

Lincoln Fillmore proposes the following substitute bill:

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;

▸ requires funds for each program be appropriated to the flexible allocation if the program is repealed; and

▸ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

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

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

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

- 30 **53F-2-416**, as last amended by Laws of Utah 2020, Chapter 408
- 31 **53F-2-502**, as last amended by Laws of Utah 2023, Chapter 129
- 32 **53F-2-506**, as last amended by Laws of Utah 2024, Chapter 124
- 33 **53F-2-510**, as last amended by Laws of Utah 2023, Chapter 349
- 34 **53F-5-214**, as last amended by Laws of Utah 2022, Chapter 285
- 35 **53F-9-306**, as last amended by Laws of Utah 2023, Chapter 7
- 36 **63I-1-253**, as last amended by Laws of Utah 2024, Third Special Session, Chapter 5

37 REPEALS:

- 38 **53F-2-305**, as last amended by Laws of Utah 2022, Chapter 415

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

41 Section 1. Section **53F-2-408** is amended to read:

42 **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,
 - 47 the state board shall make rules to establish a formula to distribute money
 - 48 appropriated for the Enhancement for Accelerated Students Program.
 - 49 (b) The state board shall consult with LEAs before making the rules described in
 - 50 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
 - 54 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
- 56 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
- 58 Enhancement for Accelerated Students Program.
- 59 (6) If a school district or charter school receives an allocation of less than \$10,000 under
- 60 this section, the school district or charter school may use the allocation as described in
- 61 Section 53F-2-206.
- 62 (7) If this section is repealed, the Legislature shall deposit any remaining funds into the
- 63 flexible allocation described in Section 53F-2-421.

- 64 Section 2. Section **53F-2-409** is amended to read:
- 65 **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
68 accordance with this section.
- 69 (3)(a) The state board shall allocate money appropriated for concurrent enrollment in
70 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
80 Administrative Rulemaking Act, providing for the distribution of the money to LEAs
81 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,
83 Chapter 3, Utah Administrative Rulemaking Act, providing for the distribution of the
84 money allocated to institutions of higher education under Subsections (3)(b)(ii) and
85 (3)(c)(ii).
- 86 (4) Subject to budget constraints, the Legislature shall annually modify the amount of
87 money appropriated for concurrent enrollment in proportion to the percentage increase
88 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
92 increase access to concurrent enrollment for groups of students who are
93 underrepresented in concurrent enrollment.
- 94 (b) If an LEA receives an allocation of less than \$10,000 under this section, the LEA
95 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

98 experiencing socioeconomic disadvantage, including by paying student fees
 99 related to the student's participation in a concurrent enrollment course, except fees
 100 for textbooks; and

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

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

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

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

110 **53F-2-415 . Student health and counseling support -- Qualifying personnel --**
 111 **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
 116 curriculum; and

117 (B) support students by prompting, redirecting, encouraging, and reinforcing
 118 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
 122 psychologist or other psychologist, a school social worker or other social worker, or a
 123 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
 127 health needs; and

128 (B) removing barriers to learning and developing skills and behaviors critical for
 129 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),

- 132 the state board shall distribute money appropriated under this section to LEAs to
133 provide targeted school-based mental health support, including clinical services and
134 trauma-informed care, through:
- 135 (i) employing qualifying personnel;
 - 136 (ii) employing behavioral health support personnel; or
 - 137 (iii) entering into contracts for services provided by qualifying personnel, including
138 telehealth services.
- 139 (b)(i) The state board shall, after consulting with LEA governing boards, develop a
140 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)
142 incentivizes an LEA to provide school-based mental health support in
143 collaboration with the local mental health authority of the county in which the
144 LEA is located.
- 145 (iii) The state board shall provide guidance for LEAs regarding the training,
146 qualifications, roles, and scopes of practice for qualifying personnel and
147 behavioral health support personnel that incorporates parent consent and
148 partnership as key components in addressing the mental health and behavioral
149 health needs of students.
- 150 (3) To qualify for money under this section, an LEA shall submit to the state board a plan
151 that includes:
- 152 (a) measurable goals approved by the LEA governing board on improving student
153 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
155 use of the money;
 - 156 (c) how the LEA is meeting the requirements related to parent education described in
157 Section 53G-9-703; and
 - 158 (d) whether the LEA intends to provide school-based mental health support in
159 collaboration with the local mental health authority of the county in which the LEA is
160 located.
- 161 (4) The state board shall distribute money appropriated under this section to an LEA that
162 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
164 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
168 services.
- 169 (6) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
170 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
173 Subsection (2)(b); and
174 (c) in accordance with Subsection (7), annual reporting requirements for an LEA that
175 receives money under this section.
- 176 (7) An LEA that receives money under this section shall submit an annual report to the state
177 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
180 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
182 provisions of Section 53E-9-203.
- 183 (8) Beginning on or before July 1, 2019, the state board shall provide training that instructs
184 school personnel on the impact of childhood trauma on student learning, including
185 information advising educators against practicing medicine, giving a diagnosis, or
186 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
189 the provisions of this section; and
190 (b) \$1,500,000 in nonlapsing balances from fiscal year 2022 for the purposes described
191 in this section to provide scholarships for up to four years to certain LEA employees,
192 as defined by the state board, for education and training to become a school social
193 worker, a school psychologist, or other school-based mental health worker.
- 194 (10) Notwithstanding the provisions of this section, money appropriated under this section
195 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
 201 flexible allocation described in Section 53F-2-421.

202 Section 4. Section **53F-2-416** is amended to read:

203 **53F-2-416 . Appropriation and distribution for the Teacher and Student Success**
 204 **Program.**

205 (1) The terms defined in Section 53G-7-1301 apply to this section.

206 (2) Subject to future budget constraints, the Legislature shall annually appropriate money
 207 from the Teacher and Student Success Account described in Section 53F-9-306 to the
 208 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
 210 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
 212 weighted pupil units for all LEAs in the state; and

213 (b) the amount of the appropriation described in Subsection (2), less the amount
 214 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
 218 described in Subsection (3) if the LEA governing board of the LEA has submitted an
 219 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
 221 Success Program, and Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
 222 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
 226 receive services from the Utah Schools for the Deaf and the Blind, regardless of
 227 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
 230 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
235 receives a portion of instruction in English and a portion of instruction exclusively in
236 a partner language.
- 237 (b) "Local education agency" or "LEA" means a school district or a charter school.
- 238 (c) "Participating LEA" means an LEA selected by the state board to receive a grant
239 described in this section.
- 240 (d) "Partner language" means a language other than English in which instruction is
241 provided in dual language immersion.
- 242 (e) "Restricted foreign entity" means the same as that term is defined in Section
243 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,
247 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
253 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
257 LEA.
- 258 (3) A participating LEA shall:
- 259 (a) establish in a school a full-day dual language immersion instructional model that
260 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
262 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
264 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 (b) conduct a program evaluation of the dual language immersion program established
 271 under Subsection (2)(a); and
- 272 (c) on or before November 1, 2019, report to the Education Interim Committee and the
 273 Public Education Appropriations Subcommittee on the results of the program
 274 evaluation described in Subsection (4)(b).
- 275 (5) The state board may, in accordance with Title 63G, Chapter 6a, Utah Procurement Code,
 276 contract with a third party to conduct the program evaluation described in Subsection
 277 (4)(b).
- 278 (6) Regardless of whether an LEA is a participating LEA or provides language instruction
 279 through another method, beginning July 1, 2024, an LEA may not seek or accept
 280 funding support from a restricted foreign entity or an entity that passes on funding
 281 support from a restricted foreign entity.
- 282 (7) Subject to budget constraints, in addition to the base increases described in Section
 283 53F-2-208, the Legislature shall annually increase the money appropriated for dual
 284 language immersion in proportion to the percentage increase over the previous school
 285 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
 287 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
 292 an endowed program for the purpose of arts and integrated arts instruction at an
 293 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
 297 arts instruction; and
 298 (iii) has created an endowed position as a result of a donation described in Subsection
 299 (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
303 endowed chair.
- 304 (2) The Legislature finds that a strategic placement of arts in elementary education can
305 impact the critical thinking of students in other core subject areas, including
306 mathematics, reading, and science.
- 307 (3) The Beverley Taylor Sorenson Elementary Arts Learning Program is created to enhance
308 the social, emotional, academic, and arts learning of students in kindergarten through
309 grade 6 by integrating arts teaching and learning into core subject areas and providing
310 professional development for positions that support elementary arts and integrated arts
311 education.
- 312 (4) From money appropriated for the Beverley Taylor Sorenson Elementary Arts Learning
313 Program, and subject to Subsection (5), the state board shall:
- 314 (a) consult and receive recommendations from the endowed chairs and the integrated
315 arts advocate;
- 316 (b) administer a program for an LEA to receive funds to hire highly qualified arts
317 specialists, art coordinators, and other positions that support arts education and arts
318 integration;
- 319 (c) beginning with the 2024-2025 school year, establish a uniform amount for the funds
320 described in Subsection (4)(b);
- 321 (d) ensure the uniform amount described in Subsection (4)(c) does not duplicate state
322 funding an educator receives under the educator salary adjustment described in
323 Section 53F-2-405;
- 324 (e) provide up to \$10,000 in one-time funds for each new school educator described
325 under Subsection (4)(b) to purchase supplies and equipment;
- 326 (f) engage in other activities that improve the quantity and quality of integrated arts
327 education; and
- 328 (g) before June 1, 2024, report to the Public Education Appropriations Subcommittee the
329 uniform amount described in Subsection (4)(c).
- 330 (5)(a) An LEA that receives funds under Subsection (4) shall provide matching funds
331 equal to the difference between the uniform amount established in Subsection (4)(c)
332 and the actual cost of the educator's salary.
- 333 (b) An LEA may ~~not include~~ not include administrative, facility, or capital costs to
334 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

- 336 provide professional development in integrated elementary arts education.
- 337 (7) From money appropriated for the Beverley Taylor Sorenson Elementary Arts Learning
 338 Program, the state board shall administer a program to fund activities within arts and the
 339 integrated arts programs at an endowed university in the college where the endowed
 340 chair resides to:
- 341 (a) provide high quality professional development in elementary integrated arts
 342 education in accordance with the professional learning standards in Section
 343 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
 347 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
 352 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
 356 Elementary Arts Learning Program.
- 357 (9) The state board shall make rules, in accordance with Title 63G, Chapter 3, Utah
 358 Administrative Rulemaking Act, to administer the Beverley Taylor Sorenson
 359 Elementary Arts Learning Program.
- 360 (10) If this section is repealed, the Legislature shall deposit any remaining funds into the
 361 flexible allocation described in Section 53F-2-421.
- 362 Section 7. Section **53F-2-510** is amended to read:
- 363 **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
 366 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
 369 comprehensive digital teaching and learning; and

- 370 (ii) informs the preparation of an LEA's plan for incorporating comprehensive digital
371 teaching and learning.
- 372 (c) "High quality professional learning" means the professional learning standards
373 described in Section 53G-11-303.
- 374 (d) "Implementation assessment" means an assessment that analyzes an LEA's
375 implementation of an LEA plan, including identifying areas for improvement,
376 obstacles to implementation, progress toward the achievement of stated goals, and
377 recommendations going forward.
- 378 (e) "LEA plan" means an LEA's plan to implement a digital teaching and learning
379 program that meets the requirements of this section and requirements set forth by the
380 state board and the advisory committee.
- 381 (f) "Program" means the Digital Teaching and Learning Grant Program created and
382 described in Subsections (5) through (10).
- 383 (g) "Utah Education and Telehealth Network" or "UETN" means the Utah Education
384 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
386 a funding proposal to present to the Legislature for digital teaching and learning in
387 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
394 teaching and learning program, including the following:
- 395 (a) a statement of purpose that describes the objectives or goals the state board will
396 accomplish by implementing a digital teaching and learning program;
- 397 (b) a forecast for fundamental components needed to implement a digital teaching and
398 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;
- 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
- 412 maintaining a digital teaching and learning program;
- 413 (e) a statewide technical support plan that will guide the implementation and
- 414 maintenance of a digital teaching and learning program, including standards and
- 415 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
- 419 current technology resources and other items and a plan to integrate those resources
- 420 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
- 423 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
- 427 teaching and learning program.
- 428 (4) UETN shall:
- 429 (a) in consultation with the state board, conduct an inventory of the state public
- 430 education system's current technology resources and other items as determined by
- 431 UETN, including software;
- 432 (b) perform an engineering study to determine the technology infrastructure needs of the
- 433 public education system to implement a digital teaching and learning program,
- 434 including the infrastructure needed for the state board, UETN, and LEAs; and
- 435 (c) as funding allows, provide infrastructure and technology support for school districts
- 436 and charter schools.
- 437 (5) There is created the Digital Teaching and Learning Grant Program to improve

- 438 educational outcomes in public schools by effectively incorporating comprehensive
439 digital teaching and learning technology.
- 440 (6) The state board shall:
- 441 (a) in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
442 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
444 for the grant;
- 445 (ii) measures to ensure that the LEA monitors and implements technology with best
446 practices; and
- 447 (iii) robust goals for learning outcomes and appropriate measurements of goal
448 achievement;
- 449 (b) establish an advisory committee to make recommendations on the program and LEA
450 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
453 LEA:
- 454 (i) that submits an LEA plan that meets the requirements described in Subsection (8);
455 and
- 456 (ii) for which the LEA's leadership and management members have completed a
457 digital teaching and learning leadership and implementation training as provided
458 in Subsection (7)(b).
- 459 (b) The state board or its designee shall provide the training described in Subsection
460 (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
463 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
465 learning technology;
- 466 (c) leadership training and management restructuring, if necessary, for successful
467 implementation;
- 468 (d) targets for improved student achievement, student learning, and college readiness
469 through digital teaching and learning; and
- 470 (e) any other requirement established by the state board in rule made in accordance with
471 Title 63G, Chapter 3, Utah Administrative Rulemaking Act, including an application

- 472 process and metrics to analyze the quality of a proposed LEA plan.
- 473 (9) The state board or the state board's designee shall establish an interactive dashboard
474 available to each LEA that is awarded a grant for the LEA to track and report the LEA's
475 long-term, intermediate, and direct outcomes in real time and for the LEA to use to
476 create customized reports.
- 477 (10)(a) There is no federal funding, federal requirement, federal education agreement, or
478 national program included or related to this state adopted program.
- 479 (b) Any inclusion of federal funding, federal requirement, federal education agreement,
480 or national program shall require separate express approval as provided in Title 53E,
481 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
483 shall contract with an independent evaluator to:
- 484 (a) support each LEA that receives a grant as part of the program to complete an
485 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
488 assessment raises.
- 489 (12) The state board or the state board's designee shall review an implementation
490 assessment and review each participating LEA's progress from the previous year, as
491 applicable.
- 492 (13) The state board shall establish interventions for an LEA that does not make progress
493 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
498 6a, Utah Procurement Code, or other agreement with one or more providers of
499 technology powered learning solutions and one or more providers of wireless
500 networking solutions may be entered into by:
- 501 (i) UETN, in cooperation with or on behalf of, as applicable, the state board, the state
502 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
505 agreement that:

- 506 (i) UETN enters into with a provider and payment for services is directly
 507 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
 509 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
 511 or agreement directly with the provider and the LEA pays directly for the
 512 provider's services; or
- 513 (iv) an LEA enters into directly, pays a provider, and receives preapproved
 514 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
 516 a contract or agreement described in Subsection (14)(b), the state board shall pay the
 517 balance due to UETN from the LEA's funds received under Chapter 2, State Funding
 518 -- Minimum School Program.
- 519 (d) If UETN negotiates or enters into an agreement as described in Subsection (14)(b)(ii)
 520 or (14)(b)(iii), and UETN enters into an additional agreement with an LEA that is
 521 associated with the agreement described in Subsection (14)(b)(ii) or (14)(b)(iii), the
 522 associated agreement may be treated by UETN and the LEA as a cooperative
 523 procurement, as that term is defined in Section 63G-6a-103, regardless of whether the
 524 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
 526 flexible allocation described in Section 53F-2-421.
- 527 Section 8. Section **53F-5-214** is amended to read:
- 528 **53F-5-214 . Grant for professional learning.**
- 529 (1) Subject to legislative appropriations, the state board shall award grants to LEAs to
 530 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
 533 (6).
- 534 (2) The state board shall award a grant described in Subsection (1)(a) to an LEA that
 535 submits to the state board a completed application, as provided by the state board, that
 536 includes a description of the evidence-based, based on assessment data, professional
 537 learning opportunities the LEA will provide that are:
- 538 (a) aligned with the professional learning standards described in Section 53G-11-303;
 539 and

- 540 (b) targeted to attaining the local and state early learning goals described in Section
541 53G-7-218.
- 542 (3) An LEA that receives a grant described in this section shall use the grant for the
543 purposes described in Subsection (2).
- 544 (4) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
545 state board shall make rules to establish:
- 546 (a) required elements of the professional learning opportunities described in Subsection
547 (2);
- 548 (b) a formula to determine an LEA's grant amount under this section, including
549 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
552 Subsection (6); and
- 553 (c) specifications regarding the LEA's provision of the required early literacy
554 professional learning opportunity described in Subsection (6).
- 555 (5) The state board shall annually report to the Education Interim Committee on or before
556 the November interim committee meeting regarding the administration and outcomes of
557 the grant described in this section.
- 558 (6)(a) As used in this Subsection (6), "early literacy professional learning opportunity"
559 means the early literacy opportunity that the majority of recipients of grant funding
560 under this section used before May 4, 2022, to provide professional learning
561 opportunities in early literacy.
- 562 (b)(i) Except as described in Subsection (6)(b)(ii), the following shall complete the
563 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
570 requirement in Subsection (6)(b)(i):
- 571 (A) an educator who has already completed the early literacy professional learning
572 program;
573 (B) dual language immersion educators who teach in the target language;

- 574 (C) special education teachers who serve students with significant cognitive
 575 disabilities;
- 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
 578 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
 580 students shall apply for grant funding under this [~~subsection~~] Subsection (6) to
 581 provide the early literacy professional learning opportunity to each individual
 582 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
 585 the maximum of the restricted rate for each educator described in Subsection
 586 (6)(b)(i) within the LEA; and
- 587 (B) provide the early literacy professional learning opportunity as part of the
 588 educator's contracted time or daily rate.
- 589 (d) In awarding grant funding under this section for the required early literacy
 590 professional learning opportunity, the state board shall award funding to an LEA to
 591 provide the opportunity to each individual described in Subsection (6)(c)(i),
 592 prioritizing applicants that have not yet participated in the early literacy professional
 593 learning opportunity.
- 594 (7) If this section is repealed, the Legislature shall deposit any remaining funds into the
 595 flexible allocation described in Section 53F-2-421.
- 596 Section 9. Section **53F-9-306** is amended to read:
- 597 **53F-9-306 . Teacher and Student Success Account.**
- 598 (1) As used in this section, "account" means the Teacher and Student Success Account
 599 created in this section.
- 600 (2) There is created within the Income Tax Fund a restricted account known as the "Teacher
 601 and Student Success Account."
- 602 (3) The account shall be funded by:
- 603 (a) amounts deposited into the account in accordance with Section 53F-2-301; and
 604 (b) other legislative appropriations.
- 605 (4) The account shall earn interest.
- 606 (5) Interest earned on the account shall be deposited into the account.
- 607 (6) The Legislature shall appropriate money in the account to the state board.

- 608 (7) If this section is repealed, the Legislature shall deposit any remaining funds into the
 609 flexible allocation described in Section 53F-2-421.
- 610 Section 10. Section **63I-1-253** is amended to read:
 611 **63I-1-253 . Repeal dates: Titles 53 through 53G.**
- 612 (1) Section 53-1-122, Road Rage Awareness and Prevention Restricted Account, is
 613 repealed July 1, 2028.
- 614 (2) Section 53-2a-105, Emergency Management Administration Council created --
 615 Function -- Composition -- Expenses, is repealed July 1, 2029.
- 616 (3) Section 53-2a-1103, Search and Rescue Advisory Board -- Members -- Compensation,
 617 is repealed July 1, 2027.
- 618 (4) Section 53-2a-1104, General duties of the Search and Rescue Advisory Board, is
 619 repealed July 1, 2027.
- 620 (5) Title 53, Chapter 2a, Part 15, Grid Resilience Committee, is repealed July 1, 2027.
- 621 (6) Section 53-2d-104, State Emergency Medical Services Committee -- Membership --
 622 Expenses, is repealed July 1, 2029.
- 623 (7) Section 53-2d-703, Volunteer Emergency Medical Service Personnel Health Insurance
 624 Program -- Creation -- Administration -- Eligibility -- Benefits -- Rulemaking --
 625 Advisory board, is repealed July 1, 2027.
- 626 (8) Section 53-5-703, Board -- Membership -- Compensation -- Terms -- Duties, is repealed
 627 July 1, 2029.
- 628 (9) Section 53-11-104, Board, is repealed July 1, 2029.
- 629 (10) Section 53-22-104.1, School Security Task Force -- Membership -- Duties -- Per diem
 630 -- Report -- Expiration, is repealed December 31, 2025.
- 631 (11) Section 53-22-104.2, The School Security Task Force -- Education Advisory Board, is
 632 repealed December 31, 2025.
- 633 (12) Subsection 53B-1-301(1)(j), regarding the Higher Education and Corrections Council,
 634 is repealed July 1, 2027.
- 635 (13) Section 53B-7-709, Five-year performance goals, is repealed July 1, 2027.
- 636 (14) Title 53B, Chapter 8a, Part 3, Education Savings Incentive Program, is repealed July 1,
 637 2028.
- 638 (15) Title 53B, Chapter 17, Part 11, USTAR Researchers, is repealed July 1, 2028.
- 639 (16) Section 53B-17-1203, SafeUT and School Safety Commission established -- Members,
 640 is repealed January 1, 2030.
- 641 (17) Title 53B, Chapter 18, Part 16, USTAR Researchers, is repealed July 1, 2028.

- 642 (18) Title 53B, Chapter 18, Part 17, Food Security Council, is repealed July 1, 2027.
- 643 (19) Title 53B, Chapter 18, Part 18, Electrification of Transportation Infrastructure
644 Research Center, is repealed July 1, 2028.
- 645 (20) Title 53B, Chapter 35, Higher Education and Corrections Council, is repealed July 1,
646 2027.
- 647 (21) Subsection 53C-3-203(4)(b)(vii), regarding the distribution of money from the Land
648 Exchange Distribution Account to the Geological Survey for test wells and other
649 hydrologic studies in the West Desert, is repealed July 1, 2030.
- 650 (22) Subsection 53E-1-201(1)(q), regarding the Higher Education and Corrections Council,
651 is repealed July 1, 2027.
- 652 (23) Subsection 53E-2-304(6), regarding foreclosing a private right of action or waiver of
653 governmental immunity, is repealed July 1, 2027.
- 654 (24) Subsection 53E-3-503(5), regarding coordinating councils for youth in care, is
655 repealed July 1, 2027.
- 656 (25) Subsection 53E-3-503(6), regarding coordinating councils for youth in care, is
657 repealed July 1, 2027.
- 658 (26) Subsection 53E-4-202(8)(b), regarding a standards review committee, is repealed
659 January 1, 2028.
- 660 (27) Section 53E-4-203, Standards review committee, is repealed January 1, 2028.
- 661 (28) Title 53E, Chapter 6, Part 5, Utah Professional Practices Advisory Commission, is
662 repealed July 1, 2033.
- 663 (29) Subsection 53E-7-207(7), regarding a private right of action or waiver of governmental
664 immunity, is repealed July 1, 2027.
- 665 (30) Title 53E, Chapter 10, Part 3, Concurrent Enrollment, is repealed July 1, 2027.
- 666 [~~(30)~~] (31) Section 53F-2-408, Enhancement for Accelerated Students Program, is repealed
667 July 1, 2027.
- 668 (32) Section 53F-2-409, Concurrent enrollment funding, is repealed July 1, 2027.
- 669 (33) Section 53F-2-415, Student health and counseling support -- Qualifying personnel --
670 Distribution formula -- Rulemaking, is repealed July 1, 2027.
- 671 (34) Section 53F-2-416, Appropriation and distribution for the Teacher and Student
672 Success Program, is repealed July 1, 2028.
- 673 (35) Section 53F-2-420, Intensive Services Special Education Pilot Program, is repealed
674 July 1, 2024.
- 675 (36) Section 53F-2-502, Dual language immersion, is repealed July 1, 2029.

- 676 (37) Section 53F-2-506, Beverley Taylor Sorenson Elementary Arts Learning Program, is
677 repealed July 1, 2029.
- 678 (38) Section 53F-2-510, Digital Teaching and Learning Grant Program, is repealed July 1,
679 2028.
- 680 ~~[(31)]~~ (39) Section 53F-5-214, Grant for professional learning, is repealed July 1, 2025.
- 681 ~~[(32)]~~ (40) Section 53F-5-215, Elementary teacher preparation grant, is repealed July 1,
682 2025.
- 683 ~~[(33)]~~ (41) Section 53F-5-219, Local Innovations Civics Education Pilot Program, is
684 repealed July 1, 2025.
- 685 ~~[(34)]~~ (42) Title 53F, Chapter 10, Part 2, Capital Projects Evaluation Panel, is repealed July
686 1, 2027.
- 687 (43) Section 53F-9-306, Teacher and Student Success Account, is repealed July 1, 2028.
- 688 ~~[(35)]~~ (44) Subsection 53G-4-608(2)(b), regarding the Utah Seismic Safety Commission, is
689 repealed January 1, 2025.
- 690 ~~[(36)]~~ (45) Subsection 53G-4-608(4)(b), regarding the Utah Seismic Safety Commission, is
691 repealed January 1, 2025.
- 692 (46) Title 53G, Chapter 7, Part 13, Teacher and Student Success Program, is repealed July
693 1, 2028.
- 694 ~~[(37)]~~ (47) Section 53G-9-212, Drinking water quality in schools, is repealed July 1, 2027.
- 695 Section 11. **Repealer.**
- 696 This bill repeals:
- 697 Section **53F-2-305, Professional staff weighted pupil units.**
- 698 Section 12. **Effective Date.**
- 699 This bill takes effect on May 7, 2025.