

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

LONG TITLE

General Description:

This bill establishes a school safety foundation.

Highlighted Provisions:

This bill:

- establishes a school safety foundation.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

53-22-108, Utah Code Annotated 1953

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

Section 1. Section **53-22-108** is enacted to read:

53-22-108 . School safety foundation.

(1) As used in this section:

(a) "Authorized foundation" means a nonprofit foundation that:

(i) meets the requirements of this section; and

(ii) the state security chief authorizes in consultation with the School Safety Center created in Section 53G-8-802.

(b) "School safety product" means equipment, technology, service, or material that enhances school safety and security.

(2) The state security chief may approve a nonprofit foundation to be an authorized foundation if the foundation:

(a) maintains status as a nonprofit organization under 26 U.S.C. Sec. 501(c)(3);

(b) has operated continuously in the state for three or more years;

- 31 (c) maintains a primary mission focused on school safety;
32 (d) operates under a board of directors that includes:
33 (i) a law enforcement representative;
34 (ii) an educator or school administrator; and
35 (iii) an emergency management professional;
36 (e) demonstrates financial stability through:
37 (i) an annual independent audit;
38 (ii) maintained reserves; and
39 (iii) a clean financial record; and
40 (f) provides evidence of:
41 (i) successful project management;
42 (ii) an existing relationship with an educational institution; and
43 (iii) knowledge of school safety requirements described in federal and state law.
- 44 (3) A foundation seeking authorization shall submit to the state security chief:
45 (a) a written application that demonstrates compliance with Subsection (2);
46 (b) a financial record for the previous three years;
47 (c) a current board member qualification;
48 (d) a proposed school safety initiative; and
49 (e) an internal procurement policy for purchases not made from a state cooperative
50 contract.
- 51 (4) The state security chief shall:
52 (a) review an application within 60 days;
53 (b) request additional information if needed;
54 (c) issue a written decision; and
55 (d) maintain a public record of an authorized foundation, including records related to the
56 approval process of an authorized foundation.
- 57 (5) An authorized foundation may:
58 (a) use a state cooperative contract in accordance with Section 63G-6a-2105;
59 (b) make a bulk purchase of a school safety product; and
60 (c) in coordination with the state security chief and the School Safety Center:
61 (i) facilitate a donation of a school safety product; and
62 (ii) distribute a product to a school.
- 63 (6) An authorized foundation shall:
64 (a) follow Title 63G, Chapter 6a, Utah Procurement Code, when utilizing a state

- 65 cooperative contract;
- 66 (b) maintain separate accounting for a school safety purchase;
- 67 (c) by August 1 of each year, submit an annual report to the state security chief that
- 68 includes:
- 69 (i) any product procured through a state cooperative contract;
- 70 (ii) the annual independent audit required in Subsection (2)(e);
- 71 (iii) all schools served;
- 72 (iv) the total value of a donation facilitated; and
- 73 (v) a compliance certification; and
- 74 (d) renew authorization every three years.
- 75 (7) The state security chief:
- 76 (a) may revoke authorization if the authorized foundation:
- 77 (i) fails to maintain a requirement of this section;
- 78 (ii) engages in financial mismanagement; or
- 79 (iii) submits false information in a report required by this section; and
- 80 (b) shall, before revoking authorization:
- 81 (i) provide written notice to the foundation;
- 82 (ii) allow a 30-day period to remedy the violation;
- 83 (iii) provide an opportunity for a hearing; and
- 84 (iv) issue a final written decision.
- 85 (8) Authorization under this section does not:
- 86 (a) create state liability;
- 87 (b) imply state endorsement;
- 88 (c) override a local procurement requirement; and
- 89 (d) exempt the foundation from an applicable law.

90 **Section 2. Effective Date.**

91 This bill takes effect on May 7, 2025.