

**Representative Jefferson Moss** proposes the following substitute bill:

**PAID PROFESSIONAL HOURS FOR EDUCATORS**

2022 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Jefferson Moss**

Senate Sponsor: Ann Millner

6	Cosponsors:	Timothy D. Hawkes	Michael J. Petersen
7	Nelson T. Abbott	Jon Hawkins	Karen M. Peterson
8	Cheryl K. Acton	Sandra Hollins	Val L. Peterson
9	Carl R. Albrecht	Ken Ivory	Candice B. Pierucci
10	Melissa G. Ballard	Dan N. Johnson	Stephanie Pitcher
11	Stewart E. Barlow	Marsha Judkins	Susan Pulsipher
12	Gay Lynn Bennion	Brian S. King	Judy Weeks Rohner
13	Kera Birkeland	Michael L. Kohler	Angela Romero
14	Brady Brammer	Karen Kwan	Douglas V. Sagers
15	Joel K. Briscoe	Bradley G. Last	Mike Schultz
16	Walt Brooks	Rosemary T. Lesser	Travis M. Seegmiller
17	Jefferson S. Burton	Karianne Lisonbee	Rex P. Shipp
18	Kay J. Christofferson	Steven J. Lund	V. Lowry Snow
19	Clare Collard	A. Cory Maloy	Robert M. Spendlove
20	Jennifer Dailey-Provost	Ashlee Matthews	Jeffrey D. Stenquist
21	James A. Dunnigan	Kelly B. Miles	Andrew Stoddard
22	Steve Eliason	Carol Spackman Moss	Keven J. Stratton
23	Joel Ferry	Calvin R. Musselman	Mark A. Strong
24	Matthew H. Gwynn	Merrill F. Nelson	Jordan D. Teuscher
25	Stephen G. Handy	Doug Owens	
	Suzanne Harrison		



26	Steve Waldrip	Douglas R. Welton	Brad R. Wilson
27	Raymond P. Ward	Mark A. Wheatley	Mike Winder
28	Christine F. Watkins	Stephen L. Whyte	
29	Elizabeth Weight	Ryan D. Wilcox	

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31 **LONG TITLE**

32 **General Description:**

33 This bill requires the State Board of Education to provide funding to local education  
34 agencies for additional paid professional hours for educators.

35 **Highlighted Provisions:**

36 This bill:

- 37 ▶ requires the State Board of Education (state board) to provide funding to local  
38 education agencies (LEAs) for additional paid professional hours for educators;
- 39 ▶ describes the professional development LEAs will provide with state board funding;  
40 and
- 41 ▶ requires the Executive Appropriations Committee, in preparing budget bills, to use  
42 one-time appropriations in the Public Education Economic Stabilization Restricted  
43 Account for a certain amount of paid professional hours for educators.

44 **Money Appropriated in this Bill:**

45 This bill appropriates in fiscal year 2023:

- 46 ▶ to State Board of Education - Minimum School Program - Related to Basic  
47 Programs, as a one-time appropriation:
  - 48 • from the Public Education Economic Stabilization Restricted Account,  
49 One-time, \$64,000,000.

50 **Other Special Clauses:**

51 This bill provides a special effective date.

52 **Utah Code Sections Affected:**

53 AMENDS:

54 **53F-9-204**, as last amended by Laws of Utah 2020, Chapter 207

55 ENACTS:

56 [53F-7-202](#), Utah Code Annotated 1953

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

59 Section 1. Section **53F-7-202** is enacted to read:

60 **53F-7-202. Paid professional hours for educators.**

61 (1) Subject to legislative appropriations, the state board shall provide funding to each  
62 LEA to provide additional paid professional hours to the following educators in accordance  
63 with this section:

- 64 (a) general education and special education teachers;
- 65 (b) counselors;
- 66 (c) school administration;
- 67 (d) school specialists;
- 68 (e) student support;
- 69 (f) school psychologists;
- 70 (g) speech language pathologists; and
- 71 (h) audiologists.

72 (2) The state board shall distribute funds appropriated to the state board under  
73 Subsection [53F-9-204\(6\)](#) to each LEA in proportion to the number of educators described in  
74 Subsection (1) within the LEA.

75 (3) An LEA shall use funding under this section to provide paid professional hours  
76 that:

- 77 (a) provide educators with the knowledge and skills necessary to enable students to  
78 succeed in a well-rounded education and to meet the challenging state academic standards; and
- 79 (b) may include activities that:
  - 80 (i) improve and increase an educator's:
    - 81 (A) knowledge of the academic subjects the educator teaches;
    - 82 (B) time to plan and prepare daily lessons based on student needs;
    - 83 (C) understanding of how students learn; and
    - 84 (D) ability to analyze student work and achievement from multiple sources, including  
85 how to adjust instructional strategies, assessments, and materials based on the analysis;
  - 86 (ii) are an integral part of broad school-wide and LEA-wide educational improvement

87 plans;  
88 (iii) allow personalized plans for each educator to address the educator's specific needs  
89 identified in observation or other feedback;  
90 (iv) advance educator understanding of:  
91 (A) effective and evidence-based instructional strategies; and  
92 (B) strategies for improving student academic achievement or substantially increasing  
93 the knowledge and teaching skills of educators;  
94 (v) are aligned with, and directly related to, academic goals of the school or LEA; and  
95 (vi) include instruction in the use of data and assessments to inform and instruct  
96 classroom practice.

97 (4) An educator shall:  
98 (a) before the first day of instruction in a given school year, create a plan, in  
99 consultation with the educator's principal, on how the educator plans to use paid professional  
100 hours provided under this section during the school year; and  
101 (b) before the end of a given school year, provide a written statement to the educator's  
102 principal of how the educator used paid professional hours provided under this section during  
103 the school year.

104 Section 2. Section **53F-9-204** is amended to read:

105 **53F-9-204. Public Education Economic Stabilization Restricted Account.**

106 (1) There is created within the Uniform School Fund a restricted account known as the  
107 "Public Education Economic Stabilization Restricted Account."

108 (2) (a) Except as provided in Subsection (2)(b), the account shall be funded from the  
109 following revenue sources:

110 (i) 15% of the difference between, as determined by the Office of the Legislative Fiscal  
111 Analyst:

112 (A) the estimated amount of ongoing Education Fund and Uniform School Fund  
113 revenue available for the Legislature to appropriate for the next fiscal year; and

114 (B) the amount of ongoing appropriations from the Education Fund and Uniform  
115 School Fund in the current fiscal year; and

116 (ii) other appropriations as the Legislature may designate.

117 (b) If the appropriation described in Subsection (2)(a) would cause the ongoing

118 appropriations to the account to exceed 11% of Uniform School Fund appropriations described  
119 in Section [53F-9-201.1](#) for the same fiscal year, the Legislature shall appropriate only those  
120 funds necessary to ensure that the ongoing appropriations to the account equal 11% of Uniform  
121 School Fund appropriations for that fiscal year.

122 (3) Subject to the availability of ongoing appropriations to the account, in accordance  
123 with Utah Constitution, Article X, Section 5, Subsection (4), the ongoing appropriation to the  
124 account shall be used to fund:

125 (a) except for a year described in Subsection (3)(b), one-time appropriations to the  
126 public education system; and

127 (b) the Minimum School Program for a year in which Education Fund revenue and  
128 Uniform School Fund revenue are insufficient to fund:

129 (i) ongoing appropriations to the public education system; and

130 (ii) enrollment growth and inflation estimates, as defined in Section [53F-9-201.1](#).

131 (4) (a) The account shall earn interest.

132 (b) All interest earned on account money shall be deposited in the account.

133 (5) On or before December 31, 2023, and every three years thereafter, the Office of the  
134 Legislative Fiscal Analyst shall:

135 (a) review the percentages described in Subsections (2)(a)(i) and (2)(b); and

136 (b) recommend to the Executive Appropriations Subcommittee any changes based on  
137 the review described in Subsection (5)(a).

138 (6) In preparing budget bills for a given fiscal year, the Executive Appropriations  
139 Committee shall make the one-time appropriations described in Subsection (3)(a) by  
140 appropriating at least the lesser of 10% of the total amount of the one-time appropriations or  
141 the cost of providing 32 paid professional hours for teachers in accordance with Section  
142 [53F-7-202](#).

143 **Section 3. Appropriation.**

144 The following sums of money are appropriated for the fiscal year beginning July 1,  
145 2022, and ending June 30, 2023. These are additions to amounts previously appropriated for  
146 fiscal year 2023. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures  
147 Act, the Legislature appropriates the following sums of money from the funds or accounts  
148 indicated for the use and support of the government of the state of Utah.

149 ITEM 1  
150 To State Board of Education - Minimum School Program - Related to Basic School  
151 Programs  
152 From Public Education Economic Stabilization  
153 Restricted Account, One-time \$64,000,000  
154 Schedule of Programs:  
155     Educator Professional Time \$64,000,000  
156 Section 4. **Effective date.**  
157 This bill takes effect on July 1, 2022.