

1                   **AMERICAN INDIAN AND ALASKAN NATIVE EDUCATION**

2                                   **AMENDMENTS**

3   2020 GENERAL SESSION

4   STATE OF UTAH

5                                   **Chief Sponsor: David P. Hinkins**

6                                   House Sponsor: Christine F. Watkins

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8 **LONG TITLE**

9 **General Description:**

10           This bill makes an ongoing program providing grants targeted to address the needs of  
11 American Indian and Alaskan Native students.

12 **Highlighted Provisions:**

13           This bill:

14           ▶ replaces two pilot programs with an ongoing program administered by the State  
15 Board of Education consisting of a grant program to school districts and charter  
16 schools to be used to fund stipends, recruitment, retention, and professional  
17 development of teachers who teach in American Indian and Alaskan Native  
18 concentrated schools; and

19           ▶ makes technical corrections.

20 **Money Appropriated in this Bill:**

21           This bill appropriates in fiscal year 2021:

22           ▶ to State Board of Education -- General System Support, as an ongoing  
23 appropriation:

24           • from Education Fund, \$250,000.

25 **Other Special Clauses:**

26           None

27 **Utah Code Sections Affected:**



28 AMENDS:

29 **53F-5-602**, as last amended by Laws of Utah 2019, Chapters 186 and 246

30 **53F-5-603**, as last amended by Laws of Utah 2019, Chapter 186

31 **53F-5-604**, as last amended by Laws of Utah 2019, Chapter 246

32 **63I-1-253**, as last amended by Laws of Utah 2019, Chapters 90, 136, 166, 173, 246,

33 325, 344 and last amended by Coordination Clause, Laws of Utah 2019, Chapter

34 246



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

37 Section 1. Section **53F-5-602** is amended to read:

38 **53F-5-602. Program created.**

39 (1) (a) In addition to the state plan adopted under Laws of Utah 2015, Chapter 53,  
40 Section 7, beginning with fiscal year ~~[2016-2017]~~ 2020-2021, there is created a ~~[five-year~~  
41 ~~pilot]~~ program administered by the state board to provide grants targeted to address the needs  
42 of American Indian and Alaskan Native students.

43 (b) The ~~[pilot]~~ program shall consist of a grant program to school districts and charter  
44 schools to be used to fund stipends, recruitment, retention, and professional development of  
45 teachers who teach in American Indian and Alaskan Native concentrated schools.

46 ~~[(2) (a) Beginning with fiscal year 2017-2018, there is created a four-year pilot~~  
47 ~~program administered by the state board to provide grants targeted to address the needs of~~  
48 ~~American Indian and Alaskan Native students.]~~

49 ~~[(b) The pilot program shall consist of a grant program to school districts and charter~~  
50 ~~schools to be used to fund stipends, recruitment, retention, and professional development of~~  
51 ~~teachers who teach in American Indian and Alaskan Native concentrated schools.]~~

52 (c) In determining grant recipients ~~[under this Subsection (2)]~~ for at least two-thirds of  
53 the money appropriated to the program, the state board shall give priority to American Indian  
54 and Alaskan Native concentrated schools located in a county of the fourth, fifth, or sixth class  
55 with significant populations of American Indians and Alaskan Natives.

56 ~~[(3)]~~ (2) Up to 3% of the money appropriated to ~~[a]~~ the grant program under this part  
57 may be used by the state board for costs in implementing the ~~[pilot]~~ program.

58 Section 2. Section **53F-5-603** is amended to read:

59           **53F-5-603. Grant program to school districts and charter schools.**

60           (1) From money appropriated to the grant program, the state board shall distribute  
61 grant money on a competitive basis to a school district or charter school that applies for a grant  
62 and:

63           (a) (i) has within the school district one or more American Indian and Alaskan Native  
64 concentrated schools; or

65           (ii) is an American Indian and Alaskan Native concentrated school; and

66           (b) has a program to fund stipends, recruitment, retention, and professional  
67 development of teachers who teach at American Indian and Alaskan Native concentrated  
68 schools.

69           (2) The grant money distributed under this section may only be expended to fund a  
70 program described in Subsection (1)(b).

71           (3) (a) If a school district or charter school obtains a grant under this section, by no  
72 later than two years from the date the school district or charter school obtains the grant, the  
73 state board shall review the implementation of the program described in Subsection (1)(b) to  
74 determine whether:

75           (i) the program is effective in addressing the need to retain teachers at American Indian  
76 and Alaskan Native concentrated schools; and

77           (ii) the money is being spent for a purpose not covered by the program described in  
78 Subsection (1)(b).

79           (b) If the state board determines that the program is not effective or that the money is  
80 being spent for a purpose not covered by the program described in Subsection (1)(b), the state  
81 board may terminate the grant money being distributed to ~~the~~ a school district or charter  
82 school.

83           (4) The state board may make rules providing:

84           (a) criteria for evaluating grant applications; and

85           (b) procedures for:

86           (i) a school district to apply to the state board to receive grant money under this  
87 section; and

88           (ii) the review of the use of grant money described in Subsection (3).

89           (5) The grant money is intended to supplement and not replace existing money

90 supporting American Indian and Alaskan Native concentrated schools, except that the grant  
91 money is intended to replace grants awarded under pilot programs supporting American Indian  
92 and Alaskan Native concentrated schools that have ended.

93 Section 3. Section **53F-5-604** is amended to read:

94 **53F-5-604. Liaison -- Reporting -- Meeting.**

95 (1) Subject to budget constraints, the superintendent of public instruction appointed  
96 under Section **53E-3-301** shall appoint an individual as the American Indian-Alaskan Native  
97 Public Education Liaison.

98 (2) The liaison shall:

99 (a) work under the direction of the superintendent in the development and  
100 implementation of the state plan; and

101 (b) annually report to the Native American Legislative Liaison Committee created  
102 under Section **36-22-1** [~~during the term of a pilot program under this part~~] regarding:

- 103 (i) what entities receive a grant under this part;
- 104 (ii) the effectiveness of the expenditures of grant money; and
- 105 (iii) recommendations, if any, for additional legislative action.

106 (3) The Native American Legislative Liaison Committee shall annually schedule at  
107 least one meeting at which education is discussed with selected stakeholders.

108 Section 4. Section **63I-1-253** is amended to read:

109 **63I-1-253. Repeal dates, Titles 53 through 53G.**

110 The following provisions are repealed on the following dates:

- 111 (1) Subsection **53-6-203(1)(b)(ii)**, regarding being 19 years old at certification, is  
112 repealed July 1, 2022.
- 113 (2) Subsection **53-13-104(6)**, regarding being 19 years old at certification, is repealed  
114 July 1, 2022.
- 115 (3) Title 53B, Chapter 17, Part 11, USTAR Researchers, is repealed July 1, 2028.
- 116 (4) Section **53B-18-1501** is repealed July 1, 2021.
- 117 (5) Title 53B, Chapter 18, Part 16, USTAR Researchers, is repealed July 1, 2028.
- 118 (6) Section **53B-24-402**, Rural residency training program, is repealed July 1, 2020.
- 119 (7) Subsection **53C-3-203(4)(b)(vii)**, which provides for the distribution of money  
120 from the Land Exchange Distribution Account to the Geological Survey for test wells, other

121 hydrologic studies, and air quality monitoring in the West Desert, is repealed July 1, 2020.

122 (8) Section 53E-3-515 is repealed January 1, 2023.

123 (9) In relation to a standards review committee, on January 1, 2023:

124 (a) in Subsection 53E-4-202(8), the language that states "by a standards review  
125 committee and the recommendations of a standards review committee established under  
126 Section 53E-4-203" is repealed; and

127 (b) Section 53E-4-203 is repealed.

128 (10) In relation to the SafeUT and School Safety Commission, on January 1, 2023:

129 (a) Subsection 53B-17-1201(1) is repealed;

130 (b) Section 53B-17-1203 is repealed;

131 (c) Subsection 53B-17-1204(2) is repealed;

132 (d) Subsection 53B-17-1204(4)(a), the language that states "in accordance with the  
133 method described in Subsection (4)(c)" is repealed; and

134 (e) Subsection 53B-17-1204(4)(c) is repealed.

135 (11) Section 53F-2-514 is repealed July 1, 2020.

136 (12) Section 53F-5-203 is repealed July 1, 2024.

137 (13) Section 53F-5-212 is repealed July 1, 2024.

138 (14) Section 53F-5-213 is repealed July 1, 2023.

139 [~~(15) Title 53F, Chapter 5, Part 6, American Indian and Alaskan Native Education  
140 State Plan Pilot Program, is repealed July 1, 2022.~~]

141 [~~(16)~~] (15) Section 53F-6-201 is repealed July 1, 2019.

142 [~~(17)~~] (16) Section 53F-9-501 is repealed January 1, 2023.

143 [~~(18)~~] (17) Subsections 53G-4-608(2)(b) and (4)(b), related to the Utah Seismic Safety  
144 Commission, are repealed January 1, 2025.

145 [~~(19)~~] (18) Subsection 53G-8-211(4), regarding referrals of a minor to court for a class  
146 C misdemeanor, is repealed July 1, 2020.

147 Section 5. **Appropriation.**

148 The following sums of money are appropriated for the fiscal year beginning July 1,  
149 2020 and ending June 30, 2021. These are additions to amounts previously appropriated for  
150 fiscal year 2021. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures  
151 Act, the Legislature appropriates the following sums of money from the funds or accounts

152 indicated for the use and support of the government of the state of Utah.

153 ITEM 1

154 To State Board of Education -- General System Support

155 From Education Fund

\$250,000

156 Schedule of Programs:

157 Teaching and Learning

\$250,000

158 It is the intent of the Legislature that the State Board of Education spend this funding on

159 the Teacher Retention Grant Program made ongoing by this bill.