

1                                   **PUBLIC EDUCATION BUDGET ADJUSTMENTS**

2   2019 GENERAL SESSION

3   STATE OF UTAH

4                                   **Chief Sponsor: Lyle W. Hillyard**

5                                   House Sponsor: Steve Eliason

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7   **LONG TITLE**

8   **General Description:**

9           This bill supplements or reduces appropriations previously provided for the support and  
10 operation of public education for the fiscal year beginning July 1, 2018, and ending  
11 June 30, 2019, and for the fiscal year beginning July 1, 2019, and ending June 30, 2020.

12 **Highlighted Provisions:**

13       This bill:

- 14       ▶ provides appropriations for the use and support of school districts, charter schools,  
15 and state education agencies;
- 16       ▶ sets the value of the weighted pupil unit (WPU) at \$3,532 for fiscal year 2020;
- 17       ▶ adjusts the number of weighted pupil units to reflect anticipated student enrollment  
18 in fall 2019;
- 19       ▶ provides appropriations for other purposes as described;
- 20       ▶ amends and enacts provisions related to certain appropriations for public education,  
21 including appropriations for:
  - 22           • charter schools;
  - 23           • the Enhancement for At-Risk Students Program; and
  - 24           • rural school district transportation;
- 25       ▶ makes technical and conforming changes; and
- 26       ▶ provides intent language.

27 **Money Appropriated in this Bill:**



28 This bill appropriates \$7,462,500 in operating and capital budgets for fiscal year 2019,  
29 including:

- 30 ▶ \$7,062,500 from the Education Fund; and
- 31 ▶ \$400,000 from various sources as detailed in this bill.

32 This bill appropriates \$363,373,200 in operating and capital budgets for fiscal year  
33 2020, including:

- 34 ▶ \$613,000 from the General Fund;
- 35 ▶ \$5,000,000 from the Uniform School Fund;
- 36 ▶ \$142,618,100 from the Education Fund; and
- 37 ▶ \$215,142,100 from various sources as detailed in this bill.

38 This bill appropriates \$31,680,600 in restricted fund and account transfers for fiscal  
39 year 2020, all of which is from the Education Fund.

40 **Other Special Clauses:**

41 This bill provides a special effective date.

42 **Utah Code Sections Affected:**

43 AMENDS:

- 44 **53F-2-301.5**, as enacted by Laws of Utah 2018, Chapter 456
- 45 **53F-2-306**, as renumbered and amended by Laws of Utah 2018, Chapter 2
- 46 **53F-2-403**, as renumbered and amended by Laws of Utah 2018, Chapter 2
- 47 **53F-2-410**, as last amended by Laws of Utah 2018, Chapters 117, 165, 396 and
- 48 renumbered and amended by Laws of Utah 2018, Chapter 2
- 49 **53F-2-414**, as enacted by Laws of Utah 2018, Chapter 464

50 ENACTS:

- 51 **53F-2-415**, Utah Code Annotated 1953

52 RENUMBERS AND AMENDS:

- 53 **53F-2-520**, (Renumbered from 53F-5-211, as enacted by Laws of Utah 2018, Chapter  
54 441)

55 **Uncodified Material Affected:**

56 ENACTS UNCODIFIED MATERIAL



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

59 Section 1. Section **53F-2-301.5** is amended to read:

60 **53F-2-301.5. Minimum basic tax rate for a fiscal year that begins on July 1, 2018,**  
61 **2019, 2020, 2021, or 2022.**

62 (1) The provisions of this section are in effect for a fiscal year that begins before July 1,  
63 2023.

64 (2) As used in this section:

65 (a) "Basic levy increment rate" means a tax rate that will generate an amount of  
66 revenue equal to \$75,000,000.

67 (b) "Combined basic rate" means a rate that is the sum of:

68 (i) the rate floor; and

69 (ii) the WPU value rate.

70 (c) "Commission" means the State Tax Commission.

71 (d) "Equity pupil tax rate" means the tax rate that is:

72 (i) calculated by subtracting the minimum basic tax rate from the rate floor; or

73 (ii) zero, if the rate calculated in accordance with Subsection (2)(d)(i) is zero or less.

74 (e) "Minimum basic local amount" means an amount that is:

75 (i) equal to the sum of:

76 (A) the school districts' contribution to the basic school program the previous fiscal  
77 year;

78 (B) the amount generated by the basic levy increment rate; and

79 (C) the eligible new growth, as defined in Section [59-2-924](#) and rules of the State Tax  
80 Commission multiplied by the minimum basic tax rate; and

81 (ii) set annually by the Legislature in Subsection (3)(a).

82 (f) "Minimum basic tax rate" means a tax rate certified by the commission that will  
83 generate an amount of revenue equal to the minimum basic local amount described in  
84 Subsection (3)(a).

85 (g) "Rate floor" means a rate that is the greater of:

86 (i) a .0016 tax rate; or

87 (ii) the minimum basic tax rate.

88 (h) "Weighted pupil unit value" or "WPU value" means the amount established each  
89 year in the enacted public education budget that is multiplied by the number of weighted pupil

90 units to yield the funding level for the basic school program.

91 (i) "WPU value amount" means an amount that is:

92 (i) equal to the product of:

93 (A) the total cost to the basic school program to increase the WPU value over the WPU  
94 value in the prior fiscal year; and

95 (B) the percentage share of local revenue to the cost of the basic school program in the  
96 prior fiscal year; and

97 (ii) set annually by the Legislature in Subsection (4)(a).

98 (j) "WPU value rate" means a tax rate certified by the commission that will generate an  
99 amount of revenue equal to the WPU value amount described in Subsection (4)(a).

100 (3) (a) The minimum basic local amount for the fiscal year that begins on July 1,  
101 [~~2018, is \$408,073,800~~] 2019, is \$490,684,600 in revenue statewide.

102 (b) The preliminary estimate for the minimum basic tax rate for the fiscal year that  
103 begins on July 1, [~~2018, is .001498~~] 2019, is .001588.

104 (4) (a) The WPU value amount for the fiscal year that begins on July 1, [~~2018, is~~  
105 ~~\$18,650,000~~] 2019, is \$18,800,000 in revenue statewide.

106 (b) The preliminary estimate for the WPU value rate for the fiscal year that begins on  
107 July 1, [~~2018, is .000069~~] 2019, is .000061.

108 (5) (a) On or before June 22, the commission shall certify for the year:

109 (i) the minimum basic tax rate; and

110 (ii) the WPU value rate.

111 (b) The estimate of the minimum basic tax rate provided in Subsection (3)(b) and the  
112 estimate of the WPU value rate provided in Subsection (4)(b) is based on a forecast for  
113 property values for the next calendar year.

114 (c) The certified minimum basic tax rate described in Subsection (5)(a)(i) and the  
115 certified WPU value rate described in Subsection (5)(a)(ii) are based on property values as of  
116 January 1 of the current calendar year, except personal property, which is based on values from  
117 the previous calendar year.

118 (6) (a) To qualify for receipt of the state contribution toward the basic school program  
119 and as a school district's contribution toward the cost of the basic school program for the school  
120 district, a local school board shall impose the combined basic rate.

121 (b) (i) The state is not subject to the notice requirements of Section 59-2-926 before  
122 imposing the tax rates described in this Subsection (6).

123 (ii) The state is subject to the notice requirements of Section 59-2-926 if the state  
124 authorizes a tax rate that exceeds the tax rates described in this Subsection (6).

125 (7) (a) The state shall contribute to each school district toward the cost of the basic  
126 school program in the school district an amount of money that is the difference between the  
127 cost of the school district's basic school program and the sum of the revenue generated by the  
128 school district by the following:

- 129 (i) the minimum basic tax rate;
- 130 (ii) the basic levy increment rate;
- 131 (iii) the equity pupil tax rate; and
- 132 (iv) the WPU value rate.

133 (b) (i) If the difference described in Subsection (7)(a) equals or exceeds the cost of the  
134 basic school program in a school district, no state contribution shall be made to the basic  
135 school program for the school district.

136 (ii) The proceeds of the difference described in Subsection (7)(a) that exceed the cost  
137 of the basic school program shall be paid into the Uniform School Fund as provided by law and  
138 by the close of the fiscal year in which the proceeds were calculated.

139 (8) Upon appropriation by the Legislature, the Division of Finance shall deposit an  
140 amount equal to the proceeds generated statewide:

141 (a) by the basic levy increment rate into the Minimum Basic Growth Account created  
142 in Section 53F-9-302;

143 (b) by the equity pupil tax rate into the Local Levy Growth Account created in Section  
144 53F-9-305; and

145 (c) by the WPU value rate into the Teacher and Student Success Account created in  
146 Section 53F-9-306.

147 Section 2. Section 53F-2-306 is amended to read:

148 **53F-2-306. Weighted pupil units for small school district administrative costs --**  
149 **Appropriation for charter school administrative costs.**

150 (1) Administrative costs weighted pupil units are computed for a small school district  
151 and distributed to the small school district in accordance with the following schedule:

152 Administrative Costs Schedule

153	School District Enrollment as of October 1	Weighted Pupil Units
154	1 - 500 students	95
155	501 - 1,000 students	80
156	1,001 - 2,000 students	70
157	2,001 - 5,000 students	60

158 (2) (a) Except as provided in Subsection (2)(b), money appropriated to the State Board  
 159 of Education for charter school administrative costs shall be distributed to charter schools in  
 160 the amount of \$100 for each charter school student in enrollment.

161 (b) (i) If money appropriated for charter school administrative costs is insufficient to  
 162 provide the amount per student prescribed in Subsection (2)(a), the appropriation shall be  
 163 allocated among charter schools in proportion to each charter school's enrollment as a  
 164 percentage of the total enrollment in charter schools.

165 (ii) If the State Board of Education makes adjustments to Minimum School Program  
 166 allocations under Section 53F-2-205, the allocation provided in Subsection (2)(b)(i) shall be  
 167 determined after adjustments are made under Section 53F-2-205.

168 (iii) For fiscal year 2020, the state board shall distribute \$40,000 to each charter school  
 169 that enrolls fewer than 400 students.

170 (c) Charter school governing boards are encouraged to identify and use cost-effective  
 171 methods of performing administrative functions, including contracting for administrative  
 172 services with the State Charter School Board as provided in Section 53G-5-202.

173 (3) Charter schools are not eligible for funds for administrative costs under Subsection  
 174 (1).

175 Section 3. Section 53F-2-403 is amended to read:

176 **53F-2-403. Eligibility for state-supported transportation -- Approved bus routes.**

177 (1) A student eligible for state-supported transportation means:

178 (a) a student enrolled in kindergarten through grade six who lives at least 1-1/2 miles  
 179 from school;

180 (b) a student enrolled in grades seven through 12 who lives at least two miles from  
 181 school; and

182 (c) a student enrolled in a special program offered by a school district and approved by  
183 the State Board of Education for trainable, motor, multiple-disability, or other students with  
184 severe disabilities who are incapable of walking to school or where it is unsafe for students to  
185 walk because of their disabling condition, without reference to distance from school.

186 (2) If a school district implements double sessions as an alternative to new building  
187 construction, with the approval of the State Board of Education, those affected elementary  
188 school students residing less than 1-1/2 miles from school may be transported one way to or  
189 from school because of safety factors relating to darkness or other hazardous conditions as  
190 determined by the local school board.

191 (3) (a) The State Board of Education shall distribute transportation money to school  
192 districts based on:

- 193 (i) an allowance per mile for approved bus routes;
- 194 (ii) an allowance per hour for approved bus routes; and
- 195 (iii) a minimum allocation for each school district eligible for transportation funding.

196 (b) The State Board of Education shall distribute appropriated transportation funds  
197 based on the prior year's eligible transportation costs as legally reported under Subsection  
198 [53F-2-402\(3\)](#).

199 (c) The State Board of Education shall annually review the allowance per mile and the  
200 allowance per hour and adjust the allowances to reflect current economic conditions.

201 (4) (a) Approved bus routes for funding purposes shall be determined on fall data  
202 collected by October 1.

203 (b) Approved route funding shall be determined on the basis of the most efficient and  
204 economic routes.

205 (5) A Transportation Advisory Committee with representation from school district  
206 superintendents, business officials, school district transportation supervisors, and State Board  
207 of Education employees shall serve as a review committee for addressing school transportation  
208 needs, including recommended approved bus routes.

209 (6) A local school board may provide for the transportation of students regardless of the  
210 distance from school, from general funds of the school district.

211 ~~[(7) (a) (i) If a local school board expends an amount of revenue equal to at least .0002~~  
212 ~~per dollar of taxable value of the school district's board local levy imposed under Section~~

213 ~~53F-8-302~~ to pay for transporting students and for the replacement of school buses, the state  
214 may contribute an amount not to exceed 85% of the state average cost per mile, contingent  
215 upon the Legislature appropriating funds for a state contribution.]

216 [(ii) The State Board of Education's employees shall distribute the state contribution  
217 according to rules enacted by the State Board of Education.]

218 [(b)(i) The amount of state guarantee money that a school district would otherwise be  
219 entitled to receive under Subsection (7)(a) may not be reduced for the sole reason that the  
220 school district's levy is reduced as a consequence of changes in the certified tax rate under  
221 Section ~~59-2-924~~ due to changes in property valuation.]

222 [(ii) Subsection (7)(b)(i) applies for a period of two years following the change in the  
223 certified tax rate.]

224 Section 4. Section **53F-2-410** is amended to read:

225 **53F-2-410. Enhancement for At-Risk Students Program.**

226 (1) (a) Subject to Subsection (1)(b), the State Board of Education shall distribute  
227 money appropriated for the Enhancement for At-Risk Students Program to school districts and  
228 charter schools according to a formula adopted by the State Board of Education, after  
229 consultation with local education boards.

230 (b) (i) The State Board of Education shall appropriate \$1,500,000 from the  
231 appropriation for Enhancement for At-Risk Students Program for a gang prevention and  
232 intervention program designed to help students at risk for gang involvement stay in school.

233 (ii) Money for the gang prevention and intervention program shall be distributed to  
234 school districts and charter schools through a request for proposals process.

235 (2) In establishing a distribution formula under Subsection (1)(a), the State Board of  
236 Education shall:

237 (a) use the following criteria:

238 (i) low performance on statewide assessments described in Section ~~53E-4-301~~;

239 (ii) poverty;

240 (iii) mobility;

241 (iv) limited English proficiency;

242 (v) chronic absenteeism; and

243 (vi) homelessness;



244 (b) ensure that the distribution formula distributes money on a per student and per  
245 criterion basis; and

246 (c) ensure that the distribution formula provides funding for each criterion that a  
247 student meets such that a student who meets:

248 (i) one criterion is counted once; and

249 (ii) more than one criterion is counted for each criterion the student meets up to three  
250 criteria.

251 (3) Subject to future budget constraints, the amount appropriated for the Enhancement  
252 for At-Risk Students Program shall increase annually [~~with growth in the at-risk student~~  
253 ~~population and~~] based on:

254 (a) a student growth adjustment that is the higher of:

255 (i) the percentage of enrollment growth of students in kindergarten through grade 12;

256 or

257 (ii) the percentage of enrollment growth of students in the combined three highest  
258 at-risk student criteria categories described in Subsection (2)(a); and

259 (b) changes to the value of the weighted pupil unit as defined in Section [53F-9-305]  
260 53F-4-301.

261 (4) A local education board shall use money distributed under this section to improve  
262 the academic achievement of students who are at risk of academic failure including addressing  
263 truancy.

264 (5) The State Board of Education shall:

265 (a) develop performance criteria to measure the effectiveness of the Enhancement for  
266 At-Risk Students Program[.]; and

267 (b) annually determine the three highest at-risk student criteria categories described in  
268 Subsection (2)(a).

269 (6) If a school district or charter school receives an allocation of less than \$10,000  
270 under this section, the school district or charter school may use the allocation as described in  
271 Section [53F-2-206](#).

272 (7) During the fiscal year that begins July 1, 2022, the Public Education Appropriations  
273 Subcommittee shall evaluate:

274 (a) the impact of funding provided in this section to determine whether the funding has

275 improved educational outcomes for students who are at-risk for academic failure; and

276 (b) whether the funding should continue as established, be amended, or be consolidated  
277 in the value of the weighted pupil unit.

278 Section 5. Section **53F-2-414** is amended to read:

279 **53F-2-414. Review of related to basic school programs.**

280 (1) No later than November 30, 2018, the Public Education Appropriations  
281 Subcommittee shall:

282 (a) review and make recommendations on each program in the related to basic school  
283 programs described in Subsection (3);

284 (b) adopt a review schedule going forward for each program described in Subsection  
285 (3), placing a program on a schedule to review annually or every four years; and

286 (c) review annually or every four years each program according to the schedule adopted  
287 under Subsection (1)(b).

288 (2) For a related to basic school program that is not listed in Subsection (3) and is  
289 adopted by the Legislature after January 1, 2018, the Public Education Appropriations  
290 Subcommittee shall:

291 (a) review and make recommendations for the program in the program's initial year of  
292 implementation;

293 (b) adopt a review schedule going forward for the program, placing the program on a  
294 schedule to review annually or every four years; and

295 (c) review annually or every four years the program according to the schedule adopted  
296 under Subsection (2)(b).

297 (3) The programs subject to review under Subsection (1) are the following:

298 (a) the state-supported transportation program described in Section **53F-2-403**;

299 [~~(b) the state contribution guarantee program for transportation described in Section~~  
300 **53F-2-403**];

301 [~~(c)~~] (b) the weighted pupil unit flexibility allocations described in Section **53F-2-205**;

302 [~~(d)~~] (c) the Enhancement for At-Risk Students Program described in Section  
303 **53F-2-410**;

304 [~~(e)~~] (d) the youth in custody program described in Section **53E-3-503**;

305 [~~(f)~~] (e) the adult education program described in Title 53E, Chapter 10, Part 2, Adult

306 Education;

307 ~~[(g)]~~ (f) the Enhancement for Accelerated Students Program described in Section  
308 53F-2-408;

309 ~~[(h)]~~ (g) the Centennial Scholarship Program described in Section 53F-2-501;

310 ~~[(i)]~~ (h) the concurrent enrollment program described in Title 53E, Chapter 10, Part 3,

311 Concurrent Enrollment;

312 ~~[(j)]~~ (i) the Title I Schools Paraeducators Program described in Section 53F-2-411;

313 ~~[(k)]~~ (j) the School LAND Trust Program described in Section 53F-2-404;

314 ~~[(l)]~~ (k) the charter school local replacement funding program described in Section  
315 53F-2-702;

316 ~~[(m)]~~ (l) the charter school administration allocations described in Section 53F-2-306;

317 ~~[(n)]~~ (m) the K-3 Reading Improvement Program described in Section 53F-2-503;

318 ~~[(o)]~~ (n) the educator salary adjustments described in Section 53F-2-405;

319 ~~[(p)]~~ (o) the Teacher Salary Supplement Program described in Section 53F-2-504;

320 ~~[(q)]~~ (p) the school library books and electronic resources appropriation described in  
321 Section 53F-2-407;

322 ~~[(r)]~~ (q) the matching appropriation for school nurses described in Section 53F-2-519;

323 ~~[(s)]~~ (r) the Critical Languages Program described in Section 53F-2-516;

324 ~~[(t)]~~ (s) the Dual Language Immersion Program described in Section 53F-2-502;

325 ~~[(u)]~~ (t) the Utah Science Technology and Research (USTAR) Initiative Centers

326 Program described in Section 53F-2-505;

327 ~~[(v)]~~ (u) the Beverley Taylor Sorenson Elementary Arts Learning Program described in  
328 Section 53F-2-506;

329 ~~[(w)]~~ (v) the early intervention program described in Section 53F-2-507; and

330 ~~[(x)]~~ (w) the Digital Teaching and Learning Grant Program described in Section  
331 53F-2-510.

332 Section 6. Section 53F-2-415 is enacted to read:

333 **53F-2-415. Rural school district transportation grants.**

334 (1) Subject to legislative appropriations and Subsection (2), the state board shall award  
335 a grant for a school district to provide:

336 (a) transportation to students who are not eligible for state-supported transportation

337 under Section 53F-2-403;

338 (b) transportation for students to and from student activities and field trips; or

339 (c) replacement school buses.

340 (2) The state board may only award a grant described in Subsection (1) to a school

341 district that:

342 (a) qualifies for transportation money under Section 53F-2-403;

343 (b) is located in a county of the fourth, fifth, or sixth class, as defined in Section  
344 17-50-501;

345 (c) provides matching money, from the school district's board local levy described in  
346 Section 53F-8-302, in an amount equal to the grant the school district receives from the state  
347 board under this section; and

348 (d) dedicates the total grant and matching money to a transportation purpose described  
349 in Subsection (1).

350 (3) The state board shall determine the amount of a grant to award a school district  
351 based on the prior-year miles traveled for purposes described in Subsections (1)(a) and (b).

352 (4) The state board shall make rules to establish, for a grant described in this section,  
353 procedures for:

354 (a) a school district to apply for a grant; and

355 (b) awarding a grant.

356 Section 7. Section **53F-2-520**, which is renumbered from Section 53F-5-211 is  
357 renumbered and amended to read:

358 ~~**53F-5-211.**~~ **53F-2-520. Rural school transportation reimbursement.**

359 (1) As used in this section:

360 (a) "Eligible ~~[school]~~ LEA" means a ~~[district]~~ school district or a charter school:

361 (i) that is located in a county of the fourth, fifth, or sixth class, as defined in Section  
362 17-50-501; and

363 (ii) in which at least 65% of the students enrolled in the school district or charter  
364 school qualify for free or reduced price lunch~~;~~ ~~and (iii) that~~].

365 (b) "Eligible school" means a school:

366 (i) in an eligible LEA; and

367 (ii) that the eligible LEA has provided transportation to and from [the school] for a

368 regular school day for students for at least five years.

369 ~~[(b) "Local board"]~~ (c) "LEA governing board" means:

370 (i) ~~[for a school district,]~~ the local school board of a school district that is an eligible  
371 LEA; or

372 (ii) ~~[for a charter school,]~~ the charter school governing board of a charter school that is  
373 an eligible LEA.

374 (2) ~~[A local]~~ An LEA governing board may annually submit a request to the State  
375 Board of Education to receive reimbursement for an expense that:

376 (a) the ~~[local]~~ LEA governing board incurs transporting a student to or from an eligible  
377 school for the regular school day; and

378 (b) the ~~[local]~~ LEA governing board does not pay using state funding for pupil  
379 transportation described in Section [53F-2-402](#) or [53F-2-403](#).

380 (3) (a) Subject to legislative appropriations, and except as provided in Subsection  
381 (3)(b), the State Board of Education shall reimburse ~~[a local school]~~ an LEA governing board  
382 for an expense included in a request described in Subsection (2).

383 (b) If the legislative appropriation for this section is insufficient to fund an expense in a  
384 request received under Subsection (2), the State Board of Education may reduce ~~[a local~~  
385 ~~school]~~ an LEA governing board's reimbursement in accordance with the rules described in  
386 Subsection (4).

387 (4) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the  
388 State Board of Education shall make rules that establish:

389 (a) requirements for information ~~[a local school]~~ an LEA governing board shall include  
390 in a reimbursement request described in Subsection (2);

391 (b) a deadline by which ~~[a local school]~~ an LEA governing board shall submit a request  
392 described in Subsection (2); and

393 (c) a formula for reducing ~~[a local school]~~ an LEA governing board's allocation under  
394 Subsection (3).

395 (5) Nothing in this section affects a school district's allocation for pupil transportation  
396 under Sections [53F-2-402](#) and [53F-2-403](#).

397 **Section 8. Fiscal year 2019 appropriations.**

398 The following sums of money are appropriated for the fiscal year beginning July 1,

399 2018, and ending June 30, 2019. These are additions to amounts previously appropriated for  
 400 fiscal year 2019.

401 Subsection 8(a). **Operating and Capital Budgets.**

402 Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the  
 403 Legislature appropriates the following sums of money from the funds or accounts indicated for  
 404 the use and support of the government of the state of Utah.

405 PUBLIC EDUCATION

406 STATE BOARD OF EDUCATION - MINIMUM SCHOOL PROGRAM

407 ITEM 1 To State Board of Education - Minimum School Program - Related to Basic School  
 408 Programs

409 From Education Fund, One-time 4,167,500

410 Schedule of Programs:

411 Flexible Allocation - WPU Distribution (76,800)

412 Educator Salary Adjustments 4,300,000

413 Early Graduation from Competency-Based Education (55,700)

414 STATE BOARD OF EDUCATION

415 ITEM 2 To State Board of Education - Initiative Programs

416 From Education Fund, One-time 2,895,000

417 Schedule of Programs:

418 Contracts and Grants 2,895,000

419 ITEM 3 To State Board of Education - State Administrative Office

420 From Nonlapsing Balances - MSP - Related to Basic Program, One-time 400,000

421 Schedule of Programs:

422 Information Technology 400,000

423 The Legislature intends that the State Board of Education use up to \$400,000 in  
 424 nonlapsing balances in the Minimum School Program - Related to Basic School Program to  
 425 implement an online reporting platform for student transportation data.

426 Section 9. **Fiscal year 2020 appropriations -- Value of the weighted pupil unit.**

427 (1) The following sums of money are appropriated for the fiscal year beginning July 1,  
 428 2019, and ending June 30, 2020. These are additions to amounts previously appropriated for  
 429 fiscal year 2020.

430 (2) The value of each weighted pupil unit (WPU) for fiscal year 2020 is increased from  
 431 the value of the WPU for fiscal year 2020 established in S.B. 1, Public Education Base Budget  
 432 Amendments, and set at \$3,532.

433 Subsection 9(a). **Operating and Capital Budgets.**

434 Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the  
 435 Legislature appropriates the following sums of money from the funds or accounts indicated for  
 436 the use and support of the government of the state of Utah.

437 PUBLIC EDUCATION

438 STATE BOARD OF EDUCATION - MINIMUM SCHOOL PROGRAM

439 ITEM 4 To State Board of Education - Minimum School Program - Basic School Program

440 From Education Fund 102,511,800

441 From Uniform School Fund 5,000,000

442 From Local Revenue 46,643,500

443 Schedule of Programs:

444 Kindergarten (894 WPUs) 6,772,100

445 Grades 1 - 12 (6,429 WPUs) 104,019,900

446 Foreign Exchange 44,900

447 Necessarily Existent Small Schools (142 WPUs) 1,815,000

448 Professional Staff (374 WPUs) 8,930,600

449 Administrative Costs (-15 WPUs) 153,200

450 Special Education - Add-on (1,875 WPUs) 17,476,100

451 Special Education - Preschool (127 WPUs) 1,962,700

452 Special Education - Self-Contained (-183 WPUs) 1,267,500

453 Special Education - Extended School Year (5 WPUs) 78,900

454 Special Education - Impact Aid (21 WPUs) 350,300

455 Special Education - Intensive Services (8 WPUs) 134,900

456 Special Education - Extended Year for Special Educators 124,500

457 Career and Technical Education - Add-on (-60 WPUs) 3,736,600

458 Class Size Reduction (457 WPUs) 7,288,100

459 (1) (a) The Legislature intends that the State Board of Education study the Necessarily  
 460 Existent Small Schools distribution formula, including:

- 461 (i) the recalculation of the regression formulas used to distribute program weighted
- 462 pupil units;
- 463 (ii) ways to address the unique needs of geographically isolated schools;
- 464 (iii) school size limits identified in statute; and
- 465 (iv) school qualification requirements.

466 (b) The Legislature further intends that the State Board of Education report to the  
 467 Public Education Appropriations Subcommittee, regarding the study described in Subsection  
 468 (1)(a), with:

- 469 (i) a progress update on or before October 31, 2019; and
- 470 (ii) a final report on or before October 31, 2020.

471 (2) The Legislature intends that the State Board of Education, in conjunction with the  
 472 local education agencies (LEAs), report on or before January 31, 2020, to the Public Education  
 473 Appropriations Subcommittee on per pupil expenditures on operations as defined by the State  
 474 Board of Education for each LEA and each school within the LEA in fiscal year 2019.

475 ITEM 5 To State Board of Education - Minimum School Program - Related to Basic School  
 476 Programs

477	<u>From Education Fund</u>	<u>34,837,400</u>
478	<u>From Education Fund, One-time</u>	<u>(55,700)</u>
479	<u>From Education Fund Restricted - Charter School Levy Account</u>	<u>3,091,400</u>
480	<u>From Uniform School Fund Restricted - Trust Distribution Account</u>	<u>8,663,100</u>

481 Schedule of Programs:

482	<u>Pupil Transportation To and From School</u>	<u>7,125,700</u>
483	<u>Guarantee Transportation Program</u>	<u>(500,000)</u>
484	<u>Enhancement for At-Risk Students</u>	<u>6,761,500</u>
485	<u>Youth in Custody</u>	<u>510,400</u>
486	<u>Adult Education</u>	<u>683,300</u>
487	<u>Enhancement for Accelerated Students</u>	<u>264,200</u>
488	<u>Centennial Scholarship Program</u>	<u>19,300</u>
489	<u>Concurrent Enrollment</u>	<u>566,500</u>
490	<u>School LAND Trust Program</u>	<u>8,663,100</u>
491	<u>Charter School Local Replacement</u>	<u>16,516,300</u>



492	<u>Charter School Administration</u>	<u>131,600</u>
493	<u>Early Literacy Program</u>	<u>(450,000)</u>
494	<u>Educator Salary Adjustments</u>	<u>4,300,000</u>
495	<u>Beverly Taylor Sorenson Elementary Arts Learning</u>	
496	<u>Program</u>	<u>1,000,000</u>
497	<u>Early Graduation from Competency-Based Education</u>	<u>(55,700)</u>
498	<u>Rural School Transportation Grants</u>	<u>1,000,000</u>
499	<u>(1) The Legislature intends that the State Board of Education use up to \$445,800 in</u>	
500	<u>nonlapsing balances in the Minimum School Program - Related to Basic School Program,</u>	
501	<u>Charter School Administration and Charter School Local Replacement programs to provide,</u>	
502	<u>for fiscal year 2020, \$40,000 to each charter school that enrolls fewer than 400 students.</u>	
503	<u>(2) The Legislature intends that, to address the two-year data lag, the State Board of</u>	
504	<u>Education distribute \$4,000,000 appropriated in fiscal year 2020 to the Minimum School</u>	
505	<u>Program - Charter School Local Replacement program to charter schools using a formula that</u>	
506	<u>distributes funding on an equal per student basis.</u>	
507	<u>(3) (a) The Legislature intends that the State Board of Education develop a</u>	
508	<u>methodology to calculate the Charter School Local Replacement formula, using one-year and</u>	
509	<u>two-year data estimates instead of reported data, to eliminate the two-year data lag.</u>	
510	<u>(b) The Legislature further intends that the State Board of Education:</u>	
511	<u>(i) consult with the Governor's Office of Management and Budget and the Office of the</u>	
512	<u>Legislative Fiscal Analyst in developing the methodology described in Subsection (3)(a); and</u>	
513	<u>(ii) report on or before October 31, 2019, to the Public Education Appropriations</u>	
514	<u>Subcommittee the methodology developed under Subsection (3)(a) and recommendations</u>	
515	<u>regarding implementation.</u>	
516	<u>ITEM 6 To State Board of Education - Minimum School Program - Related to Basic School</u>	
517	<u>Programs</u>	
518	<u>From Education Fund</u>	<u>15,000,000</u>
519	<u>From Teacher and Student Success Account</u>	<u>18,800,000</u>
520	<u>Schedule of Programs:</u>	
521	<u>Teacher and Student Success Program</u>	<u>33,800,000</u>
522	<u>ITEM 7 To State Board of Education - Minimum School Program - Voted and Board Local</u>	

523	<u>Levy Programs</u>	
524	<u>From Education Fund, One-time</u>	<u>(20,900,000)</u>
525	<u>From Local Levy Growth Account</u>	<u>12,880,600</u>
526	<u>From Local Revenue</u>	<u>124,827,100</u>
527	<u>Schedule of Programs:</u>	
528	<u>Voted Local Levy Program</u>	<u>25,777,200</u>
529	<u>Board Local Levy Program</u>	<u>91,030,500</u>
530	<u>STATE BOARD OF EDUCATION</u>	
531	<u>ITEM 8 To State Board of Education - Child Nutrition</u>	
532	<u>From Education Fund</u>	<u>500</u>
533	<u>From Federal Funds</u>	<u>17,200</u>
534	<u>From Dedicated Credit - Liquor Tax</u>	<u>(17,700)</u>
535	<u>ITEM 9 To State Board of Education - Educator Licensing</u>	
536	<u>From Education Fund</u>	<u>1,000</u>
537	<u>From Dedicated Credits Revenue</u>	<u>(1,000)</u>
538	<u>ITEM 10 To State Board of Education - Fine Arts Outreach</u>	
539	<u>From Education Fund</u>	<u>400,000</u>
540	<u>Schedule of Programs:</u>	
541	<u>Professional Outreach Programs in the Schools</u>	<u>200,000</u>
542	<u>Provisional Program</u>	<u>200,000</u>
543	<u>ITEM 11 To State Board of Education - Initiative Programs</u>	
544	<u>From General Fund</u>	<u>363,000</u>
545	<u>From Education Fund</u>	<u>1,659,000</u>
546	<u>From Education Fund, One-time</u>	<u>4,875,000</u>
547	<u>Schedule of Programs:</u>	
548	<u>Carson Smith Scholarships</u>	<u>363,000</u>
549	<u>Contracts and Grants</u>	<u>4,575,000</u>
550	<u>CTE Online Assessments</u>	<u>(341,000)</u>
551	<u>Competency-Based Education Grants</u>	<u>2,300,000</u>
552	<u>ITEM 12 To State Board of Education - MSP Categorical Program Administration</u>	
553	<u>From Education Fund</u>	<u>2,966,900</u>

554	<u>Schedule of Programs:</u>	
555	<u>Enhancement for At-Risk Students</u>	<u>180,700</u>
556	<u>Youth-in-Custody</u>	<u>741,400</u>
557	<u>Early Literacy Program</u>	<u>450,000</u>
558	<u>CTE Online Assessments</u>	<u>625,500</u>
559	<u>CTE Student Organizations</u>	<u>969,300</u>
560	<u>ITEM 13 To State Board of Education - Science Outreach</u>	
561	<u>From Education Fund</u>	<u>200,000</u>
562	<u>Schedule of Programs:</u>	
563	<u>Informal Science Education Enhancement</u>	<u>200,000</u>
564	<u>ITEM 14 To State Board of Education - State Administrative Office</u>	
565	<u>From Education Fund</u>	<u>118,400</u>
566	<u>From Education Fund, One-time</u>	<u>300,000</u>
567	<u>From Federal Funds</u>	<u>(75,900)</u>
568	<u>From General Fund Restricted - Mineral Lease</u>	<u>(7,400)</u>
569	<u>From General Fund Restricted - Substance Abuse Prevention</u>	<u>3,800</u>
570	<u>From Uniform School Fund Restricted - Trust Distribution Account</u>	<u>61,200</u>
571	<u>Schedule of Programs:</u>	
572	<u>School Trust</u>	<u>60,000</u>
573	<u>Statewide Online Education Program</u>	<u>40,100</u>
574	<u>Student Advocacy Services</u>	<u>300,000</u>
575	<u>The Legislature intends that the State Board of Education:</u>	
576	<u>(1) study the governance, funding, and role of the State Board of Education in</u>	
577	<u>providing oversight and coordinating the delivery of state education programs in the regional</u>	
578	<u>service centers; and</u>	
579	<u>(2) report on or before October 31, 2019, to the Public Education Appropriations</u>	
580	<u>Subcommittee on the study described in Subsection (1).</u>	
581	<u>ITEM 15 To State Board of Education - General System Support</u>	
582	<u>From General Fund, One-time</u>	<u>250,000</u>
583	<u>Schedule of Programs:</u>	
584	<u>Career and Technical Education</u>	<u>250,000</u>

585	<u>ITEM 16 To State Board of Education - State Charter School Board</u>	
586	<u>From Education Fund, One-time</u>	<u>200,000</u>
587	<u>Schedule of Programs:</u>	
588	<u>State Charter School Board</u>	<u>200,000</u>
589	<u>ITEM 17 To State Board of Education - Teaching and Learning</u>	
590	<u>From Education Fund</u>	<u>3,800</u>
591	<u>From Revenue Transfers</u>	<u>(3,800)</u>
592	<u>ITEM 18 To State Board of Education - Utah Schools for the Deaf and the Blind</u>	
593	<u>From Education Fund, One-time</u>	<u>500,000</u>
594	<u>Schedule of Programs:</u>	
595	<u>Educational Services</u>	<u>(19,507,700)</u>
596	<u>Support Services</u>	<u>(19,885,700)</u>
597	<u>Administration</u>	<u>3,839,000</u>
598	<u>Transportation</u>	<u>4,257,300</u>
599	<u>Utah State Instructional Materials Access Center</u>	<u>1,876,200</u>
600	<u>School for the Deaf</u>	<u>17,281,900</u>
601	<u>School for the Blind</u>	<u>12,639,000</u>
602	<u>SCHOOL AND INSTITUTIONAL TRUST FUND OFFICE</u>	
603	<u>ITEM 19 To School and Institutional Trust Fund Office</u>	
604	<u>From School and Institutional Trust Fund Management Account</u>	<u>260,000</u>
605	<u>Schedule of Programs:</u>	
606	<u>School and Institutional Trust Fund Office</u>	<u>260,000</u>
607	Subsection 9(b). <b>Restricted Fund and Account Transfers.</b>	
608	<u>The Legislature authorizes the State Division of Finance to transfer the following</u>	
609	<u>amounts between the following funds or accounts as indicated. Expenditures and outlays from</u>	
610	<u>the funds to which the money is transferred must be authorized by an appropriation.</u>	
611	<u>PUBLIC EDUCATION</u>	
612	<u>ITEM 20 To Local Levy Growth Account</u>	
613	<u>From Education Fund</u>	<u>12,880,600</u>
614	<u>Schedule of Programs:</u>	
615	<u>Local Levy Growth Account</u>	<u>12,880,600</u>

616	<u>ITEM 21 To Teacher and Student Success Account</u>	
617	<u>From Education Fund</u>	<u>18,800,000</u>
618	<u>Schedule of Programs:</u>	
619	<u>Teacher and Student Success Account</u>	<u>18,800,000</u>
620	Section 10. <b>Effective date.</b>	
621	<u>(1) Except as provided in Subsection (2), this bill takes effect on July 1, 2019.</u>	
622	<u>(2) If approved by two-thirds of all the members elected to each house, Section 8,</u>	
623	<u>Fiscal year 2019 appropriations, takes effect upon approval by the governor, or the day</u>	
624	<u>following the constitutional time limit of Utah Constitution, Article VII, Section 8, without the</u>	
625	<u>governor's signature, or in the case of a veto, the date of veto override.</u>	