



28           ▶ as an ongoing appropriation, ~~H→~~ [~~\$68,989,335~~] \$69,826,822 ~~←H~~ from the Uniform  
28a School Fund for fiscal  
29 year 2007-08; and

30           ▶ for fiscal year 2007-08 only, ~~H→~~ [~~\$34,494,667~~] \$34,913,411 ~~←H~~ from the Uniform  
30a School Fund.

31 **Other Special Clauses:**

32           This bill takes effect on July 1, 2007.

33 **Utah Code Sections Affected:**

34 AMENDS:

35           **53A-25-111**, as last amended by Chapter 308, Laws of Utah 2006

36 ENACTS:

37           **53A-17a-153**, Utah Code Annotated 1953



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

40           Section 1. Section **53A-17a-153** is enacted to read:

41           **53A-17a-153. Educator salary adjustments.**

42           (1) As used in this section, "educator" means a person employed by a school district,  
43 charter school, or the Utah Schools for the Deaf and the Blind who holds:

44           (a) a license issued under Title 53A, Chapter 6, Educator Licensing and Professional  
45 Practices Act; and

46           (b) a position as a:

47           (i) classroom teacher;

48           (ii) speech pathologist;

49           (iii) librarian or media specialist;

50           (iv) preschool teacher;

51           (v) school administrator;

52           (vi) mentor teacher; ~~H→~~ [or] ~~←H~~

53           (vii) teacher specialist or teacher leader ~~H→~~ [;] ;

53a           (viii) guidance counselor;

53b           (ix) audiologist;

53c           (x) psychologist; or

53d           (xi) social worker. ~~←H~~

54           (2) In recognition of the need to attract and retain highly skilled and dedicated  
55 educators, the Legislature shall annually appropriate money for educator salary adjustments,  
56 subject to future budget constraints.

57           (3) Money appropriated to the State Board of Education for educator salary  
58 adjustments shall be distributed to school districts, charter schools, and the Utah Schools for

59 the Deaf and the Blind in proportion to the number of full-time-equivalent educator positions  
60 in a school district, a charter school, or the Utah Schools for the Deaf and the Blind as  
61 compared to the total number of full-time-equivalent educator positions in school districts,  
62 charter schools, and the Utah Schools for the Deaf and the Blind.

63 (4) (a) The State Board of Education shall establish the amount of the salary  
64 adjustment based on the amount of the appropriation, the number of full-time-equivalent  
65 educator positions, and employer paid benefits costs related to the salary adjustment.

66 (b) The amount of the salary adjustment shall be the same for each full-time-equivalent  
67 educator position.

68 (c) A person who is not a full-time educator shall receive a partial salary adjustment  
69 based on the number of hours the person works as an educator.

70 (5) Salary adjustments may be awarded only to educators who have received a  
71 satisfactory rating or above on their most recent evaluation.

72 (6) The State Board of Education may make rules as necessary to administer this  
73 section, in accordance with Title 63, Chapter 46a, Utah Administrative Rulemaking Act.

74 (7) Subject to future budget constraints, the Legislature shall appropriate sufficient  
75 monies each year to:

76 (a) maintain educator salary adjustments provided in prior years; and

77 (b) provide educator salary adjustments to new employees.

78 Section 2. Section **53A-25-111** is amended to read:

79 **53A-25-111. Annual salary adjustments for school employees -- Benefits.**

80 (1) (a) The board shall adjust the salary schedule applicable to nonadministrative  
81 licensed staff at the school each school year.

82 (b) (i) The board shall make the adjustment equal to a weighted average adjustment for  
83 nonadministrative licensed staff adopted by the public school districts of the state as  
84 determined by the State Office of Education. This average shall be weighted by the number of  
85 teachers in each district.

86 (ii) Educator salary adjustments provided pursuant to Section 53A-17a-153 may not be  
87 included in school district salaries for the purpose of calculating the weighted average  
88 adjustment for nonadministrative licensed staff adopted by school districts.

89 (c) The board shall increase this weighted average by 10% in any year in which the

90 Utah Schools for the Deaf and the Blind teachers are not ranked in the top ten in 20 year  
91 earnings when compared to the 40 school districts of the state.

92 (2) (a) The adjustment shall be computed using adjustments made by the school  
93 districts by December 1 of each year.

94 (b) The board shall apply the adjustment to the salary schedule effective July 1 of the  
95 following year.

96 (3) The board shall make salary adjustments for administrative and nonlicensed staff at  
97 the school on the basis of adjustments approved for state government employees in similar  
98 positions.

99 (4) Administrative, licensed, and nonlicensed staff at the school shall receive the same  
100 benefits as those provided to state government employees.

101 (5) The State Board of Education shall include in its annual budget request for the Utah  
102 Schools for the Deaf and the Blind an amount of money sufficient to implement the salary  
103 adjustments required by Subsections (2) and (3), including money to fund step and lane  
104 changes.

105 **Section 3. Ongoing appropriation for educator salary adjustments.**

106 As an ongoing appropriation subject to future budget constraints, there is appropriated  
107 from the Uniform School Fund for fiscal year 2007-08, ~~H→ [\$68,989,335]~~ \$69,826,822 ←H to the  
107a State Board of  
108 Education for educator salary adjustments as provided in Section 53A-17a-153.

109 **Section 4. One-time appropriation for educator bonuses.**

110 (1) There is appropriated from the Uniform School Fund for fiscal year 2007-08 only,  
111 ~~H→ [\$34,494,667]~~ \$34,913,411 ←H to the State Board of Education for educator bonuses.

112 (2) Money appropriated in Subsection (1) shall be distributed by the State Board of  
113 Education and awarded to educators in the same manner as money appropriated for educator  
114 salary adjustments pursuant to Section 53A-17a-153.

115 **Section 5. Effective date.**

116 This bill takes effect on July 1, 2007.

**Legislative Review Note**

as of 2-14-07 11:10 AM

**Office of Legislative Research and General Counsel**

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**H.B. 382 - Amendments to Education Funding - As Amended**

**Fiscal Note**

2007 General Session  
State of Utah

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**State Impact**

Enactment of this bill will appropriate \$69,826,822 in ongoing Uniform School Fund revenues beginning in FY 2008 and \$34,913,411 in one-time Uniform School Fund revenues in FY 2008 to support the educator salary adjustment and one-time bonus provisions outlined in the bill.

|                               | <u>FY 2007</u><br><u>Approp.</u> | <u>FY 2008</u><br><u>Approp.</u> | <u>FY 2009</u><br><u>Approp.</u> | <u>FY 2007</u><br><u>Revenue</u> | <u>FY 2008</u><br><u>Revenue</u> | <u>FY 2009</u><br><u>Revenue</u> |
|-------------------------------|----------------------------------|----------------------------------|----------------------------------|----------------------------------|----------------------------------|----------------------------------|
| Uniform School Fund           | \$0                              | \$69,826,822                     | \$69,826,822                     | \$0                              | \$0                              | \$0                              |
| Uniform School Fund, One-time | \$0                              | \$34,913,411                     | \$0                              | \$0                              | \$0                              | \$0                              |
| <b>Total</b>                  | <b>\$0</b>                       | <b>\$104,740,233</b>             | <b>\$69,826,822</b>              | <b>\$0</b>                       | <b>\$0</b>                       | <b>\$0</b>                       |

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**Individual, Business and/or Local Impact**

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for businesses or local governments. Educators meeting the requirements of the bill will benefit by receiving increased compensation.

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