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**PUBLIC EDUCATION APPROPRIATIONS SUBCOMMITTEE**  
**Final Motions | 2021 General Session**

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February 9, 2021

**A. Regulatory Motions**

Motion 1: 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”](#) presented to the subcommittee on February 3, 2021, including the amounts over 125% of FY 2021 appropriations as outlined in the brief.

Motion 2: I move to include the following amounts associated with the second round of federal coronavirus relief funds for education and increased federal reimbursements for Child Nutrition Programs in the appropriate line-items and programs for distribution in FY 2021 as follows:

Governor’s Emergency Education Relief (GEER)	\$13,200,200
Emergency Assistance for Non-Public Schools	\$23,978,200
Child Nutrition	\$48,927,100

*Note: Acceptance of these funds was approved in H.J.R. 4 – Joint Resolution Approving Acceptance of Federal Funds (2021 GS), this action only places the amounts in the appropriate programs.*

Motion 3: 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 February 3, 2021.

Motion 4: I move to adopt a new fee for the Utah Schools for the Deaf and the Blind to charge out-of-state schools instructional materials developed by the Utah State Instructional Materials Access Center (USIMAC) as follows to cover actual costs of reprinting (time, materials, equipment) per volume:

Book Processing Fee:	\$150 per Braille Volume
	Estimated Quantity: 10
Shipping:	\$15 per Volume

**B. Budget Transfers & Reallocations**

Motion 5: I move to create a new line item in the State Board of Education titled “Statewide Online Education Program” and transfer \$4,389,300 ongoing from the Education Fund and other revenues, balances, and expenditures designated for the program from the State Board of Education – State Administrative Office line item.

Motion 6: I move to transfer the National Board-Certified Teachers Program from the Minimum School Program to the State Board of Education – Educator Licensing line item as a new program. This action aligns the program with the appropriate administrative line item and transfers a total of \$246,300 ongoing from the Education Fund and other revenues and balances in the program.

Motion 7: I move that when building the FY 2023 base budget, the Legislative Fiscal Analyst no longer designate the Board Local Levy – Reading Improvement Program as a local revenue source in the Voted & Board Local Levy Programs line item and report this amount in the Board Local Levy revenue source as recommended in the Minimum School Program Budget Review posted on January 26, 2021.

Motion 8: I move to make the following budget reallocations as requested by the State Board of Education:

From General System Support	
Teaching & Learning	(\$196,000)
To State Administrative Office	
Indirect Cost Pool	\$196,000

### **C. Non-State Fund Changes**

Motion 9: 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 State Board of Education – State Administrative Office	\$170,000 Ongoing
	\$105,000 One-time

*Note: To implement the School LAND Trust Website Maintenance as outlined in the document “USBE Funding Requests, Cont.” posted on February 3, 2021.*

***State and Institutional Trust Fund Office***

From the School and Institutional Trust Fund Management Account	
To School and Institutional Trust Fund Office (SITFO)	\$1,863,700

*Note: To hire an additional 6.5 FTE employees to implement a revised asset allocation strategy with increased weighting to private market investments as outlined in the presentation from SITFO documents posted on January 22, 2021.*

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

Motion 10: 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:

##### **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.

#### **E. Statutory and Intent Language Motions for Funding List Items**

Motion 11: I move to direct staff to work with the subcommittee chairs to have statutory or intent language drafted and included in the final public education budget bill to address the following issues:

##### **Minimum School Program – Pupil Transportation**

***To & From School*** – Provide the State Board of Education authority to use FY 2019 miles and minutes data to distribute state funding to qualifying LEAs in FY 2021 and FY 2022.

***Rural School Transportation Reimbursement*** – Allow LEAs to use free and reduced-price lunch data from FY 2019 to qualify for funding in FY 2021 and FY 2022.

##### **Minimum School Program – Beverley Taylor Sorenson Arts Learning Program**

Intent language directing the State Board of Education to use funds to continue approved programs or start new programs in elementary schools and not to adjust grant amounts for LEAs currently participating in the program solely for locally determined compensation changes.

##### **Minimum School Program – Small District Base Funding**

Intent language directing the State Board of Education to distribute funds to school districts enrolling under 5,000 students and not in recapture in the Basic School Program to mitigate funding losses associated with the elimination of the Administrative Cost Program.

#### **State Board of Education – Residential Treatment Center Fee**

Implement a fee charged to residential treatment centers to pay for the State Board of Education to certify special education programs comply with federal and state regulations. The Board has proposed the following fee schedule:

<b>RTC Fee Schedule</b>	<b>Up to 1 hour</b>	<b>1-2 hours</b>	<b>2-3 hours</b>	<b>3-4 hours</b>	<b>4-5 hours</b>
<b>1–5 pupils</b>	\$910	\$1070	\$1600	\$1840	\$2080
<b>6–10 pupils</b>	\$1160	\$1320	\$1850	\$2090	\$2330
<b>11–24 pupils</b>	\$1910	\$2070	\$2600	\$2840	\$2080
<b>25–75 pupils</b>	\$2610	\$2770	\$3300	\$3540	\$3780
<b>76+ pupils</b>	\$3310	\$3470	\$4000	\$4240	\$4480

*Note: Corresponding fee quantities (number of fees charged each year) will be determined prior to implementation in a bill.*

#### **State Board of Education – Statewide Online Education Program**

Intent language to direct the use of SOEP funding by the State Board of Education to meet the following priorities: 1) fully fund requests for SOEP enrollment from homeschool students, 2) remaining funding to support SOEP enrollment requests from students accessing the program through a private school.

#### **State Board of Education – State Charter School Board**

Direct the State Board of Education to treat the State Charter School Board in a similar fashion to the Utah Schools for the Deaf and the Blind on budgetary matters by providing general oversight in approving an annual budget, but allowing the State Charter School Board to manage day-to-day financial operations and budgeting.

#### **State Board of Education – Local Education Agency Financial Information Grants**

Intent language allowing LEAs access to appropriated funds in FY 2021, FY 2022, or FY 2023 to make changes to systems as outlined in H.B. 67 (2020 General Session)

#### **F. Budget Reallocations for Funding List Items**

Motion 12: I move to make the following Education Fund reallocations:

From Minimum School Program

Grants for Educators in High-Need Schools (\$500,000)

To State Board of Education

Suicide Prevention Grants to LEAs \$500,000

*Note: Include a repeal of 53F-5-212 – Grants for Additional Educators for High-Need Schools*

From State Board of Education – Initiative Programs

School Turnaround and Leadership Development (\$7,016,900) one-time

To State Board of Education – General System Support

Assessment to Achievement \$7,016,900 one-time