

**PUBLIC EDUCATION ANNUAL REPORT AMENDMENTS**

2011 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: LaVar Christensen**

Senate Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill amends provisions related to the annual report of the state superintendent of public instruction.

**Highlighted Provisions:**

This bill:

- requires the state superintendent of public instruction to include in the superintendent's annual report the methods used to instruct and prepare students on how to become informed and responsible citizens through an integrated curriculum taught in connection with regular school work; and

- makes technical changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**53A-1-301**, as last amended by Laws of Utah 2010, Chapters 139 and 206

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

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



28           **53A-1-301. Appointment -- Qualifications -- Duties.**

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

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

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

36           (2) The superintendent shall develop a statewide education strategy focusing on core  
37 academics, including the development of:

38           (a) core curriculum and graduation requirements;

39           (b) a process to select instructional materials that best correlate to the core curriculum  
40 and graduation requirements that are supported by generally accepted scientific standards of  
41 evidence;

42           (c) professional development programs for teachers, superintendents, and principals;

43           (d) remediation programs;

44           (e) a method for creating individual student learning targets, and a method of  
45 measuring an individual student's performance toward those targets;

46           (f) progress-based assessments for ongoing performance evaluations of districts and  
47 schools;

48           (g) incentives to achieve the desired outcome of individual student progress in core  
49 academics, and which do not create disincentives for setting high goals for the students;

50           (h) an annual report card for school and district performance, measuring learning and  
51 reporting progress-based assessments;

52           (i) a systematic method to encourage innovation in schools and school districts as they  
53 strive to achieve improvement in their performance; and

54           (j) a method for identifying and sharing best demonstrated practices across districts and  
55 schools.

56           (3) The superintendent shall perform duties assigned by the board, including the  
57 following:

58           (a) investigating all matters pertaining to the public schools;

- 59 (b) adopting and keeping an official seal to authenticate the superintendent's official  
60 acts;
- 61 (c) holding and conducting meetings, seminars, and conferences on educational topics;
- 62 (d) presenting to the governor and the Legislature each December a report of the public  
63 school system for the preceding year to include:
- 64 (i) data on the general condition of the schools with recommendations considered  
65 desirable for specific programs;
- 66 (ii) a complete statement of fund balances;
- 67 (iii) a complete statement of revenues by fund and source;
- 68 (iv) a complete statement of adjusted expenditures by fund, the status of bonded  
69 indebtedness, the cost of new school plants, and school levies;
- 70 (v) a complete statement of state funds allocated to each school district and charter  
71 school by source, including supplemental appropriations, and a complete statement of  
72 expenditures by each school district and charter school, including supplemental appropriations,  
73 by function and object as outlined in the U.S. Department of Education publication "Financial  
74 Accounting for Local and State School Systems";
- 75 (vi) a complete statement, by school district and charter school, of the amount of and  
76 percentage increase or decrease in expenditures from the previous year attributed to:
- 77 (A) wage increases, with expenditure data for base salary adjustments identified  
78 separately from step and lane expenditures;
- 79 (B) medical and dental premium cost adjustments; and
- 80 (C) adjustments in the number of teachers and other staff;
- 81 (vii) a statement that includes data on fall enrollments, average membership, high  
82 school graduates, licensed and classified employees, pupil-teacher ratios, average class sizes  
83 calculated in accordance with State Board of Education rules adopted under Subsection  
84 53A-3-602.5(4), average salaries, applicable private school data, and data from standardized  
85 norm-referenced tests in grades 5, 8, and 11 on each school and district;
- 86 (viii) statistical information regarding incidents of delinquent activity in the schools or  
87 at school-related activities with separate categories for:
- 88 (A) alcohol and drug abuse;
- 89 (B) weapon possession;

90 (C) assaults; and

91 (D) arson;

92 (ix) information about:

93 (A) the development and implementation of the strategy of focusing on core

94 academics;

95 (B) the development and implementation of competency-based education and

96 progress-based assessments; and

97 (C) the results being achieved under Subsections (3)(d)(ix)(A) and (B), as measured by

98 individual progress-based assessments and a comparison of Utah students' progress with the

99 progress of students in other states using standardized norm-referenced tests as benchmarks;

100 [~~and~~]

101 (x) the methods used, and the results being achieved under Section 53A-13-109, to

102 instruct and prepare students to become informed and responsible citizens through an

103 integrated curriculum taught in connection with regular school work; and

104 [~~(x)~~] (xi) other statistical and financial information about the school system which the

105 state superintendent considers pertinent;

106 (e) collecting and organizing education data into an automated decision support system

107 to facilitate school district and school improvement planning, accountability reporting,

108 performance recognition, and the evaluation of educational policy and program effectiveness to

109 include:

110 (i) data that are:

111 (A) comparable across schools and school districts;

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

113 (C) comprehensive with regard to the data elements required under applicable state or

114 federal law or state board rule;

115 (ii) features that enable users, most particularly school administrators, teachers, and

116 parents, to:

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

118 (B) interpret the data visually; and

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

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

- 121 (A) require the state superintendent of public instruction to:
- 122 (I) collaborate with school districts in designing and implementing uniform data
- 123 standards and definitions;
- 124 (II) undertake or sponsor research to implement improved methods for analyzing
- 125 education data;
- 126 (III) provide for data security to prevent unauthorized access to or contamination of the
- 127 data; and
- 128 (IV) protect the confidentiality of data under state and federal privacy laws; and
- 129 (B) require all school districts and schools to comply with the data collection and
- 130 management procedures established under Subsection (3)(e);
- 131 (f) administering and implementing federal educational programs in accordance with
- 132 Title 53A, Chapter 1, Part 9, Implementing Federal Programs Act; and
- 133 (g) with the approval of the board, preparing and submitting to the governor a budget
- 134 for the board to be included in the budget that the governor submits to the Legislature.
- 135 (4) The state superintendent shall distribute funds deposited in the Autism Awareness
- 136 Restricted Account created in Section 53A-1-304 in accordance with the requirements of
- 137 Section 53A-1-304.
- 138 (5) Upon leaving office, the state superintendent shall deliver to the state
- 139 superintendent's successor all books, records, documents, maps, reports, papers, and other
- 140 articles pertaining to the state superintendent's office.
- 141 (6) (a) For the purpose of Subsection (3)(d)(vii):
- 142 (i) the pupil-teacher ratio for a school shall be calculated by dividing the number of
- 143 students enrolled in a school by the number of full-time equivalent teachers assigned to the
- 144 school, including regular classroom teachers, school-based specialists, and special education
- 145 teachers;
- 146 (ii) the pupil-teacher ratio for a school district shall be the median pupil-teacher ratio of
- 147 the schools within a school district;
- 148 (iii) the pupil-teacher ratio for charter schools aggregated shall be the median
- 149 pupil-teacher ratio of charter schools in the state; and
- 150 (iv) the pupil-teacher ratio for the state's public schools aggregated shall be the median
- 151 pupil-teacher ratio of public schools in the state.

- 152 (b) The printed copy of the report required by Subsection (3)(d) shall:  
153 (i) include the pupil-teacher ratio for:  
154 (A) each school district;  
155 (B) the charter schools aggregated; and  
156 (C) the state's public schools aggregated; and  
157 (ii) indicate the Internet website where pupil-teacher ratios for each school in the state  
158 may be accessed.

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**Legislative Review Note**  
**as of 2-7-11 5:07 PM**

**Office of Legislative Research and General Counsel**

# FISCAL NOTE

H.B. 327

SHORT TITLE: Public Education Annual Report Amendments

SPONSOR: Christensen, L.

2011 GENERAL SESSION, STATE OF UTAH

## STATE GOVERNMENT (UCA 36-12-13(2)(b))

Enactment of this bill may cost \$200,000 in one-time Education Funds to the State Board of Education to perform the data collection, evaluation, and reporting requirements outlined in the bill.

### STATE BUDGET DETAIL TABLE

	FY 2011	FY 2012	FY 2013
Revenue	\$0	\$0	\$0
Expenditure:			
Education Fund, One-Time	\$0	\$200,000	\$0
Total Expenditure	\$0	\$200,000	\$0
Net Impact, All Funds (Rev.-Exp.)	\$0	(\$200,000)	\$0
Net Impact, General/Education Funds	\$0	(\$200,000)	\$0

## LOCAL GOVERNMENTS (UCA 36-12-13(2)(c))

Local education agencies will need to develop methods of collecting and reporting the required data to the State Board of Education. Due to the varied nature of local education agencies, implementation costs will vary by agency.

## DIRECT EXPENDITURES BY UTAH RESIDENTS AND BUSINESSES (UCA 36-12-13(2)(d))

Enactment of this bill likely will not result in direct, measurable expenditures by Utah residents or businesses.