, whom the state security chief selects;
234 (e) a school district technology director, whom the director of school safety and student services selects;
236 ~~(e)~~ (f) a superintendent from a county of the fourth, fifth, or sixth class, whom the state security chief
selects;
238 ~~(d)~~ (g) a superintendent from a county of the first, second, or third class, whom the state security chief
selects;
240 ~~(e)~~ (h) a charter school director ~~[from]~~ who is employed in a county of the fourth, fifth, or sixth class,
whom the state security chief selects;
242 ~~(f)~~ (i) a charter school director from a county of the first, second, or third class, whom the state
security chief selects;
244 ~~(g)~~ (j) the president of the Utah School Boards Association or the president's designee;
245 ~~(h)~~ (k) a parent representative from a school community council or parent teacher organization, whom
the state security chief selects;
247 ~~(i)~~ (l) a facilities manager from an LEA in a county of the fourth, fifth, or sixth class, whom the state
security chief selects;
249 ~~(j)~~ (m) a facilities manager from an LEA in county of the first, second, or third class, whom the state
security chief selects;
251 ~~(k)~~ (n) a representative of private schools, whom the state security chief selects; and
252 ~~(l)~~ (o) a member of the Office of Substance Abuse and Mental Health, whom the state security chief
selects.
- 254 (3) The advisory board's purpose is to:
255 (a) review and provide input on official business of the task force;

HB0040S05 compared with HB0040S07

- 256 (b) provide recommendations and suggestions for the task force's consideration; and
257 (c) study and evaluate the policies, procedures, and programs implemented for school safety and
provide proactive information regarding the implementation.
- 259 (4)
- (a) A majority of the members of the advisory board constitutes a quorum.
- 260 (b) The action of a majority of a quorum constitutes an action of the advisory board.
- 261 (5)
- (a) The advisory board shall select two members to serve as co-chairs.
- 262 (b) The co-chairs are responsible for the call and conduct of meetings.
- 263 (6) The staff of the state security chief shall provide staff for the advisory board.
- 264 (7) A member of the advisory board who is not a legislator may not receive compensation for the
member's work associated with the task force but may receive per diem and reimbursement for
travel expenses incurred as a member of the task force at the rates established by the Division of
Finance under:
- 268 (a) Sections 63A-3-106 and 63A-3-107; and
- 269 (b) rules made by the Division of Finance in accordance with Sections 63A-3-106 and 63A-3-107.
- 381 Section 6. Section **53-22-105** is amended to read:
- 382 **53-22-105. School guardian program.**
- 273 (1) As used in this section:
- 274 (a) "Annual training" means an annual four-hour training that:
- 275 (i) a county security chief or a designee administers in coordination with personnel from local law
enforcement of relevant jurisdiction as described in Section 53-25-601(2)(b);
- 278 (ii) the state security chief approves;
- 279 (iii) can be tailored to local needs;
- 280 (iv) allows an individual to practice and demonstrate firearms proficiency at a firearms range using the
firearm the individual carries for self defense and defense of others;
- 283 (v) includes the following components:
- 284 (A) firearm safety, including safe storage of a firearm;
- 285 (B) de-escalation tactics;
- 286 (C) the role of mental health in incidents; and
- 287 (D) disability awareness and interactions; and

HB0040S05 compared with HB0040S07

- 288 (vi) contains other training needs as determined by the state security chief.
- 289 (b) "Biannual training" means a twice-yearly training that:
- 290 (i) is at least four hours, unless otherwise approved by the state security chief;
- 291 (ii) a county security chief or a designee administers in coordination with personnel from local law enforcement of relevant jurisdiction as described in Section 53-25-601(2)(b);
- 294 (iii) the state security chief approves;
- 295 (iv) can be tailored to local needs; and
- 296 (v) through which a school guardian at a school or simulated school environment:
- 297 (A) receives training on the specifics of the building or buildings of the school, including the location of emergency supplies and security infrastructure; and
- 299 (B) participates in a live-action practice plan with school administrators in responding to active threats at the school; and
- 301 (vi) shall be taken with at least three months in between the two trainings.
- 302 (c) "Firearm" means the same as that term is defined in Section 76-10-501.
- 303 (d) "Initial training" means an in-person training that:
- 304 (i) a county security chief or a designee administers in coordination with personnel from local law enforcement of relevant jurisdiction as described in Section 53-25-601(2)(b);
- 307 (ii) the state security chief approves;
- 308 (iii) can be tailored to local needs; and
- 309 (iv) provides:
- 310 (A) training on general familiarity with the types of firearms that can be concealed for self-defense and defense of others;
- 312 (B) training on the safe loading, unloading, storage, and carrying of firearms in a school setting;
- 314 (C) training at a firearms range with instruction regarding firearms fundamentals, marksmanship, the demonstration and explanation of the difference between sight picture, sight alignment, and trigger control, and a recognized pistol course;
- 318 (D) current laws dealing with the lawful use of a firearm by a private citizen, including laws on self-defense, defense of others, transportation of firearms, and concealment of firearms;
- 321 (E) coordination with law enforcement officers in the event of an active threat;
- 322 (F) basic trauma first aid;
- 323 (G) the appropriate use of force, emphasizing the de-escalation of force and alternatives to using force;

HB0040S05 compared with HB0040S07

- 325 (H) situational response evaluations, including:
326 (I) protecting and securing a crime or accident scene;
327 (II) notifying law enforcement;
328 (III) controlling information; and
329 (IV) other training that the county sheriff, designee, or department deems appropriate.
- 331 (e) "Program" means the school guardian program created in this section.
332 (f)
333 (i) "School employee" means an employee of a school whose duties and responsibilities require the
employee to be physically present at a school's campus while school is in session.
335 (ii) "School employee" does not include a principal, teacher, or individual whose primary
responsibilities require the employee to be primarily present in a classroom to teach, care for, or
interact with students, unless:
338 (A) the principal, teacher, or individual is employed at a school with ~~[100]~~ 350 or fewer students;
340 (B) the principal, teacher, or individual is employed at a school with adjacent campuses as determined
by the state security chief; or
342 (C) as provided in Subsection 53G-8-701.5(3).
- 343 (g) "School guardian" means a school employee who meets the requirements of Subsection (3).
345 (2)
346 (a)
347 (i) There is created within the department the school guardian program~~;~~ .
348 (ii) ~~[the]~~ The state security chief shall oversee the school guardian program~~;~~ .
349 (iii) ~~[the]~~ The applicable county security chief shall administer the school guardian program in each
county.
- 350 (b) The state security chief shall ensure that the school guardian program includes:
351 (i) initial training;
352 (ii) biannual training; and
353 (iii) annual training.
- 354 (c) A county sheriff may partner or contract with:
355 (i) another county sheriff to support the respective county security chiefs in jointly administering the
school guardian program in the relevant counties; and
356 (ii) a local law enforcement agency of relevant jurisdiction to provide the:

HB0040S05 compared with HB0040S07

- 357 (A) initial training;
- 358 (B) biannual training; and
- 359 (C) annual training.
- 360 (3)
- (a) A school employee that volunteers to participate is eligible to join the program as a school guardian if:
- 362 (i) the school administrator approves the volunteer school employee to be designated as a school guardian;
- 364 (ii) the school employee satisfactorily completes initial training within six months before the day on which the school employee joins the program;
- 366 (iii) the school employee holds a valid concealed carry permit issued under ~~[Title 53,]~~Chapter 5, Part 7, Concealed Firearm Act;
- 368 (iv) the school employee certifies to the sheriff of the county where the school is located that the school employee has undergone the training in accordance with Subsection (3)(a)(ii) and intends to serve as a school guardian; and
- 371 (v) the school employee~~[-successfully completes a mental health screening selected by the state security chief in collaboration with the Office of Substance Abuse and Mental Health established in Section 26B-5-102.]~~ :
- 374 (A) completes an initial "fit to carry" assessment the Department of Health and Human Services approves and a provider administers; and
- 376 (B) maintains compliance with mental health screening requirements consistent with law enforcement standards.
- 378 (b) After joining the program a school guardian shall complete annual training and biannual training to retain the designation of a school guardian in the program.
- 380 (4) The state security chief shall:
- 381 (a) for each school that participates in the program, track each school guardian at the school by collecting the photograph and the name and contact information for each guardian;
- 384 (b) make the information described in Subsection (4)(a) readily available to each law enforcement agency in the state categorized by school; and
- 386 (c) provide each school guardian with a one-time stipend of \$500.
- 387 (5) A school guardian:

HB0040S05 compared with HB0040S07

- 388 (a) may store the school guardian's firearm on the grounds of a school only if:
- 389 (i) the firearm is stored in a biometric gun safe;
- 390 (ii) the biometric gun safe is located in the school guardian's office; and
- 391 (iii) the school guardian is physically present on the grounds of the school while the firearm is stored in
the safe;
- 393 (b) shall carry the school guardian's firearm in a concealed manner; and
- 394 (c) may not, unless during an active threat, display or open carry a firearm while on school grounds.
- 396 (6) Except as provided in Subsection (5)(c), this section does not prohibit an individual who has a
valid concealed carry permit but is not participating in the program from carrying a firearm on the
grounds of a public school or charter school under Subsection 76-10-505.5(4).
- 400 (7) A school guardian:
- 401 (a) does not have authority to act in a law enforcement capacity; and
- 402 (b) may, at the school where the school guardian is employed:
- 403 (i) take actions necessary to prevent or abate an active threat; and
- 404 (ii) temporarily detain an individual when the school guardian has reasonable cause to believe the
individual has committed or is about to commit a forcible felony, as that term is defined in Section
76-2-402.
- 407 (8) A school may designate a single volunteer or multiple volunteers to participate in the school
guardian program to satisfy the school safety personnel requirements of Section 53G-8-701.5.
- 410 (9) The department may adopt, according to Title 63G, Chapter 3, Utah Administrative Rulemaking
Act, rules to administer this section.
- 412 (10) A school guardian who has active status in the guardian program is not liable for any civil damages
or penalties if the school guardian:
- 414 (a) when carrying or storing a firearm:
- 415 (i) is acting in good faith; and
- 416 (ii) is not grossly negligent; or
- 417 (b) threatens, draws, or otherwise uses a firearm reasonably believing the action to be
418 necessary in compliance with Section 76-2-402.
- 419 (11) A school guardian shall file a report described in Subsection (12) if, during the performance of the
school guardian's duties, the school guardian points a firearm at an individual.
- 422 (12)

HB0040S05 compared with HB0040S07

- 423 (a) A report described in Subsection (11) shall include:
- 424 (i) a description of the incident;
- 425 (ii) the identification of the individuals involved in the incident; and
- 426 (iii) any other information required by the state security chief.
- 427 (b) A school guardian shall submit a report required under Subsection (11) to the school administrator,
- 428 school safety and security director, and the state security chief within 48 hours after the incident.
- 429 (c) The school administrator, school safety and security director, and the state security chief shall
- 430 consult and review the report submitted under Subsection (12)(b).
- 431 (13) The requirements of Subsections (11) and (12) do not apply to a training exercise.
- 432 (14) A school guardian may have the designation of school guardian revoked at any time by the school
- 433 principal, county sheriff, or state security chief.
- 434 (15)
- 435 (a) Any information or record created detailing a school guardian's participation in the program is:
- 436 (i) a private, controlled, or protected record under Title 63G, Chapter 2, Government Records
- 437 Access and Management Act; and
- 438 (ii) available only to:
- 439 (A) the state security chief;
- 440 (B) administrators at the school guardian's school;
- 441 (C) if applicable, other school safety personnel described in Section 53G-8-701.5;
- 442 (D) a local law enforcement agency that would respond to the school in case of an emergency; and
- 443 (E) the individual designated by the county sheriff in accordance with Section 53-22-103 of the county
- 444 of the school where the school guardian in the program is located.
- 445 (b) The information or record described in Subsection (15)(a) includes information related to the school
- 446 guardian's identity and activity within the program as described in this section and any personal
- 447 identifying information of a school guardian participating in the program collected or obtained
- 448 during initial training, annual training, and biannual training.
- 449 (c) An individual who intentionally or knowingly provides the information described in Subsection (15)
- 450 (a) to an individual or entity not listed in Subsection (15)(a)(ii) is guilty of a class B misdemeanor.
- 451 Section 7. Section **53-22-106** is amended to read:
- 452 **53-22-106. Substantial threats against a school reporting requirements -- Exceptions.**
- 453 (1) As used in this section, "substantial threat" means a threat made with serious intent to cause harm.

HB0040S05 compared with HB0040S07

460 (2) Except as provided in Subsection (3), if a state employee or person in a position of special trust as
defined in Section 76-5-404.1, including an individual licensed under Title 58, Chapter 31b, Nurse
Practice Act, or Title 58, Chapter 67, Utah Medical Practice Act, has reason to believe a substantial
threat against a school, school employee, or student attending a school or is aware of circumstances
that would reasonably result in a substantial threat against a school, school employee, or student
attending a school, the state employee or person in a position of special trust shall immediately
report the suspected substantial threat to:

468 [~~(a) the state security chief;~~]

469 [~~(b)~~] (a) the local education agency that the substantial threat would impact; [~~or~~]

470 [~~(c)~~] (b) [~~to~~]the nearest peace officer or law enforcement agency[~~;~~] ; and

471 (c) the state security chief.

472 (3)

(a)

(i) If the state security chief, a peace officer, or law enforcement agency receives a report under
Subsection (2), the state security chief, peace officer, or law enforcement agency shall
immediately notify the local education agency that the substantial threat would impact.

476 (ii) If the local education agency that the substantial threat would impact receives a report under
Subsection (2), the local education agency that the substantial threat would impact shall
immediately notify the appropriate local law enforcement agency and the state security chief.

480 (b)

(i) A local education agency that the substantial threat would impact shall coordinate with the law
enforcement agency on the law enforcement agency's investigation of the report described in
Subsection (1).

483 (ii) If a law enforcement agency undertakes an investigation of a report under Subsection (2), the law
enforcement agency shall provide a final investigatory report to the local education agency that the
substantial threat would impact upon request.

487 (4) Subject to Subsection (5), the reporting requirement described in Subsection (2) does not apply to:

489 (a) a member of the clergy with regard to any confession an individual makes to the member of the
clergy while functioning in the ministerial capacity of the member of the clergy if:

492 (i) the individual made the confession directly to the member of the clergy;

493

HB0040S05 compared with HB0040S07

- (ii) the member of the clergy is, under canon law or church doctrine or practice, bound to maintain the confidentiality of the confession; and
- 495 (iii) the member of the clergy does not have the consent of the individual making the confession to
disclose the content of the confession; or
- 497 (b) an attorney, or an individual whom the attorney employs, if:
- 498 (i) the knowledge or belief of the substantial threat arises from the representation of a client; and
- 500 (ii) if disclosure of the substantial threat would not reveal the substantial threat to prevent reasonably
certain death or substantial bodily harm in accordance with Utah Rules of Professional Conduct,
Rule 1.6.
- 503 (5)
- (a) When a member of the clergy receives information about the substantial threat from any source
other than a confession, the member of the clergy shall report the information even if the member
of the clergy also received information about the substantial threat from the confession of the
perpetrator.
- 507 (b) Exemption of the reporting requirement for an individual described in Subsection (4) does not
exempt the individual from any other actions required by law to prevent further substantial threats or
actual harm related to the substantial threat.
- 510 (6) The physician-patient privilege does not:
- 511 (a) excuse an individual who is licensed under Title 58, Chapter 67, Utah Medical Practice Act, or Title
58, Chapter 68, Utah Osteopathic Medical Practice Act, from reporting under this section; or
- 514 (b) constitute grounds for excluding evidence in a judicial or administrative proceeding resulting from a
report under this section.
- 626 Section 8. Section **8** is enacted to read:
- 627 **53-22-108. School safety foundation.**
- 518 (1) As used in this section:
- 519 (a) "Authorized foundation" means a nonprofit foundation that:
- 520 (i) meets the requirements of this section; and
- 521 (ii) the state security chief authorizes in consultation with the School Safety Center created in Section
53G-8-802.
- 523 (b) "School safety product" means equipment, technology, service, or material that enhances school
safety and security.

HB0040S05 compared with HB0040S07

- 525 (2) The state security chief may approve a nonprofit foundation to be an authorized foundation if the
526 foundation:
- 527 (a) maintains status as a nonprofit organization under 26 U.S.C. Sec. 501(c)(3);
528 (b) has operated continuously in the state for three or more years;
529 (c) maintains a primary mission focused on school safety;
530 (d) operates under a board of directors that includes:
531 (i) a law enforcement representative;
532 (ii) an educator or school administrator; and
533 (iii) an emergency management professional;
534 (e) demonstrates financial stability through:
535 (i) an annual independent audit;
536 (ii) maintained reserves; and
537 (iii) a clean financial record; and
538 (f) provides evidence of:
539 (i) successful project management;
540 (ii) an existing relationship with an educational institution; and
541 (iii) knowledge of school safety requirements described in federal and state law.
- 542 (3) A foundation seeking authorization shall submit to the state security chief:
543 (a) a written application that demonstrates compliance with Subsection (2);
544 (b) a financial record for the previous three years;
545 (c) a current board member qualification;
546 (d) a proposed school safety initiative; and
547 (e) an internal procurement policy for purchases not made from a state cooperative contract.
- 549 (4) The state security chief shall:
550 (a) review an application within 60 days;
551 (b) request additional information if needed;
552 (c) issue a written decision; and
553 (d) maintain a public record of an authorized foundation, including records related to the approval
554 process of an authorized foundation.
- 555 (5) An authorized foundation may:
556 (a) use a state cooperative contract in accordance with Section 63G-6a-2105;

HB0040S05 compared with HB0040S07

- 557 (b) make a bulk purchase of a school safety product; and
558 (c) in coordination with the state security chief and the School Safety Center:
559 (i) facilitate a donation of a school safety product; and
560 (ii) distribute a product to a school.
561 (6) An authorized foundation shall:
562 (a) follow Title 63G, Chapter 6a, Utah Procurement Code, when utilizing a state cooperative contract;
564 (b) maintain separate accounting for a school safety purchase;
565 (c) by August 1 of each year, submit an annual report to the state security chief that includes:
567 (i) any product procured through a state cooperative contract;
568 (ii) the annual independent audit required in Subsection (2)(e);
569 (iii) all schools served;
570 (iv) the total value of a donation facilitated; and
571 (v) a compliance certification; and
572 (d) renew authorization every three years.
573 (7) The state security chief:
574 (a) may revoke authorization if the authorized foundation:
575 (i) fails to maintain a requirement of this section;
576 (ii) engages in financial mismanagement; or
577 (iii) submits false information in a report required by this section; and
578 (b) shall, before revoking authorization:
579 (i) provide written notice to the foundation;
580 (ii) allow a 30-day period to remedy the violation;
581 (iii) provide an opportunity for a hearing; and
582 (iv) issue a final written decision.
583 (8) Authorization under this section does not:
584 (a) create state liability;
585 (b) imply state endorsement;
586 (c) override a local procurement requirement; and
587 (d) exempt the foundation from an applicable law.

698 Section 9. Section 9 is enacted to read:

699 **53-22-109. School safety -- Compliance.**

HB0040S05 compared with HB0040S07

- 590 (1) As used in this section:
- 591 (a) "Compliance issue" means a violation of a school safety requirement under:
- 592 (i) this chapter; or
- 593 (ii) rules established in accordance with this chapter.
- 594 (b) "Tiered system of support" means an escalating system of:
- 595 (i) technical assistance;
- 596 (ii) intervention; and
- 597 (iii) corrective action.
- 598 (2) The state security chief shall, in collaboration with the School Safety Center:
- 599 (a) establish a tiered system of support for a compliance issue;
- 600 (b) develop implementation procedures for the system; and
- 601 (c) define criteria for:
- 602 (i) evaluating a compliance issue;
- 603 (ii) assigning an appropriate tier; and
- 604 (iii) monitoring progress.
- 605 (3) In establishing the system under Subsection (2), the state security chief and School Safety Center
shall consider:
- 607 (a) severity of the compliance issue;
- 608 (b) risk to student and staff safety;
- 609 (c) available technical assistance resources;
- 610 (d) local education agency capacity; and
- 611 (e) required corrective action timelines.
- 722 Section 10. Section **10** is enacted to read:
- 724 **53-25-601. Requirements for school safety.**
6. Requirements for School Safety
- 615 (1) As used in this section:
- 616 (a) "Local law enforcement agency" means the law enforcement agency with primary jurisdiction over a
school's physical location.
- 618 (b) "School safety needs assessment" means the assessment required under Section 53G-8-701.5.
- 620 (c) "Security camera system" means the system described in Section 53G-8-805.
- 621 (2) Each local law enforcement agency shall:

HB0040S05 compared with HB0040S07

- 622 (a) as coordinated with the county security chief described in Section 53-22-103, allocate adequate
personnel to participate in the school safety needs assessments with a school's school safety
and security specialist as required by Section 53G-8-701.5 for each school within the local law
enforcement's jurisdiction;
- 626 (b) if a school within the local law enforcement agency's jurisdiction elects to satisfy the requirements
described in Subsection 53G-8-701.5(2)(a)(ii) by employing school guardians, assign adequate
personnel time as the county security chief determines to assist the county security chief in
administering the trainings required under Section 53-22-105;
- 631 (c) ensure the school safety and security specialist for each school has all relevant information
collected by the county security chief or the local law enforcement agency to submit the completed
assessments to the School Safety Center created in Section 53G-8-802 by October 15 of each year;
- 635 (d) coordinate with each school within the local law enforcement's jurisdiction to obtain and maintain
access to school security camera systems as described in Section 53G-8-805; and
- 638 (e) coordinate with the relevant county security chiefs as specified in Sections 53-22-103 and
53-22-105.

750 Section 11. Section **53B-28-401** is amended to read:

751 **53B-28-401. Campus safety plans and training -- Institution duties -- Governing board**
duties.

643 (1) As used in this section:

644 (a) "Covered offense" means:

645 (i) sexual assault;

646 (ii) domestic violence;

647 (iii) dating violence; or

648 (iv) stalking.

649 (b) "Institution" means an institution of higher education described in Section 53B-1-102.

650 (c) "Student organization" means a club, group, sports team, fraternity or sorority, or other organization:

652 (i) of which the majority of members is composed of students enrolled in an institution; and

654 (ii)

(A) that is officially recognized by the institution; or

655 (B) seeks to be officially recognized by the institution.

656 (2) An institution shall develop a campus safety plan that addresses:

HB0040S05 compared with HB0040S07

- 657 (a) where an individual can locate the institution's policies and publications related to a covered offense;
659 (b) institution and community resources for a victim of a covered offense;
660 (c) the rights of a victim of a covered offense, including the measures the institution takes to ensure,
unless otherwise provided by law, victim confidentiality throughout all steps in the reporting and
response to a covered offense;
663 (d) how the institution informs the campus community of a crime that presents a threat to the campus
community;
665 (e) availability, locations, and methods for requesting assistance of security personnel on the
institution's campus;
667 (f) guidance on how a student may contact law enforcement for incidents that occur off campus;
669 (g) institution efforts related to increasing campus safety, including efforts related to the institution's
increased response in providing services to victims of a covered offense, that:
672 (i) the institution made in the preceding 18 months; and
673 (ii) the institution expects to make in the upcoming 24 months;
674 (h) coordination and communication between institution resources and organizations, including campus
law enforcement;
676 (i) institution coordination with local law enforcement or community resources, including coordination
related to a student's safety at an off-campus location; and
678 (j) how the institution requires a student organization to provide the campus safety training as described
in Subsection (5).
- 680 (3) An institution shall:
- 681 (a) prominently post the institution's campus safety plan on the institution's website and each of the
institution's campuses; and
683 (b) annually update the institution's campus safety plan.
- 684 (4) An institution shall develop a campus safety training curriculum that addresses:
- 685 (a) awareness and prevention of covered offenses, including information on institution and community
resources for a victim of a covered offense;
687 (b) bystander intervention; and
688 (c) sexual consent.
689

HB0040S05 compared with HB0040S07

(5) An institution shall require a student organization, in order for the student organization to receive or maintain official recognition by the institution, to annually provide campus safety training, using the curriculum described in Subsection (4), to the student organization's members.

693 ~~[(6) An institution shall report annually to the Education Interim Committee and the Law Enforcement~~
~~and Criminal Justice Interim Committee, at or before the committees' November meetings, on crime~~
~~statistics aggregated by housing facility as described in Subsection 53B-28-403(2).]~~

807 Section 12. Section **53B-28-403** is amended to read:

808 **53B-28-403. Student housing crime reporting.**

699 (1) As used in this section:

700 (a) "Campus law enforcement" means an institution's police department.

701 (b) "Crime statistics" means the number of each of the crimes in 34 C.F.R. Sec. 668.46(c)(1) that are
reported to a local police agency or campus law enforcement, listed by type of crime.

704 (c) "Institution" means an institution of higher education described in Section 53B-2-101.

705 (d)

(i) "Institution noncampus housing facility" means a building or property that:

706 (A) is used for housing students;

707 (B) is not part of the institution's campus; and

708 (C) the institution owns, manages, controls, or leases;

709 (ii) "Institution noncampus housing facility" includes real property that is adjacent to, and is used in
direct support of, the building or property described in Subsection (1)(d)(i).

712 (e) "Local law enforcement agency" means a state or local law enforcement agency other than campus
law enforcement.

714 (f)

(i) "On-campus housing facility" means a building or property that is:

715 (A) used for housing students; and

716 (B) part of the institution's campus.

717 (ii) "On-campus housing facility" includes real property that is:

718 (A) adjacent to the on-campus housing facility; and

719 (B) used in direct support of the on-campus housing facility.

720 (g) "Student housing" means:

721 (i) an institution noncampus housing facility;

HB0040S05 compared with HB0040S07

- 722 (ii) an on-campus housing facility; or
723 (iii) a student organization noncampus housing facility.
- 724 (h) "Student organization" means the same as that term is defined in Section 53B-28-401.
- 725 (i) "Student organization noncampus housing facility" means a building or property that:
726 (i) is used for housing students;
727 (ii) is not part of the institution's campus; and
728 (iii)
(A) a student organization owns, manages, controls, or leases; or
729 (B) is real property that is adjacent to the student organization noncampus housing facility and is used
in direct support of the noncampus housing facility.
- 731 (2) An institution with the types of housing facilities described in this Subsection (2) shall:
- 732 (a) create a report of crime statistics aggregated by:
733 (i) on-campus housing facility, identified and listed individually using the institution's system for
inventorying institution facilities;
735 (ii) institution noncampus housing facility, identified and listed individually using the institution's
system for inventorying institution facilities; and
737 (iii) student organization noncampus housing facilities, identified and listed individually using the
institution's system for identifying student organization noncampus housing facilities; and
- 740 (b) ~~[include the report described in Subsection (2)(a) in the report described in Subsection
53B-28-401(6).]~~ report annually to the Education Interim Committee and the Law Enforcement and
Criminal Justice Interim Committee, at or before the committee's November meetings, on crime
statistics aggregated by housing facility as described in Subsection(2)(a).
- 745 (3) An institution that does not have the types of housing described in Subsection (2) shall report the
crime statistics as required by 20 U.S.C. Section 1092(f), the Jeanne Clery Disclosure of Campus
Security Policy and Campus Crime Statistics Act, to the entities specified in Subsection (2).
- 749 (4) Upon request from an institution, a local law enforcement agency shall provide to the institution
crime statistics for each student housing facility over which the local law enforcement agency has
jurisdiction.
- 752 ~~[(4)]~~ (5) Except as provided in Section 53B-28-303, when campus law enforcement receives a
complaint or report of a crime that campus law enforcement reasonably determines occurred outside

HB0040S05 compared with HB0040S07

of campus law enforcement's jurisdiction, campus law enforcement shall share any record of the complaint or report with the local law enforcement agency with jurisdiction.

867 Section 13. Section **53E-1-201** is amended to read:

868 **53E-1-201. Reports to and action required of the Education Interim Committee.**

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

761 (a) the report described in Section 9-22-109 by the STEM Action Center Board, including the information described in Section 9-22-113 on the status of the computer science initiative and Section 9-22-114 on the Computing Partnerships Grants Program;

765 (b) the prioritized list of data research described in Section 53B-33-302 and the report on research and activities described in Section 53B-33-304 by the Utah Data Research Center;

768 (c) the report described in Section 53B-1-402 by the Utah Board of Higher Education on career and technical education issues and addressing workforce needs;

770 (d) the annual report of the Utah Board of Higher Education described in Section 53B-1-402;

772 (e) the reports described in Section [~~53B-28-401~~] 53B-28-403 by the Utah Board of Higher Education regarding activities related to campus safety;

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

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

778 (h) the report described in Section 53E-8-204 by the state board on the Utah Schools for the Deaf and the Blind;

780 (i) the report described in Section 53E-10-703 by the Utah Leading through Effective, Actionable, and Dynamic Education director on research and other activities;

782 (j) the report described in Section 53F-2-522 regarding mental health screening programs;

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

786 (l) the report described in Section 63N-20-107 by the Governor's Office of Economic Opportunity on UPSTART;

788 (m) the reports described in Sections 53F-5-214 and 53F-5-215 by the state board related to grants for professional learning and grants for an elementary teacher preparation assessment;

791

HB0040S05 compared with HB0040S07

- (n) upon request, the report described in Section 53F-5-219 by the state board on the Local Innovations Civics Education Pilot Program;
- 793 (o) the report described in Section 53F-5-405 by the state board regarding an evaluation of a partnership that receives a grant to improve educational outcomes for students who are low income;
- 796 (p) the report described in Section 53B-35-202 regarding the Higher Education and Corrections Council;
- 798 (q) the report described in Section 53G-7-221 by the state board regarding innovation plans;
- 800 (r) the reports described in Section 53F-6-412 regarding the Utah Fits All Scholarship Program.
- 802 (2) In accordance with applicable provisions and Section 68-3-14, the following occasional reports are due to the Education Interim Committee:
- 804 (a) in 2027, 2030, 2033, and 2035, the reports described in Sections 53B-1-116, 53B-1-117, and 53B-1-118;
- 806 (b) if required, the report described in Section 53E-4-309 by the state board explaining the reasons for changing the grade level specification for the administration of specific assessments;
- 809 (c) if required, the report described in Section 53E-5-210 by the state board of an adjustment to the minimum level that demonstrates proficiency for each statewide assessment;
- 812 (d) the report described in Section 53E-10-702 by Utah Leading through Effective, Actionable, and Dynamic Education;
- 814 (e) if required, the report described in Section 53F-2-513 by the state board evaluating the effects of salary bonuses on the recruitment and retention of effective teachers in high poverty schools;
- 817 (f) upon request, a report described in Section 53G-7-222 by an LEA regarding expenditure of a percentage of state restricted funds to support an innovative education program;
- 820 (g) the reports described in Section 53G-11-304 by the state board regarding proposed rules and results related to educator exit surveys; and
- 822 (h) the report described in Section 26B-5-113 by the Office of Substance Use and Mental Health, the state board, and the Department of Health and Human Services regarding recommendations related to Medicaid reimbursement for school-based health services.

936 Section 14. Section 53G-5-202 is amended to read:

937 **53G-5-202. Status and powers of State Charter School Board.**

938 (1) The State Charter School Board may:

939 (a) enter into contracts;

HB0040S05 compared with HB0040S07

- 940 (b) sue and be sued; and
941 (c)
(i) at the discretion of the charter school, provide administrative services to, or perform other school
functions for, charter schools authorized by the State Charter School Board; and
944 (ii) charge fees for the provision of services or functions.
945 (2) The state board shall:
946 (a) approve the State Charter School Board's annual budget; and
947 (b) otherwise grant autonomy to the State Charter School Board to manage the State Charter School
Board's budget.
949 (3) The State Charter School Board shall assign an existing employee to be the charter liaison described
in Section 53G-8-802.
951 (4) The charter school liaison described in Section 53G-8-802 shall coordinate with a safety liaison
from each authorizer to provide required trainings, information, and other relevant school safety
needs as the School Safety Center determines.
954 Section 15. Section 53G-5-205 is amended to read:
955 **53G-5-205. Charter school authorizers -- Power and duties -- Charter application minimum
standard.**
957 (1) The following entities are eligible to authorize charter schools:
958 (a) the State Charter School Board;
959 (b) a local school board; or
960 (c) an institution of higher education board of trustees, as that term is defined in Section 53G-5-102.
962 (2) A charter school authorizer shall:
963 (a) authorize and promote the establishment of charter schools;
964 (b) before an application for charter school authorization is submitted to a charter school authorizer,
review and evaluate the proposal to support and strengthen the charter school authorization
proposal;
967 (c) review and evaluate the performance of charter schools authorized by the authorizer and hold a
charter school accountable for the performance measures established in the charter school's charter
agreement;
970 (d) assist charter schools in understanding and carrying out the charter school's charter obligations;
[and]

HB0040S05 compared with HB0040S07

- 972 (e) provide technical support to charter schools and persons seeking to establish charter schools by:
974 (i) identifying and promoting successful charter school models;
975 (ii) facilitating the application and approval process for charter school authorization; or
977 (iii) directing charter schools and persons seeking to establish charter schools to sources of funding and
support[-] ; and
979 (f) designate an existing employee to coordinate with the charter school liaison described in Section
53G-5-202.
- 981 (3) A charter school authorizer may:
982 (a) make recommendations to the Legislature on legislation pertaining to charter schools;
983 (b) make recommendations to the state board on charter school rules and charter school funding; or
985 (c) provide technical support, as requested, to another charter school authorizer relating to charter
schools.
- 987 (4) Within 60 days after the day on which an authorizer approves an application for a new charter
school, the state board may direct an authorizer to do the following if the authorizer or charter
school applicant failed to follow statutory or state board rule requirements made in accordance with
Title 63G, Chapter 3, Utah Administrative Rulemaking Act:
- 992 (a) reconsider the authorizer's approval of an application for a new charter school; and
993 (b) correct deficiencies in the charter school application or authorizer's application process as described
in statute or state board rule, made in accordance with Title 63G, Chapter 3, Utah Administrative
Rulemaking Act, before approving the new application.
- 997 (5) The state board shall, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking
Act, make rules establishing minimum standards that a charter school authorizer is required to apply
whenevaluating a charter school application.
- 1000 (6) The minimum standards described in Subsection (5) shall include:
1001 (a) reasonable consequences for an authorizer that fails to comply with statute or state board rule;
1003 (b) a process for an authorizer to review:
1004 (i) the skill and expertise of a proposed charter school's governing board; and
1005 (ii) the functioning operation of the charter school governing board of an authorized charter school;
1007 (c) a process for an authorizer to review the financial viability of a proposed charter school and of an
authorized charter school;
1009 (d) a process to evaluate:

HB0040S05 compared with HB0040S07

- 1010 (i) how well an authorizer's authorized charter school complies with the charter school's charter
agreement;
- 1012 (ii) whether an authorizer's authorized charter school maintains reasonable academic and education
standards; and
- 1014 (iii) standards that an authorizer is required to meet to demonstrate the authorizer's capacity to oversee
and evaluate the charter schools the authorizer authorizes.

1016 Section 16. Section **53G-8-102** is amended to read:

1017 **53G-8-102. Definitions.**

[Reserved] As used in this chapter:

- 829 (1) "Climate" means the perceptions and experiences of students, staff, parents, and the community
regarding the school's environment and the resources that support the experiences.
- 832 (2) "Culture" means the beliefs, values, and practices that shape how a school functions and influences
student learning and well-being through policies, procedures, and safety protocols.
- 835 (3) "K-12 School Campus" means an LEA governed property or building where K-12 students gather
daily for instructional purposes and has an assigned administrator.
- 837 (4) "Physical Space" means the way in which a building is designed and structured to promote safety
including the minimum safety and security standards as described in Section 53-22-102.
- 840 (5) "School safety means" the physical space, culture, and climate of a school.

1031 Section 17. Section **53G-8-701** is amended to read:

1032 **53G-8-701. Definitions.**

As used in this part:

- 844 (1) "Armed school security guard" means the same as that term is defined in Section
[53G-8-804] 53G-8-704.
- 846 (2) "County security chief" means the same as that term is defined in Section 53-22-101.
- 847 (3) "Law enforcement agency" means the same as that term is defined in Section 53-1-102.
- 848 (4) "Public school" means the same as that term is defined in Section 53G-9-205.1.
- 849 (5) "School guardian" means the same as that term is defined in Section 53-22-106.
- 850 (6) "School is in session" means the same as that term is defined in Section 53E-3-516.
- 851 (7) "School resource officer" means a law enforcement officer, as defined in Section 53-13-103, who
contracts with or whose law enforcement agency contracts with an LEA to provide law enforcement
services for the LEA.

HB0040S05 compared with HB0040S07

854 (8) "School safety and security director" means an individual whom an LEA designates in accordance
with Section 53G-8-701.8.

856 (9) "School safety and security specialist" means a school employee designated under Section
53G-8-701.6 who is responsible for supporting school safety initiatives.

858 (10) "School [~~safety-center~~] Safety Center" means the same as that term is defined in Section
53G-8-801.

860 (11) "State security chief" means the same as that term is defined in Section 53-22-101.

1051 Section 18. Section **53G-8-701.5** is amended to read:

1052 **53G-8-701.5. School safety needs assessment -- School safety personnel -- Alternative
requirements.**

864 (1)

(a) In accordance with Subsections (1)(c) through (e), [No] no later than [December 31, 2024] October
15 of an applicable year, an LEA shall:

866 (i) ensure a school safety needs assessment the state security chief selects in collaboration with the
school safety center is conducted in accordance with Subsection (1)(b) for each school or K-12
campus within the LEA to determine the needs and deficiencies regarding:

870 (A) appropriate school safety personnel, including necessary supports, training, and policy creation for
the personnel;

872 (B) physical building security and safety, including required upgrades to facilities and safety
technology[; and] {, and a list of current deferred maintenance} ;

874 (C) a school's current threat and emergency response protocols, including any emergency response
agreements with local law enforcement;

876 (D) cardiac emergency preparedness, including an inventory of whether automated external
defibrillators are present and accessible, maintenance status, and current staff training offerings; and

879 (E) compliance with universal access key box requirements under Section 53G-8-805; and

881 (ii) report the results of the school safety needs assessment for each school within the LEA to the
state security chief and the School Safety Center.

883 (b)

(i) The school safety specialist described in Section 53G-8-701.6, in collaboration with the county
security chief[or designee described in Section 53-22-103] , and with the local law enforcement

HB0040S05 compared with HB0040S07

of relevant jurisdiction over the school as described in Section 53-25-601, shall conduct the school safety needs assessment for each school.

- 888 (ii) A school safety and security director may fulfill the role of a school safety and security specialist in
conducting the school safety needs assessment.
- 890 [~~(e)~~] ~~In collaboration with the School Safety Center described in Section 53G-8-802, the state security~~
~~chief described in Section 53-22-102 shall create a school safety needs assessment that an LEA shall~~
~~use to ensure compliance with this Subsection (1).]~~
- 893 (c) The school safety needs assessment required under Subsection (1)(a)(i) shall be conducted at least
once every three years for each school or K-12 campus.
- 895 (d) An LEA may implement a rotating or staggered schedule for conducting school safety needs
assessments among the buildings within the LEA, provided that:
- 897 (i) each school within a K-12 campus is assessed at least once every three years; and
- 898 (ii) the LEA documents the rotating or staggered assessment schedule and shares this schedule with
the state security chief, the School Safety Center, the county security chief, and the local law
enforcement of relevant jurisdiction as described in Section 53-25-601.
- 902 (e) The LEA shall update the assessment schedule as necessary to ensure compliance with the three-
year assessment requirement under Subsection (1)(c).
- 904 [~~(d)~~] (f) The state board shall use the results of the school safety needs assessment for each school
within an LEA to award a grant to an LEA in accordance with Section 53F-5-220.
- 907 [~~(e)~~] (g) Any information or record detailing a school's needs assessment results is:
- 908 (i) a private, controlled, or protected record under Title 63G, Chapter 2, Government Records Access
and Management Act; and
- 910 (ii) available only to:
- 911 (A) the state security chief;
- 912 (B) the School Safety Center;
- 913 (C) members of an LEA governing board;
- 914 (D) administrators of the LEA and school the needs assessment concerns;
- 915 (E) only to the extent necessary to award a grant under Section 53F-5-220, the state board;
- 917 (F) the applicable school safety personnel described in Subsection (2);
- 918 (G) a local law enforcement agency that would respond to the school in case of an emergency; and
- 920 (H) the county security chief.

HB0040S05 compared with HB0040S07

- 921 [(f)] (h) An individual who intentionally or knowingly provides the information described in Subsection
[(+)(e)] (1)(g) to an individual or entity not listed in Subsection [(+)(e)(ii)] (1)(g)(ii) is guilty of a
class B misdemeanor.
- 924 (2)
- 926 (a) An LEA shall ensure each school within the LEA has the following school safety personnel:
- 927 (i) a school safety and security specialist described in Section 53G-8-701.6; and
(ii) based on the results of the needs assessment described in Subsection (1), at least one of the
following:
- 929 (A) a school resource officer;
- 930 (B) a school guardian; or
- 931 (C) an armed school security guard.
- 932 (b) In addition to the school safety personnel described in Subsection (2)(a), an LEA shall designate a
school safety and security director described in Section 53G-8-701.8.
- 934 (c) [~~If a school has more than 350 students enrolled at the school, the~~] The same individual may [not
]serve in more than one of the roles listed in Subsections (2)(a) and (b) if the school notifies the
School Safety Center and the state security chief of the decision to have the same individual serve in
multiple roles as described in this Subsection (2).
- 939 (d) An LEA may implement the requirements of Subsection (2)(a)(ii) before the LEA has completed the
school safety needs assessment described in Subsection (1).
- 941 (e) The state security chief in consultation with the School Safety Center shall establish a timeline for
an LEA to comply with the school safety personnel requirements of this Subsection (2).
- 944 (3)
- (a) An LEA, school administrator, or private school may apply to the state security chief for an
approved alternative to the requirements described in:
- 946 (i) Section 53-22-105;
- 947 (ii) this section;
- 948 (iii) Section 53G-8-701.6;
- 949 (iv) Section 53G-8-701.8; and
- 950 (v) Section 53G-8-704.
- 951

HB0040S05 compared with HB0040S07

(b) In approving or denying an application described in Subsection (3)(a), the state security chief may consider factors that impact a school or LEA's ability to adhere to the requirements of this section, including the school or LEA's:

- 954 (i) population size;
 - 955 (ii) staffing needs or capacity;
 - 956 (iii) geographic location;
 - 957 (iv) available funding; or
 - 958 (v) general demonstration of need for an alternative to the requirements of this section.
- 960 (4) A private school shall identify an individual at the private school to serve as the safety liaison with the local law enforcement of relevant jurisdiction and the state security chief.

1152 Section 19. Section **53G-8-701.6** is amended to read:

1153 **53G-8-701.6. School safety and security specialist.**

- 964 (1) As used in this section, "principal" means the chief administrator at a public school, including:
- 966 (a) a school principal;
 - 967 (b) a charter school director; or
 - 968 (c) the superintendent of the Utah Schools for the Deaf and the Blind.
- 969 (2)
- (a) Subject to Subsection (2)(b) and except as provided in Subsection 53G-8-701.5(3), every campus within an LEA shall designate a school safety and security specialist from the employees of the relevant campus.
 - 972 (b) The school safety and security specialist:
 - 973 (i) may not be a principal; and
 - 974 (ii) may be the school safety and security director at one campus within the LEA.
 - 975 (3) The school safety and security specialist shall:
 - 976 (a) report directly to the principal;
 - 977 (b) oversee school safety and security practices to ensure a safe and secure school environment for students and staff;
 - 979 (c) ensure adherence with all policies, procedures, protocols, rules, and regulations relating to school safety and security through collaborating and maintaining effective communications with the following as applicable:
 - 982 (i) the principal;

HB0040S05 compared with HB0040S07

- 983 (ii) school staff;
- 984 (iii) the school resource officer;
- 985 (iv) the armed school security guard;
- 986 (v) the school guardian;
- 987 (vi) local law enforcement;
- 988 (vii) the county security chief;
- 989 (viii) the school safety and security director;
- 990 (ix) the LEA; and
- 991 (x) school-based behavioral and mental health professionals;
- 992 (d) in collaboration with the county security chief [~~or designee described in Section 53-22-103~~] and
with the local law enforcement of relevant jurisdiction over the school as described in Section
53-25-601:
- 995 (i) conduct the school safety needs assessment described in Section 53G-8-701.5;
- 996 (ii) in accordance with Sections 53-25-601 and 53G-8-701.5, submit the completed assessments to the
School Safety Center created in Section 53G-8-802 by October 15 of each year; and
- 999 [(ii)] (iii) [~~conduct a building safety evaluation at least annually using-~~] review the results of the school
safety needs assessment to recommend and implement improvements to school facilities, policies,
procedures, protocols, rules, and regulations relating to school safety and security;
- 1003 (e) [~~if the specialist is also an employee of an LEA,~~] participate on the multidisciplinary team that the
[~~LEA~~] school establishes;
- 1005 (f) conduct a behavioral threat assessment when the school safety and security specialist deems
necessary using an evidence-based tool the state security chief recommends in consultation with the
school safety center and the Office of Substance [~~Abuse~~] Use and Mental Health;
- 1009 (g) regularly monitor and report to the principal, local law enforcement, and, if applicable, the LEA
superintendent or designee, security risks for the school resulting from:
- 1012 (i) issues with school facilities; or
- 1013 (ii) the implementation of practices, policies, procedures, and protocols relating to school safety and
security;
- 1015 (h) coordinate with local first responder agencies to implement and monitor safety and security drills in
accordance with policy and applicable procedures and protocols;
- 1017

HB0040S05 compared with HB0040S07

- (i) ensure that school staff, and, when appropriate, students, receive training on and remain current on the school's safety and security procedures and protocols;
- 1019 (j) following an event where security of the school has been significantly compromised, organize a debriefing with the individuals listed in Subsection (3)(c) following the recommendations from the state security chief, in collaboration with the School Safety Center, regarding strengthening school safety and security practices, policies, procedures, and protocols;
- 1024 (k) abide by any LEA, school, or law enforcement agency policy outlining the chain of command;
- 1026 (l) during an emergency, coordinate with the following individuals as applicable, the:
- 1027 (i) school resource officer;
- 1028 (ii) school guardians;
- 1029 (iii) armed school security guards;
- 1030 (iv) school administrators; and
- 1031 (v) responding law enforcement officers;
- 1032 (m) follow any LEA, school, or law enforcement agency student privacy policies, including state and federal privacy laws;
- 1034 (n) participate in an annual training the state security chief selects in consultation with the School Safety Center; and
- 1036 (o) remain current on:
- 1037 (i) a comprehensive school guideline the state security chief selects;
- 1038 (ii) the duties of a school safety and security specialist described in this Subsection (3); and
- 1040 (iii) the school's emergency response plan.
- 1041 (4) During an active emergency at the school, the school safety and security specialist is subordinate to any responding law enforcement officers.
- 1233 Section 20. Section **53G-8-701.8** is amended to read:
- 1234 **53G-8-701.8. School safety and security director.**
- 1045 (1) Except as provided in Subsection 53G-8-701.5(3), an LEA shall designate a school safety and security director as the LEA point of contact for the county security chief, local law enforcement, and the state security chief.
- 1048 (2) A school safety and security director shall:
- 1049 (a) participate in and satisfy the training requirements~~[, including the annual and biannual requirements, described in]~~ as follows:

HB0040S05 compared with HB0040S07

- 1051 (i) only once, the training requirements described in Section 53-22-105 for school guardians;
1053 (ii) [~~Section 53G-8-702 for~~] the school resource [officers] officer and administrator training the state
security chief approves in consultation with the School Safety Center; and
1056 [(iii) ~~Section 53G-8-704 for armed school security guards;~~]
1057 [(b) ~~have a valid concealed carry permit issued under Title 53, Chapter 5, Part 7, Concealed Firearm~~
~~Act;~~]
1059 [(e)] (b) if serving as a backup school guardian, satisfy all requirements described in 53-22-105;
1061 (c) if the designee is an employee of an LEA, participate on the multidisciplinary team the LEA
establishes;
1063 (d) coordinate security responses among, if applicable, the following individuals in the LEA that
employs the school safety and security director:
1065 (i) school safety and security specialists;
1066 (ii) school resource officers;
1067 (iii) armed school security guards; and
1068 (iv) school guardians; and
1069 (e) collaborate and maintain effective communications with local law enforcement, a county security
chief, the LEA, and school-based behavioral and mental health professionals to ensure adherence
with all policies, procedures, protocols, rules, and regulations relating to school safety and security.
1073 (3) A school safety and security director:
1074 (a) does not have authority to act in a law enforcement capacity; and
1075 (b) may, at the LEA that employs the director:
1076 (i) take actions necessary to prevent or abate an active threat; and
1077 (ii) temporarily detain an individual when the school safety and security director has reasonable cause
to believe the individual has committed or is about to commit a forcible felony, as that term is
defined in Section 76-2-402[;] .
1080 (4) Notwithstanding Subsection 76-10-505.5(4), if a school safety and security director is carrying a
firearm, the school safety and security director shall carry the school safety and security director's
firearm in a concealed manner and may not, unless during an active threat, display or open carry a
firearm while on school grounds.
1084 (5) A school may use the services of the school safety and security director on a temporary basis to
satisfy the school safety personnel requirement of Subsection 53G-8-701.5(2).

HB0040S05 compared with HB0040S07

- 1086 (6) The state security chief shall:
- 1087 (a) for each school safety and security director, track each school safety and security director by
collecting the photograph and the name and contact information for each school safety and security
director; and
- 1090 (b) make the information described in Subsection (6)(a) readily available to each law enforcement
agency in the state categorized by LEA.
- 1282 Section 21. Section **53G-8-704** is amended to read:
- 1283 **53G-8-704. Contracts between an LEA and a contract security company for armed school
security guards.**
- 1095 (1) As used in this section:;
- 1096 (a) "Armed private security officer" means the same as that term is defined in Section 58-63-102.
- 1098 (b) "Armed school security guard" means an armed private security officer who[-is]:
- 1099 (i) is licensed as an armed private security officer under Title 58, Chapter 63, Security Personnel
Licensing Act; and
- 1101 (ii) has met the requirements described in Subsection (4)(a).
- 1102 (c) "Contract security company" means the same as that term is defined in Section 58-63-102.
- 1104 (d) "State security chief" means the same as that term is defined in Section 53-22-102.
- 1105 (2)
- (a) An LEA may use an armed school security guard to satisfy the school safety personnel requirements
of Section 53G-8-701.5.
- 1107 (b) An LEA that uses an armed school security guard under Subsection (2)(a) shall contract with a
contract security company to provide armed school security guards at each school within the LEA.
- 1110 (3) The contract described in Subsection (2)(b) shall include a detailed description of:
- 1111 (a) the rights of a student under state and federal law with regard to:
- 1112 (i) searches;
- 1113 (ii) questioning;
- 1114 (iii) arrests; and
- 1115 (iv) information privacy;
- 1116 (b) job assignment and duties of an armed school security guard, including:
- 1117 (i) the school to which an armed school security guard will be assigned;
- 1118 (ii) the hours an armed school security guard is present at the school;

HB0040S05 compared with HB0040S07

- 1119 (iii) the point of contact at the school that an armed school security guard will contact in case of an
emergency;
- 1121 (iv) specific responsibilities for providing and receiving information;
- 1122 (v) types of records to be kept, and by whom; and
- 1123 (vi) training requirements; and
- 1124 (c) other expectations of the contract security company in relation to school security at the LEA.
- 1126 (4)
- (a) In addition to the requirements for licensure under Title 58, Chapter 63, Security Personnel
Licensing Act, an armed private security officer may only serve as an armed school security guard
under a contract described in Subsection (2)(b) if the armed private security officer:
- 1130 (i) has a valid concealed carry permit issued under Title 53, Chapter 5, Part 7, Concealed Firearm
Act; ~~and~~
- 1132 (ii) has undergone training from a county security chief or local law enforcement agency regarding:
- 1134 (A) the safe loading, unloading, storage, and carrying of firearms in a school setting;
- 1136 (B) the role of armed security guards in a school setting; and
- 1137 (C) coordination with law enforcement and school officials during an active threat ~~[-]~~ ;
- 1138 (iii) completes an initial "fit to carry" assessment the Department of Health and Human Services
approves and a provider administers; and
- 1140 (iv) maintains compliance with mental health screening requirements consistent with law
enforcement standards.
- 1142 (b) An armed school security guard that meets the requirements of Subsection (4)(a) shall, in order
to remain eligible to be assigned as an armed school security guard at any school under a contract
described in Subsection (2)(b), participate in and satisfy the training requirements of the initial,
annual, and biannual trainings as defined in Section 53-22-105.
- 1147 (5) An armed school security guard may conceal or openly carry a firearm at the school at which the
armed school security guard is employed under the contract described in Subsection (2)(b).
- 1150 (6) An LEA that enters a contract under this section shall inform the state security chief and the relevant
county security chief of the contract and provide the contact information of the contract security
company employing the armed security guard for use during an emergency.
- 1154 (7) The state security chief shall:
- 1155

HB0040S05 compared with HB0040S07

- (a) for each LEA that contracts with a contract security company under this section, track each contract security company providing armed school security guards by name and the contact information for use in case of an emergency; and
- 1158 (b) make the information described in Subsection (7)(a) readily available to each law enforcement agency in the state by school.
- 1160 (8) An armed school security guard shall file a report described in Subsection (9) if, during the performance of the armed school security guard's duties, the armed school security guard:
- 1163 (a) points a firearm at an individual; or
- 1164 (b) aims a conductive energy device at an individual and displays the electrical current.
- 1165 (9)
- (a) A report described in Subsection (8) shall include:
- 1166 (i) a description of the incident;
- 1167 (ii) the identification of the individuals involved in the incident; and
- 1168 (iii) any other information required by the state security chief.
- 1169 (b) An armed school security guard shall submit a report required under Subsection (8) to the school administrator, school safety and security director, and the state security chief within 48 hours after the incident.
- 1172 (c) The school administrator, school safety and security director, and the state security chief shall consult and review the report submitted under Subsection (9)(b).
- 1364 Section 22. Section **53G-8-802** is amended to read:
- 1365 **53G-8-802. State Safety and Support Program -- State board duties -- LEA duties.**
- 1177 (1) There is created the School Safety Center.
- 1178 (2) The School Safety Center shall:
- 1179 (a) develop in conjunction with the Office of Substance Use and Mental Health and the state security chief model student safety and support policies for an LEA, including:
- 1181 (i) requiring an evidence-based behavior threat assessment that includes[?]
- 1182 [~~(A)~~] _recommended interventions with an individual whose behavior poses a threat to school safety;
[and]
- 1184 [~~(B)~~] ~~establishes defined roles for a multidisciplinary team and school safety personnel described in Title 53G, Chapter 8, Part 7, School Safety Personnel, including:]~~
- 1187 (ii) procedures for referrals to law enforcement; and

HB0040S05 compared with HB0040S07

- 1188 (iii) procedures for referrals to a community services entity, a family support organization, or a health
care provider for evaluation or treatment;
- 1190 (b) provide training in consultation with the state security chief:
- 1191 (i) in school safety;
- 1192 (ii) in evidence-based approaches to improve school climate and address and correct bullying behavior;
- 1194 (iii) in evidence-based approaches in identifying an individual who may pose a threat to the school
community;
- 1196 (iv) in evidence-based approaches in identifying an individual who may be showing signs or symptoms
of mental illness;
- 1198 (v) on permitted disclosures of student data to law enforcement and other support services under the
Family Education Rights and Privacy Act, 20 U.S.C. Sec. 1232g;
- 1201 (vi) on permitted collection of student data under 20 U.S.C. Sec. 1232h and Sections 53E-9-203 and
53E-9-305; and
- 1203 (vii) for administrators on rights and prohibited acts under:
- 1204 (A) Chapter 9, Part 6, Bullying and Hazing;
- 1205 (B) Title VI of the Civil Rights Act of 1964, 42 U.S.C. Sec. 2000d et seq.;
- 1206 (C) Title IX of Education Amendments of 1972, 20 U.S.C. Sec. 1681 et seq.;
- 1207 (D) Section 504 of the Rehabilitation Act of 1973, 29 U.S.C. Sec. 701 et seq.; and
- 1208 (E) the Individuals with Disabilities Education Act, 20 U.S.C. Sec. 1400 et seq.;
- 1209 (c) conduct and disseminate evidence-based research on school safety concerns;
- 1210 (d) disseminate information on effective school safety initiatives;
- 1211 (e) encourage partnerships between public and private sectors to promote school safety;
- 1212 (f) provide technical assistance to an LEA in the development and implementation of school safety
initiatives;
- 1214 (g) in conjunction with the state security chief, make available to an LEA the model critical incident
response training program a school and law enforcement agency shall use during a threat;
- 1217 (h) provide space for the public safety liaison described in Section 53-1-106 and the school-based
mental health specialist described in Section 26B-5-102;
- 1219 (i) collaborate with the state security chief to determine appropriate application of school safety
requirements in Utah Code to an online school;

1221

HB0040S05 compared with HB0040S07

- (j) create a model school climate survey that may be used by an LEA to assess stakeholder perception of a school environment;
- 1223 (k) in accordance with Section 53G-5-202, establish a charter school liaison including defined responsibilities for charter school communication and coordination with the School Safety Center; and
- 1225 (l) assist a foundation described in Section 53-22-108 in distributing school safety products if a foundation seeks assistance;
- 1227 (m) establishes defined roles for a multidisciplinary team and school safety personnel described in Title 53G, Chapter 8, Part 7, School Safety Personnel; [and]
- 1229 [~~(k)~~] (n) assist LEAs in implementing and maintaining universal access key box requirements under Section 53G-8-805;
- 1230 (o) in consultation with the state security chief, select a system to track relevant data, including the tracking required in Sections 53-22-105, 53G-8-701.5, 53G-8-701.8, and 53G-8-704; and
- 1233 (p) collect aggregate data and school climate survey results from an LEA that administers the model school climate survey described in Subsection [~~(2)(i)~~] (2)(j).
- 1235 (3) Nothing in this section requires:
- 1236 (a) an individual to respond to a school climate survey; or
- 1237 (b) an LEA to use the model school climate survey or any specified questions in the model school climate survey described in Subsection [~~(2)(i)~~] (2)(j).
- 1239 (4) The state board shall require an LEA to:
- 1240 (a)
- (i) if an LEA administers a school climate survey, review school climate data for each school within the LEA; and
- 1242 (ii) based on the review described in Subsection (4)(a)(i):
- 1243 (A) revise practices, policies, and training to eliminate harassment and discrimination in each school within the LEA;
- 1245 (B) adopt a plan for harassment- and discrimination-free learning; and
- 1246 (C) host outreach events or assemblies to inform students and parents of the plan adopted under Subsection (4)(a)(ii)(B);
- 1248

HB0040S05 compared with HB0040S07

(b) no later than September 1 of each school year, send a notice to each student, parent, and LEA staff member stating the LEA's commitment to maintaining a school climate that is free of harassment and discrimination; and

1251 (c) report to the state board annually on the LEA's implementation of the plan under Subsection (4)(a)
1253 (ii)(B) and progress.

{~~(5) A charter school authorizer as that term is defined in Section 53G-5-102, shall pay a portion of the salary of the charter liaison described in Subsection (2)(k) in an amount proportionate to the number of charter schools the authorizer has authorized.~~}

1445 Section 23. Section **53G-8-803** is amended to read:

1446 **53G-8-803. Standard response protocol to active threats in schools.**

The state security chief described in Section 53-22-102, in consultation with the School Safety Center, shall make rules, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, to:

1261 (1) in accordance with the standard response protocol established by the state security chief, require
an LEA or school to develop emergency preparedness plans and emergency response plans for
use during an emergency that include developmentally appropriate training for students and adults
regarding:

1265 (a) active threats;

1266 (b) emergency preparedness;

1267 (c) cardiac emergency preparedness;

1268 [~~(e)~~] (d) drills as required under Subsection 15A-5-202.5 and by the state security chief; and

1270 [~~(d)~~] (e) standard response protocols coordinated with community stakeholders; and

1271 (2) identify the necessary components of emergency preparedness and response plans, including
underlying standard response protocols and emerging best practices for an emergency.

1463 Section 24. Section **53G-8-805** is amended to read:

1464 **53G-8-805. Panic alert device -- Security cameras -- Key box.**

1276 (1) As used in this section:

1277 (a) "Universal access key box" means a UL Standard 1037 compliant secure container designed to store
and protect emergency access keys and devices.

1279 (b) "Emergency responder" means law enforcement, fire service, or emergency medical personnel
authorized by local authorities to respond to school emergencies.

HB0040S05 compared with HB0040S07

- 1281 [(1)] (2) In accordance with the results of the school safety needs assessment described in Section
53G-8-701.5, an LEA shall provide ~~[a staff person]~~ the lead teacher in each classroom with
a wearable panic alert device that ~~[allows for immediate contact with emergency services
or emergency services agencies, law enforcement agencies, health departments, and fire
departments]~~ shall communicate directly with public safety answering points.
- 1287 [(2)] (3) An LEA shall ensure, before the school year begins, all school building personnel receive
training on the protocol and appropriate use of the panic alert device described in Subsection
[(1)] (2).
- 1290 [(3)] (4) An LEA shall:
- 1291 (a) ensure all security cameras within a school building are accessible by:
- 1292 (i) a local law enforcement agency; and
- 1293 (ii) public safety answering points;
- 1294 (b) coordinate with a local law enforcement agency to establish appropriate access protocols[-]; and
- 1296 (c) physically mark all hallways and doorways consistent with the incident response method or system
the state security chief creates.
- 1298 [(4)]
- 1299 (5) A school building shall include universal access key boxes that:
- 1300 (a) are installed at main entry points;
- 1301 (b) contain master keys and access devices providing complete access to all areas of the school;
- 1303 (c) are accessible only to authorized emergency responders;
- 1304 (d) are electronically monitored for tampering; and
- 1305 (e) are weather-resistant and vandal-resistant.
- 1306 (6) An LEA shall:
- 1307 (a) maintain universal access key boxes by:
- 1308 (i) conducting quarterly inspections;
- 1309 (ii) updating contents within 24 hours of any lock or access control changes;
- 1310 (iii) maintaining current key and access device inventories;
- 1311 (iv) documenting all inspections and updates; and
- 1312 (v) immediately replacing any damaged or malfunctioning boxes;
- 1313 (b) coordinate with local emergency responders to:
- 1314 (i) determine optimal box placement;

HB0040S05 compared with HB0040S07

- 1315 (ii) establish access protocols;
1316 (iii) maintain current emergency contact information; and
1317 (iv) conduct annual reviews of box usage and effectiveness;
1318 (c) include universal access key box locations and protocols in:
1319 (i) school emergency response plans;
1320 (ii) building schematic diagrams provided to emergency responders; and
1321 (iii) school safety and security training materials.
1322 (7) The state board shall:
1323 (a) establish standards for:
1324 (i) box installation and placement;
1325 (ii) access control and monitoring;
1326 (iii) maintenance schedules; and
1327 (iv) compliance verification;
1328 (b) in direct coordination with the state security chief, ensure new construction or major remodeling of a school building shall include the installation of automated external defibrillators in appropriate locations as the state board determines; and
1331 (c) provide technical assistance to LEAs implementing this section.
1332 (8) Nothing in this section:
1333 (a) affects requirements for fire department key boxes under applicable building or fire codes; or
1335 (b) restricts additional security measures implemented by LEAs that exceed these requirements.
1337 (9) This section is not subject to the restrictions in Section 41-6a-2003.
1527 Section 25. Section **53G-9-207** is amended to read:
1528 **53G-9-207. Child sexual abuse prevention.**
1340 (1) As used in this section:
1341 (a)
1343 (i) "Age-appropriate instructional material" means materials that provide instruction on:
1344 (A) the responsibility of adults for the safety of children;
1345 (B) how to recognize uncomfortable inner feelings;
1346 (C) how to say no and leave an uncomfortable situation;
1347 (D) how to set clear boundaries;
(E) the risks of sharing intimate images or personal information through electronic means; and

HB0040S05 compared with HB0040S07

- 1349 ~~(E)~~ (F) the importance of discussing uncomfortable situations with parents and other trusted
 adults.
- 1351 (ii) "Age-appropriate instructional material" does not include materials that:
- 1352 (A) invites a student to share personal experiences about abuse during instruction;
- 1353 (B) gives instruction regarding consent as described in Section 76-5-406; or
- 1354 (C) includes sexually explicit language or depictions.
- 1355 (b) "Alternative provider" means a provider other than the provider selected by the state board
 under Subsection (8) that provides the training and instruction described in Subsection (4) with
 instructional materials approved under Subsection (2).
- 1358 (c) "School personnel" means the same as that term is defined in Section 53G-9-203.
- 1359 (d) "Sexual extortion" means the criminal offense described in Section 76-5b-204.
- 1360 (2) The state board shall approve, in partnership with the Department of Health and Human Services,
 age-appropriate instructional materials for the training and instruction described in Subsections (3)
 (a) and (4).
- 1363 (3)
- (a) An LEA shall provide, once every three years, training and instruction on child sexual abuse and
 human trafficking prevention and awareness to:
- 1365 (i) school personnel in elementary and secondary schools on:
- 1366 (A) responding to a disclosure of child sexual abuse in a supportive, appropriate manner;
- 1368 (B) identifying children who are victims or may be at risk of becoming victims of human trafficking or
 commercial sexual exploitation; and
- 1370 (C) the mandatory reporting requirements described in Sections 53E-6-701 and 80-2-602;
- 1372 (D) appropriate responses to incidents of sexual extortion, including connecting victims with support
 services; and
- 1374 (ii) parents of elementary school students on:
- 1375 (A) recognizing warning signs of a child who is being sexually abused or who is a victim or may be at
 risk of becoming a victim of human trafficking or commercial sexual exploitation; ~~and~~
- 1378 (B) effective, age-appropriate methods for discussing the topic of child sexual abuse with a child[-] ;
 and
- 1380 (C) resources available for victims of sexual extortion.
- 1381 (b) An LEA:

HB0040S05 compared with HB0040S07

- 1382 (i) shall use the instructional materials approved by the state board under Subsection (2) to provide the
training and instruction under Subsections (3)(a) and (4); or
- 1384 (ii) may use instructional materials the LEA creates to provide the instruction and training described in
Subsections (3)(a) and (4), if the LEA's instructional materials are approved by the state board under
Subsection (2).
- 1387 (4)
- (a) In accordance with Subsections (4)(b) and (5), an LEA may provide instruction on child sexual
abuse and human trafficking prevention and awareness to elementary school students using age-
appropriate curriculum.
- 1390 (b) An LEA that provides the instruction described in Subsection (4)(a) shall use the instructional
materials approved by the state board under Subsection (2) to provide the instruction.
- 1393 (5)
- (a) An elementary school student may not be given the instruction described in Subsection (4) unless
the parent of the student is:
- 1395 (i) notified in advance of the:
- 1396 (A) instruction and the content of the instruction; and
- 1397 (B) parent's right to have the student excused from the instruction;
- 1398 (ii) given an opportunity to review the instructional materials before the instruction occurs; and
- 1400 (iii) allowed to be present when the instruction is delivered.
- 1401 (b) Upon the written request of the parent of an elementary school student, the student shall be excused
from the instruction described in Subsection (4).
- 1403 (c) Participation of a student requires compliance with Sections 53E-9-202 and 53E-9-203.
- 1405 (6) An LEA may determine the mode of delivery for the training and instruction described in
Subsections (3) and (4).
- 1407 (7) Upon request of the state board, an LEA shall provide evidence of compliance with this section.
- 1409 (8) The state board shall select a provider to provide the training and instruction described in Subsection
(4), including requiring the provider selected to:
- 1411 (a) engage in outreach efforts to support more schools to participate in the training and instruction;
- 1413 (b) provide materials for the instruction involving students in accordance with Subsection (4);
- 1415 (c) provide an outline of how many LEAs, schools, and students the provider could service; and
- 1417 (d) submit a report to the state board that includes:

HB0040S05 compared with HB0040S07

- 1418 (i) information on the LEAs the provider engaged with in the outreach efforts, including:
1420 (A) how many schools within an LEA increased instructional offerings for training and instruction; and
1422 (B) the reasons why an LEA chose to participate or not in the offered training or instruction;
1424 (ii) the number of schools and students that received the training and instruction;
1425 (iii) budgetary information regarding how the provider utilized any funds the state board allocated; and
1427 (iv) additional information the state board requests.
- 1428 (9) Subject to legislative appropriation, there is created a grant program to support an LEA that chooses
to use an alternative provider other than the provider selected by the state board under Subsection
(8) to provide the training and instruction described in Subsection (4).
- 1432 (10) The state board shall:
1433 (a) establish a process to select alternative providers for an LEA to use, including:
1434 (i) an application process for a provider to become an alternative provider;
1435 (ii) required criteria for a provider to become an alternative provider; and
1436 (iii) relevant timelines;
1437 (b) create a process for an LEA to receive a grant award described in Subsection (9), including:
1439 (i) an application process;
1440 (ii) relevant timelines; and
1441 (iii) a scoring rubric and corresponding formula for determining a grant amount; and
1442 (c) make grant awards on a first come first served basis until the state board distributes all appropriated
funds.
- 1444 (11) An LEA that receives a grant award described in Subsection (10)(b) shall:
1445 (a) use the grant award to cover the costs needed for implementation of the training or instruction
described in Subsection (4); and
1447 (b) upon request of the state board, provide an itemized list of the uses of the grant award.
- 1638 Section 26. Section **53G-9-703** is amended to read:
1639 **53G-9-703. Parent education -- Mental health -- Bullying -- Safety.**
- 1451 (1)
(a) Except as provided in Subsection (3), a school district shall offer a seminar for parents of students
who attend school in the school district that:
1453 (i) is offered at no cost to parents;
1454 (ii)

HB0040S05 compared with HB0040S07

- 1455 (A) if in person, begins at or after 6 p.m.;~~[-or]~~
- 1456 (B) if in person, takes place on a Saturday; or
- 1459 (C) may be conducted at anytime online and recorded if the recording is made available on the school district's website, including the parent portal created in Section 53G-6-806.
- 1460 (iii)
- 1461 (A) is held in at least one school located in the school district; or
- 1462 (B) is provided through a virtual platform; and
- 1463 (iv) covers the topics described in Subsection (2).
- 1464 (b)
- 1465 (i) A school district shall annually offer one parent seminar for each 11,000 students enrolled in the school district.
- 1466 (ii) Notwithstanding Subsection (1)(b)(i), a school district may not be required to offer more than three seminars.
- 1467 (c) A school district may:
- 1468 (i) develop the district school's own curriculum for the seminar described in Subsection (1)(a); or
- 1469 (ii) use the curriculum developed by the state board under Subsection (2).
- 1470 (d) A school district shall notify each charter school located in the attendance boundaries of the school district of the date and time of a parent seminar, so the charter school may inform parents of the seminar.
- 1473 (2) The state board shall:
- 1474 (a) develop a curriculum for the parent seminar described in Subsection (1) that includes information on:
- 1475 (i) substance abuse, including illegal drugs and prescription drugs and prevention;
- 1476 (ii) bullying;
- 1477 (iii) mental health, depression, suicide awareness, and suicide prevention, including education on limiting access to fatal means;
- 1478 (iv) Internet safety, including pornography addiction;~~[-and]~~
- 1481 (v) the SafeUT Crisis Line established in Section 53B-17-1202; and
- 1482 (vi) resources related to the topics described in this Subsection (2); and
- 1483 (b) provide the curriculum, including resources and training, to school districts upon request.
- 1485 (3)

HB0040S05 compared with HB0040S07

(a) A school district is not required to offer the parent seminar if the local school board determines that the topics described in Subsection (2) are not of significant interest or value to families in the school district.

1488 (b) If a local school board chooses not to offer the parent seminar, the local school board shall notify the state board and provide the reasons why the local school board chose not to offer the parent seminar.

1680 Section 27. Section **63I-1-253** is amended to read:

1681 **63I-1-253. Repeal dates: Titles 53 through 53G.**

1493 (1) Section 53-1-122, Road Rage Awareness and Prevention Restricted Account, is repealed July 1, 2028.

1495 (2) Section 53-2a-105, Emergency Management Administration Council created -- Function -- Composition -- Expenses, is repealed July 1, 2029.

1497 (3) Section 53-2a-1103, Search and Rescue Advisory Board -- Members -- Compensation, is repealed July 1, 2027.

1499 (4) Section 53-2a-1104, General duties of the Search and Rescue Advisory Board, is repealed July 1, 2027.

1501 (5) Title 53, Chapter 2a, Part 15, Grid Resilience Committee, is repealed July 1, 2027.

1502 (6) Section 53-2d-104, State Emergency Medical Services Committee -- Membership -- Expenses, is repealed July 1, 2029.

1504 (7) Section 53-2d-703, Volunteer Emergency Medical Service Personnel Health Insurance Program -- Creation -- Administration -- Eligibility -- Benefits -- Rulemaking -- Advisory board, is repealed July 1, 2027.

1507 (8) Section 53-5-703, Board -- Membership -- Compensation -- Terms -- Duties, is repealed July 1, 2029.

1509 (9) Section 53-11-104, Board, is repealed July 1, 2029.

1510 [~~(10) Section 53-22-104.1, School Security Task Force -- Membership -- Duties -- Per diem -- Report -- Expiration, is repealed December 31, 2025.~~]

1512 [~~(11) Section 53-22-104.2, The School Security Task Force -- Education Advisory Board, is repealed December 31, 2025.~~]

1514 [~~(12)~~ (10) Subsection 53B-1-301(1)(j), regarding the Higher Education and Corrections Council, is repealed July 1, 2027.

1516 [~~(13)~~ (11) Section 53B-7-709, Five-year performance goals, is repealed July 1, 2027.

HB0040S05 compared with HB0040S07

- 1517 [~~(14)~~] (12) Title 53B, Chapter 8a, Part 3, Education Savings Incentive Program, is repealed July 1, 2028.
- 1519 [~~(15)~~] (13) Title 53B, Chapter 17, Part 11, USTAR Researchers, is repealed July 1, 2028.
- 1520 [~~(16)~~] (14) Section 53B-17-1203, SafeUT and School Safety Commission established -- Members, is repealed January 1, 2030.
- 1522 [~~(17)~~] (15) Title 53B, Chapter 18, Part 16, USTAR Researchers, is repealed July 1, 2028.
- 1523 [~~(18)~~] (16) Title 53B, Chapter 18, Part 17, Food Security Council, is repealed July 1, 2027.
- 1524 [~~(19)~~] (17) Title 53B, Chapter 18, Part 18, Electrification of Transportation Infrastructure Research Center, is repealed July 1, 2028.
- 1526 [~~(20)~~] (18) Title 53B, Chapter 35, Higher Education and Corrections Council, is repealed July 1, 2027.
- 1528 [~~(21)~~] (19) Subsection 53C-3-203(4)(b)(vii), regarding the distribution of money from the Land Exchange Distribution Account to the Geological Survey for test wells and other hydrologic studies in the West Desert, is repealed July 1, 2030.
- 1531 [~~(22)~~] (20) Subsection 53E-1-201(1)(q), regarding the Higher Education and Corrections Council, is repealed July 1, 2027.
- 1533 [~~(23)~~] (21) Subsection 53E-2-304(6), regarding foreclosing a private right of action or waiver of governmental immunity, is repealed July 1, 2027.
- 1535 [~~(24)~~] (22) Subsection 53E-3-503(5), regarding coordinating councils for youth in care, is repealed July 1, 2027.
- 1537 [~~(25)~~] (23) Subsection 53E-3-503(6), regarding coordinating councils for youth in care, is repealed July 1, 2027.
- 1539 [~~(26)~~] (24) Subsection 53E-4-202(8)(b), regarding a standards review committee, is repealed January 1, 2028.
- 1541 [~~(27)~~] (25) Section 53E-4-203, Standards review committee, is repealed January 1, 2028.
- 1542 [~~(28)~~] (26) Title 53E, Chapter 6, Part 5, Utah Professional Practices Advisory Commission, is repealed July 1, 2033.
- 1544 [~~(29)~~] (27) Subsection 53E-7-207(7), regarding a private right of action or waiver of governmental immunity, is repealed July 1, 2027.
- 1546 [~~(30)~~] (28) Section 53F-2-420, Intensive Services Special Education Pilot Program, is repealed July 1, 2024.
- 1548 [~~(31)~~] (29) Section 53F-5-214, Grant for professional learning, is repealed July 1, 2025.

HB0040S05 compared with HB0040S07

- 1549 [(32)] (30) Section 53F-5-215, Elementary teacher preparation grant, is repealed July 1, 2025.
- 1551 [(33)] (31) Section 53F-5-219, Local Innovations Civics Education Pilot Program, is repealed July 1, 2025.
- 1553 [(34)] (32) Title 53F, Chapter 10, Part 2, Capital Projects Evaluation Panel, is repealed July 1, 2027.
- 1555 [(35)] (33) Subsection 53G-4-608(2)(b), regarding the Utah Seismic Safety Commission, is repealed January 1, 2025.
- 1557 [(36)] (34) Subsection 53G-4-608(4)(b), regarding the Utah Seismic Safety Commission, is repealed January 1, 2025.
- 1559 [(37)] (35) Section 53G-9-212, Drinking water quality in schools, is repealed July 1, 2027.
- 1749 Section 28. **Repealer.**
- This Bill Repeals:
- 1750 This bill repeals:
- 1751 Section **53F-4-208, State board procurement for school security software.**
- 1560 ~~{Section 25. Section **63I-2-253** is amended to read: }~~
- 1561 **63I-2-253. Repeal dates: Titles 53 through 53G.**
- 1562 (1) Subsection 53-1-104(1)(b), regarding the Air Ambulance Committee, is repealed July 1, 2024.
- 1564 (2) Section 53-1-118, Public Safety Honoring Heroes Restricted Account -- Creation -- Funding -- Distribution of funds by the commissioner, is repealed July 1, 2024.
- 1566 (3) Section 53-1-120, Utah Law Enforcement Memorial Support Restricted Account -- Creation -- Funding -- Distribution of funds by the commissioner, is repealed July 1, 2024.
- 1569 (4) Section 53-2a-303, Statewide mutual aid committee, is repealed October 1, 2024.
- 1570 (5) Title 53, Chapter 2c, COVID-19 Health and Economic Response Act, is repealed July 1, 2026.
- 1572 (6) Section 53-2d-101.1, Contracting authority -- Rulemaking authority, is repealed July 1, 2024.
- 1574 (7) Section 53-2d-107, Air Ambulance Committee -- Membership -- Duties, is repealed July 1, 2024.
- 1576 (8) Section 53-2d-302, Trauma system advisory committee, is repealed October 1, 2024.
- 1577 (9) Section 53-7-109, Firefighter Support Restricted Account, is repealed July 1, 2024.
- 1578 (10) Section 53-9-104, Board -- Creation-- Qualifications -- Appointments -- Terms -- Immunity, is repealed October 1, 2024.
- 1580 (11) Section 53-9-105, Powers and duties of the board, is repealed October 1, 2024.
- 1581 (12) Section 53-9-106, Meetings -- Hearings, is repealed October 1, 2024.
- 1582

HB0040S05 compared with HB0040S07

- 1584 (13) Section 53-22-104.1, School Security Task Force -- Membership -- Duties -- Per diem -- Report -- Expiration, is repealed December 31, [~~2025~~] 2027.
- 1586 (14) Section 53-22-104.2, The School Security Task Force -- Public Education Advisory Board, is repealed December 31, [~~2025~~] 2027.
- 1588 (15) Section 53-25-103, Airport dangerous weapon possession reporting requirements, is repealed December 31, 2031.
- 1590 (16) Section 53B-8-114, Continuation of previously authorized scholarships, is repealed July 1, 2024.
- 1593 (17) Section 53B-10-101, Terrel H. Bell Teaching Incentive Loans program -- Eligible students -- Cancellation of incentive loans -- Repayment by recipient who fails to meet requirements -- Duration of incentive loans, is repealed July 1, 2027.
- 1595 (18) Subsection 53F-2-504(6), regarding a report on the Salary Supplement for Highly Needed Educators, is repealed July 1, 2026.
- 1596 (19) Section 53F-2-524, Teacher bonuses for extra assignments, is repealed July 1, 2024.
- 1598 (20) Section 53F-5-221, Management of energy and water use pilot program, is repealed July 1, 2028.
- 1600 (21) Section 53F-5-222, Mentoring and Supporting Teacher Excellence and Refinement Pilot Program, is repealed July 1, 2028.
- 1602 (22) Section 53F-5-223, Stipends for Future Educators Grant Program, is repealed July 1, 2028.
- 1603 (23) Section 53F-9-401, Autism Awareness Restricted Account, is repealed July 1, 2024.
- 1604 (24) Section 53F-9-403, Kiwanis Education Support Fund, is repealed July 1, 2024.
- 1606 (25) Subsection 53G-11-502(1), regarding implementation of the educator evaluation process, is repealed July 1, 2029.
- 1608 (26) Section 53G-11-506, Establishment of educator evaluation program -- Joint committee, is repealed July 1, 2029.
- 1610 (27) Section 53G-11-507, Components of educator evaluation program, is repealed July 1, 2029.
- 1612 (28) Section 53G-11-508, Summative evaluation timelines -- Review of summative evaluations, is repealed July 1, 2029.
- 1613 (29) Section 53G-11-509, Mentor for provisional educator, is repealed July 1, 2029.
- 1615 (30) Section 53G-11-510, State board to describe a framework for the evaluation of educators, is repealed July 1, 2029.
- 1616 (31) Section 53G-11-511, Rulemaking for privacy protection, is repealed July 1, 2029.

HB0040S05 compared with HB0040S07

(32) Subsection 53G-11-520(1), regarding optional alternative educator evaluation processes, is repealed July 1, 2029.

1618 (33) Subsection 53G-11-520(2), regarding an exception from educator evaluation process requirements,
is repealed July 1, 2029.

1752 Section 29. **FY 2026 Appropriations.**

1753 The following sums of money are appropriated for the fiscal year beginning July 1,
1754 2025, and ending June 30, 2026. These are additions to amounts previously appropriated for
1755 fiscal year 2026.

1756 Subsection 29(a). **Operating and Capital Budgets**

1757 Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the
1758 Legislature appropriates the following sums of money from the funds or accounts indicated for
1759 the use and support of the government of the state of Utah.

1760 ITEM 1 To State Board of Education - Contracted Initiatives and Grants

1761 From Public Education Economic Stabilization Restricted Account ~~50,000,000~~ 25,000,000

1763 Schedule of Programs:

School Safety and Support Grant Program	25,000,000
--	-------------------

{Contracts and Grants	50,000,000
------------------------------	-------------------

1765 }
1765 The Legislature intends \$25,000,000 for the
1766 School Safety and Support Grant Program in this item be
1767 used as follows, for:

- 1768 (1) supporting general grants to local education
1769 agencies prioritized by need as the school security task
1770 force described in Section 53-22-104.1 determines in
1771 coordination with the state security chief and the school
1772 safety center;
- 1773 (2) research expenses supporting the work of the
1774 school security task force as the co-chairs of the task
1775 force authorize;
- 1776 (3) targeted grants to local education agencies
1777 for needs reported in the local education agencies' school

HB0040S05 compared with HB0040S07

1778 safety needs assessments described in Section
1779 53G-8-701.5; and
1780 (4) the state board to use up to \$500,000 for the
1781 administration of the multi-tiered system of support for
1782 compliance issues as described in Section 53-22-109, if:
1783 (a) the state board determines the ongoing costs associated with
1784 the administration of the multi-tiered system of support
1785 for compliance issues; and
1786 (b) the state board reports the ongoing costs to the Education
1787 Interim Committee no later than September 1, 2026.

1788 Section 30. **Effective date.**

Effective Date.

This bill takes effect on May 7, 2025.

3-7-25 3:15 PM