

**APPROPRIATION FOR HIGHLY QUALIFIED  
TEACHERS**

2005 GENERAL SESSION

STATE OF UTAH

**Sponsor: Kory M. Holdaway**

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**LONG TITLE**

**General Description:**

This bill creates a grant program to minimize out-of-pocket expenses of licensed teachers to obtain National Board certification or to take tests to meet federal highly qualified teacher standards.

**Highlighted Provisions:**

This bill:

- ▶ directs the State Board of Education to give grants to school districts and charter schools to pay costs directly related to enabling licensed teachers to obtain National Board certification or to take tests to meet federal highly qualified teacher standards;
- ▶ requires school districts and charter schools to provide matching funds to qualify for a grant;
- ▶ specifies how grant monies may be used; and
- ▶ repeals the grant program on July 1, 2008.

**Monies Appropriated in this Bill:**

This bill appropriates:

- ▶ \$300,000 from the Uniform School Fund for fiscal year 2005-06 only, to the State Board of Education.

**Other Special Clauses:**

This bill takes effect on July 1, 2005.



28 **Utah Code Sections Affected:**

29 AMENDS:

30 **63-55b-153**, as last amended by Chapters 90, 251 and 328, Laws of Utah 2004

31 ENACTS:

32 **53A-6-112**, Utah Code Annotated 1953



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

35 Section 1. Section **53A-6-112** is enacted to read:

36 **53A-6-112. Grants for licensed teachers.**

37 (1) As used in this section:

38 (a) "Licensed teacher" means a teacher who holds:

39 (i) a level 1, level 2, or level 3 license; and

40 (ii) the endorsements required by board rule for the teacher's assignments.

41 (b) "National Board certification" means a current certificate issued by the National

42 Board for Professional Teaching Standards.

43 (2) A grant program is created to minimize out-of-pocket expenses of licensed teachers

44 to:

45 (a) obtain National Board certification; or

46 (b) take tests to meet federal highly qualified teacher standards as defined in 20 U.S.C.

47 Sec. 7801.

48 (3) The State Board of Education shall give grants to school districts and charter

49 schools for the purpose stated in Subsection (2) from monies appropriated by the Legislature

50 for that purpose.

51 (4) To receive a grant, a school district or charter school shall provide matching funds

52 to minimize out-of-pocket expenses of licensed teachers to obtain National Board certification

53 or to take tests to meet federal highly qualified teacher standards in an amount equal to the

54 grant.

55 (5) Grant monies and matching funds shall be used to pay for costs of licensed teachers

56 that are directly related to:

57 (a) obtaining National Board certification; or

58 (b) taking tests that, if the licensed teacher passes, the teacher meets federal highly

59 qualified teacher standards.

60 (6) The State Board of Education shall distribute money appropriated by the  
61 Legislature to school districts and charter schools to pay for costs of licensed teachers directly  
62 related to obtaining National Board certification or taking tests to meet federal highly qualified  
63 teacher standards in accordance with:

64 (a) Subsection (4); and

65 (b) a formula adopted by the board, after consultation with school districts and charter  
66 schools, that allocates the funding in a fair and equitable manner.

67 (7) The State Board of Education shall make rules in accordance with Title 63, Chapter  
68 46a, Utah Administrative Rulemaking Act, to administer this section.

69 Section 2. Section **63-55b-153** is amended to read:

70 **63-55b-153. Repeal dates -- Titles 53, 53A, and 53B.**

71 (1) Subsection 53-3-205(9)(a)(i)(D) is repealed July 1, 2007.

72 (2) Subsection 53-3-804(2)(g) is repealed July 1, 2007.

73 (3) Section 53A-1-403.5 is repealed July 1, 2007.

74 (4) Subsection 53A-1a-511(7)(c) is repealed July 1, 2007.

75 (5) Section 53A-3-702 is repealed July 1, 2008.

76 (6) Section 53A-6-112 is repealed July 1, 2008.

77 [(6)] (7) Section 53B-8-104.5 is repealed July 1, 2009.

78 Section 3. **Appropriation.**

79 (1) There is appropriated \$300,000 from the Uniform School Fund for fiscal year  
80 2005-06 only, to the State Board of Education to distribute to school districts and charter  
81 schools to pay for costs of licensed teachers directly related to obtaining National Board  
82 certification or taking tests to meet federal highly qualified teacher standards.

83 (2) The money appropriated in Subsection (1):

84 (a) shall be used as provided in Section 53A-6-112; and

85 (b) is nonlapsing.

86 Section 4. **Effective date.**

87 This bill takes effect on July 1, 2005.

**Legislative Review Note**

**as of 2-2-05 9:51 AM**

Based on a limited legal review, this legislation has not been determined to have a high probability of being held unconstitutional.

**Office of Legislative Research and General Counsel**

**State Impact**

Provisions of this bill provide for a one-time Uniform School Fund appropriation of \$300,000 to assist teachers in becoming highly qualified. Bill provisions require school districts and charter schools to provide matching funds in order to qualify for a grant.

	<u>FY 2006</u>	<u>FY 2007</u>	<u>FY 2006</u>	<u>FY 2007</u>
	<u>Approp.</u>	<u>Approp.</u>	<u>Revenue</u>	<u>Revenue</u>
Uniform School Fund	\$300,000	\$0	\$0	\$0
<b>TOTAL</b>	<b>\$300,000</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

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**Individual and Business Impact**

School teachers seeking to obtain National Board certification or other tests to meet federal highly qualified teacher standards may benefit from the program by having some out-of-pocket expenses associated with becoming a highly qualified teacher reduced.

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**Office of the Legislative Fiscal Analyst**