

HB0269S01 compared with HB0269

~~{deleted text}~~ shows text that was in HB0269 but was deleted in HB0269S01.

inserted text shows text that was not in HB0269 but was inserted into HB0269S01.

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 LaVar Christensen proposes the following substitute bill:

COMMISSION ON CIVIC AND CHARACTER EDUCATION

2011 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: LaVar Christensen

Senate Sponsor: _____

LONG TITLE

General Description:

This bill ~~{amends the use of the School LAND Trust Program}~~ establishes reporting requirements for school districts regarding civic and character education taught in schools.

Highlighted Provisions:

This bill:

- ▶ requires ~~{the Legislature}~~ school districts to ~~{annually allocate, through an appropriation}~~ submit a summary report to the lieutenant governor and Commission on Civic and Character Education ~~{, 1% of the School LAND Trust funds to the Commission for the purpose of providing leadership to the state's continuous focus on}~~ on how civic and character education ~~{in public schools}~~ is integrated in school curriculum.

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Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

~~{53A-16-101.5}~~53A-13-109, as ~~{last amended}~~enacted by Laws of Utah ~~{2008}~~2004,
~~{Chapters 332 and 382}~~Chapter 196

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

Section 1. Section 53A-13-109 is amended to read:

53A-13-109. Civic and Character Education -- Definitions -- Legislative finding --

Elements -- Reporting requirements.

(1) As used in this section:

(a) "Character Education" means reaffirming values and qualities of character which promote an upright and desirable citizenry.

(b) "Civic Education" means the cultivation of informed, responsible participation in political life by competent citizens committed to the fundamental values and principles of representative democracy in Utah and the United States.

(c) "Values" means time-established principles or standards of worth.

(2) The Legislature recognizes that:

(a) Civic and Character Education are fundamental elements of the public education system's core mission as originally intended and established under Article X of the Utah Constitution;

(b) Civic and Character Education are fundamental elements of the constitutional responsibility of public education and shall be a continuing emphasis and focus in public schools;

(c) the cultivation of a continuing understanding and appreciation of representative democracy in Utah and the United States among succeeding generations of educated and responsible citizens is important to the nation and state;

(d) the primary responsibility for the education of children within the state resides with

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their parents or guardians and that the role of state and local governments is to support and assist parents in fulfilling that responsibility;

(e) public schools fulfill a vital purpose in the preparation of succeeding generations of informed and responsible citizens who are deeply attached to essential democratic values and institutions; and

(f) the happiness and security of American society relies upon the public virtue of its citizens which requires a united commitment to a moral social order where self-interests are willingly subordinated to the greater common good.

(3) Through an integrated curriculum, students shall be taught in connection with regular school work:

(a) honesty, integrity, morality, civility, duty, honor, service, and obedience to law;

(b) respect for and an understanding of the Declaration of Independence and the Constitutions of the United States and of the State of Utah;

(c) Utah history, including territorial and preterritorial development to the present;

(d) the essentials and benefits of the free enterprise system;

(e) respect for parents, home, and family;

(f) the dignity and necessity of honest labor; and

(g) other skills, habits, and qualities of character which will promote an upright and desirable citizenry and better prepare students to recognize and accept responsibility for preserving and defending the blessings of liberty inherited from prior generations and secured by the constitution.

(4) Local school boards and school administrators may provide training, direction, and encouragement, as needed, to accomplish the intent and requirements of this section and to effectively emphasize Civic and Character Education in the course of regular instruction in the public schools.

(5) Civic and Character Education in public schools are:

(a) not intended to be separate programs in need of special funding or added specialists to be accomplished; and

(b) core principles which reflect the shared values of the citizens of Utah and the founding principles upon which representative democracy in the United States and the state of Utah are based.

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~~{Section 1. Section 53A-16-101.5 is amended to read:~~

~~———— 53A-16-101.5. School LAND Trust Program -- Purpose -- Distribution of funds ==
School plans for use of funds:~~

~~———— (1) There is established the School LAND (Learning And Nurturing Development) Trust Program for the state's public schools to provide financial resources to enhance or improve student academic achievement and implement a component of the school improvement plan:~~

~~———— (2) (a) The program shall be funded each fiscal year:~~

~~———— (i) from the Interest and Dividends Account created in Section 53A-16-101; and~~

~~———— (ii) in the amount of the sum of the following:~~

~~———— (A) the interest and dividends from the investment of money in the permanent State School Fund deposited to the Interest and Dividends Account in the immediately preceding year; and~~

~~———— (B) interest accrued on money in the Interest and Dividends Account in the immediately preceding fiscal year.~~

~~———— (b) [On and after July 1, 2003, the] The program shall be funded as provided in Subsection (2)(a) up to a maximum of an amount equal to 2% of the funds provided for the Minimum School Program, pursuant to Title 53A, Chapter 17a, Minimum School Program Act, each fiscal year.~~

~~———— (c) The Legislature shall annually allocate, through an appropriation to the State Board of Education, a portion of School LAND Trust Program money for the administration of the program:~~

~~———— (d) The Legislature shall annually allocate, through an appropriation to; (6) To assist the Commission on Civic and Character Education ~~{, created in Section 67-1a-10, 1% of the School LAND Trust Program money. The Commission on Civic and Character Education shall use this money to provide leadership to the state's continuous focus on}~~ in fulfilling the commission's duties under Section 67-1A-10, by December 30 of each year, each school district shall submit to the lieutenant governor and the commission a report summarizing how civic and character education ~~{in the public schools as provided in Section 67-1a-11.~~~~

~~———— (3) (a) The State Board of Education shall allocate the money referred to in Subsection (2) annually for the fiscal year beginning July 1, 2000, and for each fiscal year thereafter as~~

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follows:

~~—— (i) school districts shall receive 10% of the funds on an equal basis; and~~
~~—— (ii) the remaining 90% of the funds shall be distributed on a per student basis, with each district receiving its allocation based on the number of students in the district as compared to the state total.~~

~~—— (b) Each }are achieved in the school district }~~shall distribute its allocation under Subsection (3)(a) to each school within the district on an equal per student basis.~~~~

~~—— (c) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the board may make rules regarding the time and manner in which the student count shall be made for allocation of the money.~~

~~—— (4) Except; }through an integrated school curriculum and in the regular course of school work as provided in }~~Subsection (7), in order to receive its allocation under Subsection (3), a school shall have established a school community council under Section 53A-1a-108.~~~~

~~—— (5) (a) The school community council or its subcommittee shall develop a program to use its allocation under Subsection (3) to implement a component of the school's improvement plan, including:~~

~~—— (i) the school's identified most critical academic needs;~~

~~—— (ii) a recommended course of action to meet the identified academic needs;~~

~~—— (iii) a specific listing of any programs, practices, materials, or equipment which the school will need to implement a component of its school improvement plan to have a direct impact on the instruction of students and result in measurable increased student performance;~~

~~and~~

~~—— (iv) how the school intends to spend its allocation of funds under this section to enhance or improve academic excellence at the school;~~

~~—— (b) The school may develop a multiyear program, but the program shall be presented and approved by the school community council and the local school board of the district in which the school is located annually and as a prerequisite to receiving program funds allocated under }this section. }~~

~~—— (6) (a) Each school shall:~~

~~—— (i) implement the program as approved by the school community council and approved by the local school board; }~~

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~~{ (ii) provide ongoing support for the council's or its subcommittee's program; and~~

~~(iii) meet school board reporting requirements regarding financial and performance accountability of the program.~~

~~(b) (i) Each school through its council or its subcommittee shall prepare and present an annual report of the program to its local school board at the end of the school year.~~

~~(ii) The report shall detail the use of program funds received by the school under this section and an assessment of the results obtained from the use of the funds.~~

~~(iii) A summary of the report shall be sent to households in accordance with the provisions under Subsection 53A-1a-108(7).~~

~~(7) (a) The governing board of a charter school shall prepare a plan for the use of school trust money that includes the elements listed in Subsection (5):~~

~~(b) The plan shall be subject to approval by the entity that authorized the establishment of the charter school:~~

~~(8) (a) A school community council and a governing board of a charter school may not be required to:~~

~~(i) send a letter to legislators or other elected officials on the school's use of School LAND Trust Program money as a condition of receiving the money; or~~

~~(ii) report to the State Board of Education or any local school board on whether any letters were sent to legislators or other elected officials on the school's use of School LAND Trust Program money.~~

~~(b) Subsection (8)(a)(i) does not apply to the annual report to the local school board required by Subsection (6)(b):~~

Legislative Review Note

~~as of 1-28-11 9:55 AM~~

~~Office of Legislative Research and General Counsel}~~