

Derrin R. Owens proposes the following substitute bill:

1 **School Safety Modifications**

2026 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Derrin R. Owens**

House Sponsor: Ryan D. Wilcox

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2 **LONG TITLE**

3 **General Description:**

4 This bill creates a system for the State Board of Education (state board) to collect and share  
5 information about student threats between local education agencies (LEAs).

6 **Highlighted Provisions:**

7 This bill:

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- 9 ▶ establishes a statewide student threat information sharing system;
- 10 ▶ defines terms related to student threats and threat assessments;
- 11 ▶ requires LEAs to report certain student threat information to the state board;
- 12 ▶ authorizes the state board to share threat information with other LEAs;
- 13 ▶ provides protections for student privacy;
- 14 ▶ establishes procedures for data collection, retention, and deletion;
- 15 ▶ creates immunity provisions for good faith reporting; and
- 16 ▶ makes technical changes.

17 **Money Appropriated in this Bill:**

18 None

19 **Other Special Clauses:**

20 This bill provides a special effective date.

21 **Utah Code Sections Affected:**

22 **AMENDS:**

23 **53E-1-201 (Effective 07/01/26) (Partially Repealed 07/01/27)**, as last amended by Laws  
24 of Utah 2025, First Special Session, Chapter 9

25 **53E-3-518 (Effective 07/01/26)**, as last amended by Laws of Utah 2024, Chapters 21, 24

26 **53E-9-301 (Effective 07/01/26)**, as last amended by Laws of Utah 2023, Chapter 328

27 **53E-9-305 (Effective 07/01/26)**, as last amended by Laws of Utah 2023, Chapter 161

28 **53E-9-308 (Effective 07/01/26)**, as last amended by Laws of Utah 2023, Chapters 328,

29           381

30           **53G-8-802 (Effective 07/01/26)**, as last amended by Laws of Utah 2025, Chapter 388

31           ENACTS:

32           **53G-8-806 (Effective 07/01/26)**, Utah Code Annotated 1953

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

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

36           **53E-1-201 (Effective 07/01/26) (Partially Repealed 07/01/27). Reports to and**  
37           **action required of the Education Interim Committee.**

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

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

44           (b) the prioritized list of data research described in Section 53H-15-303 and the report  
45           on research and activities described in Section 53H-15-305 by the Utah Data  
46           Research Center;

47           (c) the report described in Section 53H-1-203 by the Utah Board of Higher Education on  
48           career and technical education issues and addressing workforce needs;

49           (d) the annual report of the Utah Board of Higher Education described in Section  
50           53H-1-203;

51           (e) the reports described in Section 53H-7-603 by the Utah Board of Higher Education  
52           regarding activities related to campus safety;

53           (f) the State Superintendent's Annual Report by the state board described in Section  
54           53E-1-203;

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

57           (h) the report described in Section 53E-3-501 by the state board on students in an LEA  
58           who receive academic credit through the packet method;

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

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

63 (k) the report described in Section 53F-2-522 regarding mental health screening  
64 programs;

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

67 (m) the report described in Section 53F-6-412 by the program manager of the Utah Fits  
68 All Scholarship Program;

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

71 (o) the report described in Section 53F-5-215 by the state board related to a grant for an  
72 elementary teacher preparation assessment;

73 (p) upon request, the report described in Section 53F-5-219 by the state board on the  
74 Local Innovations Civics Education Pilot Program;

75 (q) the report described in Section 53F-5-405 by the state board regarding an evaluation  
76 of a partnership that receives a grant to improve educational outcomes for students  
77 who are low-income;

78 (r) the report described in Section 53H-1-604 regarding the Higher Education and  
79 Corrections Council;

80 (s) the report described in Section 53G-7-221 by the state board regarding innovation  
81 plans;[-and]

82 (t) the reports described in Section 53F-6-412 regarding the Utah Fits All Scholarship  
83 Program[-] ; and

84 (u) the report described in Subsection 53G-8-806(7)(e) regarding operation and  
85 effectiveness of the student threat information sharing system.

86 (2) In accordance with applicable provisions and Section 68-3-14, the following occasional  
87 reports are due to the Education Interim Committee:

88 (a) in 2027, 2030, 2033, and 2035, the reports described in Sections 53H-1-502,  
89 53H-1-503, and 53H-1-504;

90 (b) in 2025, the report described in Section 53H-6-203 by a degree-granting institution  
91 regarding policies on abusive coaching practices;

92 (c) if required, the report described in Section 53E-4-309 by the state board explaining  
93 the reasons for changing the grade level specification for the administration of  
94 specific assessments;

95 (d) if required, the report described in Section 53E-5-210 by the state board of an  
96 adjustment to the minimum level that demonstrates proficiency for each statewide

assessment;

- (e) the report described in Section 53E-10-702 by Utah Leading through Effective, Actionable, and Dynamic Education;
- (f) if required, the report described in Section 53F-2-513 by the state board evaluating the effects of salary bonuses on the recruitment and retention of effective teachers in high-poverty schools;
- (g) upon request, the report described in Section 53F-10-303 by the state board regarding the Rural School Sports Facilities Grant Program;
- (h) upon request, a report described in Section 53G-7-222 by an LEA regarding expenditure of a percentage of state restricted funds to support an innovative education program;
- (i) the reports described in Section 53G-11-304 by the state board regarding proposed rules and results related to educator exit surveys; and
- (j) the report described in Section 26B-5-113 by the Office of Substance Use and Mental Health, the state board, and the Department of Health and Human Services regarding recommendations related to Medicaid reimbursement for school-based health services.

(3) In accordance with applicable provisions and Section 68-3-14, every five years the Education Interim Committee shall review the programs described in the following sections of code:

- (a) beginning July 1, 2027, Title 53E, Chapter 10, Part 3, Concurrent Enrollment;
- (b) beginning July 1, 2027, Section 53F-2-408, Enhancement for Accelerated Students Program;
- (c) beginning July 1, 2027, Section 53F-2-409, Concurrent enrollment funding;
- (d) beginning July 1, 2027, Section 53F-2-415, Student health and counseling support -- Qualifying personnel -- Distribution formula -- Rulemaking;
- (e) beginning July 1, 2028, Section 53F-2-416, Appropriation and distribution for the Teacher and Student Success Program;
- (f) beginning July 1, 2028, Section 53F-2-510, Digital Teaching and Learning Grant Program;
- (g) beginning July 1, 2028, Section 53F-9-306, Teacher and Student Success Account;
- (h) beginning July 1, 2028, Title 53G, Chapter 7, Part 13, Teacher and Student Success Program; and
- (i) beginning July 1, 2029, Section 53F-2-502, Dual language immersion.

131       Section 2. Section **53E-3-518** is amended to read:

132       **53E-3-518 (Effective 07/01/26). Utah school information management system --**

133       **Local education agency requirements.**

134       (1) As used in this section:

135           (a) "LEA data system" or "LEA's data system" means a data system that:

136              (i) is developed, selected, or relied upon by an LEA; and

137              (ii) the LEA uses to collect data or submit data to the state board related to:

138                  (A) student information;

139                  (B) educator information;

140                  (C) financial information; or

141                  (D) other information requested by the state board.

142           (b) "LEA financial information system" or "LEA's financial information system" means  
143              an LEA data system used for financial information.

144           (c) "Parent" means the same as that term is defined in Section 53G-6-201.

145           (d) "Utah school information management system" or "information management  
146              system" means the state board's data collection and reporting system described in this  
147              section.

148           (e) "User" means an individual who has authorized access to the information  
149              management system.

150       (2) ~~On or before July 1, 2024, the~~ The state board shall have in place an information  
151              management system that meets the requirements described in this section.

152       (3) The state board shall ensure that the information management system:

153           (a) interfaces with:

154              (i) an LEA's data systems that meet the requirements described in Subsection (7);

155              (ii) where appropriate, the systems described in Subsections 53-10-302(7) and (8);  
156              and

157              (iii) the public safety portal described in Section 63A-16-1002; ~~and~~

158           (b) serves as the mechanism for the state board to collect and report on all data that  
159              LEAs submit to the state board related to:

160              (i) student information;

161              (ii) educator information;

162              (iii) financial information;

163              (iv) student threat information as described in Section 53G-8-806; and

164              (v) other information requested by the state board;

165 (c) includes a web-based user interface through which a user may:  
166 (i) enter data;  
167 (ii) view data; and  
168 (iii) generate customizable reports;  
169 (d) includes a data warehouse and other hardware or software necessary to store or  
170 process data submitted by an LEA;  
171 (e) provides for data privacy, including by complying with Chapter 9, Student Privacy  
172 and Data Protection;  
173 (f) restricts user access based on each user's role; and  
174 (g) meets requirements related to a student achievement backpack described in Section  
175 53E-3-511.

176 (4) On or before January 31, 2026, the state board shall:  
177 (a) ensure the information management system described in this section allows for the  
178 transfer of a student's transcript, current IEP, or Section 504 accommodation plan,  
179 including the tracking of necessary accommodations and services between:  
180 (i) different LEA student information systems; and  
181 (ii) an authorized online course provider and a primary LEA; and  
182 (b) ensure the transfer capability described in Subsection (4)(a) is available for the same  
183 use within the operating system the state board uses for the Statewide Online  
184 Education Program described in Title 53F, Chapter 4, Part 5, Statewide Online  
185 Education Program.

186 (5) The state board shall establish the restrictions on user access described in Subsection  
187 (3)(f).

188 (6)(a) The state board shall make rules that establish the required capabilities for an LEA  
189 financial information system.  
190 (b) In establishing the required capabilities for an LEA financial information system, the  
191 state board shall consider metrics and capabilities requested by the state treasurer or  
192 state auditor.

193 (7)(a) ~~[On or before July 1, 2024, an]~~ An LEA shall ensure that:  
194 (i) all of the LEA's data systems:  
195 (A) meet the data standards established by the state board in accordance with  
196 Section 53E-3-501;  
197 (B) are fully compatible with the state board's information management system;  
198 and

199 (C) meet specification standards determined by the state board; and  
200 (ii) the LEA's financial information system meets the requirements described in  
201 Subsection (6).

202 (b) An LEA shall ensure that an LEA data system purchased or developed on or after  
203 May 14, 2019, will be compatible with the information management system when the  
204 information management system is fully operational.

205 (8)(a) Subject to appropriations and Subsection (8)(b), the state board may use an  
206 appropriation under this section to help an LEA meet the requirements in the rules  
207 described in Subsection (6) by:

208 (i) providing to the LEA funding for implementation and sustainment of the LEA  
209 financial information system, either through:  
210 (A) awarding a grant to the LEA; or  
211 (B) providing a reimbursement to the LEA; or  
212 (ii) in accordance with Title 63G, Chapter 6a, Utah Procurement Code, procuring a  
213 financial information system on behalf of an LEA for the LEA to use as the LEA's  
214 financial information system.

215 (b) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the  
216 state board shall make rules describing:  
217 (i) how an LEA may apply to the state board for the assistance described in  
218 Subsection (8)(a); and  
219 (ii) criteria for the state board to provide the assistance to an LEA.

220 (9)(a) ~~[Beginning July 1, 2024, the]~~ The state board may take action against an LEA that  
221 is out of compliance with a requirement described in Subsection (7) until the LEA  
222 complies with the requirement.

223 (b) An action described in Subsection (9)(a) may include the state board withholding  
224 funds from the LEA.

225 (10)(a) For purposes of this Subsection (10), "education record" means the same as that  
226 term is defined in 20 U.S.C. Sec. 1232g.

227 (b) The state board shall, by rule made in accordance with Title 63G, Chapter 3, Utah  
228 Administrative Rulemaking Act, establish a procedure under which:  
229 (i) a parent may submit information as part of the education records for the parent's  
230 student;  
231 (ii) the information submitted by the parent is maintained as part of the education  
232 records for the parent's student;

233 (iii) information submitted by the parent and maintained as part of the education  
234 records for the parent's student may be removed at the request of the parent; and  
235 (iv) a parent has access only to the education records of the parent's student in  
236 accordance with Subsection (10)(d).

237 (c) The rules made under this Subsection (10) shall allow a parent to submit or remove  
238 information submitted by the parent under this Subsection (10) at least annually,  
239 including at the time of:  
240 (i) registering a student in a school; or  
241 (ii) changing the school in which a student attends.

242 (d) Subject to the federal Family Education Rights and Privacy Act, 20 U.S.C. Sec.  
243 1232g, and related regulations, the state board shall provide a parent access to an  
244 education record concerning the parent's student.

245 (e) The state board shall create in the information management system a record tracking  
246 interoperability of education records described in this Subsection (10) when a student  
247 is transitioning between schools or between LEAs.

248 Section 3. Section **53E-9-301** is amended to read:

249 **53E-9-301 (Effective 07/01/26). Definitions.**

250 As used in this part:

251 (1) "Adult student" means a student who:  
252 (a) is at least 18 years old;  
253 (b) is an emancipated student; or  
254 (c) qualifies under the McKinney-Vento Homeless Education Assistance Improvements  
255 Act of 2001, 42 U.S.C. Sec. 11431 et seq.

256 (2) "Aggregate data" means data that:  
257 (a) are totaled and reported at the group, cohort, school, school district, region, or state  
258 level with at least 10 individuals in the level;  
259 (b) do not reveal personally identifiable student data; and  
260 (c) are collected in accordance with state board rule.

261 (3)(a) "Biometric identifier" means a:  
262 (i) retina or iris scan;  
263 (ii) fingerprint;  
264 (iii) human biological sample used for valid scientific testing or screening; or  
265 (iv) scan of hand or face geometry.

266 (b) "Biometric identifier" does not include:

267 (i) a writing sample;  
268 (ii) a written signature;  
269 (iii) a voiceprint;  
270 (iv) a photograph;  
271 (v) demographic data; or  
272 (vi) a physical description, such as height, weight, hair color, or eye color.

273 (4) "Biometric information" means information, regardless of how the information is  
274 collected, converted, stored, or shared:

275 (a) based on an individual's biometric identifier; and  
276 (b) used to identify the individual.

277 (5) "Data breach" means an unauthorized release of or unauthorized access to personally  
278 identifiable student data that is maintained by an education entity.

279 (6) "Data governance plan" means an education entity's comprehensive plan for managing  
280 education data that:

281 (a) incorporates reasonable data industry best practices to maintain and protect student  
282 data and other education-related data;  
283 (b) describes the role, responsibility, and authority of an education entity data  
284 governance staff member;  
285 (c) provides for necessary technical assistance, training, support, and auditing;  
286 (d) describes the process for sharing student data between an education entity and  
287 another person;  
288 (e) describes the education entity's data expungement process, including how to respond  
289 to requests for expungement;  
290 (f) describes the data breach response process; and  
291 (g) is published annually and available on the education entity's website.

292 (7) "Education entity" means:

293 (a) the state board;  
294 (b) a local school board;  
295 (c) a charter school governing board;  
296 (d) a school district;  
297 (e) a charter school; or  
298 (f) the Utah Schools for the Deaf and the Blind.

299 (8) "Expunge" means to seal or permanently delete data, as described in state board rule  
300 made in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,

301 under Section 53E-9-306.

302 (9) "General audience application" means an Internet website, online service, online  
303 application, mobile application, or software program that:  
304 (a) is not specifically intended for use by an audience member that attends kindergarten  
305 or a grade from 1 to 12, although an audience member may attend kindergarten or a  
306 grade from 1 to 12; and  
307 (b) is not subject to a contract between an education entity and a third-party contractor.

308 (10) "Local education agency" or "LEA" means:  
309 (a) a school district;  
310 (b) a charter school; or  
311 (c) the Utah Schools for the Deaf and the Blind.

312 (11) "Metadata dictionary" means a record that:  
313 (a) defines and discloses all personally identifiable student data collected and shared by  
314 the education entity;  
315 (b) comprehensively lists all recipients with whom the education entity has shared  
316 personally identifiable student data, including:  
317 (i) the purpose for sharing the data with the recipient;  
318 (ii) the justification for sharing the data, including whether sharing the data was  
319 required by federal law, state law, or a local directive; and  
320 (iii) how sharing the data is permitted under federal or state law; and  
321 (c) without disclosing personally identifiable student data, is displayed on the education  
322 entity's website.

323 (12) "Necessary student data" means data required by state statute or federal law to conduct  
324 the regular activities of an education entity, including:  
325 (a) name;  
326 (b) date of birth;  
327 (c) sex;  
328 (d) parent contact information;  
329 (e) custodial parent information;  
330 (f) contact information;  
331 (g) a student identification number;  
332 (h) local, state, and national assessment results or an exception from taking a local, state,  
333 or national assessment;  
334 (i) courses taken and completed, credits earned, and other transcript information;

- 335 (j) course grades and grade point average;
- 336 (k) grade level and expected graduation date or graduation cohort;
- 337 (l) degree, diploma, credential attainment, and other school exit information;
- 338 (m) attendance and mobility;
- 339 (n) drop-out data;
- 340 (o) immunization record or an exception from an immunization record;
- 341 (p) race;
- 342 (q) ethnicity;
- 343 (r) tribal affiliation;
- 344 (s) remediation efforts;
- 345 (t) an exception from a vision screening required under Section 53G-9-404 or  
346 information collected from a vision screening described in Section 53G-9-404;
- 347 (u) information related to the Utah Registry of Autism and Developmental Disabilities,  
348 described in Section 26B-7-115;
- 349 (v) student injury information;
- 350 (w) a disciplinary record created and maintained as described in Section 53E-9-306;
- 351 (x) juvenile delinquency records;
- 352 (y) English language learner status; and
- 353 (z) child find and special education evaluation data related to initiation of an IEP.

354 (13)(a) "Optional student data" means student data that is not:

- 355 (i) necessary student data; or
- 356 (ii) student data that an education entity may not collect under Section 53E-9-305.

357 (b) "Optional student data" includes:

- 358 (i) information that is:
  - 359 (A) related to an IEP or needed to provide special needs services; and
  - 360 (B) not necessary student data;
- 361 (ii) biometric information; and
- 362 (iii) information that is not necessary student data and that is required for a student to  
363 participate in a federal or other program.

364 (14) "Parent" means:

- 365 (a) a student's parent;
- 366 (b) a student's legal guardian; or
- 367 (c) an individual who has written authorization from a student's parent or legal guardian  
368 to act as a parent or legal guardian on behalf of the student.

369 (15)(a) "Personally identifiable student data" means student data that identifies or is used  
370 by the holder to identify a student.

371 (b) "Personally identifiable student data" includes:

372 (i) a student's first and last name;

373 (ii) the first and last name of a student's family member;

374 (iii) a student's or a student's family's home or physical address;

375 (iv) a student's email address or other online contact information;

376 (v) a student's telephone number;

377 (vi) a student's social security number;

378 (vii) a student's biometric identifier;

379 (viii) a student's health or disability data;

380 (ix) a student's education entity student identification number;

381 (x) a student's social media user name and password or alias;

382 (xi) if associated with personally identifiable student data, the student's persistent  
383 identifier, including:

384 (A) a customer number held in a cookie; or

385 (B) a processor serial number;

386 (xii) a combination of a student's last name or photograph with other information that  
387 together permits a person to contact the student online;

388 (xiii) information about a student or a student's family that a person collects online  
389 and combines with other personally identifiable student data to identify the  
390 student; and

391 (xiv) information that, alone or in combination, is linked or linkable to a specific  
392 student that would allow a reasonable person in the school community, who does  
393 not have personal knowledge of the relevant circumstances, to identify the student  
394 with reasonable certainty.

395 (16) "School official" means an employee or agent of an education entity, if the education  
396 entity has authorized the employee or agent to request or receive student data on behalf  
397 of the education entity.

398 (17)(a) "Student data" means information about a student at the individual student level.  
399 (b) "Student data" does not include aggregate or de-identified data.

400 (18) "Student data manager" means:

401 (a) the state student data officer; or

402 (b) an individual designated as a student data manager by an education entity under

403                   Section 53E-9-303, who fulfills the duties described in Section 53E-9-308.

404                   (19)(a) "Targeted advertising" means presenting advertisements to a student where the  
405                   advertisement is selected based on information obtained or inferred over time from  
406                   that student's online behavior, usage of applications, or student data.

407                   (b) "Targeted advertising" does not include advertising to a student:  
408                       (i) at an online location based upon that student's current visit to that location; or  
409                       (ii) in response to that student's request for information or feedback, without retention  
410                       of that student's online activities or requests over time for the purpose of targeting  
411                       subsequent ads.

412                   (20) "Third-party contractor" means a person who:

413                       (a) is not an education entity; and  
414                       (b) ~~[pursuant to]~~ in accordance with a contract with an education entity, collects or  
415                       receives student data in order to provide a product or service, as described in the  
416                       contract, if the product or service is not related to school photography, yearbooks,  
417                       graduation announcements, or a similar product or service.

418                   (21) "Threat assessment information" means data related to a credible threat made by a  
419                       student that has been evaluated through a threat assessment process and determined to  
420                       pose a potential risk to school safety, including threats of violence against students,  
421                       school personnel, or school property.

422                   [(21)] (22) "Written consent" means written authorization to collect or share a student's  
423                       student data, from:

424                       (a) the student's parent, if the student is not an adult student; or  
425                       (b) the student, if the student is an adult student.

426                       Section 4. Section **53E-9-305** is amended to read:

427                       **53E-9-305 (Effective 07/01/26). Collecting student data -- Prohibition -- Student  
428 data collection notice -- Written consent.**

429                   (1) An education entity may not collect a student's:

430                       (a) social security number; or  
431                       (b) except as required in Section 80-6-103, criminal record.

432                   (2) Except as provided in Subsection (3), an education entity that collects student data shall,  
433                       in accordance with this section, prepare and distribute to parents and students a student  
434                       data collection notice statement that:

435                       (a) is a prominent, stand-alone document;  
436                       (b) is annually updated and published on the education entity's website;

437 (c) states the student data that the education entity collects;

438 (d) states that the education entity will not collect the student data described in

439 Subsection (1);

440 (e) states the student data described in Section 53E-9-308 that the education entity may

441 not share without written consent;

442 (f) includes the following statement:

443 "The collection, use, and sharing of student data has both benefits and risks. Parents and

444 students should learn about these benefits and risks and make choices regarding student data

445 accordingly.";

446 (g) describes in general terms how the education entity stores and protects student data;

447 and

448 (h) states a student's rights under this part.

449 (3) The state board may publicly post the state board's collection notice described in

450 Subsection (2).

451 (4) An education entity may collect the necessary student data of a student if the education

452 entity provides a student data collection notice to:

453 (a) the student, if the student is an adult student; or

454 (b) the student's parent, if the student is not an adult student.

455 (5) An education entity may collect optional student data if the education entity:

456 (a) provides, to an individual described in Subsection (4), a student data collection

457 notice that includes a description of:

458 (i) the optional student data to be collected; and

459 (ii) how the education entity will use the optional student data; and

460 (b) obtains written consent to collect the optional student data from an individual

461 described in Subsection (4).

462 (6) An education entity may collect a student's biometric identifier or biometric information

463 if the education entity:

464 (a) provides, to an individual described in Subsection (4), a biometric information

465 collection notice that is separate from a student data collection notice, which states:

466 (i) the biometric identifier or biometric information to be collected;

467 (ii) the purpose of collecting the biometric identifier or biometric information; and

468 (iii) how the education entity will use and store the biometric identifier or biometric

469 information; and

470 (b) obtains written consent to collect the biometric identifier or biometric information

471 from an individual described in Subsection (4).

472 (7) Except under the circumstances described in Subsection 53G-8-211(2), an education  
473 entity may not refer a student to an evidence-based alternative intervention described in  
474 Section 53G-8-211 without written consent.

475 (8) Nothing in this section prohibits an education entity from including additional  
476 information related to student and parent privacy in the notice described in Subsection  
477 (2).

478 (9) Notwithstanding any other provision of this section, an education entity may collect and  
479 share threat assessment information with the threat information sharing system as  
480 authorized under Section 53G-8-806 without obtaining written consent if:

- 481 (a) the collection and sharing is necessary to protect the safety of a student, school  
482 personnel, or school property;
- 483 (b) the information is shared only with authorized personnel as described in Section  
484 53G-8-806; and
- 485 (c) the education entity complies with all procedural requirements in Section 53G-8-806.

486 Section 5. Section **53E-9-308** is amended to read:

487 **53E-9-308 (Effective 07/01/26). Sharing student data -- Prohibition --**

488 **Requirements for student data manager -- Authorized student data sharing.**

489 (1)(a) Except as provided in Subsection (1)(b), an education entity, including a student  
490 data manager, may not:

- 491 (i) share personally identifiable student data without written consent; or
- 492 (ii) share student data with a federal agency.

493 (b) An education entity, including a student data manager, may share personally  
494 identifiable student data:

- 495 (i) in accordance with the Family Education Rights and Privacy Act and related  
496 provisions under 20 U.S.C. Secs. 1232g and 1232h;
- 497 (ii) as required by federal law; and
- 498 (iii) as described in Subsections (3), (5), and (6).

499 (2) A student data manager shall:

- 500 (a) authorize and manage the sharing, outside of the student data manager's education  
501 entity, of personally identifiable student data for the education entity as described in  
502 this section;
- 503 (b) act as the primary local point of contact for the state student data officer described in  
504 Section 53E-9-302; and

505 (c) fulfill other responsibilities described in the data governance plan of the student data  
506 manager's education entity.

507 (3) A student data manager may share a student's personally identifiable student data with a  
508 caseworker or representative of the Department of Health and Human Services if:

509 (a) the Department of Health and Human Services is:

510 (i) legally responsible for the care and protection of the student, including the  
511 responsibility to investigate a report of educational neglect, as provided in  
512 Subsection 80-2-701(5); or

513 (ii) providing services to the student;

514 (b) the student's personally identifiable student data is not shared with a person who is  
515 not authorized:

516 (i) to address the student's education needs; or

517 (ii) by the Department of Health and Human Services to receive the student's  
518 personally identifiable student data; and

519 (c) the Department of Health and Human Services maintains and protects the student's  
520 personally identifiable student data.

521 (4) The Department of Health and Human Services, a school official, or the Utah Juvenile  
522 Court may share personally identifiable student data to improve education outcomes for  
523 youth:

524 (a) in the custody of, or under the guardianship of, the Department of Health and Human  
525 Services;

526 (b) receiving services from the Division of Juvenile Justice and Youth Services;

527 (c) in the custody of the Division of Child and Family Services;

528 (d) receiving services from the Division of Services for People with Disabilities; or

529 (e) under the jurisdiction of the Utah Juvenile Court.

530 (5)(a) A student data manager may share personally identifiable student data in response  
531 to a subpoena issued by a court.

532 (b) A person who receives personally identifiable student data under Subsection (5)(a)  
533 may not use the personally identifiable student data outside of the use described in  
534 the subpoena.

535 (6)(a) A student data manager may share student data, including personally identifiable  
536 student data, in response to a request to share student data for the purpose of research  
537 or evaluation, if the student data manager:

538 (i) verifies that the request meets the requirements of 34 C.F.R. Sec. 99.31(a)(6);

(ii) submits the request to the education entity's research review process; and

(iii) fulfills the instructions that result from the review process.

(b)(i) In accordance with state and federal law, and subject to Subsection (6)(b)(ii), the state board shall share student data, including personally identifiable student data, as requested by the Utah Registry of Autism and Developmental Disabilities described in Section 26B-7-115.

(ii)(A) At least 30 days before the state board shares student data in accordance with Subsection (6)(b)(i), the education entity from which the state board received the student data shall provide notice to the parent of each student for which the state board intends to share student data.

(B) The state board may not, for a particular student, share student data as described in Subsection (6)(b)(i) if the student's parent requests that the state board not share the student data.

(iii) A person who receives student data under Subsection (6)(b)(i):

(A) shall maintain and protect the student data in accordance with state board rule described in Section 53E-9-307;

(B) may not use the student data for a purpose not described in Section 26B-7-115; and

(C) is subject to audit by the state student data officer described in Section 53E-9-302.

A student data manager may share threat assessment information with the threat information sharing system described in Section 53G-8-806 if:

(a) the sharing is necessary to protect the safety of a student, school personnel, or school property;

(b) the recipient is an authorized education entity or law enforcement agency; and

(c) all procedural requirements in Section 53G-8-806 are followed.

Section 6. Section **53G-8-802** is amended to read:

**53G-8-802 (Effective 07/01/26). State Safety and Support Program -- State board**  
**dies -- LEA duties.**

There is created the School Safety Center.

The School Safety Center shall:

(a) develop in conjunction with the Office of Substance Use and Mental Health and the state security chief model student safety and support policies for an LEA, including:

(i) requiring an evidence-based behavior threat assessment that includes

573 recommended interventions with an individual whose behavior poses a threat to  
574 school safety;

575 (ii) procedures for referrals to law enforcement; and

576 (iii) procedures for referrals to a community services entity, a family support  
577 organization, or a health care provider for evaluation or treatment;

578 (b) provide training in consultation with the state security chief:

579 (i) in school safety;

580 (ii) in evidence-based approaches to improve school climate and address and correct  
581 bullying behavior;

582 (iii) in evidence-based approaches in identifying an individual who may pose a threat  
583 to the school community;

584 (iv) in evidence-based approaches in identifying an individual who may be showing  
585 signs or symptoms of mental illness;

586 (v) on permitted disclosures of student data to law enforcement and other support  
587 services under the Family Education Rights and Privacy Act, 20 U.S.C. Sec.  
588 1232g;

589 (vi) on permitted collection of student data under 20 U.S.C. Sec. 1232h and Sections  
590 53E-9-203 and 53E-9-305; and

591 (vii) for administrators on rights and prohibited acts under:

592 (A) Chapter 9, Part 6, Bullying and Hazing;

593 (B) Title VI of the Civil Rights Act of 1964, 42 U.S.C. Sec. 2000d et seq.;

594 (C) Title IX of Education Amendments of 1972, 20 U.S.C. Sec. 1681 et seq.;

595 (D) Section 504 of the Rehabilitation Act of 1973, 29 U.S.C. Sec. 701 et seq.; and

596 (E) the Individuals with Disabilities Education Act, 20 U.S.C. Sec. 1400 et seq.;

597 (c) conduct and disseminate evidence-based research on school safety concerns;

598 (d) disseminate information on effective school safety initiatives;

599 (e) encourage partnerships between public and private sectors to promote school safety;

600 (f) provide technical assistance to an LEA in the development and implementation of  
601 school safety initiatives;

602 (g) in conjunction with the state security chief, make available to an LEA the model  
603 critical incident response training program a school and law enforcement agency  
604 shall use during a threat;

605 (h) provide space for the public safety liaison described in Section 53-1-106 and the  
606 school-based mental health specialist described in Section 26B-5-102;

- 607 (i) collaborate with the state security chief to determine appropriate application of school  
608 safety requirements in Utah Code to an online school;
- 609 (j) create a model school climate survey that may be used by an LEA to assess  
610 stakeholder perception of a school environment;
- 611 (k) in accordance with Section 53G-5-202, establish a charter school liaison including  
612 defined responsibilities for charter school communication and coordination with the  
613 School Safety Center;[-and]
- 614 (l) assist a foundation described in Section 53-22-108 in distributing school safety  
615 products if a foundation seeks assistance;
- 616 (m) establishes defined roles for a multidisciplinary team and school safety personnel  
617 described in Chapter 8, Part 7, School Safety Personnel;
- 618 (n) assist LEAs in implementing and maintaining universal access key box requirements  
619 under Section 53G-8-805;
- 620 (o) in consultation with the state security chief, select a system to track relevant data,  
621 including the tracking required in Sections 53-22-105, 53G-8-701.5, 53G-8-701.8,  
622 and 53G-8-704;[-and]
- 623 (p) collect aggregate data and school climate survey results from an LEA that  
624 administers the model school climate survey described in Subsection (2)(j)[.];
- 625 (q) in coordination with the state security chief, develop and maintain the student threat  
626 information sharing system described in Section 53G-8-806;
- 627 (r) provide training to LEAs on threat assessment protocols and the use of the student  
628 threat information sharing system; and
- 629 (s) establish best practices for threat assessment teams and information sharing.

630 (3) Nothing in this section requires:

- 631 (a) an individual to respond to a school climate survey; or
- 632 (b) an LEA to use the model school climate survey or any specified questions in the  
633 model school climate survey described in Subsection (2)(j).

634 (4) The state board shall require an LEA to:

- 635 (a)(i) if an LEA administers a school climate survey, review school climate data for  
636 each school within the LEA; and
- 637 (ii) based on the review described in Subsection (4)(a)(i):
  - 638 (A) revise practices, policies, and training to eliminate harassment and  
639 discrimination in each school within the LEA;
  - 640 (B) adopt a plan for harassment- and discrimination-free learning; and

641 (C) host outreach events or assemblies to inform students and parents of the plan  
642 adopted under Subsection (4)(a)(ii)(B);  
643 (b) no later than September 1 of each school year, send a notice to each student, parent,  
644 and LEA staff member stating the LEA's commitment to maintaining a school  
645 climate that is free of harassment and discrimination; and  
646 (c) report to the state board annually on the LEA's implementation of the plan under  
647 Subsection (4)(a)(ii)(B) and progress.

648 Section 7. Section **53G-8-806** is enacted to read:

649 **53G-8-806 (Effective 07/01/26). Student threat information sharing system --**

650 **Definitions -- Requirements -- Procedures.**

651 (1) As used in this section:

652 (a) "Credible threat" means a threat that has been evaluated by a threat assessment team  
653 and determined to pose a potential risk of physical violence, serious bodily injury, or  
654 significant property damage to students, school personnel, or school property, based  
655 on:  
656 (i) the specificity and plausibility of the threat;  
657 (ii) the student's access to means to carry out the threat;  
658 (iii) the student's history of concerning behaviors; and  
659 (iv) other relevant factors identified through evidence-based threat assessment  
660 protocols.

661 (b) "Threat assessment information" means:

662 (i) the nature and content of a credible threat;  
663 (ii) the name of the student who made the threat, including known aliases;  
664 (iii) the target or targets of the threat;  
665 (iv) the threat assessment team's evaluation and risk determination;  
666 (v) any safety interventions or support services provided; and  
667 (vi) other information relevant to preventing violence and ensuring school safety.

668 (c) "Threat assessment team" means a multidisciplinary team established by an LEA that  
669 includes:

670 (i) a school administrator;  
671 (ii) school safety personnel, including:  
672 (A) a school safety and security specialist described in Section 53G-7-701; or  
673 (B) a school resource officer;  
674 (iii) if available, a mental health professional; and

675 (iv) other individuals as determined appropriate by the LEA.

676 (d) "Threat information sharing system" means the secure statewide system established  
677 and maintained by the state board under Subsection (2) for collecting, storing, and  
678 sharing of threat assessment information between LEAs.

679 (2) The state board shall establish and maintain a secure student threat information sharing  
680 system that:

681 (a) allows LEAs to report threat assessment information to the student threat information  
682 sharing system;

683 (b) enables authorized personnel from other LEAs to access threat information;

684 (c) maintains appropriate security and access controls;

685 (d) tracks all access to and use of the information; and

686 (e) provides for the timely deletion of information as required in this section.

687 (3) An LEA shall report to the state board's student threat information sharing system when:

688 (a) a threat assessment team determines that a student has made a credible threat;

689 (b) the threat involves potential harm to:

690 (i) a student;

691 (ii) school personnel; or

692 (iii) school property; or

693 (c) the threat involves weapons or explosive devices; or

694 (d) the threat assessment team determines that sharing the information is necessary to  
695 protect student and school safety.

696 (4) The report required under Subsection (3) shall include:

697 (a) the threat assessment information described in Subsection (1)(b);

698 (b) any relevant context or background information;

699 (c) interventions or safety measures implemented;

700 (d) a point of contact for the threat assessment team filing the report; and

701 (e) contact information for the individual described in Subsection (4)(d).

702 (5)(a) An LEA may access threat assessment information in the student threat  
703 information sharing system if:

704 (i) the student is transferring to the LEA from another LEA and the receiving LEA  
705 requests access to ensure appropriate safety interventions and support services are  
706 maintained;

707 (ii) the LEA has identified specific behavioral concerns about a currently enrolled  
708 student and has reason to believe the student may have threat assessment

709                   information in the system;

710                   (iii) the student has been involved in activities or events at a school within the LEA  
711                   that raise safety concerns; or

712                   (iv) the student has made threats that could impact students or schools within the  
713                   LEA;

714                   (b) the LEA has a legitimate educational interest in the information; and

715                   (c) access is limited to authorized personnel who have a need to know the information  
716                   for safety purposes.

717                   (6) The state board shall ensure information in the student threat information sharing  
718                   system:

719                   (a) is a protected record under Title 63G, Chapter 2, Government Records Access and  
720                   Management Act;

721                   (b) is only shared with:

722                   (i) authorized personnel within an LEA who have a legitimate need to know;

723                   (ii) law enforcement agencies when necessary to prevent harm or investigate criminal  
724                   activity;

725                   (iii) the student's parent, upon request and subject to appropriate redactions; and

726                   (iv) other individuals or entities as required by law or court order;

727                   (c) is not used for any purpose other than ensuring school safety and providing  
728                   appropriate interventions;

729                   (d) is not shared with unauthorized personnel or third parties; and

730                   (e) complies with all applicable state and federal privacy laws.

731                   (7) The state board shall:

732                   (a) establish rules and procedures for the operation of the student threat information  
733                   sharing system;

734                   (b) provide training to LEAs on proper use of the student threat information sharing  
735                   system;

736                   (c) conduct regular audits of student threat information sharing system access and use;

737                   (d) ensure compliance with all privacy and security requirements; and

738                   (e) report annually by October 1 to the Education Interim Committee on the operation  
739                   and effectiveness of the student threat information sharing system, including:

740                   (i) the number of threat assessment reports submitted to the system;

741                   (ii) the number of LEAs accessing threat information from the system;

742                   (iii) types of interventions implemented based on shared information;

743 (iv) student threat information sharing system security metrics and any privacy  
744 incidents;

745 (v) training completion rates for LEA personnel; and

746 (vi) aggregate data on threat prevention outcomes, appropriately anonymized to  
747 protect student privacy.

748 (8) The state board shall ensure threat assessment information is deleted from the system:

749 (a) three years after the date of the initial report, unless:

750 (i) the threat resulted in criminal charges or disciplinary action that is pending, if the  
751 information shall be deleted no later than one year after the criminal charges or  
752 disciplinary action has been resolved;

753 (ii) the student continues to pose an active threat based on updated assessments; or

754 (iii) retention is required by law or court order; and

755 (b) immediately upon request of the student or parent of the student that is the subject of  
756 the information if:

757 (i) the initial threat determination is found to be erroneous;

758 (ii) the information was reported in error; or

759 (iii) a court orders deletion of the information.

760 (9) An LEA, the state board, or any employee of an LEA or the state board acting within  
761 the scope of employment in reporting, accessing, or using threat assessment information  
762 under this section in compliance with the procedures established in this section:

763 (a) is entitled to the protections provided under Title 63G, Chapter 7, Governmental  
764 Immunity Act of Utah; and

765 (b) is presumed to be acting in good faith unless clear and convincing evidence  
766 demonstrates otherwise.

767 (10) Nothing in this section:

768 (a) requires an LEA to establish an additional threat assessment team if one already  
769 exists;

770 (b) supersedes any more stringent privacy protections under state or federal law;

771 (c) authorizes the collection or sharing of information beyond what is necessary for  
772 school safety; or

773 (d) creates a private right of action.

774 **Section 8. Effective Date.**

775 This bill takes effect on July 1, 2026.