

26 certain amount of time;

27 ▶ creates the School Recognition and Reward Program to provide incentives to
28 schools and educators to improve the school grade of a low performing school;

29 ▶ creates the School Leadership Development Program to increase the number of
30 highly effective school leaders capable of initiating, achieving, and sustaining
31 school improvement efforts;

32 ▶ requires the State Board of Education to annually report to the Education Interim
33 Committee;

34 ▶ allows the State Board of Education to use certain nonlapsing funds, remaining at
35 the end of fiscal year 2015, for certain purposes; and

36 ▶ makes technical and conforming changes.

37 **Money Appropriated in this Bill:**

38 This bill appropriates in fiscal year 2016:

39 ▶ to the State Board of Education - State Office of Education - Initiative Programs, as
40 an ongoing appropriation:

41 • from the Education Fund, \$7,000,000 ~~H→~~ [:] ; **and**

41a ▶ to the State Board of Education - State Office of Education - Initiative

41b Programs, as a one-time appropriation:

41c • from the Education Fund, \$1,000,000. ~~←H~~

42 **Other Special Clauses:**

43 This bill provides a special effective date.

44 **Utah Code Sections Affected:**

45 AMENDS:

46 53A-1a-108.5, as enacted by Laws of Utah 2002, Chapter 324

47 53A-1a-510, as last amended by Laws of Utah 2014, Chapter 363

48 53A-17a-105, as last amended by Laws of Utah 2013, Chapter 310

49 ENACTS:

50 53A-1-1201, Utah Code Annotated 1953

51 53A-1-1202, Utah Code Annotated 1953

52 53A-1-1203, Utah Code Annotated 1953

53 53A-1-1204, Utah Code Annotated 1953

54 53A-1-1205, Utah Code Annotated 1953

55 53A-1-1206, Utah Code Annotated 1953

56 53A-1-1207, Utah Code Annotated 1953

553 guarantee is underestimated.

554 (7) (a) ~~H→~~ **[If a]** The board may use program funds as described in Subsection (7)(b) if:

554a (i) ~~the ←H~~ state loses flexibility due to ~~H→~~ **[nonrenewal]** the U.S. Department of
554b Education's rejection ←H of the state's ~~H→~~ renewal application for ←H flexibility
554c ~~H→~~ **[-waiver]** ←H

555 under the ESEA ~~H→~~ ; ←H and

555a ~~H→~~ (ii) the state ←H is required to fully implement the requirements of Title I of the ESEA, as
556 amended by the No Child Left Behind Act of 2001 ~~H→~~ **[, the board may use program funds as**
557 **described in Subsection (7)(b)] ←H** .

558 (b) Subject to the requirements of Subsections (7)(a) and (c), for fiscal year 2016, after
559 any transfers or adjustments described in Subsections (2) through (6) are made, the board may
560 use up to \$15,000,000 of excess money appropriated to a program, remaining at the end of
561 fiscal year 2015, to mitigate a budgetary impact to an LEA due to the LEA's loss of flexibility
562 related to implementing the requirements of Title I of the ESEA, as amended by the No Child
563 Left Behind Act of 2001.

564 (c) In addition to the reporting requirement described in Subsection (9), the board shall
565 report actions taken by the board under this Subsection (7) to the Executive Appropriations
566 Committee.

567 ~~[(6)]~~ (8) Money appropriated to the ~~[State Board of Education]~~ board is nonlapsing.

568 ~~[(7)]~~ (9) The ~~[State Board of Education]~~ board shall report actions taken by the board
569 under this section to the Office of the Legislative Fiscal Analyst and the Governor's Office of
570 Management and Budget.

571 **Section 14. Appropriation.**

572 Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, for
573 the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following sums of money
574 are appropriated from resources not otherwise appropriated, or reduced from amounts
575 previously appropriated, out of the funds or accounts indicated. These sums of money are in
576 addition to any amounts previously appropriated for fiscal year 2016.

577 To State Board of Education - State Office of Education - Initiative Programs

578 From Education Fund \$7,000,000

578a ~~H→~~ **From Education Fund, one-time** \$1,000,000 ←H

579 Schedule of Programs:

580 Contracts and Grants - Low Performing Schools ~~H→~~ **[\$7,000,000]** \$8,000,000 ←H

581 The Legislature intends that:

582 (1) the State Board of Education:

583 (a) may use up to \$500,000 of the appropriation under this section for the School

584 Leadership Development Program created under Section 53A-1-1209; ~~H~~→ [and]
584a (b) shall use, or set aside for future use, at least \$1,000,000 of the appropriation under
584b this section for the School Recognition and Reward Program created under
584c Section 53A-1-1208; and
585 [~~(b)~~] (c) ~~←H~~ shall use the remaining funds in accordance with the direction provided in
586 Subsection 53A-1-1206(6); and
587 (2) ~~H~~→ \$7,000,000 of ~~←H~~ the ~~H~~→ [appropriations] appropriation ~~←H~~ under this section
587a ~~H~~→ [are] is ~~←H~~ :
588 (a) ongoing; and
589 (b) non-lapsing.
590 **Section 15. Effective date.**
591 (1) Except as provided in Subsection (2), if approved by two-thirds of all the members
592 elected to each house, this bill takes effect upon approval by the governor, or the day following
593 the constitutional time limit of Utah Constitution, Article VII, Section 8, without the governor's
594 signature, or in the case of a veto, the date of veto override.
595 (2) Uncodified Section 14, Appropriation, takes effect on July 1, 2015.