

PUBLIC EDUCATION APPROPRIATIONS SUBCOMMITTEE  
Motions | 2020 General Session

February 18, 2020

**A. Budget Change Motions**

Motion 1: I move to adopt the Compensation Funding Mix changes for the State Board of Education-General System Support line item as detailed in the following table.

**Table A: State Board of Education - General System Support**  
Requested Changes to Compensation Funding Mix | 2020 General Session

| Line Items and Programs           | Education Funds | Federal Funds     | General Funds  | Dedicated Credits Transfers | Federal Mineral Lease | Total      |
|-----------------------------------|-----------------|-------------------|----------------|-----------------------------|-----------------------|------------|
| <b>PTAA</b>                       |                 |                   |                |                             |                       | \$0        |
| Teaching and Learning (PTB)       | \$38,600        | (\$30,500)        | (\$400)        | (\$7,100)                   | (\$600)               | \$0        |
| Assessment & Accountability (PTC) | (\$2,700)       | \$2,700           |                |                             |                       | \$0        |
| Career & Technical Ed (PTD)       | \$22,200        | (\$22,200)        |                |                             |                       | \$0        |
|                                   | <b>\$58,100</b> | <b>(\$50,000)</b> | <b>(\$400)</b> | <b>(\$7,100)</b>            | <b>(\$600)</b>        | <b>\$0</b> |

Motion 2: I move to make the following budget transfers associated administrative costs for the Student Health and Counseling Support Program funded during the 2019 General Session.

**FY 2020**

From the Minimum School Program – Related to Basic School Program Student Health and Counseling Support Program, One-time (\$320,000)

To the USBE – MSP Categorical Program Administration - Student Health and Counseling Support Program, One-time \$320,000

**FY 2021**

From the Minimum School Program – Related to Basic School Program Student Health and Counseling Support Program, (\$520,000)

To the USBE – MSP Categorical Program Administration - Student Health and Counseling Support Program \$520,000

*Note: Statute allows the USBE to use up to 2% of program appropriations for administrative costs. These amounts reflect the 2% and moves the funding from the MSP to the USBE budget where expenditure will occur.*

Motion 3: I move to transfer \$3,800,000 ongoing from the State Board of Education – Educator Licensing – STEM Endorsement Incentives program to the Department of Heritage and Arts in FY 2021.

*Note: This amount represents an “over-transfer” to the USBE during the 2019 General Session (S.B. 172) when the STEM Action Center was moved from the Governor’s Office of Economic Development. The agencies worked out transfers for the current fiscal year.*

Motion 4: I move to restore the following amounts held from appropriation in the Public Education Base Budget as a result of the Accountable Budget Process review. These programs provided the additional data requested by the Public Education Appropriations Subcommittee.

***Partnerships for Student Success***

From the Education Fund, Ongoing \$3,006,400

***Intergenerational Poverty Interventions***

From the Education Fund, Ongoing \$1,001,100

***Youth-in-Custody***

From the Education Fund, Ongoing \$25,222,500

I further move to direct staff to draft statutory language to do the following for the Youth-in-Custody program:

- a. Direct the State Board of Education to expend funds appropriated to the program to support the education of students in the following priority:
  - 1. Students in residential facilities and not counted by an LEA for WPU purposes,
  - 2. Students counted by an LEA for WPU purposes but may benefit from additional educational support services.
- b. Codify the existing practice of providing annual appropriation adjustments for student enrollment growth of K-12 students and WPU Value changes.

Motion 5: I move to transfer the following amounts between line items at the State Board of Education.

***State Board of Education – General System Support – Teaching and Learning***

From the Education Fund, Ongoing (\$450,000)

***State Board of Education – State Administrative Office – Indirect Cost Pool***

From the Education Fund, Ongoing \$450,000

## **B. Statutory/Intent Language Motions**

Motion 6: I move to direct staff to work with the subcommittee chairs to prepare statutory or intent language to be included in the final education budget bill to address the following budget formula issues:

### **Education Budget**

#### ***Nonlapsing Authority***

Amend 53F-2-205, 63J-1-602.2, and 53F-1 or 53F-9 to clarify the following:

- a. All funds appropriated to the State Board of Education are nonlapsing, and
- b. This applies to all agencies, line-items, and programs under the jurisdiction of the State Board of Education.

#### **Minimum School Program**

##### ***Teacher Salary Supplement Program – Discussion on February 5, 2020***

Amend 53F-2-205 to allow the State Board of Education to use nonlapsing balances in the Minimum School Program – Basic School Program to guarantee the salary supplement amount for all qualifying teachers.

Provide intent language directing staff to include a funding adjustment for the program as provided in statute for qualifying teachers in the annual enrollment growth estimate and use a process like that used for the Educator Salary Adjustments program.

#### **School Building Programs**

##### ***Interim Formula Study***

The Legislature intends that the State Board of Education study the Capital Outlay Foundation and Capital Outlay Enrollment Growth distribution formulas, including:

- a. the impact on the foundation formula distribution associated with the equal weighting of local property tax revenues from district Capital and Debt Service levies and if adjusting the balance would provide for a broader distribution among districts,
- b. how to adjust program formulas to improve equity and distribution to a wider array of school districts,
- c. if using a WPU-based formula like the Voted & Board Local Levy Guarantee could improve distributional equity among districts,
- d. make recommendations on potential statutory changes, and
- e. report to the Public Education Appropriations Subcommittee by September 30, 2020.

#### **State Board of Education**

##### ***Revenue from Licensing RISE Assessment Questions***

The Legislature intends that the Utah State Board of Education use any revenue or nonlapsing balances generated from the licensing of Readiness Improvement Success Empowerment (RISE) questions to develop additional assessment questions for all state assessments, provide professional learning for Utah educators, and for risk mitigation expenditures.

### C. Non-State Fund Changes

Motion 7: I move to approve the following budget requests from restricted funds or accounts in FY 2020 and direct staff to include these in the subcommittee report to Executive Appropriations for further action.

***School Trust Lands – Public Education***

From Trust Distribution Account

To MSP – Related to Basic School Program School LAND Trust Program \$6,166,000

***SITFO***

From the School and Institutional Trust Fund Management Account

To School and Institutional Trust Fund Office (SITFO) \$174,100

***Underage Drinking Prevention – Revenue Transfer***

From the Liquor Control Fund

To Underage Drinking Prevention Program Restricted Account \$1,750,000

### D. Regulatory Motions

Motion 8: I move to approve the estimated federal fund receipts for the State Board of Education line-items and programs as detailed in the issue brief titled, "[Utah State Board of Education Federal Funds](#)" and presented to the subcommittee on January 30, 2020.

Motion 9: I move to approve the fee schedule detailed in the issue brief titled "[Utah State Board of Education - Fees](#)" and presented to the subcommittee on January 30, 2020.

***Utah Schools for the Deaf and the Blind***

I further move to include the following fee addition for USDB:

Audiologist                      Fee Amount: \$71.81/hour                      Estimated Quantity: 340

Motion 10: I move to direct the repeal of Section 53F-2-414 "Review of related to basic school programs" as recommended by staff in the presentation titled, "[Accountable Process Budget](#)" and presented to the subcommittee on June 18, 2019.

### E. Statutory/Intent Language Motions for Funding List Items

Motion 11: I move to direct staff to work with the subcommittee chairs to prepare statutory or intent language to be included in the final education budget bill to address the following budget formula issues:

*Note: These items will only be included in a budget bill if the associated funding is approved by the Legislature.*

***Necessarily Existent Small Schools – Isolating Conditions*** **\$700,000**

Amend 53F-2-304 to allow the State Board of Education to do the following:

- a. Allocate up to 200 WPUs to support schools with isolating conditions,
- b. Define isolating conditions,

- c. Limit the allocation of the 200 WPU's to schools that do not qualify for NESS funding due to formula limitations, and
- d. Review funding allocations and isolating conditions every five years.

**Statewide Online Education Program** **\$3,200,000 1x**

The Legislature intends that the State Board of Education evaluate the participation of home and private school students in the Statewide Online Education Program including ongoing funding levels, the mix between home and private school students, how to best manage future growth needs within appropriated funding, and the potential of using mechanisms to control costs such as implementing a fee structure or requiring private and home students to enroll in a local education agency and report recommendations to the Public Education Appropriations Subcommittee before August 30, 2020.

**Student Mental Health Screening** **\$500,000**

The Legislature intends that the State Board of Education, in consultation with the Department of Human Services – Division of Substance Abuse and Mental Health, use up to \$500,000 ongoing appropriated to the State Administrative Office – Student Support Services to provide pilot grants to local education agencies to implement targeted student mental health screenings and related services for students. The Legislature further intends that the State Board of Education make a preliminary report to the Education Interim Committee by November 30, 2020 on the distribution and use of funding and a final report by June, 30 2021 on the outcomes of the grants and recommendations for future implementation.

**SafeUT Operations & Maintenance** **\$250,000**

The Legislature intends that the University of Utah use the \$250,000 ongoing appropriated to the SafeUT program to support marketing of the program to students in the public and higher education systems and for support of program operations.

**RFP for University-based Reading Support** **\$325,000**

The Legislature intends that the State Board of Education use up to \$325,000 ongoing appropriated to the State Administrative Office – Student Support Services to contract with one or more state university-based programs that focus on improving reading outcomes for students in kindergarten through sixth grade.

**Charter School Administration** **\$250,000 1x**

Amend 53F-2-306 to allow the State Board of Education to do the following:

- a. Distribute a minimum of \$45,000 to each charter school that enrolls fewer than 450 students, and
- b. Include the following intent language:

The Legislature intends that the State Board of Education use up to \$409,000 in balances in the Related to Basic School Program – Charter School Administration program to provide a minimum of \$45,000 to each charter school that enrolls fewer than 450 students in FY 2021.

**Teacher Retention**

**\$100,000,000 1x**

The Legislature intends that the State Board of Education use \$100,000,000 one-time appropriated to the Minimum School Program – Related to Basic School Program to develop Board rules and distribute funding to local education agencies to implement strategies to impact teacher quality and retention through targeted professional learning activities and report to the Public Education Appropriations Subcommittee before October 31, 2020.

**Certified Teacher Librarians**

**\$450,000 1x**

The Legislature intends that the State Board of Education use \$450,000 one-time appropriated to the General System Support – Teaching and Learning program to fund a 3-year pilot grant program with LEAs that provide equal matching funds to program to demonstrate the impact certified teacher librarians have on student achievement. The Legislature further intends that the pilot program establish school library program best practices, provide training in best practices, and demonstrate student achievement gains made through the implementation of these best practices. Before September 30, 2023, the Legislature intends that the State Board of Education report to the Education Interim Committee on program outcomes and recommendations.

**Utah Computer Science Grants**

**\$4,000,000**

The Legislature intends that the State Board of Education not distribute grants to local education agencies until private matching funds have been received by the State.