

H.B. 183

IN-PERSON LEARNING AMENDMENTS

Senator **Kathleen A. Riebe** proposes the following amendments:

1. *Page 1, Lines 8 through 16:*

8 General Description:

9 This bill amends provisions regarding in-person learning requirements and test negative to stay
10 programs within public schools.

11 Highlighted Provisions:

12 This bill:

13 ▶ suspends a test negative to stay program requirement;

14 ▶ amends provisions regarding the computation of the case threshold that triggers the

15 test negative to stay program requirement;

16 ▶ clarifies when a student may return to school during a test negative to stay event;

2. *Page 2, Line 34:*

34 26-6-42. Department support for local education agency test negative to stay programs --

3. *Page 2, Lines 41 through 44:*

41 (d) "Test negative to stay program" means the same as that term is defined in Section
42 53G-9-210.

43 (2) At the request of an LEA, the department shall provide support for the LEA's test negative to
44 stay program if a school in the LEA reaches the case threshold, including by providing:

4. *Page 2, Lines 47 through 55:*

47 (c) other support requested by the LEA related to the LEA's test negative to stay program.

48 (3) The department shall ensure that guidance the department provides to LEAs related
49 to test negative to stay programs complies with Section 53G-9-210, including the determination of
50 whether a school meets a case threshold described in Subsection 53G-9-210(3).

51 (4) Subsection (2) regarding the requirement to support an LEA's test negative to stay program
52 does not apply after the effective date of this bill unless the test negative to stay requirement is triggered
53 under Subsection 53G-9-210(2)(c).

54 Section 2. Section **53G-9-210** is amended to read:

55 53G-9-210. Requirement for in-person instruction -- Test negative to stay programs --

5. *Page 3, Lines 72 through 74:*

- 72 (i) is enrolled in a school that is not implementing a test negative to stay program; or
73 (ii) (A) is enrolled in a school that is implementing a test negative to stay program; and
74 (B) meets the test negative to stay program's criteria for attending school in person.

6. *Page 3, Lines 84 through 89:*

- 84 [(h)] (j) "Test negative to stay program" means a program through which an LEA provides
85 testing for COVID-19 for students during an outbreak of COVID-19 at a school in order to:
86 (i) identify cases of COVID-19; and
87 (ii) allow individuals to attend school in person who:
88 (A) test negative for COVID-19 [~~to attend school in person.~~] during the test negative to stay
89 program; or

7. *Page 4, Lines 96 through 97:*

- 96 (A) fulfill the requirement described in Subsection (2)(a)(i) by initiating a test negative to stay
97 program for the school; and

8. *Page 5, Lines 121 through 126:*

- 121 (c) The requirement to initiate a test negative to stay program described in Subsection (2)(a)(ii)
122 only applies if, in consultation with the Department of Health, the governor, the president of
123 the Senate, the speaker of the House of Representatives, and the state superintendent of public
124 instruction jointly determine that a variant of COVID-19 currently affecting the public
125 education system is of a type that testing and isolation under a test negative to stay program would be
126 effective in mitigating the harmful public health effects of the variant.