

59 the first school day of October in the current year as compared to the total average daily  
60 membership on the first school day of October of the previous year.

61 (4) In distributing funds to charter schools under this section, charter school pupils  
62 shall be weighted, where applicable, as follows:

- 63 (a) .55 for kindergarten pupils;
- 64 (b) .9 for pupils in grades 1 through 6;
- 65 (c) .99 for pupils in grades 7 through 8; and
- 66 (d) 1.2 for pupils in grades 9 through 12.
- 67 (5) Notwithstanding Subsection (3)(c):

68 (a) for the 2020-2021 school year the state board may use a count of average daily  
69 membership on any day or days of the current school year in 2020 to calculate a growth factor  
70 for the 2020-2021 school year; and

71 (b) when calculating the growth factor as described in Subsection (5)(a), the state board  
72 shall comply with all applicable federal requirements.

73 (6) (a) Notwithstanding Subsection (3), if an LEA other than an online-only charter  
74 school does not provide a broad-based in-person learning option for all students in kindergarten  
75 through grade 12 by February 8, 2021, for each student who was counted for the LEA in the  
76 enrollment count described in Subsection (3) for the 2020-2021 academic year who leaves the  
77 LEA during the 2020-2021 academic year:

78 (i) if the student enrolls in a new LEA, the state board shall reallocate from the  
79 previous LEA to the new LEA, for the remainder of fiscal year 2021, an amount equivalent to  
80 .5 WPUs and an equivalent proportionate amount of per-student funding received from the  
81 Related to Basic School Program; and

82 (ii) if the student enrolls in ~~§~~ [a] an accredited ~~§~~ private school ~~§~~, as that term is  
82a defined in Section 62A-2-108.1, within the state that provides a broad-based in-person learning  
82b option ~~§~~, the LEA shall contract with the private  
83 school to provide, during the 2020-2021 academic year and on behalf of the student, the greater  
84 of:

- 85 (A) 75% of the cost of the private school tuition; or
- 86 (B) an amount equivalent to three WPUs up to 100% of the cost of the private school  
87 tuition.

88 (b) The amount described in Subsection (6)(a)(ii)(B) may not exceed 100% of the cost  
89 of the private school tuition.