

MENTAL HEALTH WELLBEING IN SCHOOLS PILOT PROGRAM

2021 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Christine F. Watkins

Senate Sponsor: _____

LONG TITLE

General Description:

This bill creates a one-year pilot program to address mental health in schools.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ creates a one-year pilot program to provide training and education on mental health in selected local education agencies (LEAs); and
- ▶ requires the State Board of Education to:
 - establish criteria for evaluating a proposal to deliver the pilot program in selected LEAs;
 - contract with a provider to deliver the pilot program in selected LEAs;
 - select up to six LEAs to participate in the pilot program; and
 - report to the Education Interim Committee on the pilot program.

Money Appropriated in this Bill:

This bill appropriates in fiscal year 2022:

- ▶ to the State Board of Education - Initiative Programs as a one-time appropriation:
 - from the Education Fund, One-time, \$400,000.

Other Special Clauses:

None



28 **Utah Code Sections Affected:**

29 AMENDS:

30 **53E-1-201**, as last amended by Laws of Utah 2020, Chapters 51, 174, 254, 274, 321,
31 354, 365 and last amended by Coordination Clause, Laws of Utah 2020, Chapters
32 254, 274, and 321

33 **63I-2-253**, as last amended by Laws of Utah 2020, Sixth Special Session, Chapter 13

34 ENACTS:

35 **53F-4-208**, Utah Code Annotated 1953



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

38 Section 1. Section **53E-1-201** is amended to read:

39 **53E-1-201. Reports to and action required of the Education Interim Committee.**

40 (1) In accordance with applicable provisions and Section **68-3-14**, the following
41 recurring reports are due to the Education Interim Committee:

42 (a) the report described in Section **9-22-109** by the STEM Action Center Board,
43 including the information described in Section **9-22-113** on the status of the computer science
44 initiative and Section **9-22-114** on the Computing Partnerships Grants Program;

45 (b) the prioritized list of data research described in Section **35A-14-302** and the report
46 on research described in Section **35A-14-304** by the Utah Data Research Center;

47 (c) the report described in Section **35A-15-303** by the State Board of Education on
48 preschool programs;

49 (d) the report described in Section **53B-1-402** by the Utah Board of Higher Education
50 on career and technical education issues and addressing workforce needs;

51 (e) the annual report of the Utah Board of Higher Education described in Section
52 **53B-1-402**;

53 (f) the reports described in Section **53B-28-401** by the Utah Board of Higher Education
54 regarding activities related to campus safety;

55 (g) the State Superintendent's Annual Report by the state board described in Section
56 **53E-1-203**;

57 (h) the annual report described in Section **53E-2-202** by the state board on the strategic
58 plan to improve student outcomes;

59 (i) the report described in Section 53E-8-204 by the state board on the Utah Schools for
60 the Deaf and the Blind;

61 (j) the report described in Section 53E-10-703 by the Utah Leading through Effective,
62 Actionable, and Dynamic Education director on research and other activities;

63 (k) the report described in Section 53F-4-203 by the state board and the independent
64 evaluator on an evaluation of early interactive reading software;

65 (l) the report described in Section 53F-4-407 by the state board on UPSTART;

66 (m) the reports described in Sections 53F-5-214 and 53F-5-215 by the state board
67 related to grants for professional learning and grants for an elementary teacher preparation
68 assessment; and

69 (n) the report described in Section 53F-5-405 by the State Board of Education
70 regarding an evaluation of a partnership that receives a grant to improve educational outcomes
71 for students who are low income.

72 (2) In accordance with applicable provisions and Section 68-3-14, the following
73 occasional reports are due to the Education Interim Committee:

74 (a) the report described in Section 35A-15-303 by the School Readiness Board by
75 November 30, 2020, on benchmarks for certain preschool programs;

76 (b) the report described in Section 53B-28-402 by the Utah Board of Higher Education
77 on or before the Education Interim Committee's November 2021 meeting;

78 (c) the report described in Section 53E-3-519 by the state board regarding counseling
79 services in schools;

80 (d) the reports described in Section 53E-3-520 by the state board regarding cost centers
81 and implementing activity based costing;

82 (e) if required, the report described in Section 53E-4-309 by the state board explaining
83 the reasons for changing the grade level specification for the administration of specific
84 assessments;

85 (f) if required, the report described in Section 53E-5-210 by the state board of an
86 adjustment to the minimum level that demonstrates proficiency for each statewide assessment;

87 (g) in 2022 and in 2023, on or before November 30, the report described in Subsection
88 53E-10-309(7) related to the PRIME pilot program;

89 (h) the report described in Section 53E-10-702 by Utah Leading through Effective,

90 Actionable, and Dynamic Education;

91 (i) the report described in Section [53F-2-502](#) by the state board on the program
92 evaluation of the dual language immersion program;

93 (j) if required, the report described in Section [53F-2-513](#) by the state board evaluating
94 the effects of salary bonuses on the recruitment and retention of effective teachers in high
95 poverty schools;

96 (k) the report described in section [53F-4-208](#) by the state board on the mental health
97 pilot program on or before November 30, 2022;

98 [~~(l)~~] (l) upon request, the report described in Section [53F-5-207](#) by the state board on
99 the Intergenerational Poverty Intervention Grants Program;

100 [~~(m)~~] (m) the report described in Section [53F-5-210](#) by the state board on the
101 Educational Improvement Opportunities Outside of the Regular School Day Grant Program;

102 [~~(n)~~] (n) the report described in Section [53G-7-503](#) by the state board regarding fees
103 that LEAs charge during the 2020-2021 school year;

104 [~~(o)~~] (o) the reports described in Section [53G-11-304](#) by the state board regarding
105 proposed rules and results related to educator exit surveys;

106 [~~(p)~~] (p) upon request, the report described in Section [53G-11-505](#) by the state board
107 on progress in implementing employee evaluations;

108 [~~(q)~~] (q) the report described in Section [62A-15-117](#) by the Division of Substance
109 Abuse and Mental Health, the State Board of Education, and the Department of Health
110 regarding recommendations related to Medicaid reimbursement for school-based health
111 services; and

112 [~~(r)~~] (r) the reports described in Section [63C-19-202](#) by the Higher Education Strategic
113 Planning Commission.

114 (3) In accordance with Section [53B-7-705](#), the Education Interim Committee shall
115 complete the review of the implementation of performance funding.

116 Section 2. Section **53F-4-208** is enacted to read:

117 **53F-4-208. Mental health well-being in schools pilot program.**

118 (1) As used in this section:

119 (a) "Pilot program" means the one-year pilot program created in this section.

120 (b) "Selected LEA" means an LEA selected by the state board to participate in the pilot

121 program.

122 (2) The state board shall, within appropriations by the Legislature for the purpose
123 described in this section:

124 (a) establish a one-year pilot program to provide training and education in mental
125 health for students, teachers, and parents in selected LEAs to address mental health issues,
126 including anxiety, depression, and suicide;

127 (b) contract with a provider, selected through a request for proposals process, to
128 provide the program described in Subsection (2)(a) in selected schools;

129 (c) make rules in accordance with Title 63G, Chapter 3, Utah Administrative
130 Rulemaking Act, to establish:

131 (i) criteria for evaluating a proposal submitted under Subsection (2)(b);

132 (ii) a process for an LEA to apply to participate in the pilot program; and

133 (iii) a selection process and criteria for the state board to select an LEA to participate in
134 the pilot program;

135 (d) select up to six LEAs to participate in the pilot program, in accordance with the
136 rules made by the state board under Subsection (2)(c); and

137 (e) on or before November 30, 2022, submit a report on the pilot program to the
138 Education Interim Committee in accordance with Section [53E-1-201](#).

139 (3) The criteria established by the state board under Subsection (2)(c) for evaluating a
140 proposal submitted under Subsection (2)(b), shall require a proposer to demonstrate the ability
141 to:

142 (a) provide training and education in the field of mental health not provided in a
143 teacher's required college education course;

144 (b) educate teachers on standard neurological development and trauma neurological
145 development;

146 (c) train teachers in evidence-based methodologies that increase mental health
147 stabilization in the classroom and provide tools to recognize students who are experiencing a
148 mental health crisis;

149 (d) provide education in mental health and well-being to parents and the community,
150 including through programming outside of the regular school day; and

151 (e) deliver the education and training described in this Subsection (3):

- 152 (i) for grades kindergarten through grade 12;
153 (ii) in a module-based program; and
154 (iii) through an electronic platform for rural LEAs.

155 Section 3. Section **63I-2-253** is amended to read:

156 **63I-2-253. Repeal dates -- Titles 53 through 53G.**

157 (1) (a) Section **53-2a-217**, regarding procurement during an epidemic or pandemic
158 emergency, is repealed on December 31, 2021.

159 (b) When repealing Section **53-2a-217**, the Office of Legislative Research and General
160 Counsel shall, in addition to the office's authority under Subsection **36-12-12(3)**, make
161 necessary changes to subsection numbering and cross references.

162 (2) Section **53B-2a-103** is repealed July 1, 2021.

163 (3) Section **53B-2a-104** is repealed July 1, 2021.

164 (4) (a) Subsection **53B-2a-108(5)**, regarding exceptions to the composition of a
165 technical college board of trustees, is repealed July 1, 2022.

166 (b) When repealing Subsection **53B-2a-108(5)**, the Office of Legislative Research and
167 General Counsel shall, in addition to its authority under Subsection **36-12-12(3)**, make
168 necessary changes to subsection numbering and cross references.

169 (5) Section **53B-6-105.7** is repealed July 1, 2024.

170 (6) (a) Subsection **53B-7-705(6)(b)(ii)(A)**, the language that states "Except as provided
171 in Subsection (6)(b)(ii)(B)," is repealed July 1, 2021.

172 (b) Subsection **53B-7-705(6)(b)(ii)(B)**, regarding comparing a technical college's
173 change in performance with the technical college's average performance, is repealed July 1,
174 2021.

175 (7) (a) Subsection **53B-7-707(3)(a)(ii)**, the language that states "Except as provided in
176 Subsection (3)(b)," is repealed July 1, 2021.

177 (b) Subsection **53B-7-707(3)(b)**, regarding performance data of a technical college
178 during a fiscal year before fiscal year 2020, is repealed July 1, 2021.

179 (8) Section **53B-8-114** is repealed July 1, 2024.

180 (9) (a) The following sections, regarding the Regents' scholarship program, are
181 repealed on July 1, 2023:

182 (i) Section **53B-8-202**;

- 183 (ii) Section [53B-8-203](#);
- 184 (iii) Section [53B-8-204](#); and
- 185 (iv) Section [53B-8-205](#).
- 186 (b) (i) Subsection [53B-8-201](#)(2), regarding the Regents' scholarship program for
- 187 students who graduate from high school before fiscal year 2019, is repealed on July 1, 2023.
- 188 (ii) When repealing Subsection [53B-8-201](#)(2), the Office of Legislative Research and
- 189 General Counsel shall, in addition to its authority under Subsection [36-12-12](#)(3), make
- 190 necessary changes to subsection numbering and cross references.
- 191 (10) Section [53B-10-101](#) is repealed on July 1, 2027.
- 192 (11) Title 53B, Chapter 18, Part 14, Uintah Basin Air Quality Research Project, is
- 193 repealed July 1, 2023.
- 194 (12) Section [53E-3-519](#) regarding school counselor services is repealed July 1, 2020.
- 195 (13) Section [53E-3-520](#) is repealed July 1, 2021.
- 196 (14) Subsection [53E-5-306](#)(3)(b)(ii)(B), related to improving school performance and
- 197 continued funding relating to the School Recognition and Reward Program, is repealed July 1,
- 198 2020.
- 199 (15) Section [53E-5-307](#) is repealed July 1, 2020.
- 200 (16) Subsection [53E-10-309](#)(7), related to the PRIME pilot program, is repealed July 1,
- 201 2024.
- 202 (17) In Subsections [53F-2-205](#)(4) and (5), regarding the State Board of Education's
- 203 duties if contributions from the minimum basic tax rate are overestimated or underestimated,
- 204 the language that states "or [53F-2-301.5](#), as applicable" is repealed July 1, 2023.
- 205 (18) Subsection [53F-2-301](#)(1), relating to the years the section is not in effect, is
- 206 repealed July 1, 2023.
- 207 (19) In Subsection [53F-2-515](#)(1), the language that states "or [53F-2-301.5](#), as
- 208 applicable" is repealed July 1, 2023.
- 209 (20) Section [53F-4-207](#) is repealed July 1, 2022.
- 210 (21) Section [53F-4-208](#) is repealed December 31, 2022.
- 211 ~~[(21)]~~ (22) In Subsection [53F-9-302](#)(3), the language that states "or [53F-2-301.5](#), as
- 212 applicable" is repealed July 1, 2023.
- 213 ~~[(22)]~~ (23) In Subsection [53F-9-305](#)(3)(a), the language that states "or [53F-2-301.5](#), as

214 applicable" is repealed July 1, 2023.

215 ~~[(23)]~~ (24) In Subsection 53F-9-306(3)(a), the language that states "or 53F-2-301.5, as
216 applicable" is repealed July 1, 2023.

217 ~~[(24)]~~ (25) In Subsection 53G-3-304(1)(c)(i), the language that states "or 53F-2-301.5,
218 as applicable" is repealed July 1, 2023.

219 ~~[(25)]~~ (26) Subsections 53G-10-204(1)(c) through (e), and Subsection 53G-10-204(7),
220 related to the civics engagement pilot program, are repealed on July 1, 2023.

221 ~~[(26)]~~ (27) On July 1, 2023, when making changes in this section, the Office of
222 Legislative Research and General Counsel shall, in addition to the office's authority under
223 Subsection 36-12-12(3), make corrections necessary to ensure that sections and subsections
224 identified in this section are complete sentences and accurately reflect the office's perception of
225 the Legislature's intent.

226 Section 4. **Appropriation.**

227 The following sums of money are appropriated for the fiscal year beginning July 1,
228 2021, and ending June 30, 2022. These are additions to amounts previously appropriated for
229 fiscal year 2022. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures
230 Act, the Legislature appropriates the following sums of money from the funds or accounts
231 indicated for the use and support of the government of the state of Utah.

232 ITEM 1

233 To State Board of Education - Initiative Programs

234 From Education Fund, One-time \$400,000

235 Schedule of Programs:

236 Contracts and Grants \$400,000

237 The Legislature intends that the State Board of Education use the appropriation
238 provided under this section be used to administer the mental health well-being pilot program as
239 described in Section 53F-4-208.