

SB0102S05 compared with SB0102

{Omitted text} shows text that was in SB0102 but was omitted in SB0102S05

inserted text shows text that was not in SB0102 but was inserted into SB0102S05

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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 and allocation of remaining funds for certain programs.

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;~~}
 - {~~Beverly Taylor Sorenson Elementary Arts Learning Program;~~}
 - Digital Teaching and Learning Grant Program;
 - grant for professional learning; and
 - professional staff weighted pupil unit;

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requires funds for each program be appropriated to the flexible allocation if the program is repealed; and

20 ▶ makes technical changes.

19 Money Appropriated in this Bill:

20 None

21 None

24 AMENDS:

25 **53F-2-408** , as last amended by Laws of Utah 2020, Chapter 378 , as last amended by Laws of Utah 2020, Chapter 378

26 **53F-2-409** , as last amended by Laws of Utah 2022, Chapters 383, 409 , as last amended by Laws of Utah 2022, Chapters 383, 409

27 **53F-2-415** , as last amended by Laws of Utah 2024, Chapter 73 , as last amended by Laws of Utah 2024, Chapter 73

28 **53F-2-416** , as last amended by Laws of Utah 2020, Chapter 408 , as last amended by Laws of Utah 2020, Chapter 408

31 ~~**53F-2-502** , as last amended by Laws of Utah 2023, Chapter 129 , as last amended by Laws of Utah 2023, Chapter 129~~

32 ~~**53F-2-506** , as last amended by Laws of Utah 2024, Chapter 124 , as last amended by Laws of Utah 2024, Chapter 124~~

29 **53F-2-510** , as last amended by Laws of Utah 2023, Chapter 349 , as last amended by Laws of Utah 2023, Chapter 349

30 **53F-5-214** , as last amended by Laws of Utah 2022, Chapter 285 , as last amended by Laws of Utah 2022, Chapter 285

31 **53F-9-306** , as last amended by Laws of Utah 2023, Chapter 7 , as last amended by Laws of Utah 2023, Chapter 7

32 **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

36 ~~**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~~

33 REPEALS:

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

- 35
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- 36 *Be it enacted by the Legislature of the state of Utah:*
- 37 Section 1. Section **53F-2-408** is amended to read:
- 38 **53F-2-408. Enhancement for Accelerated Students Program.**
- 43 (1) As used in this section, "local education agency" or "LEA" means:
- 44 (a) a school district; or
- 45 (b) a charter school.
- 46 (2)
- . (a) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the state board shall make rules to establish a formula to distribute money appropriated for the Enhancement for Accelerated Students Program.
- 49 (b) The state board shall consult with LEAs before making the rules described in Subsection (2)(a).
- 51 (3) A distribution formula adopted under Subsection (2) shall:
- 52 (a) include an allocation of money for gifted and talented programs; and
- 53 (b) prioritize funding to increase access to gifted and talented programs for groups of students who are underrepresented in gifted and talented programs.
- 55 (4) A school district or charter school shall use money distributed under this section to enhance the academic growth of students whose academic achievement is accelerated.
- 57 (5) The state board shall develop performance criteria to measure the effectiveness of the Enhancement for Accelerated Students Program.
- 59 (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.
- 62 (7) If this section is repealed, the Legislature shall deposit any remaining funds into the flexible allocation described in Section 53F-2-421.
- 60 Section 2. Section **53F-2-409** is amended to read:
- 61 **53F-2-409. Concurrent enrollment funding.**
- 66 (1) The terms defined in Section 53E-10-301 apply to this section.
- 67 (2) The state board shall allocate money appropriated for concurrent enrollment in accordance with this section.

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- 69 (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:
- 71 (i) an LEA primarily bears the cost of instruction; and
- 72 (ii) an institution of higher education primarily bears the cost of instruction.
- 73 (b) From the money allocated under Subsection (3)(a)(i), the state board shall distribute:
- 74 (i) 60% of the money to LEAs; and
- 75 (ii) 40% of the money to the Utah Board of Higher Education.
- 76 (c) From the money allocated under Subsection (3)(a)(ii), the state board shall distribute:
- 77 (i) 40% of the money to LEAs; and
- 78 (ii) 60% of the money to the Utah Board of Higher Education.
- 79 (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).
- 82 (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).
- 86 (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:
- 89 (a) the number of statewide course credits earned; and
- 90 (b) the value of the weighted pupil unit.
- 91 (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.
- 94 (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.
- 96 (c) An LEA shall:
- 97 (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

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101 (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).

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

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

105 Section 3. Section **53F-2-415** is amended to read:

106 **53F-2-415. Student health and counseling support -- Qualifying personnel -- Distribution
formula -- Rulemaking.**

112 (1) As used in this section:

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

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

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

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

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

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

121 (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:

124 (i) is licensed; and

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

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

128 (B) removing barriers to learning and developing skills and behaviors critical for the student's academic
achievement.

130 (c) "Telehealth services" means the same as that term is defined in Section 26B-4-704.

131 (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:

135 (i) employing qualifying personnel;

136 (ii) employing behavioral health support personnel; or

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- (iii) entering into contracts for services provided by qualifying personnel, including telehealth services.
- 139 (b)
- . (i) The state board shall, after consulting with LEA governing boards, develop a formula to distribute money appropriated under this section to LEAs.
- 141 (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.
- 145 (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.
- 150 (3) To qualify for money under this section, an LEA shall submit to the state board a plan that includes:
- 152 (a) measurable goals approved by the LEA governing board on improving student safety, student engagement, school climate, or academic achievement;
- 154 (b) how the LEA intends to meet the goals described in Subsection (3)(a) through the use of the money;
- 156 (c) how the LEA is meeting the requirements related to parent education described in Section 53G-9-703; and
- 158 (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.
- 161 (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).
- 163 (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:
- 165 (a) employ qualifying personnel;
- 166 (b) employ behavioral health support personnel; or
- 167 (c) enter into contracts for services provided by qualified personnel, including telehealth services.
- 169 (6) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the state board shall make rules that establish:
- 171 (a) procedures for submitting a plan for and distributing money under this section;
- 172 (b) the formula the state board will use to distribute money to LEAs described in Subsection (2)(b); and

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- 174 (c) in accordance with Subsection (7), annual reporting requirements for an LEA that receives money
under this section.
- 176 (7) An LEA that receives money under this section shall submit an annual report to the state board,
including:
- 178 (a) progress toward achieving the goals submitted under Subsection (3)(a);
- 179 (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
- 181 (c) how the LEA, in providing school-based mental health support, complies with the provisions of
Section 53E-9-203.
- 183 (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.
- 187 (9) The state board may use up to:
- 188 (a) 2% of an appropriation under this section for costs related to the administration of the provisions of
this section; and
- 190 (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.
- 194 (10) Notwithstanding the provisions of this section, money appropriated under this section may be used,
as determined by the state board, for:
- 196 (a) the SafeUT Crisis Line described in Section 53B-17-1202;
- 197 (b)
- . (i) youth suicide prevention programs described in Section 53G-9-702 ; or
- 198 (ii) a comprehensive prevention plan, as that term is defined in Section 53F-2-525; or
- 199 (c) providing grants to LEAs as provided in Subsection 53F-2-522(5).
- 200 (11) If this section is repealed, the Legislature shall deposit any remaining funds into the flexible
allocation described in Section 53F-2-421.
- 198 Section 4. Section **53F-2-416** is amended to read:
- 199 **53F-2-416. Appropriation and distribution for the Teacher and Student Success Program.**
- 205 (1) The terms defined in Section 53G-7-1301 apply to this section.

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- 206 (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.
- 209 (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:
- 211 (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
- 213 (b) the amount of the appropriation described in Subsection (2), less the amount calculated, in
accordance with state board rule, for:
- 215 (i) an LEA that is in the LEA's first year of operation; and
- 216 (ii) the Utah Schools for the Deaf and the Blind.
- 217 (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.
- 220 (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:
- 223 (a) shall make rules to calculate an LEA distribution for:
- 224 (i) an LEA that is in the LEA's first year of operation; and
- 225 (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
- 228 (b) may make rules to distribute funds as described in this section.
- 229 (6) If this section is repealed, the Legislature shall deposit any remaining funds into the flexible
allocation described in Section 53F-2-421.
- 231 ~~{Section 5. Section 53F-2-502 is amended to read: }~~
- 232 **53F-2-502. Dual language immersion.**
- 233 (1) As used in this section:
- 234 (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.
- 237 (b) "Local education agency" or "LEA" means a school district or a charter school.
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- (c) "Participating LEA" means an LEA selected by the state board to receive a grant described in this section.
- 240 (d) "Partner language" means a language other than English in which instruction is provided in dual language immersion.
- 242 (e) "Restricted foreign entity" means the same as that term is defined in Section 53B-1-201.
- 244 (2) The state board shall:
- 245 (a) establish a dual language immersion program;
- 246 (b) in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, make rules that establish:
- 248 (i) a grant program for an LEA to receive funding for dual language immersion;
- 249 (ii) the required qualifications for an LEA to be a participating LEA;
- 250 (iii) subject to this section, requirements of a participating LEA;
- 251 (iv) a proficiency assessment for each partner language; and
- 252 (v) a progression of how a school in a participating LEA adds grade levels in which the school offers dual language immersion; and
- 254 (c) subject to legislative appropriations:
- 255 (i) select participating LEAs; and
- 256 (ii) award to a participating LEA a grant to support dual language immersion in the LEA.
- 258 (3) A participating LEA shall:
- 259 (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;
- 261 (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
- 263 (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).
- 265 (4) The state board shall:
- 266 (a) provide support to a participating LEA, including by:
- 267 (i) offering professional learning for dual language immersion educators;
- 268 (ii) developing curriculum related to dual language immersion; or
- 269 (iii) providing instructional support for a partner language;
- 270

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- (b) conduct a program evaluation of the dual language immersion program established under Subsection (2)(a); and
- 272 (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).
- 275 (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).
- 278 (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.
- 282 (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.
- 286 (8) If this section is repealed, the Legislature shall deposit any remaining funds into the flexible allocation described in Section 53F-2-421.

288 ~~{Section 6. Section 53F-2-506 is amended to read: }~~

289 **53F-2-506. Beverley Taylor Sorenson Elementary Arts Learning Program.**

- 290 (1) As used in this section:
- 291 (a) "Endowed chair" means a person who holds an endowed position or administrator of an endowed program for the purpose of arts and integrated arts instruction at an endowed university.
- 294 (b) "Endowed university" means an institution of higher education in the state that:
- 295 (i) awards elementary education degrees in arts instruction;
- 296 (ii) has received a major philanthropic donation for the purpose of arts and integrated arts instruction; and
- 298 (iii) has created an endowed position as a result of a donation described in Subsection (1)(b)(ii).
- 300 (c) "Integrated arts advocate" means a person who:
- 301 (i) advocates for arts and integrated arts instruction in the state; and
- 302 (ii) coordinates with an endowed chair pursuant to the agreement creating the endowed chair.
- 304 (2) The Legislature finds that a strategic placement of arts in elementary education can impact the critical thinking of students in other core subject areas, including mathematics, reading, and science.

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- 307 (3) The Beverley Taylor Sorenson Elementary Arts Learning Program is created to enhance the social,
emotional, academic, and arts learning of students in kindergarten through grade 6 by integrating
arts teaching and learning into core subject areas and providing professional development for
positions that support elementary arts and integrated arts education.
- 312 (4) From money appropriated for the Beverley Taylor Sorenson Elementary Arts Learning Program,
and subject to Subsection (5), the state board shall:
- 314 (a) consult and receive recommendations from the endowed chairs and the integrated arts advocate;
- 316 (b) administer a program for an LEA to receive funds to hire highly qualified arts specialists, art
coordinators, and other positions that support arts education and arts integration;
- 319 (c) beginning with the 2024-2025 school year, establish a uniform amount for the funds described in
Subsection (4)(b);
- 321 (d) ensure the uniform amount described in Subsection (4)(c) does not duplicate state funding an
educator receives under the educator salary adjustment described in Section 53F-2-405;
- 324 (e) provide up to \$10,000 in one-time funds for each new school educator described under Subsection
(4)(b) to purchase supplies and equipment;
- 326 (f) engage in other activities that improve the quantity and quality of integrated arts education; and
- 328 (g) before June 1, 2024, report to the Public Education Appropriations Subcommittee the uniform
amount described in Subsection (4)(c).
- 330 (5)
- . (a) An LEA that receives funds under Subsection (4) shall provide matching funds equal to the
difference between the uniform amount established in Subsection (4)(c) and the actual cost of the
educator's salary.
- 333 (b) An LEA may [~~not include~~] not include administrative, facility, or capital costs to provide the
matching funds required under Subsection (5)(a).
- 335 (6) An LEA that receives funds under this section shall partner with an endowed chair to provide
professional development in integrated elementary arts education.
- 337 (7) From money appropriated for the Beverley Taylor Sorenson Elementary Arts Learning Program, the
state board shall administer a program to fund activities within arts and the integrated arts programs
at an endowed university in the college where the endowed chair resides to:

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- (a) provide high quality professional development in elementary integrated arts education in accordance with the professional learning standards in Section 53G-11-303 to LEAs that receive funds under Subsection (4);
- 344 (b) design and conduct research on:
- 345 (i) elementary integrated arts education and instruction;
- 346 (ii) implementation and evaluation of the Beverley Taylor Sorenson Elementary Arts Learning Program; and
- 348 (iii) effectiveness of the professional development under Subsection (7)(a); and
- 349 (c) provide the public with integrated elementary arts education resources.
- 350 (8) The board shall annually:
- 351 (a) review the funding the Legislature appropriates for the Beverley Taylor Sorenson Elementary Arts Learning Program; and
- 353 (b) recommend any adjustments as part of the board's annual budget request, including:
- 354 (i) an increase to the uniform amount established in Subsection (4)(c); and
- 355 (ii) increases for adding additional schools to the Beverley Taylor Sorenson Elementary Arts Learning Program.
- 357 (9) The state board shall make rules, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, to administer the Beverley Taylor Sorenson Elementary Arts Learning Program.
- 360 (10) If this section is repealed, the Legislature shall deposit any remaining funds into the flexible allocation described in Section 53F-2-421.

227 Section 5. Section **53F-2-510** is amended to read:

228 **53F-2-510. Digital Teaching and Learning Grant Program.**

- 364 (1) As used in this section:
- 365 (a) "Advisory committee" means the committee established by the state board under Subsection (6)(b).
- 367 (b) "Digital readiness assessment" means an assessment provided by the state board that:
- 368 (i) is completed by an LEA analyzing an LEA's readiness to incorporate comprehensive digital teaching and learning; and
- 370 (ii) informs the preparation of an LEA's plan for incorporating comprehensive digital teaching and learning.
- 372 (c) "High quality professional learning" means the professional learning standards described in Section 53G-11-303.

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- 374 (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.
- 378 (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.
- 381 (f) "Program" means the Digital Teaching and Learning Grant Program created and described in
Subsections (5) through (10).
- 383 (g) "Utah Education and Telehealth Network" or "UETN" means the Utah Education and Telehealth
Network created in Section 53B-17-105.
- 385 (2)
- (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.
- 388 (b) The digital teaching and learning task force shall include representatives of:
- 389 (i) the state board;
- 390 (ii) UETN;
- 391 (iii) LEAs; and
- 392 (iv) the Governor's Education Excellence Commission.
- 393 (3) As funding allows, the state board shall develop a master plan for a statewide digital teaching and
learning program, including the following:
- 395 (a) a statement of purpose that describes the objectives or goals the state board will accomplish by
implementing a digital teaching and learning program;
- 397 (b) a forecast for fundamental components needed to implement a digital teaching and learning
program, including a forecast for:
- 399 (i) student and teacher devices;
- 400 (ii) Wi-Fi and wireless compatible technology;
- 401 (iii) curriculum software;
- 402 (iv) assessment solutions;
- 403 (v) technical support;
- 404 (vi) change management of LEAs;

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- 405 (vii) high quality professional learning;
- 406 (viii) Internet delivery and capacity; and
- 407 (ix) security and privacy of users;
- 408 (c) a determination of the requirements for:
- 409 (i) statewide technology infrastructure; and
- 410 (ii) local LEA technology infrastructure;
- 411 (d) standards for high quality professional learning related to implementing and maintaining a digital teaching and learning program;
- 413 (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;
- 416 (f)
- . (i) a grant program for LEAs; or
- 417 (ii) a distribution formula to fund LEA digital teaching and learning programs;
- 418 (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;
- 421 (h) an ongoing evaluation process that is overseen by the state board;
- 422 (i) proposed rules that incorporate the principles of the master plan into the state's public education system as a whole; and
- 424 (j) a plan to ensure long-term sustainability that:
- 425 (i) accounts for the financial impacts of a digital teaching and learning program; and
- 426 (ii) facilitates the redirection of LEA savings that arise from implementing a digital teaching and learning program.
- 428 (4) UETN shall:
- 429 (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;
- 432 (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

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- (c) as funding allows, provide infrastructure and technology support for school districts and charter schools.
- 437 (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
440 technology.
- 440 (6) The state board shall:
- 441 (a) in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, adopt rules for the
administration of the program, including rules requiring:
- 443 (i) an LEA to complete a digital readiness assessment the first time an LEA applies for the grant;
445 (ii) measures to ensure that the LEA monitors and implements technology with best practices; and
447 (iii) robust goals for learning outcomes and appropriate measurements of goal achievement;
- 449 (b) establish an advisory committee to make recommendations on the program and LEA plan
requirements and report to the state board; and
- 451 (c) in accordance with this section, approve LEA plans and award grants.
- 452 (7)
- . (a) The state board shall, subject to legislative appropriations, award a grant to an LEA:
- 454 (i) that submits an LEA plan that meets the requirements described in Subsection (8); and
456 (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).
- 459 (b) The state board or its designee shall provide the training described in Subsection (7)(a)(ii).
- 461 (8) The state board shall establish requirements of an LEA plan that shall include:
- 462 (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;
- 464 (b) high quality professional learning for educators in the use of digital teaching and learning
technology;
- 466 (c) leadership training and management restructuring, if necessary, for successful implementation;
- 468 (d) targets for improved student achievement, student learning, and college readiness through digital
teaching and learning; and
- 470 (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.

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- 473 (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.
- 477 (10)
- . (a) There is no federal funding, federal requirement, federal education agreement, or national program
included or related to this state adopted program.
- 479 (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.
- 482 (11) In accordance with Title 63G, Chapter 6a, Utah Procurement Code, the state board shall contract
with an independent evaluator to:
- 484 (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;
- 486 (b) report the findings of an implementation assessment to the state board; and
- 487 (c) submit to the state board recommendations to resolve issues that an implementation assessment
raises.
- 489 (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.
- 492 (13) The state board shall establish interventions for an LEA that does not make progress on
implementation of the LEA's implementation plan, including:
- 494 (a) nonrenewal of, or time period extensions for, the LEA's grant;
- 495 (b) reduction of funds; or
- 496 (c) other interventions to assist the LEA.
- 497 (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:
- 501 (i) UETN, in cooperation with or on behalf of, as applicable, the state board, the state board's
designee, or an LEA; or
- 503 (ii) an LEA.
- 504 (b) A contract or agreement entered into under Subsection (14)(a) may be a contract or agreement that:

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- 506 (i) UETN enters into with a provider and payment for services is directly appropriated by the
Legislature, as funds are available, to UETN;
- 508 (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;
- 510 (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
- 513 (iv) an LEA enters into directly, pays a provider, and receives preapproved reimbursement from a
UETN fund established for this purpose.
- 515 (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.
- 519 (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.
- 525 (15) If this section is repealed, the Legislature shall deposit any remaining funds into the flexible
allocation described in Section 53F-2-421.

392 Section 6. Section **53F-5-214** is amended to read:

393 **53F-5-214. Grant for professional learning.**

- 529 (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:
- 531 (a) professional learning opportunities in early literacy and mathematics; and
- 532 (b) the required early literacy professional learning opportunity described in Subsection (6).
- 534 (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:
- 538 (a) aligned with the professional learning standards described in Section 53G-11-303; and
- 540 (b) targeted to attaining the local and state early learning goals described in Section 53G-7-218.

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- (3) An LEA that receives a grant described in this section shall use the grant for the purposes described in Subsection (2).
- 544 (4) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the state board shall make rules to establish:
- 546 (a) required elements of the professional learning opportunities described in Subsection (2);
- 548 (b) a formula to determine an LEA's grant amount under this section, including identifying the amount an LEA receives for:
- 550 (i) professional learning opportunities under Subsection (2); and
- 551 (ii) the required early literacy professional learning opportunity described in Subsection (6); and
- 553 (c) specifications regarding the LEA's provision of the required early literacy professional learning opportunity described in Subsection (6).
- 555 (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.
- 558 (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.
- 562 (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:
- 564 (A) general and special education teacher in kindergarten through grade 3;
- 565 (B) district administrator over literacy;
- 566 (C) elementary school principal;
- 567 (D) school psychologist serving in an elementary school; and
- 568 (E) elementary school literacy coach who serves kindergarten through grade 3.
- 569 (ii) The following are exempt from the professional learning opportunity completion requirement in Subsection (6)(b)(i):
- 571 (A) an educator who has already completed the early literacy professional learning program;
- 573 (B) dual language immersion educators who teach in the target language;
- 574 (C) special education teachers who serve students with significant cognitive disabilities;

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- 576 (D) teachers within one year of retirement; and
- 577 (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.
- 579 (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.
- 583 (ii) An LEA that receives a grant for use under this Subsection (6) shall:
- 584 (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
- 587 (B) provide the early literacy professional learning opportunity as part of the educator's contracted time
or daily rate.
- 589 (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.
- 594 (7) If this section is repealed, the Legislature shall deposit any remaining funds into the flexible
allocation described in Section 53F-2-421.

461 Section 7. Section 53F-9-306 is amended to read:

462 **53F-9-306. Teacher and Student Success Account.**

- 463 (1) As used in this section, "account" means the Teacher and Student Success Account created in this
section.
- 465 (2) There is created within the Income Tax Fund a restricted account known as the "Teacher and
Student Success Account."
- 467 (3) The account shall be funded by:
- 468 (a) amounts deposited into the account in accordance with Section 53F-2-301; and
- 469 (b) other legislative appropriations.
- 470 (4) The account shall earn interest.
- 471 (5) Interest earned on the account shall be deposited into the account.
- 472 (6) The Legislature shall appropriate money in the account to the state board.

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

475 Section 8. Section **63I-1-253** is amended to read:

476 **63I-1-253. Repeal dates: Titles 53 through 53G.**

- 598 (1) Section 53-1-122, Road Rage Awareness and Prevention Restricted Account, is repealed July 1, 2028.
- 600 (2) Section 53-2a-105, Emergency Management Administration Council created -- Function -- Composition -- Expenses, is repealed July 1, 2029.
- 602 (3) Section 53-2a-1103, Search and Rescue Advisory Board -- Members -- Compensation, is repealed July 1, 2027.
- 604 (4) Section 53-2a-1104, General duties of the Search and Rescue Advisory Board, is repealed July 1, 2027.
- 606 (5) Title 53, Chapter 2a, Part 15, Grid Resilience Committee, is repealed July 1, 2027.
- 607 (6) Section 53-2d-104, State Emergency Medical Services Committee -- Membership -- Expenses, is repealed July 1, 2029.
- 609 (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.
- 612 (8) Section 53-5-703, Board -- Membership -- Compensation -- Terms -- Duties, is repealed July 1, 2029.
- 614 (9) Section 53-11-104, Board, is repealed July 1, 2029.
- 615 (10) Section 53-22-104.1, School Security Task Force -- Membership -- Duties -- Per diem -- Report -- Expiration, is repealed December 31, 2025.
- 617 (11) Section 53-22-104.2, The School Security Task Force -- Education Advisory Board, is repealed December 31, 2025.
- 619 (12) Subsection 53B-1-301(1)(j), regarding the Higher Education and Corrections Council, is repealed July 1, 2027.
- 621 (13) Section 53B-7-709, Five-year performance goals, is repealed July 1, 2027.
- 622 (14) Title 53B, Chapter 8a, Part 3, Education Savings Incentive Program, is repealed July 1, 2028.
- 624 (15) Title 53B, Chapter 17, Part 11, USTAR Researchers, is repealed July 1, 2028.

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- (16) Section 53B-17-1203, SafeUT and School Safety Commission established -- Members, is repealed January 1, 2030.
- 627 (17) Title 53B, Chapter 18, Part 16, USTAR Researchers, is repealed July 1, 2028.
- 628 (18) Title 53B, Chapter 18, Part 17, Food Security Council, is repealed July 1, 2027.
- 629 (19) Title 53B, Chapter 18, Part 18, Electrification of Transportation Infrastructure Research Center, is repealed July 1, 2028.
- 631 (20) Title 53B, Chapter 35, Higher Education and Corrections Council, is repealed July 1, 2027.
- 633 (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.
- 636 (22) Subsection 53E-1-201(1)(q), regarding the Higher Education and Corrections Council, is repealed July 1, 2027.
- 638 (23) Subsection 53E-2-304(6), regarding foreclosing a private right of action or waiver of governmental immunity, is repealed July 1, 2027.
- 640 (24) Subsection 53E-3-503(5), regarding coordinating councils for youth in care, is repealed July 1, 2027.
- 642 (25) Subsection 53E-3-503(6), regarding coordinating councils for youth in care, is repealed July 1, 2027.
- 644 (26) Subsection 53E-4-202(8)(b), regarding a standards review committee, is repealed January 1, 2028.
- 646 (27) Section 53E-4-203, Standards review committee, is repealed January 1, 2028.
- 647 (28) Title 53E, Chapter 6, Part 5, Utah Professional Practices Advisory Commission, is repealed July 1, 2033.
- 649 (29) Subsection 53E-7-207(7), regarding a private right of action or waiver of governmental immunity, is repealed July 1, 2027.
- 651 (30) Title 53E, Chapter 10, Part 3, Concurrent Enrollment, is repealed July 1, 2027.
- 652 [~~30~~] (31) Section 53F-2-408, Enhancement for Accelerated Students Program, is repealed July 1, 2027.
- 654 (32) Section 53F-2-409, Concurrent enrollment funding, is repealed July 1, 2027.
- 655 (33) Section 53F-2-415, Student health and counseling support -- Qualifying personnel -- Distribution formula -- Rulemaking, is repealed July 1, 2027.
- 657

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- (34) Section 53F-2-416, Appropriation and distribution for the Teacher and Student Success Program, is repealed July 1, 2028.
- 659 (35) Section 53F-2-420, Intensive Services Special Education Pilot Program, is repealed July 1, 2024.
- 661 ~~{(36) {Section 53F-2-502, Dual language immersion, is repealed July 1, 2029.}}~~
- 662 ~~{(37)}~~ (36) Section {53F-2-506} 53F-2-510, {Beverley Taylor Sorenson Elementary Arts} Digital Teaching and Learning Grant Program, is repealed July 1, {2029} 2028.
- 664 [(31)] ~~{(38)}~~ (37) Section 53F-5-214, Grant for professional learning, is repealed July 1, 2025.
- 665 [(32)] ~~{(39)}~~ (38) Section 53F-5-215, Elementary teacher preparation grant, is repealed July 1, 2025.
- 667 [(33)] ~~{(40)}~~ (39) Section 53F-5-219, Local Innovations Civics Education Pilot Program, is repealed July 1, 2025.
- 669 [(34)] ~~{(41)}~~ (40) Title 53F, Chapter 10, Part 2, Capital Projects Evaluation Panel, is repealed July 1, 2027.
- 549 (41) Section 53F-9-306, Teacher and Student Success Account, is repealed July 1, 2028.
- 671 [(35)] (42) Subsection 53G-4-608(2)(b), regarding the Utah Seismic Safety Commission, is repealed January 1, 2025.
- 673 [(36)] (43) Subsection 53G-4-608(4)(b), regarding the Utah Seismic Safety Commission, is repealed January 1, 2025.
- 675 (44) Title 53G, Chapter 7, Part 13, Teacher and Student Success Program, is repealed July 1, 2028.
- 677 [(37)] (45) Section 53G-9-212, Drinking water quality in schools, is repealed July 1, 2027.
- 557 Section 9. **Repealer.**
- This Bill Repeals:
- 558 This bill repeals:
- 559 Section **53F-2-305, Professional staff weighted pupil units.**
- 678 ~~{Section 10. Section **63I-2-253** is amended to read: }~~
- 679 **63I-2-253. Repeal dates: Titles 53 through 53G.**
- 680 (1) Subsection 53-1-104(1)(b), regarding the Air Ambulance Committee, is repealed July 1, 2024.
- 682 (2) Section 53-1-118, Public Safety Honoring Heroes Restricted Account -- Creation -- Funding -- Distribution of funds by the commissioner, is repealed July 1, 2024.
- 684 (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.
- 687 (4) Section 53-2a-303, Statewide mutual aid committee, is repealed October 1, 2024.

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- 688 (5) Title 53, Chapter 2c, COVID-19 Health and Economic Response Act, is repealed July 1, 2026.
- 690 (6) Section 53-2d-101.1, Contracting authority -- Rulemaking authority, is repealed July 1, 2024.
- 692 (7) Section 53-2d-107, Air Ambulance Committee -- Membership -- Duties, is repealed July 1, 2024.
- 694 (8) Section 53-2d-302, Trauma system advisory committee, is repealed October 1, 2024.
- 695 (9) Section 53-7-109, Firefighter Support Restricted Account, is repealed July 1, 2024.
- 696 (10) Section 53-9-104, Board -- Creation-- Qualifications -- Appointments -- Terms -- Immunity, is repealed October 1, 2024.
- 698 (11) Section 53-9-105, Powers and duties of the board, is repealed October 1, 2024.
- 699 (12) Section 53-9-106, Meetings -- Hearings, is repealed October 1, 2024.
- 700 (13) Section 53-22-104.1, School Security Task Force -- Membership -- Duties -- Per diem -- Report -- Expiration, is repealed December 31, 2025.
- 702 (14) Section 53-22-104.2, The School Security Task Force -- Education Advisory Board, is repealed December 31, 2025.
- 704 (15) Section 53-25-103, Airport dangerous weapon possession reporting requirements, is repealed December 31, 2031.
- 706 (16) Section 53B-8-114, Continuation of previously authorized scholarships, is repealed July 1, 2024.
- 708 (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.
- 711 (18) Subsection 53F-2-504(6), regarding a report on the Salary Supplement for Highly Needed Educators, is repealed July 1, 2026.
- 713 (19) Section 53F-2-510, Digital Teaching and Learning Grant Program, is repealed July 1, 2028.
- 715 [~~(19)~~] (20) Section 53F-2-524, Teacher bonuses for extra assignments, is repealed July 1, 2024.
- 717 [~~(20)~~] (21) Section 53F-5-221, Management of energy and water use pilot program, is repealed July 1, 2028.
- 719 [~~(21)~~] (22) Section 53F-5-222, Mentoring and Supporting Teacher Excellence and Refinement Pilot Program, is repealed July 1, 2028.
- 721 [~~(22)~~] (23) Section 53F-5-223, Stipends for Future Educators Grant Program, is repealed July 1, 2028.
- 723 [~~(23)~~] (24) Section 53F-9-401, Autism Awareness Restricted Account, is repealed July 1, 2024.
- 725 [~~(24)~~] (25) Section 53F-9-403, Kiwanis Education Support Fund, is repealed July 1, 2024.
- 726

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- 728 [(25)] (26) Subsection 53G-11-502(1), regarding implementation of the educator evaluation process, is repealed July 1, 2029.
- 730 [(26)] (27) Section 53G-11-506, Establishment of educator evaluation program -- Joint committee, is repealed July 1, 2029.
- 732 [(27)] (28) Section 53G-11-507, Components of educator evaluation program, is repealed July 1, 2029.
- 734 [(28)] (29) Section 53G-11-508, Summative evaluation timelines -- Review of summative evaluations, is repealed July 1, 2029.
- 735 [(29)] (30) Section 53G-11-509, Mentor for provisional educator, is repealed July 1, 2029.
- 737 [(30)] (31) Section 53G-11-510, State board to describe a framework for the evaluation of educators, is repealed July 1, 2029.
- 738 [(31)] (32) Section 53G-11-511, Rulemaking for privacy protection, is repealed July 1, 2029.
- 740 [(32)] (33) Subsection 53G-11-520(1), regarding optional alternative educator evaluation processes, is repealed July 1, 2029.
- 740 [(33)] (34) Subsection 53G-11-520(2), regarding an exception from educator evaluation process requirements, is repealed July 1, 2029.

560 Section 1. **Effective date.**

This bill takes effect on May 7, 2025.

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