

**PUBLIC EDUCATION BUDGET AMENDMENTS**

2014 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Lyle W. Hillyard**

House Sponsor: Melvin R. Brown

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**LONG TITLE**

**General Description:**

This bill supplements or reduces appropriations previously provided for school districts, charter schools, and certain state education agencies for the fiscal year beginning July 1, 2014, and ending June 30, 2015, and modifies related budgetary provisions.

**Highlighted Provisions:**

This bill:

- ▶ provides budget increases and decreases for the use and support of certain state education agencies;
  - ▶ provides budget increases and decreases for programs that support school districts and charter schools;
  - ▶ provides intent language;
  - ▶ establishes the value of the weighted pupil unit for fiscal year 2014-15 at:
    - \$2,726 for the special education and career and technology add-on programs;
- and
- \$2,972 for all other programs; and
  - ▶ repeals a provision that allows the use of Basic School Program money for special purpose optional programs.

**Money Appropriated in this Bill:**

This bill appropriates for fiscal year 2014-15:

- ▶ \$31,000,000 from the Uniform School Fund;



- 28           ▶ \$80,916,200 from the Education Fund; and
- 29           ▶ \$123,024,400 from various sources as detailed in this bill.

30 **Other Special Clauses:**

31           This bill takes effect on July 1, 2014.

32 **Uncodified Material Affected:**

33 REPEALS UNCODIFIED MATERIAL:

34           **Laws of Utah 1992, Chapter 53, Uncodified Section 52**

35 ENACTS UNCODIFIED MATERIAL



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

38           Section 1. **Subsection 1(a). Operating and capital budgets -- FY 2015**  
 39 **appropriations for state education agencies, school districts, and charter schools -- Value**  
 40 **of the weighted pupil unit.**

41           (1) (a) The following sums of money are appropriated for the fiscal year beginning July  
42 1, 2014, and ending June 30, 2015.

43           (b) Under the terms and conditions of Title 63J, Budgeting, the Legislature appropriates  
44 the following sums of money from the funds or accounts indicated for the use and support of  
45 state education agencies, school districts, and charter schools.

46           (c) These sums of money are in addition to any amounts previously appropriated for  
47 fiscal year 2015.

48           (2) The value of each weighted pupil unit (WPU) for fiscal year 2014-15 is increased  
49 from the value of the WPU for fiscal year 2014-15 established in H.B. 1, Public Education  
50 Base Budget Amendments, and set at:

51           (a) \$2,726 for:

- 52           (i) Special Education - Add-on; and
- 53           (ii) Career and Technical Education District Add-on; and
- 54           (b) \$2,972 for all other Basic School programs.

55 **BASIC SCHOOL PROGRAM**

56 **ITEM 1 To Basic School Program**

57	From Uniform School Fund	\$9,000,000
58	From Uniform School Fund, One-time	\$22,000,000

59	From Education Fund		\$88,950,300
60	From Education Fund, One-time		(\$22,000,000)
61	From Local Revenue		\$2,617,700
62	From Revenue Transfers		(\$54,504,000)
63	From Beginning Nonlapsing Appropriation Balances		\$29,504,000
64	From Closing Nonlapsing Appropriation Balances		\$25,000,000
65	Schedule of Programs:		
66	Kindergarten (1,197 WPU)	\$5,602,800	
67	Grades 1 - 12 (9,292 WPU)	\$67,462,000	
68	Necessarily Existent Small Schools	\$683,100	
69	Professional Staff (418 WPU)	\$5,083,800	
70	Administrative Costs (5 WPU)	\$124,400	
71	Special Education - Add-on (2,287 WPU)	\$10,971,500	
72	Special Education - Preschool (163 WPU)	\$1,184,500	
73	Special Education - Self-contained (76 WPU)	\$1,263,100	
74	Special Education - Extended School Year (6 WPU)	\$48,700	
75	Special Education - State Programs (36 WPU)	\$316,600	
76	Career and Technical Education - Add-on (416 WPU)	\$3,096,300	
77	Class Size Reduction (651 WPU)	\$4,731,200	
78	RELATED TO BASIC PROGRAMS		
79	ITEM 2 To Related to Basic Programs - Related to Basic School Programs		
80	From Education Fund		\$23,347,800
81	From Education Fund, One-time		\$9,000,000
82	From Interest and Dividends Account		\$8,870,700
83	From Revenue Transfers		(\$4,398,600)
84	From Beginning Nonlapsing Appropriation Balances		\$4,398,600
85	Schedule of Programs:		
86	To and From School - Pupil Transportation	\$2,929,400	
87	Enhancement for At-Risk Students	\$992,100	
88	Youth in Custody	\$810,300	
89	Adult Education	\$398,000	

90	Enhancement for Accelerated Students	\$176,000
91	Concurrent Enrollment	\$377,300
92	School LAND Trust Program	\$8,870,700
93	Charter School Local Replacement	\$13,531,600
94	Charter School Administration	\$965,100
95	Educator Salary Adjustments	\$2,868,000
96	Critical Languages and Dual Immersion	\$300,000
97	Teacher Supplies and Materials	\$5,000,000
98	Beverley Taylor Sorenson Elementary Arts	\$4,000,000

99           The Legislature intends that the appropriation for the Flexible Allocation - WPU  
100 Distribution Program, as provided in H.B. 1, Public Education Base Budget Amendments, be  
101 distributed to school districts and charter schools on the basis of the number of weighted pupil  
102 units in a school district or charter school compared to the total number of weighted pupil units  
103 and that the State Board of Education provide for the reporting of school district and charter  
104 school expenditures of the program money.

105           The Legislature intends that enrollment in charter schools in the 2015-16 school year  
106 may increase up to 8,450 students over the projected enrollment of 66,578 in the 2014-15  
107 school year.

108           The Legislature intends that up to \$4,101,900 of the appropriation for the Charter  
109 School Local Replacement program and up to \$247,100 of the appropriation for the Charter  
110 School Administration program be used to fund program related costs for the estimated 2,471  
111 students that may enroll in charter schools approved by the State Board of Education under the  
112 provisions outlined in Section [53A-1a-501.9](#) during the 2014-15 school year. The Legislature  
113 further intends that the enrollment in charter schools during the 2014-15 school year may  
114 exceed the number authorized in the Laws of Utah 2013, Chapter 313, Section 5, Item 2, by  
115 2,001 students for a total estimated enrollment of 66,578 students.

116           The Legislature intends that the appropriation for Teacher Supplies and Materials be  
117 distributed as follows:

118           (1) As used in statement of intent, "classroom teacher" or "teacher" means permanent  
119 teacher positions filled by one teacher or two or more job-sharing teachers:

120           (a) who are licensed personnel;

- 121 (b) who are paid on the teacher's salary schedule;
- 122 (c) who are hired for an entire contract period; and
- 123 (d) whose primary function is to provide instructional or a combination of instructional
- 124 and counseling services to students in public schools.

125 (2) (a) The State Board of Education shall distribute money appropriated for Teacher

126 Supplies and Materials to classroom teachers in school districts, the Utah Schools for the Deaf

127 and the Blind, and charter schools on the basis of the number of classroom teachers in each

128 school as compared to the total number of classroom teachers.

129 (b) Teachers shall receive up to the following amounts:

130 (i) a teacher on salary schedule steps one through three teaching in grades kindergarten

131 through 6 or a preschool handicapped class - \$250;

132 (ii) a teacher on salary schedule steps one through three teaching in grades 7 through 12

133 - \$200;

134 (iii) a teacher on salary schedule step four or higher teaching in grades kindergarten

135 through 6 or a preschool handicapped class - \$175; and

136 (iv) a teacher on salary schedule step four or higher teaching in grades 7 through 12 -

137 \$150.

138 (c) If the appropriation is not sufficient to provide to each teacher the full amount

139 allowed under Subsection (2)(b), teachers on salary schedule steps one through three shall

140 receive the full amount allowed with the remaining money apportioned to all other teachers.

141 (3) Teachers shall spend money appropriated for Teacher Supplies and Materials for

142 school supplies, materials, or field trips under rules adopted by the State Board of Education.

143 VOTED AND BOARD LEEWAY PROGRAMS

144 ITEM 3 To Voted and Board Leeway Programs - Voted and Board Local Levy Programs

145	From Education Fund	(\$23,094,900)
146	From Local Revenue	\$49,831,700

147 Schedule of Programs:

148	Voted Local Levy Program	\$20,326,200
149	Board Local Levy Program	\$6,410,600

150 STATE BOARD OF EDUCATION

151 ITEM 4 To State Board of Education - State Office of Education

152	From Education Fund		\$659,000
153	From General Fund Restricted - Mineral Lease		\$364,400
154	Schedule of Programs:		
155	Board and Administration	\$1,023,400	
156	ITEM 5 To State Board of Education - Utah State Office of Education - Initiative Programs		
157	From Education Fund		\$3,000,000
158	From Education Fund, One-time		\$300,000
159	From General Fund Restricted - Autism Awareness Account		\$5,000
160	Schedule of Programs:		
161	Upstart Early Childhood Education	\$3,000,000	
162	Autism Awareness Restricted Account	\$5,000	
163	IT Academy	\$300,000	
164	ITEM 6 To State Board of Education - State Charter School Board		
165	From Education Fund		\$354,000
166	Schedule of Programs:		
167	State Charter School Board	\$354,000	
168	ITEM 7 To State Board of Education - Educator Licensing Professional Practices		
169	From Professional Practices Restricted Subfund		\$327,600
170	Schedule of Programs:		
171	Educator Licensing	\$327,600	
172	ITEM 8 To State Board of Education - State Office of Education - Child Nutrition		
173	From Dedicated Credit - Liquor Tax		\$2,011,000
174	Schedule of Programs:		
175	Child Nutrition	\$2,011,000	
176	ITEM 9 To State Board of Education - Utah Schools for the Deaf and the Blind		
177	From Education Fund		\$400,000
178	Schedule of Programs:		
179	Instructional Services	\$400,000	
180	Subsection 1(b). <b>Expendable Funds and Accounts.</b>		
181	The Legislature has reviewed the following expendable funds. Where applicable, the		
182	Legislature authorizes the State Division of Finance to transfer amounts among funds and		

183 accounts as indicated. Outlays and expenditures from the recipient funds or accounts may be  
 184 made without further legislative action according to a fund's or account's applicable  
 185 authorizing statute.

186 ITEM 10 To State Board of Education - Child Nutrition Program Commodities Fund

187	From Dedicated Credits Revenue	\$4,800
188	From Beginning Nonlapsing Appropriation Balances	\$400
189	From Closing Nonlapsing Appropriation Balances	\$5,200
190	Schedule of Programs:	
191	Child Nutrition Program Commodities Fund	\$10,400

192 ITEM 11 To State Board of Education - Utah Community Center for the Deaf Fund

193	From Dedicated Credits Revenue	\$10,500
194	From Interest Income	\$200
195	From Beginning Nonlapsing Appropriation Balances	\$30,500
196	From Closing Nonlapsing Appropriation Balances	(\$33,600)
197	Schedule of Programs:	
198	Utah Community Center for the Deaf Fund	\$7,600

199 ITEM 12 To State Board of Education - Charter School Revolving Account

200	From Interest Income	\$137,800
201	From Repayments	\$49,000
202	From Beginning Nonlapsing Appropriation Balances	\$6,494,200
203	From Ending Fund Balance	(\$6,681,000)

204 ITEM 13 To State Board of Education - School Building Revolving Account

205	From Repayments	\$127,200
206	From Beginning Nonlapsing Appropriation Balances	\$9,468,200
207	From Ending Fund Balance	(\$9,595,400)

208 ITEM 14 To State Board of Education - Education Tax Check-off Lease Refunding

209	From Trust and Agency Funds	\$28,300
210	From Beginning Nonlapsing Appropriation Balances	\$31,200
211	From Closing Nonlapsing Appropriation Balances	(\$24,200)
212	Schedule of Programs:	
213	Education Tax Check-off Lease Refunding	\$35,300

214	ITEM 15 To State Board of Education - Schools for the Deaf and Blind Donation Fund	
215	From Dedicated Credits Revenue	\$56,300
216	From Interest Income	\$1,600
217	From Beginning Nonlapsing Appropriation Balances	\$351,800
218	From Closing Nonlapsing Appropriation Balances	(\$389,300)
219	Schedule of Programs:	
220	Schools for the Deaf and Blind Donation Fund	\$20,400

221	ITEM 16 To State Board of Education - Utah Public Education Foundation	
222	From Trust and Agency Funds	\$20,000
223	Schedule of Programs:	
224	Utah Public Education Foundation	\$20,000

225 Subsection 1(c). **Transfers to Unrestricted Funds.**

226 The Legislature authorizes the State Division of Finance to transfer the following  
 227 amounts to the unrestricted General, Education, or Uniform School Fund as indicated from the  
 228 restricted funds or accounts indicated. Expenditures and outlays from the General, Education,  
 229 or Uniform School Fund must be authorized elsewhere in an appropriations act.

230 TRANSFERS TO UNRESTRICTED FUNDS

231	ITEM 17 To Education Fund	
232	From Nonlapsing Balances - MSP - Basic Program	\$54,504,000
233	From Nonlapsing Balances - MSP - Related to Basic Program	\$4,398,600
234	Schedule of Programs:	
235	Education Fund, One-time	\$58,902,600

236 The Legislature intends that the Division of Finance transfer \$54,504,000 or the  
 237 unreserved, unencumbered balance in the Basic School Program, whichever is less, from the  
 238 Basic School Program to the Education Fund one-time at the close of fiscal year 2015.

239 Section 2. **Repealer.**

240 This bill repeals:

241 **Laws of Utah 1992, Chapter 53, Uncodified Section 52, Special purpose optional**  
 242 **monies.**

243 Section 3. **Effective date.**

244 This bill takes effect on July 1, 2014.



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**Legislative Review Note**  
as of 3-10-14 7:40 PM

**Office of Legislative Research and General Counsel**