

SB0102S04 compared with SB0102S02

~~{Omitted text}~~ shows text that was in SB0102S02 but was omitted in SB0102S04

inserted text shows text that was not in SB0102S02 but was inserted into SB0102S04

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Public Education Funding Modifications

2025 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Lincoln Fillmore

House Sponsor:

LONG TITLE

General Description:

This bill ~~{establishes sunset dates}~~ requires funding determinations for repealed education programs and ~~{allocation of remaining funds for certain programs}~~ mandates certain program reviews.

Highlighted Provisions:

This bill:

- ▶ ~~{establishes sunset dates for each of the following: }~~
 - ~~{Enhancement for Accelerated Students Program;}~~
 - ~~{concurrent enrollment funding;}~~
 - ~~{student health and counseling support;}~~
 - ~~{Teacher Student and Success Program;}~~
 - ~~{dual language immersion;}~~
 - ~~{Digital Teaching and Learning Grant Program;}~~
 - ~~{grant for professional learning; and }~~
- ▶ requires the Executive Appropriations Committee to determine the reallocation of funds from certain repealed education programs;

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- 11 ▶ mandates regular program reviews by the Education Interim Committee for certain
12 programs;
13 • {professional} repeals the Professional staff weighted pupil unit;and
14 ▶ {requires funds for each program be appropriated to the flexible allocation if the program
15 is repealed; and }
16 ▶ makes technical changes.

15 Money Appropriated in this Bill:

16 None

17 None

20 AMENDS:

- 21 **53E-1-201 , as last amended by Laws of Utah 2024, Chapters 3, 460 and 525 , as last**
22 **amended by Laws of Utah 2024, Chapters 3, 460 and 525**
23

24 ~~{53F-2-408 , as last amended by Laws of Utah 2020, Chapter 378 , as last amended by Laws~~
25 ~~of Utah 2020, Chapter 378}~~
26 ~~{53F-2-409 , as last amended by Laws of Utah 2022, Chapters 383, 409 , as last amended by~~
27 ~~Laws of Utah 2022, Chapters 383, 409}~~
28 ~~{53F-2-415 , as last amended by Laws of Utah 2024, Chapter 73 , as last amended by Laws of~~
29 ~~Utah 2024, Chapter 73}~~
30 ~~{53F-2-416 , as last amended by Laws of Utah 2020, Chapter 408 , as last amended by Laws~~
31 ~~of Utah 2020, Chapter 408}~~
32 **53F-2-421 , as enacted by Laws of Utah 2023, Chapter 467 , as enacted by Laws of Utah**
33 **2023, Chapter 467**
34

35 ~~{53F-2-502 , as last amended by Laws of Utah 2023, Chapter 129 , as last amended by Laws~~
36 ~~of Utah 2023, Chapter 129}~~
37 ~~{53F-2-510 , as last amended by Laws of Utah 2023, Chapter 349 , as last amended by Laws~~
38 ~~of Utah 2023, Chapter 349}~~
39 ~~{53F-5-214 , as last amended by Laws of Utah 2022, Chapter 285 , as last amended by Laws~~
40 ~~of Utah 2022, Chapter 285}~~
41 ~~{53F-9-306 , as last amended by Laws of Utah 2023, Chapter 7 , as last amended by Laws of~~
42 ~~Utah 2023, Chapter 7}~~

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~~{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}~~

23 REPEALS:

24 **53F-2-305** , as last amended by Laws of Utah 2022, Chapter 415 , as last amended by Laws of Utah
25 2022, Chapter 415

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

27 Section 1. Section 53E-1-201 is amended to read:

28 **53E-1-201. Reports to and action required of the Education Interim Committee.**

- 29 (1) In accordance with applicable provisions and Section 68-3-14, the following recurring reports are
due to the Education Interim Committee:
- 31 (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;
- 35 (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;
- 38 (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;
- 40 (d) the annual report of the Utah Board of Higher Education described in Section 53B-1-402;
- 42 (e) the reports described in Section 53B-28-401 by the Utah Board of Higher Education regarding
activities related to campus safety;
- 44 (f) the State Superintendent's Annual Report by the state board described in Section 53E-1-203;
- 46 (g) the annual report described in Section 53E-2-202 by the state board on the strategic plan to improve
student outcomes;
- 48 (h) the report described in Section 53E-8-204 by the state board on the Utah Schools for the Deaf and
the Blind;
- 50 (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;
- 52 (j) the report described in Section 53F-2-522 regarding mental health screening programs;
- 54 (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;

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- 56 (l) the report described in Section 63N-20-107 by the Governor's Office of Economic Opportunity on
UPSTART;
- 58 (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;
- 61 (n) upon request, the report described in Section 53F-5-219 by the state board on the Local Innovations
Civics Education Pilot Program;
- 63 (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;
- 66 (p) the report described in Section 53B-35-202 regarding the Higher Education and Corrections
Council;
- 68 (q) the report described in Section 53G-7-221 by the state board regarding innovation plans;
- 70 (r) the reports described in Section 53F-6-412 regarding the Utah Fits All Scholarship Program.
- 72 (2) In accordance with applicable provisions and Section 68-3-14, the following occasional reports are
due to the Education Interim Committee:
- 74 (a) in 2027, 2030, 2033, and 2035, the reports described in Sections 53B-1-116, 53B-1-117, and
53B-1-118;
- 76 (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;
- 79 (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;
- 82 (d) the report described in Section 53E-10-702 by Utah Leading through Effective, Actionable, and
Dynamic Education;
- 84 (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;
- 87 (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;
- 90 (g) the reports described in Section 53G-11-304 by the state board regarding proposed rules and results
related to educator exit surveys; and
- 92 (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.

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- 96 (3) In accordance with applicable provisions and Section 68-3-14, every five years the Education
97 Interim Committee shall review the programs described in the following sections of code:
- 99 (a) beginning July 1, 2027, Title 53E, Chapter 10, Part 3, Concurrent Enrollment;
100 (b) beginning July 1, 2027, Section 53F-2-408, Enhancement for Accelerated Students Program;
102 (c) beginning July 1, 2027, Section 53F-2-409, Concurrent enrollment funding;
103 (d) beginning July 1, 2027, Section 53F-2-415, Student health and counseling support -- Qualifying
104 personnel -- Distribution formula -- Rulemaking;
105 (e) beginning July 1, 2028, Section 53F-2-416, Appropriation and distribution for the Teacher and
106 Student Success Program;
107 (f) beginning July 1, 2028, Section 53F-2-510, Digital Teaching and Learning Grant Program;
109 (g) beginning July 1, 2028, Section 53F-9-306, Teacher and Student Success Account;
110 (h) beginning July 1, 2028, Title 53G, Chapter 7, Part 13, Teacher and Student Success Program;
112 (i) beginning July 1, 2029, Section 53F-2-502, Dual language immersion.
- 39 ~~{Section 1. Section 53F-2-408 is amended to read: }~~
- 40 **53F-2-408. Enhancement for Accelerated Students Program.**
- 41 (1) As used in this section, "local education agency" or "LEA" means:
- 42 (a) a school district; or
- 43 (b) a charter school.
- 44 (2)
- 45 (a) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the state board
46 shall make rules to establish a formula to distribute money appropriated for the Enhancement for
47 Accelerated Students Program.
- 47 (b) The state board shall consult with LEAs before making the rules described in Subsection (2)(a).
- 49 (3) A distribution formula adopted under Subsection (2) shall:
- 50 (a) include an allocation of money for gifted and talented programs; and
- 51 (b) prioritize funding to increase access to gifted and talented programs for groups of students who are
52 underrepresented in gifted and talented programs.
- 53 (4) A school district or charter school shall use money distributed under this section to enhance the
54 academic growth of students whose academic achievement is accelerated.
- 55 (5) The state board shall develop performance criteria to measure the effectiveness of the Enhancement
56 for Accelerated Students Program.

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57 (6) If a school district or charter school receives an allocation of less than \$10,000 under this section,
the school district or charter school may use the allocation as described in Section 53F-2-206.

60 (7) If this section is repealed, the Legislature shall deposit any remaining funds into the flexible
allocation described in Section 53F-2-421.

62 ~~{Section 2. Section 53F-2-409 is amended to read: }~~

63 **53F-2-409. Concurrent enrollment funding.**

64 (1) The terms defined in Section 53E-10-301 apply to this section.

65 (2) The state board shall allocate money appropriated for concurrent enrollment in accordance with this
section.

67 (3)

. (a) The state board shall allocate money appropriated for concurrent enrollment in proportion to the
number of credit hours earned for courses taken for which:

69 (i) an LEA primarily bears the cost of instruction; and

70 (ii) an institution of higher education primarily bears the cost of instruction.

71 (b) From the money allocated under Subsection (3)(a)(i), the state board shall distribute:

72 (i) 60% of the money to LEAs; and

73 (ii) 40% of the money to the Utah Board of Higher Education.

74 (c) From the money allocated under Subsection (3)(a)(ii), the state board shall distribute:

75 (i) 40% of the money to LEAs; and

76 (ii) 60% of the money to the Utah Board of Higher Education.

77 (d) The state board shall make rules, in accordance with Title 63G, Chapter 3, Utah Administrative
Rulemaking Act, providing for the distribution of the money to LEAs under Subsections (3)(b)(i)
and (3)(c)(i).

80 (e) The Utah Board of Higher Education shall make rules, in accordance with Title 63G, Chapter 3,
Utah Administrative Rulemaking Act, providing for the distribution of the money allocated to
institutions of higher education under Subsections (3)(b)(ii) and (3)(c)(ii).

84 (4) Subject to budget constraints, the Legislature shall annually modify the amount of money
appropriated for concurrent enrollment in proportion to the percentage increase or decrease over the
previous school year in:

87 (a) the number of statewide course credits earned; and

88 (b) the value of the weighted pupil unit.

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89 (5)

(a) An LEA that receives money under this section may prioritize using the money to increase access to concurrent enrollment for groups of students who are underrepresented in concurrent enrollment.

92 (b) If an LEA receives an allocation of less than \$10,000 under this section, the LEA may use the allocation as described in Section 53F-2-206.

94 (c) An LEA shall:

95 (i) use program funds to increase access to concurrent enrollment courses for students experiencing socioeconomic disadvantage, including by paying student fees related to the student's participation in a concurrent enrollment course, except fees for textbooks; and

99 (ii) allocate funding equal to the cost of fees described in Subsection (5)(c)(i), excluding fees for textbooks, from the LEA's total allocation of concurrent enrollment funding before allocating the remainder of program funds for a use described in Subsections (5)(a) and (5)(b).

103 (6) An LEA may charge a restricted rate for indirect costs in concurrent enrollment programs.

105 (7) If this section is repealed, the Legislature shall deposit any remaining funds into the flexible allocation described in Section 53F-2-421.

107 ~~{Section 3. Section 53F-2-415 is amended to read: }~~

108 **53F-2-415. Student health and counseling support -- Qualifying personnel -- Distribution formula -- Rulemaking.**

110 (1) As used in this section:

111 (a) "Behavioral health support personnel" means an individual who:

112 (i) works under the direct supervision of qualifying personnel to:

113 (A) support and track a student's progress and access to and completion of school curriculum; and

115 (B) support students by prompting, redirecting, encouraging, and reinforcing positive behaviors;

117 (ii) is not certified or licensed in mental health; and

118 (iii) meets the professional qualifications as defined by state board rule[;] .

119 (b) "Qualifying personnel" means a school counselor or other counselor, a school psychologist or other psychologist, a school social worker or other social worker, or a school nurse who:

122 (i) is licensed; and

123 (ii) collaborates with educators and a student's parent on:

124 (A) early identification and intervention of the student's academic and mental health needs; and

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- (B) removing barriers to learning and developing skills and behaviors critical for the student's academic achievement.
- 128 (c) "Telehealth services" means the same as that term is defined in Section 26B-4-704.
- 129 (2)
- . (a) Subject to legislative appropriations, and in accordance with Subsection (2)(b), the state board shall distribute money appropriated under this section to LEAs to provide targeted school-based mental health support, including clinical services and trauma-informed care, through:
- 133 (i) employing qualifying personnel;
- 134 (ii) employing behavioral health support personnel; or
- 135 (iii) entering into contracts for services provided by qualifying personnel, including telehealth services.
- 137 (b)
- . (i) The state board shall, after consulting with LEA governing boards, develop a formula to distribute money appropriated under this section to LEAs.
- 139 (ii) The state board shall ensure that the formula described in Subsection (2)(b)(i) incentivizes an LEA to provide school-based mental health support in collaboration with the local mental health authority of the county in which the LEA is located.
- 143 (iii) The state board shall provide guidance for LEAs regarding the training, qualifications, roles, and scopes of practice for qualifying personnel and behavioral health support personnel that incorporates parent consent and partnership as key components in addressing the mental health and behavioral health needs of students.
- 148 (3) To qualify for money under this section, an LEA shall submit to the state board a plan that includes:
- 150 (a) measurable goals approved by the LEA governing board on improving student safety, student engagement, school climate, or academic achievement;
- 152 (b) how the LEA intends to meet the goals described in Subsection (3)(a) through the use of the money;
- 154 (c) how the LEA is meeting the requirements related to parent education described in Section 53G-9-703; and
- 156 (d) whether the LEA intends to provide school-based mental health support in collaboration with the local mental health authority of the county in which the LEA is located.
- 159 (4) The state board shall distribute money appropriated under this section to an LEA that qualifies under Subsection (3), based on the formula described in Subsection (2)(b).

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- 161 (5) An LEA may not use money distributed by the state board under this section to supplant federal,
state, or local money previously allocated to:
- 163 (a) employ qualifying personnel;
- 164 (b) employ behavioral health support personnel; or
- 165 (c) enter into contracts for services provided by qualified personnel, including telehealth services.
- 167 (6) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the state board shall
make rules that establish:
- 169 (a) procedures for submitting a plan for and distributing money under this section;
- 170 (b) the formula the state board will use to distribute money to LEAs described in Subsection (2)(b); and
- 172 (c) in accordance with Subsection (7), annual reporting requirements for an LEA that receives money
under this section.
- 174 (7) An LEA that receives money under this section shall submit an annual report to the state board,
including:
- 176 (a) progress toward achieving the goals submitted under Subsection (3)(a);
- 177 (b) if the LEA discontinues a qualifying personnel position or a behavioral health support personnel
position, the LEA's reason for discontinuing the positions; and
- 179 (c) how the LEA, in providing school-based mental health support, complies with the provisions of
Section 53E-9-203.
- 181 (8) Beginning on or before July 1, 2019, the state board shall provide training that instructs school
personnel on the impact of childhood trauma on student learning, including information advising
educators against practicing medicine, giving a diagnosis, or providing treatment.
- 185 (9) The state board may use up to:
- 186 (a) 2% of an appropriation under this section for costs related to the administration of the provisions of
this section; and
- 188 (b) \$1,500,000 in nonlapsing balances from fiscal year 2022 for the purposes described in this section
to provide scholarships for up to four years to certain LEA employees, as defined by the state board,
for education and training to become a school social worker, a school psychologist, or other school-
based mental health worker.
- 192 (10) Notwithstanding the provisions of this section, money appropriated under this section may be used,
as determined by the state board, for:
- 194 (a) the SafeUT Crisis Line described in Section 53B-17-1202;

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- 195 (b)
- . (i) youth suicide prevention programs described in Section 53G-9-702 ; or
- 196 (ii) a comprehensive prevention plan, as that term is defined in Section 53F-2-525; or
- 197 (c) providing grants to LEAs as provided in Subsection 53F-2-522(5).
- 198 (11) If this section is repealed, the Legislature shall deposit any remaining funds into the flexible
allocation described in Section 53F-2-421.
- 200 ~~{Section 4. Section 53F-2-416 is amended to read:}~~
- 201 **53F-2-416. Appropriation and distribution for the Teacher and Student Success Program.**
- 203 (1) The terms defined in Section 53G-7-1301 apply to this section.
- 204 (2) Subject to future budget constraints, the Legislature shall annually appropriate money from the
Teacher and Student Success Account described in Section 53F-9-306 to the state board for the
Teacher and Student Success Program.
- 207 (3) Except as provided in Subsection (5)(a), the state board shall calculate an amount to distribute to an
LEA that is the product of:
- 209 (a) the percentage of weighted pupil units in the LEA compared to the total number of weighted pupil
units for all LEAs in the state; and
- 211 (b) the amount of the appropriation described in Subsection (2), less the amount calculated, in
accordance with state board rule, for:
- 213 (i) an LEA that is in the LEA's first year of operation; and
- 214 (ii) the Utah Schools for the Deaf and the Blind.
- 215 (4) The state board shall distribute to an LEA an amount calculated for the LEA as described in
Subsection (3) if the LEA governing board of the LEA has submitted an LEA governing board
student success framework as required by the program.
- 218 (5) In accordance with this section, Title 53G, Chapter 7, Part 13, Teacher and Student Success
Program, and Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the state board:
- 221 (a) shall make rules to calculate an LEA distribution for:
- 222 (i) an LEA that is in the LEA's first year of operation; and
- 223 (ii) the Utah Schools for the Deaf and the Blind, taking into account all students who receive services
from the Utah Schools for the Deaf and the Blind, regardless of whether a student is enrolled in
another LEA; and
- 226 (b) may make rules to distribute funds as described in this section.

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227 (6) If this section is repealed, the Legislature shall deposit any remaining funds into the flexible
allocation described in Section 53F-2-421.

113 Section 2. Section 53F-2-421 is amended to read:

114 **53F-2-421. Flexible allocation.**

115 (1) Subject to appropriations, the state board shall distribute funds in the MSP flexible allocation on
a WPU basis resulting in LEAs receiving funding proportional to the number of WPUs the LEA
generates under the Basic School Program.

118 (2) The Executive Appropriations Committee shall review and determine, upon the repeal of any
program listed under Subsection 53E-1-201(3), whether the program's funding shall be reallocated
to the MSP flexible allocation described in this section.

121 (3) If the Executive Appropriations Committee determines that funding from a program described in
Subsection (2) should be reallocated:

123 (a) the amount of funding previously appropriated to the repealed program shall be deposited into the
MSP flexible allocation described in this section; and

125 (b) the funding shall be distributed in accordance with the provisions of this section.

126 **Section 3. Repealer.**

This Bill Repeals:

127 This bill repeals:

128 **Section 53F-2-305, Professional staff weighted pupil units.**

229 ~~{Section 5. Section 53F-2-502 is amended to read: }~~

230 **53F-2-502. Dual language immersion.**

231 (1) As used in this section:

232 (a) "Dual language immersion" means an instructional setting in which a student receives a portion of
instruction in English and a portion of instruction exclusively in a partner language.

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

236 (c) "Participating LEA" means an LEA selected by the state board to receive a grant described in this
section.

238 (d) "Partner language" means a language other than English in which instruction is provided in dual
language immersion.

240 (e) "Restricted foreign entity" means the same as that term is defined in Section 53B-1-201.

242 (2) The state board shall:

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- 243 (a) establish a dual language immersion program;
- 244 (b) in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, make rules that establish:
- 246 (i) a grant program for an LEA to receive funding for dual language immersion;
- 247 (ii) the required qualifications for an LEA to be a participating LEA;
- 248 (iii) subject to this section, requirements of a participating LEA;
- 249 (iv) a proficiency assessment for each partner language; and
- 250 (v) a progression of how a school in a participating LEA adds grade levels in which the school offers dual language immersion; and
- 252 (c) subject to legislative appropriations:
- 253 (i) select participating LEAs; and
- 254 (ii) award to a participating LEA a grant to support dual language immersion in the LEA.
- 256 (3) A participating LEA shall:
- 257 (a) establish in a school a full-day dual language immersion instructional model that provides at least 50% of instruction exclusively in a partner language;
- 259 (b) in accordance with the state board rules described in Subsection (2)(b), add grades in which dual language immersion is provided in a school; and
- 261 (c) annually administer to each student in grades 3 through 8 who participates in dual language immersion an assessment described in Subsection (2)(b)(iv).
- 263 (4) The state board shall:
- 264 (a) provide support to a participating LEA, including by:
- 265 (i) offering professional learning for dual language immersion educators;
- 266 (ii) developing curriculum related to dual language immersion; or
- 267 (iii) providing instructional support for a partner language;
- 268 (b) conduct a program evaluation of the dual language immersion program established under Subsection (2)(a); and
- 270 (c) on or before November 1, 2019, report to the Education Interim Committee and the Public Education Appropriations Subcommittee on the results of the program evaluation described in Subsection (4)(b).
- 273 (5) The state board may, in accordance with Title 63G, Chapter 6a, Utah Procurement Code, contract with a third party to conduct the program evaluation described in Subsection (4)(b).

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276 (6) Regardless of whether an LEA is a participating LEA or provides language instruction through
another method, beginning July 1, 2024, an LEA may not seek or accept funding support from a
restricted foreign entity or an entity that passes on funding support from a restricted foreign entity.

280 (7) Subject to budget constraints, in addition to the base increases described in Section 53F-2-208,
the Legislature shall annually increase the money appropriated for dual language immersion in
proportion to the percentage increase over the previous school year in the value of the weighted
pupil unit.

284 (8) If this section is repealed, the Legislature shall deposit any remaining funds into the flexible
allocation described in Section 53F-2-421.

286 ~~{Section 6. Section 53F-2-510 is amended to read:}~~

287 **53F-2-510. Digital Teaching and Learning Grant Program.**

288 (1) As used in this section:

289 (a) "Advisory committee" means the committee established by the state board under Subsection (6)(b).

291 (b) "Digital readiness assessment" means an assessment provided by the state board that:

292 (i) is completed by an LEA analyzing an LEA's readiness to incorporate comprehensive digital teaching
and learning; and

294 (ii) informs the preparation of an LEA's plan for incorporating comprehensive digital teaching and
learning.

296 (c) "High quality professional learning" means the professional learning standards described in Section
53G-11-303.

298 (d) "Implementation assessment" means an assessment that analyzes an LEA's implementation of an
LEA plan, including identifying areas for improvement, obstacles to implementation, progress
toward the achievement of stated goals, and recommendations going forward.

302 (e) "LEA plan" means an LEA's plan to implement a digital teaching and learning program that meets
the requirements of this section and requirements set forth by the state board and the advisory
committee.

305 (f) "Program" means the Digital Teaching and Learning Grant Program created and described in
Subsections (5) through (10).

307 (g) "Utah Education and Telehealth Network" or "UETN" means the Utah Education and Telehealth
Network created in Section 53B-17-105.

309 (2)

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- . (a) The state board shall establish a digital teaching and learning task force to develop a funding proposal to present to the Legislature for digital teaching and learning in elementary and secondary schools.
- 312 (b) The digital teaching and learning task force shall include representatives of:
- 313 (i) the state board;
- 314 (ii) UETN;
- 315 (iii) LEAs; and
- 316 (iv) the Governor's Education Excellence Commission.
- 317 (3) As funding allows, the state board shall develop a master plan for a statewide digital teaching and learning program, including the following:
- 319 (a) a statement of purpose that describes the objectives or goals the state board will accomplish by implementing a digital teaching and learning program;
- 321 (b) a forecast for fundamental components needed to implement a digital teaching and learning program, including a forecast for:
- 323 (i) student and teacher devices;
- 324 (ii) Wi-Fi and wireless compatible technology;
- 325 (iii) curriculum software;
- 326 (iv) assessment solutions;
- 327 (v) technical support;
- 328 (vi) change management of LEAs;
- 329 (vii) high quality professional learning;
- 330 (viii) Internet delivery and capacity; and
- 331 (ix) security and privacy of users;
- 332 (c) a determination of the requirements for:
- 333 (i) statewide technology infrastructure; and
- 334 (ii) local LEA technology infrastructure;
- 335 (d) standards for high quality professional learning related to implementing and maintaining a digital teaching and learning program;
- 337 (e) a statewide technical support plan that will guide the implementation and maintenance of a digital teaching and learning program, including standards and competency requirements for technical support personnel;

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- 340 (f)
- 341 (i) a grant program for LEAs; or
- 342 (ii) a distribution formula to fund LEA digital teaching and learning programs;
- 343 (g) in consultation with UETN, an inventory of the state public education system's current technology resources and other items and a plan to integrate those resources into a digital teaching and learning program;
- 344 (h) an ongoing evaluation process that is overseen by the state board;
- 345 (i) proposed rules that incorporate the principles of the master plan into the state's public education system as a whole; and
- 346 (j) a plan to ensure long-term sustainability that:
- 347 (i) accounts for the financial impacts of a digital teaching and learning program; and
- 348 (ii) facilitates the redirection of LEA savings that arise from implementing a digital teaching and learning program.
- 349 (4) UETN shall:
- 350 (a) in consultation with the state board, conduct an inventory of the state public education system's current technology resources and other items as determined by UETN, including software;
- 351 (b) perform an engineering study to determine the technology infrastructure needs of the public education system to implement a digital teaching and learning program, including the infrastructure needed for the state board, UETN, and LEAs; and
- 352 (c) as funding allows, provide infrastructure and technology support for school districts and charter schools.
- 353 (5) There is created the Digital Teaching and Learning Grant Program to improve educational outcomes in public schools by effectively incorporating comprehensive digital teaching and learning technology.
- 354 (6) The state board shall:
- 355 (a) in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, adopt rules for the administration of the program, including rules requiring:
- 356 (i) an LEA to complete a digital readiness assessment the first time an LEA applies for the grant;
- 357 (ii) measures to ensure that the LEA monitors and implements technology with best practices; and
- 358 (iii) robust goals for learning outcomes and appropriate measurements of goal achievement;
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- (b) establish an advisory committee to make recommendations on the program and LEA plan requirements and report to the state board; and
- 375 (c) in accordance with this section, approve LEA plans and award grants.
- 376 (7)
- . (a) The state board shall, subject to legislative appropriations, award a grant to an LEA:
- 378 (i) that submits an LEA plan that meets the requirements described in Subsection (8); and
- 380 (ii) for which the LEA's leadership and management members have completed a digital teaching and learning leadership and implementation training as provided in Subsection (7)(b).
- 383 (b) The state board or its designee shall provide the training described in Subsection (7)(a)(ii).
- 385 (8) The state board shall establish requirements of an LEA plan that shall include:
- 386 (a) the results of the LEA's digital readiness assessment and a proposal to remedy an obstacle to implementation or other issues identified in the assessment;
- 388 (b) high quality professional learning for educators in the use of digital teaching and learning technology;
- 390 (c) leadership training and management restructuring, if necessary, for successful implementation;
- 392 (d) targets for improved student achievement, student learning, and college readiness through digital teaching and learning; and
- 394 (e) any other requirement established by the state board in rule made in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, including an application process and metrics to analyze the quality of a proposed LEA plan.
- 397 (9) The state board or the state board's designee shall establish an interactive dashboard available to each LEA that is awarded a grant for the LEA to track and report the LEA's long-term, intermediate, and direct outcomes in real time and for the LEA to use to create customized reports.
- 401 (10)
- . (a) There is no federal funding, federal requirement, federal education agreement, or national program included or related to this state adopted program.
- 403 (b) Any inclusion of federal funding, federal requirement, federal education agreement, or national program shall require separate express approval as provided in Title 53E, Chapter 3, Part 8, Implementing Federal or National Education Programs.
- 406 (11) In accordance with Title 63G, Chapter 6a, Utah Procurement Code, the state board shall contract with an independent evaluator to:

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- 408 (a) support each LEA that receives a grant as part of the program to complete an implementation
assessment for each year that the LEA participates;
- 410 (b) report the findings of an implementation assessment to the state board; and
- 411 (c) submit to the state board recommendations to resolve issues that an implementation assessment
raises.
- 413 (12) The state board or the state board's designee shall review an implementation assessment and
review each participating LEA's progress from the previous year, as applicable.
- 416 (13) The state board shall establish interventions for an LEA that does not make progress on
implementation of the LEA's implementation plan, including:
- 418 (a) nonrenewal of, or time period extensions for, the LEA's grant;
- 419 (b) reduction of funds; or
- 420 (c) other interventions to assist the LEA.
- 421 (14)
- . (a) To implement an LEA plan, a contract, in accordance with Title 63G, Chapter 6a, Utah Procurement
Code, or other agreement with one or more providers of technology powered learning solutions and
one or more providers of wireless networking solutions may be entered into by:
- 425 (i) UETN, in cooperation with or on behalf of, as applicable, the state board, the state board's
designee, or an LEA; or
- 427 (ii) an LEA.
- 428 (b) A contract or agreement entered into under Subsection (14)(a) may be a contract or agreement that:
- 430 (i) UETN enters into with a provider and payment for services is directly appropriated by the
Legislature, as funds are available, to UETN;
- 432 (ii) UETN enters into with a provider and pays for the provider's services and is reimbursed for
payments by an LEA that benefits from the services;
- 434 (iii) UETN negotiates the terms of on behalf of an LEA that enters into the contract or agreement
directly with the provider and the LEA pays directly for the provider's services; or
- 437 (iv) an LEA enters into directly, pays a provider, and receives preapproved reimbursement from a
UETN fund established for this purpose.
- 439 (c) If an LEA does not reimburse UETN in a reasonable time for services received under a contract or
agreement described in Subsection (14)(b), the state board shall pay the balance due to UETN from
the LEA's funds received under Chapter 2, State Funding -- Minimum School Program.

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443 (d) If UETN negotiates or enters into an agreement as described in Subsection (14)(b)(ii) or (14)(b)(iii),
and UETN enters into an additional agreement with an LEA that is associated with the agreement
described in Subsection (14)(b)(ii) or (14)(b)(iii), the associated agreement may be treated by
UETN and the LEA as a cooperative procurement, as that term is defined in Section 63G-6a-103,
regardless of whether the associated agreement satisfies the requirements of Section 63G-6a-2105.

449 (15) If this section is repealed, the Legislature shall deposit any remaining funds into the flexible
allocation described in Section 53F-2-421.

451 ~~{Section 7. Section 53F-5-214 is amended to read: }~~

452 **53F-5-214. Grant for professional learning.**

- 453 (1) Subject to legislative appropriations, the state board shall award grants to LEAs to provide teachers
in pre-kindergarten, kindergarten, and grades 1 through 3 with:
- 455 (a) professional learning opportunities in early literacy and mathematics; and
- 456 (b) the required early literacy professional learning opportunity described in Subsection (6).
- 458 (2) The state board shall award a grant described in Subsection (1)(a) to an LEA that submits to the
state board a completed application, as provided by the state board, that includes a description of the
evidence-based, based on assessment data, professional learning opportunities the LEA will provide
that are:
- 462 (a) aligned with the professional learning standards described in Section 53G-11-303; and
- 464 (b) targeted to attaining the local and state early learning goals described in Section 53G-7-218.
- 466 (3) An LEA that receives a grant described in this section shall use the grant for the purposes described
in Subsection (2).
- 468 (4) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the state board shall
make rules to establish:
- 470 (a) required elements of the professional learning opportunities described in Subsection (2);
- 472 (b) a formula to determine an LEA's grant amount under this section, including identifying the amount
an LEA receives for:
- 474 (i) professional learning opportunities under Subsection (2); and
- 475 (ii) the required early literacy professional learning opportunity described in Subsection (6); and
- 477 (c) specifications regarding the LEA's provision of the required early literacy professional learning
opportunity described in Subsection (6).

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- (5) The state board shall annually report to the Education Interim Committee on or before the November interim committee meeting regarding the administration and outcomes of the grant described in this section.
- 482 (6)
- . (a) As used in this Subsection (6), "early literacy professional learning opportunity" means the early literacy opportunity that the majority of recipients of grant funding under this section used before May 4, 2022, to provide professional learning opportunities in early literacy.
- 486 (b)
- . (i) Except as described in Subsection (6)(b)(ii), the following shall complete the early literacy professional learning opportunity before July 1, 2025, each:
- 488 (A) general and special education teacher in kindergarten through grade 3;
- 489 (B) district administrator over literacy;
- 490 (C) elementary school principal;
- 491 (D) school psychologist serving in an elementary school; and
- 492 (E) elementary school literacy coach who serves kindergarten through grade 3.
- 493 (ii) The following are exempt from the professional learning opportunity completion requirement in Subsection (6)(b)(i):
- 495 (A) an educator who has already completed the early literacy professional learning program;
- 497 (B) dual language immersion educators who teach in the target language;
- 498 (C) special education teachers who serve students with significant cognitive disabilities;
- 500 (D) teachers within one year of retirement; and
- 501 (E) other similar educator roles as the state board identifies in board rule, made in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.
- 503 (c)
- . (i) ~~[Before the 2022-2023 school year, each]~~ Each LEA that serves elementary students shall apply for grant funding under this ~~[subsection]~~ Subsection (6) to provide the early literacy professional learning opportunity to each individual described in Subsection (6)(b)(i) within the LEA.
- 507 (ii) An LEA that receives a grant for use under this Subsection (6) shall:
- 508 (A) use the grant to provide the early literacy professional learning opportunity at the maximum of the restricted rate for each educator described in Subsection (6)(b)(i) within the LEA; and
- 511

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(B) provide the early literacy professional learning opportunity as part of the educator's contracted time or daily rate.

513 (d) In awarding grant funding under this section for the required early literacy professional learning opportunity, the state board shall award funding to an LEA to provide the opportunity to each individual described in Subsection (6)(c)(i), prioritizing applicants that have not yet participated in the early literacy professional learning opportunity.

518 (7) If this section is repealed, the Legislature shall deposit any remaining funds into the flexible allocation described in Section 53F-2-421.

520 ~~{Section 8. Section 53F-9-306 is amended to read: }~~

521 **53F-9-306. Teacher and Student Success Account.**

522 (1) As used in this section, "account" means the Teacher and Student Success Account created in this section.

524 (2) There is created within the Income Tax Fund a restricted account known as the "Teacher and Student Success Account."

526 (3) The account shall be funded by:

527 (a) amounts deposited into the account in accordance with Section 53F-2-301; and

528 (b) other legislative appropriations.

529 (4) The account shall earn interest.

530 (5) Interest earned on the account shall be deposited into the account.

531 (6) The Legislature shall appropriate money in the account to the state board.

532 (7) If this section is repealed, the Legislature shall deposit any remaining funds into the flexible allocation described in Section 53F-2-421.

534 ~~{Section 9. Section 63I-1-253 is amended to read: }~~

535 **63I-1-253. Repeal dates: Titles 53 through 53G.**

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

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

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

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- (4) Section 53-2a-1104, General duties of the Search and Rescue Advisory Board, is repealed July 1, 2027.
- 544 (5) Title 53, Chapter 2a, Part 15, Grid Resilience Committee, is repealed July 1, 2027.
- 545 (6) Section 53-2d-104, State Emergency Medical Services Committee -- Membership -- Expenses, is repealed July 1, 2029.
- 547 (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.
- 550 (8) Section 53-5-703, Board -- Membership -- Compensation -- Terms -- Duties, is repealed July 1, 2029.
- 552 (9) Section 53-11-104, Board, is repealed July 1, 2029.
- 553 (10) Section 53-22-104.1, School Security Task Force -- Membership -- Duties -- Per diem -- Report -- Expiration, is repealed December 31, 2025.
- 555 (11) Section 53-22-104.2, The School Security Task Force -- Education Advisory Board, is repealed December 31, 2025.
- 557 (12) Subsection 53B-1-301(1)(j), regarding the Higher Education and Corrections Council, is repealed July 1, 2027.
- 559 (13) Section 53B-7-709, Five-year performance goals, is repealed July 1, 2027.
- 560 (14) Title 53B, Chapter 8a, Part 3, Education Savings Incentive Program, is repealed July 1, 2028.
- 562 (15) Title 53B, Chapter 17, Part 11, USTAR Researchers, is repealed July 1, 2028.
- 563 (16) Section 53B-17-1203, SafeUT and School Safety Commission established -- Members, is repealed January 1, 2030.
- 565 (17) Title 53B, Chapter 18, Part 16, USTAR Researchers, is repealed July 1, 2028.
- 566 (18) Title 53B, Chapter 18, Part 17, Food Security Council, is repealed July 1, 2027.
- 567 (19) Title 53B, Chapter 18, Part 18, Electrification of Transportation Infrastructure Research Center, is repealed July 1, 2028.
- 569 (20) Title 53B, Chapter 35, Higher Education and Corrections Council, is repealed July 1, 2027.
- 571 (21) 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.

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- (22) Subsection 53E-1-201(1)(q), regarding the Higher Education and Corrections Council, is repealed July 1, 2027.
- 576 (23) Subsection 53E-2-304(6), regarding foreclosing a private right of action or waiver of governmental immunity, is repealed July 1, 2027.
- 578 (24) Subsection 53E-3-503(5), regarding coordinating councils for youth in care, is repealed July 1, 2027.
- 580 (25) Subsection 53E-3-503(6), regarding coordinating councils for youth in care, is repealed July 1, 2027.
- 582 (26) Subsection 53E-4-202(8)(b), regarding a standards review committee, is repealed January 1, 2028.
- 584 (27) Section 53E-4-203, Standards review committee, is repealed January 1, 2028.
- 585 (28) Title 53E, Chapter 6, Part 5, Utah Professional Practices Advisory Commission, is repealed July 1, 2033.
- 587 (29) Subsection 53E-7-207(7), regarding a private right of action or waiver of governmental immunity, is repealed July 1, 2027.
- 589 (30) Title 53E, Chapter 10, Part 3, Concurrent Enrollment, is repealed July 1, 2027.
- 590 [~~(30)~~] (31) Section 53F-2-408, Enhancement for Accelerated Students Program, is repealed July 1, 2027.
- 592 (32) Section 53F-2-409, Concurrent enrollment funding, is repealed July 1, 2027.
- 593 (33) Section 53F-2-415, Student health and counseling support -- Qualifying personnel -- Distribution formula -- Rulemaking, is repealed July 1, 2027.
- 595 (34) Section 53F-2-416, Appropriation and distribution for the Teacher and Student Success Program, is repealed July 1, 2028.
- 597 (35) Section 53F-2-420, Intensive Services Special Education Pilot Program, is repealed July 1, 2024.
- 599 (36) Section 53F-2-502, Dual language immersion, is repealed July 1, 2029.
- 600 (37) Section 53F-2-510, Digital Teaching and Learning Grant Program, is repealed July 1, 2028.
- 602 [~~(31)~~] (38) Section 53F-5-214, Grant for professional learning, is repealed July 1, 2025.
- 603 [~~(32)~~] (39) Section 53F-5-215, Elementary teacher preparation grant, is repealed July 1, 2025.
- 605 [~~(33)~~] (40) Section 53F-5-219, Local Innovations Civics Education Pilot Program, is repealed July 1, 2025.
- 607 [~~(34)~~] (41) Title 53F, Chapter 10, Part 2, Capital Projects Evaluation Panel, is repealed July 1, 2027.
- 609 (42) Section 53F-9-306, Teacher and Student Success Account, is repealed July 1, 2028.

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610 [~~(35)~~] (43) Subsection 53G-4-608(2)(b), regarding the Utah Seismic Safety Commission, is repealed
January 1, 2025.

612 [~~(36)~~] (44) Subsection 53G-4-608(4)(b), regarding the Utah Seismic Safety Commission, is repealed
January 1, 2025.

614 (45) Title 53G, Chapter 7, Part 13, Teacher and Student Success Program, is repealed July 1, 2028.

616 [~~(37)~~] (46) Section 53G-9-212, Drinking water quality in schools, is repealed July 1, 2027.

129 Section 4. **Effective date.**

This bill takes effect on May 7, 2025.

1-30-25 2:00 PM