

181 (e) specify what actions will be implemented to ensure that high quality instruction is
 182 delivered to all students;

183 (f) describe how assessments will be used to inform instruction;

184 (g) describe how targeted interventions will be implemented to meet individual student
 185 needs;

186 (h) specify what actions will be taken to ensure that professional development results
 187 in improved student achievement; and

188 ~~[(d)]~~ (i) describe how the school intends to enhance or improve academic achievement,
 189 including how financial resources available to the school, such as School LAND Trust Program
 190 money received under Section 53A-16-101.5 and state and federal grants, will be used to
 191 enhance or improve academic achievement.

192 (3) The school improvement plan shall focus on ~~§~~ → :

192a (a) ~~←§~~ the school's most critical academic

193 needs ~~§~~ → ~~[but may include other actions to enhance or improve]~~ ; and

193a (b) enhancing and improving ~~←§~~ academic achievement and

194 community environment for students ~~§~~ → [:] through:

194a (i) hiring additional instructional staff and technology specialists;

194b (ii) purchasing and integrating technology into the student learning process;

194c (iii) classroom programs that promote one-on-one contact with students;

194d (iv) targeting professional development for educators on how to integrate technology

194e into the student learning process; or

194f (v) purchasing or developing interactive classroom programs. ~~←§~~

195 (4) The school principal shall make available to the school community council the
 196 school budget and other data needed to develop the school improvement plan.

197 (5) The school improvement plan shall be subject to the approval of the local school
 198 board of the school district in which the school is located.

199 (6) A school community council may develop a multiyear school improvement plan,
 200 but the plan must be presented to and approved annually by the local school board.

201 (7) Each school shall:

202 (a) implement the school improvement plan as developed by the school community
 203 council and approved by the local school board;

204 (b) provide ongoing support for the council's plan; and

205 (c) meet local school board reporting requirements regarding performance and
 206 accountability.

243 (c) The account shall earn interest.

244 (d) Interest earned on the account shall be deposited into the account.

245 (e) Upon appropriation by the Legislature, money from the account shall be used to
246 fund the School LAND Trust Program as provided in Section 53A-16-101.5.

247 (f) The Legislature may not appropriate money from the account for the performance of
248 duties described in Section 53A-16-101.6.

249 Section 4. Section 53A-16-101.5 is amended to read:

250 **53A-16-101.5. School LAND Trust Program -- Purpose -- Distribution of funds --**

251 **School plans for use of funds.**

252 (1) There is established the School LAND (Learning And Nurturing Development)
253 Trust Program to:

254 (a) provide financial resources to public schools to enhance or improve student
255 academic achievement and implement a component of the school improvement plan; and

256 (b) involve parents and guardians of a school's students in decision making regarding
257 the expenditure of School LAND Trust Program money allocated to the school.

258 (2) (a) The program shall be funded each fiscal year from:

259 (i) [~~from~~] the Interest and Dividends Account created in Section 53A-16-101[~~; and (ii)~~]
260 in the amount of the sum of the following:

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

264 (B) ~~the~~ ~~←~~ ~~the~~ ~~←~~ ~~the~~ interest accrued on money in the Interest and Dividends Account in the
265 immediately preceding fiscal year[~~;~~]; and

266 (ii) the Minimum Basic Growth Account created in Section 53A-16-101.

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

270 (c) (i) The Legislature shall annually allocate, through an appropriation to the State
271 Board of Education, a portion of the Interest and Dividends Account created in Section
272 53A-16-101 to be used for:

273 (A) the administration of the School LAND Trust Program; and

305 to each school within the district on an equal per student basis: ~~§~~→ and ←~~§~~
306 (ii) for an allocation of the money described under Subsection (2)(a)(ii):
307 (A) 25% shall be distributed to each school within the district on an equal per student
308 basis; and

309 (B) 75% shall be distributed to schools within the district at the direction of the local
310 school board.

311 (d) A school district may retain up to 5% of the amount of money described under
312 Subsection (3)(c)(ii) and allocated to the school district by the State Board of Education in
313 accordance with Subsection (3)(a) to be used to offset the cost of:

314 (i) distributing the money described under Subsection (2)(a)(ii) in accordance with
315 Subsection (3)(c)(ii);

316 (ii) auditing the use of the money distributed to schools in accordance with Subsection
317 (3)(c); and

318 (iii) providing training to a school community council.

319 ~~[(e)]~~ (e) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking
320 Act, the State Board of Education may make rules regarding the time and manner in which the
321 student count shall be made for allocation of the money under Subsection (3)(a)(iii).

322 (4) To receive its allocation under Subsection (3):

323 (a) a school shall have established a school community council in accordance with
324 Section [53A-1a-108](#); and

325 (b) the school's principal shall provide a signed, written assurance in accordance with
326 rules of the State Board of Education that the membership of the school community council is
327 consistent with the membership requirements specified in Section [53A-1a-108](#).

328 (5) (a) (i) The school community council or its subcommittee shall create a program to
329 use its allocation under Subsection (3) to implement a component of the ~~[school's]~~ school
330 improvement plan described under Subsection [53A-1a-108.5\(2\)](#), including:

331 ~~[(i)]~~ (A) the school's identified most critical academic needs;

332 ~~[(ii)]~~ (B) a recommended course of action to meet the identified academic needs;

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

336 and

337 ~~[(iv)]~~ (D) how the school intends to spend its allocation of funds under this section to
338 enhance or improve academic excellence at the school.

339 (ii) A school community council or its subcommittee may not use its allocation under
340 Subsection (3) to supplant other state, federal, or local funds that would otherwise be available
341 for a school's educational programs.

342 (b) (i) A school community council shall create and vote to adopt a plan for the use of
343 School LAND Trust Program money in a meeting of the school community council at which a
344 quorum is present.

345 (ii) If a majority of the quorum votes to adopt a plan for the use of School LAND Trust
346 Program money, the plan is adopted.

346a **§→ (iii) Before adopting a plan, a school community council shall:**

346b **(A) inform parents of the amount and proposed uses of money received by the school**
346c **under this section; and**

346d **(B) conduct a meeting, to which all parents and faculty are invited, to discuss the**
346e **proposed uses of the money received under this section.** ←§

347 (c) A school community council shall:

348 (i) post a plan for the use of School LAND Trust Program money that is adopted in
349 accordance with Subsection (5)(b) on the School LAND Trust Program website; and

350 (ii) include with the plan a report noting the number of school community council
351 members who voted for or against the approval of the plan and the number of members who
352 were absent for the vote.

353 (d) (i) A school's local school board shall approve or disapprove a plan for the use of
354 School LAND Trust Program money.

355 (ii) If a local school board disapproves a plan for the use of School LAND Trust
356 Program money, the local school board shall provide a written explanation of why the plan was
357 disapproved and request the school community council who submitted the plan to revise the
358 plan.

359 (iii) The school community council shall submit a revised plan to the local school
360 board for approval.

361 (6) (a) Each school shall:

362 (i) implement the program as approved;

363 (ii) provide ongoing support for the council's program; and

364 (iii) meet State Board of Education reporting requirements regarding financial and
365 performance accountability of the program.

366 (b) (i) Each school, through its school community council, shall prepare and post an

429 shall include the equivalent of a school term of nine months as determined by the State Board
430 of Education.

431 (c) (i) The board shall establish the number of days or equivalent instructional hours
432 that school is held for an academic school year.

433 (ii) Education, enhanced by utilization of technologically enriched delivery systems,
434 when approved by local school boards or charter school governing boards, shall receive full
435 support by the State Board of Education as it pertains to fulfilling the attendance requirements,
436 excluding time spent viewing commercial advertising.

437 (d) The Minimum School Program includes a program or allocation funded by a line
438 item appropriation or other appropriation designated as follows:

439 (i) Basic School Program;

440 (ii) Related to Basic Programs;

441 (iii) Voted and Board Levy Programs; or

442 (iv) Minimum School Program.

443 (5) "Weighted pupil unit or units or WPU or WPUs" means the unit of measure of
444 factors that is computed in accordance with this chapter for the purpose of determining the
445 costs of a program on a uniform basis for each district.

446 Section 6. Section **53A-17a-135** is amended to read:

447 **53A-17a-135. Minimum basic tax rate -- Certified revenue levy.**

448 (1) (a) Except as provided in Subsection (1)(b), as used in this section, "basic levy
449 increment rate" means a rate equal to the lesser of:

450 (i) the difference between:

451 (A) a rate of ~~\$.001691~~ .001535 ~~←\$~~ ; and

452 (B) the certified revenue levy; ~~\$.001691~~ ~~and~~ or ~~←\$~~

453 (ii) a rate that:

454 (A) provides an amount of ad valorem property tax revenue equal to \$100,000,000; and

455 (B) is calculated in the same manner as the certified revenue levy.

456 (b) If the difference calculated in Subsection (1)(a)(i) is less than zero, "basic levy

457 increment rate" means a rate equal to ~~the rate described in Subsection (1)(a)(ii)~~ zero ~~←\$~~ .

458 (1) (2) (a) In order to qualify for receipt of the state contribution toward the basic

459 program and as its contribution toward its costs of the basic program, each school district shall