

**UNIFORM DATA COLLECTION WITHIN THE
STATE'S PUBLIC EDUCATION SYSTEM**

2000 GENERAL SESSION

STATE OF UTAH

Sponsor: Lloyd W. Frandsen

Ron Bigelow

Bradley T. Johnson

Lawanna Shurtliff

Judy Ann Buffmire

Keele Johnson

Matt Throckmorton

James R. Gowans

Tammy J. Rowan

AN ACT RELATING TO PUBLIC EDUCATION; REQUIRING THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION TO COLLECT AND ORGANIZE EDUCATION DATA INTO AN AUTOMATED DECISION SUPPORT SYSTEM TO FACILITATE ACCOUNTABILITY REPORTING AND PERFORMANCE RECOGNITION, SCHOOL DISTRICT AND SCHOOL IMPROVEMENT PLANNING, AND THE EVALUATION OF EDUCATIONAL POLICY AND PROGRAM EFFECTIVENESS.

This act affects sections of Utah Code Annotated 1953 as follows:

AMENDS:

53A-1-301, as last amended by Chapter 19, Laws of Utah 1999

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

Section 1. Section **53A-1-301** is amended to read:

53A-1-301. Appointment -- Qualifications -- Duties.

(1) (a) The State Board of Education shall appoint a superintendent of public instruction, hereinafter called the state superintendent, who is the executive officer of the board and serves at the pleasure of the board.

(b) The board shall appoint the state superintendent on the basis of outstanding professional qualifications.

(c) The state superintendent shall administer all programs assigned to the State Board of Education in accordance with the policies and the standards established by the board.

(2) The superintendent shall perform duties assigned by the board, including the following:

- 29 (a) investigating all matters pertaining to the public schools;
- 30 (b) adopting and keeping an official seal to authenticate the superintendent's official acts;
- 31 copies of authenticated documents shall be received as evidence in the courts of this state in the
- 32 same manner as originals;
- 33 (c) holding and conducting meetings, seminars, and conferences on educational topics;
- 34 (d) presenting to the governor and the Legislature each December a report of the public
- 35 school system for the preceding year to include:
- 36 (i) data on the general condition of the schools with recommendations considered desirable
- 37 for specific programs;
- 38 (ii) a complete statement of fund balances;
- 39 (iii) a complete statement of revenues by fund and source;
- 40 (iv) a complete statement of adjusted expenditures by fund, the status of bonded
- 41 indebtedness, the cost of new school plants, and school levies;
- 42 (v) a complete statement of state funds allocated to each of the state's 40 school districts
- 43 by source, including supplemental appropriations, and a complete statement of expenditures by
- 44 each district, including supplemental appropriations, by function and object as outlined in the U.S.
- 45 Department of Education publication Financial Accounting for Local and State School Systems;
- 46 (vi) a statement that includes such items as fall enrollments, average membership, high
- 47 school graduates, certificated and classified employees, pupil-teacher ratios, average salaries,
- 48 applicable private school data, and data from standardized norm-referenced tests in grades 5, 8,
- 49 and 11 on each school and district;
- 50 (vii) statistical information regarding incidents of delinquent activity in the schools or at
- 51 school-related activities with separate categories for:
- 52 (A) alcohol and drug abuse;
- 53 (B) weapon possession;
- 54 (C) assaults; and
- 55 (D) arson;
- 56 (viii) a statement on the amount of class time missed by students and faculty in grades 9
- 57 through 12 for activities which occur or for which travel is required during normal class time, to
- 58 include:
- 59 (A) the total number of individuals involved, the total amount of normal class time missed,

60 the total miles traveled to and from the activities, and the costs for transporting students and
61 faculty to and from the activities; and

62 (B) a breakdown of the totals under Subsection (viii)(A) by individual school district and
63 a breakdown of the activities by category as follows:

64 (I) athletic contests;

65 (II) music performances and contests;

66 (III) forensics, debate, speech, and drama performances and contests;

67 (IV) school club activities and contests; and

68 (V) all other school-sponsored activities and contests; and

69 (ix) other statistical and financial information about the school system which the
70 superintendent considers pertinent; [and]

71 (e) to the extent provided by legislative appropriations, collecting and organizing education
72 data into an automated decision support system to facilitate school district and school improvement
73 planning, accountability reporting and performance recognition, and the evaluation of educational
74 policy and program effectiveness to include:

75 (i) data that are:

76 (A) comparable across schools and school districts;

77 (B) appropriate for use in longitudinal studies; and

78 (C) comprehensive with regard to the data elements required under applicable state or
79 federal law or state board rule;

80 (ii) features that enable users, most particularly school administrators, teachers, and
81 parents, to:

82 (A) retrieve school and school district level data electronically;

83 (B) interpret the data visually; and

84 (C) draw conclusions that are statistically valid; and

85 (iii) procedures for the collection and management of education data that:

86 (A) require the state superintendent of public instruction to:

87 (I) collaborate with school districts in designing and implementing uniform data standards
88 and definitions;

89 (II) undertake or sponsor research to implement improved methods for analyzing education
90 data;

91 (III) provide for data security to prevent unauthorized access to or contamination of the
92 data; and

93 (IV) protect the confidentiality of data under state and federal privacy laws; and

94 (B) require all school districts to comply with the data collection and management

95 procedures established under Subsection (2)(e); and

96 [~~e~~] (f) with the approval of the board, preparing and submitting to the governor a budget
97 for the board to be included in the budget that the governor submits to the Legislature.

98 (3) Upon leaving office, the state superintendent shall deliver to his successor all books,
99 records, documents, maps, reports, papers, and other articles pertaining to his office.

Legislative Review Note

as of 11-17-99 3:03 PM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel

Committee Note

The Education Interim Committee recommended this bill.