

HB0110S01 compared with HB0110

~~{deleted text}~~ shows text that was in HB0110 but was deleted in HB0110S01.

inserted text shows text that was not in HB0110 but was inserted into HB0110S01.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will not be completely accurate. Therefore, you need to read the actual bill. This automatically generated document could experience abnormalities caused by: limitations of the compare program; bad input data; the timing of the compare; and other potential causes.

Representative Marie H. Poulson proposes the following substitute bill:

TEACHER SALARY SUPPLEMENT PROGRAM AMENDMENTS

2011 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Marie H. Poulson

Senate Sponsor: _____

LONG TITLE

General Description:

This bill establishes an appeal process for the Teacher Salary Supplement Program.

Highlighted Provisions:

This bill:

- ▶ requires the Department of Human Resource Management to establish and administer an appeal process for a teacher who applies and does not receive the Teacher Salary Supplement;
- ▶ requires a teacher to provide documentation to the department to substantiate an appeal;
- ▶ requires the State Board of Education to ~~{verify}~~ provide certain information; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

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None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

53A-17a-156, as enacted by Laws of Utah 2008, Chapter 397

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

Section 1. Section **53A-17a-156** is amended to read:

53A-17a-156. Teacher Salary Supplement Program.

(1) As used in this section:

(a) "Department" means the Department of Human Resource Management, established in Section 67-19-5.

~~(a)~~ (b) "Eligible teacher" means a teacher who:

(i) has an assignment to teach:

(A) a secondary school level mathematics course;

(B) integrated science in grade [7] seven or [8] eight;

(C) chemistry; or

(D) physics;

(ii) holds the appropriate endorsement for the assigned course;

(iii) has qualifying educational background; and

(iv) (A) is a new employee; or

(B) received a satisfactory rating or above on the teacher's most recent evaluation.

~~(b)~~ (c) "Qualifying educational background" means:

(i) for a teacher who is assigned a secondary school level mathematics course~~;~~:

(A) a bachelor's degree major, master's degree, or doctoral degree in mathematics;

~~and~~ or

(B) a bachelor's degree major, master's degree, or doctoral degree that has course requirements that are substantially equivalent to the course requirements for a bachelor's degree major, master's degree, or doctoral degree in mathematics; and

(ii) for a teacher who is assigned a grade [7] seven or [8] eight integrated science

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course, chemistry course, or physics course, a bachelor's degree major, master's degree, or doctoral degree in:

~~[(#)]~~ (A) integrated science;

~~[(##)]~~ (B) chemistry;

~~[(###)]~~ (C) physics;

~~[(#V)]~~ (D) physical science; ~~[or]~~

~~[(#V)]~~ (E) general science~~[-];~~ or

(F) a bachelor's degree major, master's degree, or doctoral degree that has course requirements that are substantially equivalent to the course requirements of those required for a degree listed in Subsections (1)(c)(ii)(A) through (E).

(2) (a) Subject to future budget constraints, the Legislature shall annually appropriate money to the Teacher Salary Supplement Restricted Account established in Section 53A-17a-157 to fund the Teacher Salary Supplement Program.

(b) Money appropriated for the Teacher Salary Supplement Program shall include money for the following employer-paid benefits:

(i) retirement;

(ii) workers' compensation;

(iii) Social Security; and

(iv) Medicare.

(3) (a) Beginning in fiscal year 2008-09, the annual salary supplement is \$4,100 for an eligible teacher who:

(i) is assigned full time to teach one or more courses listed in Subsections (1)~~[(a)]~~(b)(i)(A) through (D); and

(ii) meets the requirements of Subsections (1)~~[(a)]~~(b)(ii) and (iii) for each course assignment.

(b) An eligible teacher who has a part-time assignment to teach one or more courses listed in Subsections (1)~~[(a)]~~(b)(i)(A) through (D) shall receive a partial salary supplement based on the number of hours worked in a course assignment that meets the requirements of Subsections (1)~~[(a)]~~(b)(ii) and (iii).

(4) The department ~~[of Human Resource Management]~~ shall:

(a) create an online application system for a teacher to apply to receive a salary

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supplement through the Teacher Salary Supplement Program;

(b) determine if a teacher:

(i) is an eligible teacher; and

(ii) has a course assignment as listed in Subsections (1)[~~(a)~~](b)(i)(A) through (D);

(c) verify, as needed, the determinations made under Subsection (4)(b) with school district and school administrators; and

(d) certify a list of eligible teachers and the amount of their salary supplement, sorted by school district and charter school, to the Division of Finance.

(5) (a) An eligible teacher shall apply with the department [~~of Human Resource Management prior to~~] before the conclusion of a school year to receive the salary supplement authorized in this section.

(b) An eligible teacher may apply with the department [~~of Human Resource Management~~], after verification that the requirements under this section have been satisfied, to receive a salary supplement after the completion of:

(i) the school year as an annual award; or

(ii) a semester or trimester as a partial award based on the portion of the school year that has been completed.

(6) (a) The department shall establish **and administer** an appeal process for a teacher to follow if the teacher applies for the salary supplement and is not certified under Subsection (4)(d).

(b) (i) The appeal process established in Subsection (6)(a) shall allow a teacher to appeal on the basis that the teacher has a degree or degree major with course requirements that are substantially equivalent to the course requirements for a degree listed in Subsection (1)(c)(i)(A) or Subsections (1)(c)(ii)(A) through (E).

(ii) A teacher shall provide transcripts and other documentation to the department in order for the department to determine if the teacher has a degree or degree major with course requirements that are substantially equivalent to the course requirements for a degree listed in Subsection (1)(c)(i)(A) or Subsections (1)(c)(ii)(A) through (E).

~~[(6)]~~ (7) (a) The Division of Finance shall distribute money from the Teacher Salary Supplement Restricted Account to school districts and charter schools for the Teacher Salary Supplement Program in accordance with the provisions of this section.

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(b) The department [~~of Human Resource Management~~] shall include the employer-paid benefits described under Subsection (2)(b) in the amount of each salary supplement certified to the Division of Finance.

(c) The employer-paid benefits described under Subsection (2)(b) are an addition to the salary supplement limits described under Subsection (3).

~~[(7)]~~ (8) (a) Money received from the Teacher Salary Supplement Restricted Account shall be used by a school district or charter school to provide a salary supplement equal to the amount specified for each eligible teacher.

(b) The salary supplement is part of the teacher's base pay, subject to the teacher's qualification as an eligible teacher every year, semester, or trimester.

~~[(8)]~~ (9) The State Board of Education shall cooperate with the department [~~of Human Resource Management~~] as it administers the Teacher Salary Supplement Program by:

(a) providing or verifying teacher data, as requested; [~~and~~]

(b) making information technology resources available[-]; and

(c) ~~{verifying that}~~ providing course descriptions, degree requirements, and other information requested by the department in order for the department to determine if a teacher has a degree or degree major with course requirements that are substantially equivalent to the course requirements for a degree listed in Subsection (1)(c)(i)(A) or Subsections (1)(c)(ii)(A) through (E), as part of the appeal process described in Subsection (6).

~~[(9)]~~ (10) Notwithstanding the provisions of this section, if the appropriation for the program is insufficient to cover the costs associated with salary supplements, the department [~~of Human Resource Management~~] may limit or reduce the salary supplements.

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Legislative Review Note

~~as of 2-2-11 9:30 AM~~

~~Office of Legislative Research and General Counsel~~