

SCHOOL FEES AMENDMENTS

2023 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Mark A. Strong

Senate Sponsor: _____

LONG TITLE

General Description:

This bill amends and enacts provisions related to elementary and secondary school fees.

Highlighted Provisions:

This bill:

- ▶ amends definitions;
- ▶ prescribes the fees an LEA may charge a secondary school student for a curricular activity or portions of a co-curricular activity;
- ▶ authorizes an LEA to charge a secondary school student a fee for an extracurricular activity;
- ▶ prohibits and LEA from charging a general fee;
- ▶ amends provisions related to fees for textbooks;
- ▶ prohibits charging a student in grade 6 a fee for a remediation program;
- ▶ repeals outdated language; and
- ▶ makes technical and conforming changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides a special effective date.

Utah Code Sections Affected:

AMENDS:



28 **53E-1-201**, as last amended by Laws of Utah 2022, Chapters 147, 229, 274, 285, 291,
29 354, and 461

30 **53E-8-401**, as last amended by Laws of Utah 2020, Chapter 408

31 **53E-10-305**, as last amended by Laws of Utah 2020, Chapters 220 and 365

32 **53G-5-405**, as last amended by Laws of Utah 2020, Chapter 192

33 **53G-6-302**, as last amended by Laws of Utah 2022, Chapter 335

34 **53G-6-303**, as last amended by Laws of Utah 2019, Chapter 293

35 **53G-6-701**, as enacted by Laws of Utah 2018, Chapter 3

36 **53G-7-501**, as last amended by Laws of Utah 2020, Chapter 51

37 **53G-7-503**, as last amended by Laws of Utah 2021, Chapter 341

38 **53G-7-504**, as last amended by Laws of Utah 2020, Chapter 408

39 **53G-9-803**, as last amended by Laws of Utah 2019, Chapter 293

40 **53G-10-503**, as last amended by Laws of Utah 2021, Chapter 247

41 **63I-2-253**, as last amended by Laws of Utah 2022, Chapters 208, 229, 274, 354, 370,
42 and 409

43 RENUMBERS AND AMENDS:

44 **53G-7-506**, (Renumbered from 53G-7-602, as last amended by Laws of Utah 2020,
45 Chapter 138)

46 **53G-7-507**, (Renumbered from 53G-7-603, as repealed and reenacted by Laws of Utah
47 2019, Chapter 223)

48 **53G-7-508**, (Renumbered from 53G-7-606, as last amended by Laws of Utah 2019,
49 Chapters 223 and 293)

50 REPEALS:

51 **53G-7-601**, as last amended by Laws of Utah 2020, Chapter 138



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

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

55 **53E-1-201. Reports to and action required of the Education Interim Committee.**

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

58 (a) the report described in Section **9-22-109** by the STEM Action Center Board,

59 including the information described in Section 9-22-113 on the status of the computer science
60 initiative and Section 9-22-114 on the Computing Partnerships Grants Program;

61 (b) the prioritized list of data research described in Section 53B-33-302 and the report
62 on research and activities described in Section 53B-33-304 by the Utah Data Research Center;

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

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

67 (e) the annual report of the Utah Board of Higher Education described in Section
68 53B-1-402;

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

71 (g) the State Superintendent's Annual Report by the state board described in Section
72 53E-1-203;

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

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

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

79 (k) the report described in Section 53F-2-522 regarding mental health screening
80 programs;

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

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

84 (n) the reports described in Sections 53F-5-214 and 53F-5-215 by the state board
85 related to grants for professional learning and grants for an elementary teacher preparation
86 assessment;

87 (o) upon request, the report described in Section 53F-5-219 by the state board on the
88 Local Innovations Civics Education Pilot Program;

89 (p) the report described in Section 53F-5-405 by the State Board of Education

90 regarding an evaluation of a partnership that receives a grant to improve educational outcomes
91 for students who are low income;

92 (q) the report described in Section [53B-35-202](#) regarding the Higher Education and
93 Corrections Council;

94 (r) the report described in Section [53G-7-221](#) by the State Board of Education
95 regarding innovation plans; and

96 (s) the annual report described in Section [63A-2-502](#) by the Educational Interpretation
97 and Translation Service Procurement Advisory Council.

98 (2) In accordance with applicable provisions and Section [68-3-14](#), the following
99 occasional reports are due to the Education Interim Committee:

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

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

104 (c) if required, the report described in Section [53E-4-309](#) by the state board explaining
105 the reasons for changing the grade level specification for the administration of specific
106 assessments;

107 (d) if required, the report described in Section [53E-5-210](#) by the state board of an
108 adjustment to the minimum level that demonstrates proficiency for each statewide assessment;

109 (e) in 2022 and in 2023, on or before November 30, the report described in Subsection
110 [53E-10-309](#)(7) related to the PRIME pilot program;

111 (f) the report described in Section [53E-10-702](#) by Utah Leading through Effective,
112 Actionable, and Dynamic Education;

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

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

118 (i) upon request, a report described in Section [53G-7-222](#) by an LEA regarding
119 expenditure of a percentage of state restricted funds to support an innovative education
120 program;

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

123 ~~[(k)]~~ (j) the reports described in Section 53G-11-304 by the state board regarding
 124 proposed rules and results related to educator exit surveys; and

125 ~~[(H)]~~ (k) the report described in Section 62A-15-117 by the Division of Substance
 126 Abuse and Mental Health, the State Board of Education, and the Department of Health
 127 regarding recommendations related to Medicaid reimbursement for school-based health
 128 services.

129 Section 2. Section 53E-8-401 is amended to read:

130 **53E-8-401. Eligibility for services of the Utah Schools for the Deaf and the Blind.**

131 (1) Except as provided in Subsections (3), (4), and (5), an individual is eligible to
 132 receive services of the Utah Schools for the Deaf and the Blind if the individual is:

133 (a) a resident of Utah;

134 (b) younger than 22 years ~~[of age]~~ old;

135 (c) referred to the Utah Schools for the Deaf and the Blind by:

136 (i) the individual's school district of residence;

137 (ii) a local early intervention program; or

138 (iii) if the referral is consistent with the Individual with Disabilities Education Act, 20

139 U.S.C. Sec. 1400 et seq., the Parent Infant Program; and

140 (d) identified as deaf, blind, or deafblind through:

141 (i) the special education eligibility determination process; or

142 (ii) the Section 504 eligibility determination process.

143 (2) (a) In determining eligibility for an individual who is younger than age three and is
 144 deafblind, the following information may be used:

145 (i) ophthalmological and audiological documentation;

146 (ii) functional vision or hearing assessments and evaluations; or

147 (iii) informed clinical opinion conducted by a person with expertise in deafness,
 148 blindness, or deafblindness.

149 (b) Informed clinical opinion shall be:

150 (i) included in the determination of eligibility when documentation is incomplete or not
 151 conclusive; and

152 (ii) based on pertinent records related to the individual's current health status and
153 medical history, an evaluation and [~~observations~~] observation of the individual's level of
154 sensory functioning, and the needs of the family.

155 (3) (a) A student who qualifies for special education shall have services and placement
156 determinations made through the IEP process.

157 (b) A student who qualifies for accommodations under Section 504 shall have services
158 and placement determinations made through the Section 504 team process.

159 (4) (a) A nonresident may receive services of the Utah Schools for the Deaf and the
160 Blind in accordance with the rules of the state board described in Subsection (6).

161 (b) [~~The rules shall~~] Notwithstanding Section 53G-7-503, the state board shall ensure
162 that the rules described in Subsection (6) require the payment of tuition for services provided to
163 a nonresident.

164 (5) An individual is eligible to receive services from the Utah Schools for the Deaf and
165 the Blind under circumstances described in Section 53E-8-408.

166 (6) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
167 state board:

168 (a) shall make rules that determine the eligibility of students to be served by the Utah
169 Schools for the Deaf and the Blind; and

170 (b) may make rules to allow a resident of Utah who is neither deaf, blind, nor deafblind
171 to receive services of the Utah Schools for the Deaf and the Blind if the resident is younger
172 than 22 years [~~of age~~] old.

173 Section 3. Section 53E-10-305 is amended to read:

174 **53E-10-305. Tuition and fees.**

175 (1) Except as provided in this section, the Utah Board of Higher Education or an
176 institution of higher education may not charge tuition or fees for a concurrent enrollment
177 course.

178 (2) (a) The Utah Board of Higher Education may charge a one-time fee for a student to
179 participate in the concurrent enrollment program.

180 (b) A student who pays a fee described in Subsection (2)(a) does not satisfy a general
181 admission application fee requirement for a full-time or part-time student at an institution of
182 higher education.

183 (3) (a) An institution of higher education may charge a one-time admission application
184 fee for concurrent enrollment course credit offered by the institution of higher education.

185 (b) Payment of the fee described in Subsection (3)(a) satisfies the general admission
186 application fee requirement for a full-time or part-time student at an institution of higher
187 education.

188 (4) (a) Except as provided in Subsection (4)(b), an institution of higher education may
189 charge partial tuition of no more than \$30 per credit hour for a concurrent enrollment course
190 for which a student earns college credit.

191 (b) An institution of higher education may not charge more than:

192 (i) \$5 per credit hour for an eligible student who qualifies for free or reduced price
193 school lunch;

194 (ii) \$10 per credit hour for a concurrent enrollment course that is taught at an LEA by
195 an eligible instructor described in Subsection 53E-10-302(6)(b); or

196 (iii) \$15 per credit hour for a concurrent enrollment course that is taught through video
197 conferencing.

198 [~~(5) In accordance with Section 53G-7-603, an LEA may charge a fee for a textbook, as
199 defined in Section 53G-7-601, that is required for a concurrent enrollment course.~~]

200 Section 4. Section 53G-5-405 is amended to read:

201 **53G-5-405. Application of statutes and rules to charter schools.**

202 (1) A charter school shall operate in accordance with its charter agreement and is
203 subject to this public education code and other state laws applicable to public schools, except
204 as otherwise provided in this chapter and other related provisions.

205 (2) (a) Except as provided in Subsection (2)(b), state board rules governing the
206 following do not apply to a charter school:

207 (i) school libraries;

208 (ii) required school administrative and supervisory services; and

209 (iii) required expenditures for instructional supplies.

210 (b) A charter school shall comply with rules implementing statutes that prescribe how
211 state appropriations may be spent.

212 (3) The following provisions of this public education code, and rules adopted under
213 those provisions, do not apply to a charter school:

214 (a) Section [53E-4-408](#), requiring an independent evaluation of instructional materials;

215 (b) Section [53G-4-409](#), requiring the use of activity disclosure statements;

216 (c) Sections [53G-7-304](#) and [53G-7-306](#), pertaining to fiscal procedures of school
217 districts and local school boards;

218 (d) Section [~~[53G-7-606](#)~~] [53G-7-508](#), requiring notification of intent to dispose of
219 textbooks;

220 (e) Section [53G-7-1202](#), requiring the establishment of a school community council;
221 and

222 (f) Section [53G-10-404](#), requiring annual presentations on adoption.

223 (4) For the purposes of Title 63G, Chapter 6a, Utah Procurement Code, a charter
224 school is considered an educational procurement unit as defined in Section [63G-6a-103](#).

225 (5) Each charter school shall be subject to:

226 (a) Title 52, Chapter 4, Open and Public Meetings Act; and

227 (b) Title 63G, Chapter 2, Government Records Access and Management Act.

228 (6) A charter school is exempt from Section [51-2a-201.5](#), requiring accounting reports
229 of certain nonprofit corporations. A charter school is subject to the requirements of Section
230 [53G-5-404](#).

231 (7) (a) The State Charter School Board shall, in concert with the charter schools, study
232 existing state law and administrative rules for the purpose of determining from which laws and
233 rules charter schools should be exempt.

234 (b) (i) The State Charter School Board shall present recommendations for exemption to
235 the state board for consideration.

236 (ii) The state board shall consider the recommendations of the State Charter School
237 Board and respond within 60 days.

238 Section 5. Section [53G-6-302](#) is amended to read:

239 **[53G-6-302. Child's school district of residence -- Determination -- Responsibility](#)**
240 **for providing educational services.**

241 (1) As used in this section:

242 (a) "Health care facility" means the same as that term is defined in Section [26-21-2](#).

243 (b) "Human services program" means the same as that term is defined in Section
244 [62A-2-101](#).

- 245 (c) "Supervision" means a minor child is:
- 246 (i) receiving services from a state agency, local mental health authority, or substance
- 247 abuse authority with active involvement or oversight; and
- 248 (ii) engaged in a human services program that is properly licensed or certified and has
- 249 provided the school district receiving the minor child with an education plan that complies with
- 250 the requirements of Section [62A-2-108.1](#).
- 251 (2) The school district of residence of a minor child whose custodial parent resides
- 252 within Utah is:
- 253 (a) the school district in which the custodial parent resides; or
- 254 (b) the school district in which the child resides:
- 255 (i) while in the custody or under the supervision of a Utah state agency, local mental
- 256 health authority, or substance abuse authority;
- 257 (ii) while under the supervision of a private or public agency which is in compliance
- 258 with Section [62A-2-127](#) and is authorized to provide child placement services by the state;
- 259 (iii) while living with a responsible adult resident of the district, if a determination has
- 260 been made in accordance with rules made by the state board in accordance with Title 63G,
- 261 Chapter 3, Utah Administrative Rulemaking Act, that:
- 262 (A) the child's physical, mental, moral, or emotional health will best be served by
- 263 considering the child to be a resident for school purposes;
- 264 (B) exigent circumstances exist that do not permit the case to be appropriately
- 265 addressed under Section [53G-6-402](#); and
- 266 (C) considering the child to be a resident of the district under this Subsection (2)(b)(iii)
- 267 does not violate any other law or rule of the state board;
- 268 (iv) while the child is receiving services from a health care facility or human services
- 269 program, if a determination has been made in accordance with rules made by the state board in
- 270 accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, that:
- 271 (A) the child's physical, mental, moral, or emotional health will best be served by
- 272 considering the child to be a resident for school purposes;
- 273 (B) exigent circumstances exist that do not permit the case to be appropriately
- 274 addressed under Section [53G-6-402](#); and
- 275 (C) considering the child to be a resident of the district under this Subsection (2)(b)(iv)

276 does not violate any other law or rule of the state board; or

277 (v) if the child is married or has been determined to be an emancipated minor by a
278 court of law or by a state administrative agency authorized to make that determination.

279 (3) A minor child whose custodial parent does not reside in the state is considered to be
280 a resident of the district in which the child lives, unless that designation violates any other law
281 or rule of the state board, if:

282 (a) the child is married or an emancipated minor under Subsection (2)(b)(v);

283 (b) the child lives with a resident of the district who is a responsible adult and whom
284 the district agrees to designate as the child's legal guardian under Section [53G-6-303](#);

285 (c) if permissible under policies adopted by a local school board, it is established to the
286 satisfaction of the local school board that:

287 (i) the child lives with a responsible adult who is a resident of the district and is the
288 child's noncustodial parent, grandparent, brother, sister, uncle, or aunt;

289 (ii) the child's presence in the district is not for the primary purpose of attending the
290 public schools;

291 (iii) the child's physical, mental, moral, or emotional health will best be served by
292 considering the child to be a resident for school purposes; and

293 (iv) the child is prepared to abide by the policies of the school and school district in
294 which attendance is sought; or

295 (d) it is established to the satisfaction of the local school board that:

296 (i) the child's parent moves from the state;

297 (ii) the child's parent executes a power of attorney under Section [75-5-103](#) that:

298 (A) meets the requirements of Subsection (4); and

299 (B) delegates powers regarding care, custody, or property, including schooling, to a
300 responsible adult with whom the child resides;

301 (iii) the responsible adult described in Subsection (3)(d)(ii)(B) is a resident of the
302 district;

303 (iv) the child's physical, mental, moral, or emotional health will best be served by
304 considering the child to be a resident for school purposes;

305 (v) the child is prepared to abide by the policies of the school and school district in
306 which attendance is sought; and

307 (vi) the child's attendance in the school will not be detrimental to the school or school
308 district.

309 (4) (a) If admission is sought under Subsection (2)(b)(iii), (3)(c), or (3)(d), then the
310 district may require the person with whom the child lives to be designated as the child's
311 custodian in a durable power of attorney, issued by the party who has legal custody of the child,
312 granting the custodian full authority to take any appropriate action, including authorization for
313 educational or medical services, in the interests of the child.

314 (b) Both the party granting and the party empowered by the power of attorney shall
315 agree to:

316 (i) assume responsibility for any fees [~~or other charges~~], as defined in Section
317 53G-7-501, relating to the child's education in the district; and

318 (ii) if eligibility for fee waivers is claimed under Section 53G-7-504, provide the
319 school district with all financial information requested by the district for purposes of
320 determining eligibility for fee waivers.

321 (c) Notwithstanding Section 75-5-103, a power of attorney meeting the requirements of
322 this section and accepted by the school district shall remain in force until the earliest of the
323 following occurs:

324 (i) the child reaches the age of 18, marries, or becomes emancipated;

325 (ii) the expiration date stated in the document; or

326 (iii) the power of attorney is revoked or rendered inoperative by the grantor or grantee,
327 or by order of a court of competent jurisdiction.

328 (5) A power of attorney does not confer legal guardianship.

329 (6) Each school district is responsible for providing educational services for all
330 children of school age who are residents of the district.

331 Section 6. Section 53G-6-303 is amended to read:

332 **53G-6-303. Guardianship for residency purposes by responsible adult --**

333 **Procedure to obtain -- Termination.**

334 (1) For purposes of this part, "responsible adult" means a person 21 years [~~of age~~] old
335 or older who is a resident of this state and is willing and able to provide reasonably adequate
336 food, clothing, shelter, and supervision for a minor child.

337 (2) A local school board may adopt a policy permitting it to designate a responsible

338 adult residing in the school district as legal guardian of a child whose custodial parent does not
339 reside within the state upon compliance with the following requirements:

340 (a) submission to the school district of a signed and notarized affidavit by the child's
341 custodial parent stating that:

342 (i) the child's presence in the district is not for the primary purpose of attending the
343 public schools;

344 (ii) the child's physical, mental, moral, or emotional health would best be served by a
345 transfer of guardianship to the Utah resident;

346 (iii) the affiant is aware that designation of a guardian under this section is equivalent
347 to a court-ordered guardianship under Section [75-5-206](#) and will suspend or terminate any
348 existing parental or guardianship rights in the same manner as would occur under a
349 court-ordered guardianship;

350 (iv) the affiant consents and submits to any such suspension or termination of parental
351 or guardianship rights;

352 (v) the affiant consents and submits to the jurisdiction of the state district court in
353 which the school district is located in any action relating to the guardianship or custody of the
354 child in question;

355 (vi) the affiant designates a named responsible adult as agent, authorized to accept
356 service on behalf of the affiant of any process, notice, or demand required or permitted to be
357 served in connection with any action under Subsection (2)(a)(v); and

358 (vii) it is the affiant's intent that the child become a permanent resident of the state and
359 reside with and be under the supervision of the named responsible adult;

360 (b) submission to the school district of a signed and notarized affidavit by the
361 responsible adult stating that:

362 (i) the affiant is a resident of the school district and desires to become the guardian of
363 the child;

364 (ii) the affiant consents and submits to the jurisdiction of the state district court in
365 which the school district is located in any action relating to the guardianship or custody of the
366 child in question;

367 (iii) the affiant will accept the responsibilities of guardianship for the duration,
368 including the responsibility to provide adequate supervision, discipline, food, shelter,

369 educational and emotional support, and medical care for the child if designated as the child's
370 guardian; and

371 (iv) the affiant accepts the designation as agent under Subsection (2)(a)(vi);

372 (c) submission to the school district of a signed and notarized affidavit by the child
373 stating that:

374 (i) the child desires to become a permanent resident of Utah and reside with and be
375 responsible to the named responsible adult; and

376 (ii) the child will abide by all applicable policies of any public school which the child
377 may attend after guardianship is awarded; and

378 (d) if the child's custodial parent cannot be found in order to execute the statement
379 required under Subsection (2)(a), the responsible adult must submit an affidavit to that effect to
380 the district. The district shall also submit a copy of the statement to the Criminal Investigations
381 and Technical Services Division of the Department of Public Safety, established in Section
382 [53-10-103](#).

383 (3) The district may require the responsible adult, in addition to the documents set forth
384 in Subsection (2), to also submit any other documents which are relevant to the appointment of
385 a guardian of a minor or which the district reasonably believes to be necessary in connection
386 with a given application to substantiate any claim or assertion made in connection with the
387 application for guardianship.

388 (4) Upon receipt of the information and documentation required under Subsections (2)
389 and (3), and a determination by the local school board that the information is accurate, that the
390 requirements of this section have been met, and that the interests of the child would best be
391 served by granting the requested guardianship, the local school board or its authorized
392 representative may designate the applicant as guardian of the child by issuing a designation of
393 guardianship letter to the applicant.

394 (5) (a) If a local school board has adopted a policy permitting the local school board to
395 designate a guardian under this section, a denial of an application for appointment of a
396 guardian may be appealed to the district court in which the school district is located.

397 (b) The court shall uphold the decision of the local school board unless it finds, by
398 clear and convincing evidence, that the local school board's decision was arbitrary and
399 capricious.

400 (c) An applicant may, rather than appealing the local school board's decision under
401 Subsection (5)(b), file an original Petition for Appointment of Guardian with the district court,
402 which action shall proceed as if no decision had been made by the local school board.

403 (6) A responsible adult obtaining guardianship under this section has the same rights,
404 authority, and responsibilities as a guardian appointed under Section [75-5-201](#).

405 (7) (a) The school district shall deliver the original documents filed with the school
406 district, together with a copy of the designation of guardianship issued by the district, in person
407 or by any form of mail requiring a signed receipt, to the clerk of the state district court in which
408 the school district is located.

409 (b) The court may not charge the school district a fee for filing guardianship papers
410 under this section.

411 (8) (a) The authority and responsibility of a custodial parent submitting an affidavit
412 under this section may be restored by the district, and the guardianship obtained under this
413 section terminated by the district:

414 (i) upon submission to the school district in which the guardianship was obtained of a
415 signed and notarized statement by the person who consented to guardianship under Subsection
416 (2)(a) requesting termination of the guardianship; or

417 (ii) by the person accepting guardianship under Subsection (2)(b) requesting the
418 termination of the guardianship.

419 (b) If the school district determines that it would not be in the best interests of the child
420 to terminate the guardianship, the district may refer the request for termination to the state
421 district court in which the documents were filed under Subsection (5) for further action
422 consistent with the interests of the child.

423 (9) The school district shall retain copies of all documents required by this section
424 until the child in question has reached the age of 18 unless directed to surrender the documents
425 by a court of competent jurisdiction.

426 (10) (a) Intentional submission to a school district of fraudulent or misleading
427 information under this part is punishable under Section [76-8-504](#).

428 (b) A school district which has reason to believe that a party has intentionally
429 submitted false or misleading information under this part may, after notice and opportunity for
430 the party to respond to the allegation:

431 (i) void any guardianship, authorization, or action which was based upon the false or
432 misleading information; and

433 (ii) recover, from the party submitting the information, the full cost of any benefits
434 received by the child on the basis of the false or misleading information, including tuition, fees,
435 as defined in Section [53G-7-501](#), and other unpaid school charges, together with any related
436 costs of recovery.

437 (c) A student whose guardianship or enrollment has been terminated under this section
438 may, upon payment of all applicable tuition and fees, as defined in Section [53G-7-501](#),
439 continue in enrollment until the end of the school year unless excluded from attendance for
440 cause.

441 Section 7. Section **53G-6-701** is amended to read:

442 **53G-6-701. Definitions.**

443 [Reserved] As used in this part, "fee" means the same as that term is defined in Section
444 [53G-7-501](#).

445 Section 8. Section **53G-7-501** is amended to read:

446 **53G-7-501. Definitions.**

447 As used in this part:

448 (1) "Co-curricular activity" means an activity, a course, or a program that:

449 (a) is an extension of a curricular activity;

450 (b) is included in an instructional plan and supervised or conducted by a teacher or
451 education professional;

452 (c) is conducted outside of regular school hours;

453 (d) is provided, sponsored, or supported by an LEA; and

454 (e) includes a required regular school day activity, course, or program.

455 (2) "Curricular activity" means an activity, a course, or a program that is:

456 (a) intended to deliver instruction;

457 (b) provided, sponsored, or supported by an LEA; and

458 (c) conducted only during school hours.

459 (3) "Elementary school" means a school that provides instruction to students in grades
460 kindergarten, 1, 2, 3, 4, 5, or 6.

461 (4) (a) "Elementary school student" means a student enrolled in an elementary school.

- 462 (b) "Elementary school student" does not include a secondary school student.
- 463 (5) (a) "Extracurricular activity" means an activity, a course, or a program that is:
- 464 (i) not directly related to delivering instruction;
- 465 (ii) not a curricular activity or co-curricular activity; and
- 466 (iii) provided, sponsored, or supported by an LEA.
- 467 (b) "Extracurricular activity" does not include a noncurricular club as defined in
- 468 Section [53G-7-701](#).
- 469 (6) (a) "Fee" means a charge, expense, deposit, rental, or payment:
- 470 (i) regardless of how the charge, expense, deposit, rental, or payment is termed,
- 471 described, requested, or required directly or indirectly;
- 472 (ii) in the form of money, goods, or services; and
- 473 (iii) that is a condition to a student's full participation in an activity, course, or program
- 474 that is provided, sponsored, or supported by an LEA.
- 475 (b) "Fee" includes:
- 476 (i) money or something of monetary value raised by a student or the student's family
- 477 through fundraising;
- 478 (ii) charges or expenditures for a school field trip or activity trip, including related
- 479 transportation, food, lodging, and admission charges;
- 480 (iii) payments made to a third party that provides a part of a school activity, class, or
- 481 program;
- 482 (iv) charges or expenditures for classroom:
- 483 [~~(A)~~ textbooks;]
- 484 [~~(B)~~ (A) instructional equipment or supplies; or
- 485 [~~(C)~~ (B) materials;
- 486 (v) charges or expenditures for school activity clothing; and
- 487 (vi) a fine other than a fine described in Subsection (6)(c)(i).
- 488 (c) "Fee" does not include:
- 489 (i) a student fine specifically approved by an LEA for:
- 490 (A) failing to return school property;
- 491 (B) losing, wasting, or damaging private or school property through intentional,
- 492 careless, or irresponsible behavior, or as described in Section [53G-8-212](#); or

493 (C) improper use of school property, including a parking violation;
494 (ii) a payment for school breakfast or lunch;
495 (iii) a deposit that is:
496 (A) a pledge securing the return of school property; and
497 (B) refunded upon the return of the school property; or
498 (iv) a charge for insurance, unless the insurance is required for a student to participate
499 in an activity, course, or program.

500 (7) (a) "Fundraising" means an activity or event provided, sponsored, or supported by
501 an LEA that uses students to generate funds or raise money to:

502 (i) provide financial support to a school or a school's class, group, team, or program; or
503 (ii) benefit a particular charity or for other charitable purposes.

504 (b) "Fundraising" does not include an alternative method of raising revenue without
505 students.

506 (8) (a) "Instructional equipment or supplies" means an activity-related, a
507 course-related, or a program-related supply, piece of equipment, tool, instrument, or other
508 material that:

509 (i) a student is required to use as part of an activity, course, or program in a secondary
510 school;

511 (ii) typically becomes the property of the student upon exiting the activity, course, or
512 program; and

513 (iii) is subject to a fee waiver.

514 (b) "Instructional equipment or supplies" includes:

515 (i) shears or styling tools;

516 (ii) a stethoscope;

517 (iii) sports equipment, including a bat, mitt, or tennis racquet;

518 (iv) an item, including footwear, that is medically prescribed;

519 (v) clay, paint, or an art canvas;

520 (vi) wood for wood shop;

521 (vii) Legos for Lego robotics;

522 (viii) film; or

523 (ix) filament used for 3d printing.

- 524 (c) "Instructional equipment or supplies" does not include school equipment.
525 [~~(8)~~] (9) (a) "School activity clothing" means special shoes or items of clothing:
526 (i) (A) that meet specific requirements, including requesting a specific brand, fabric, or
527 imprint; and
528 (B) that a school requires a student to provide; and
529 (ii) that is worn by a student for a co-curricular or extracurricular activity.
530 (b) "School activity clothing" does not include:
531 (i) a school uniform; or
532 (ii) clothing that is commonly found in students' homes.
533 (10) "School equipment" means a durable school-owned machine, equipment, facility,
534 or tool that a student uses as part of an activity, course, or program in a secondary school.
535 [~~(9)~~] (11) (a) "School uniform" means special shoes or an item of clothing:
536 (i) (A) that meet specific requirements, including a requested specific color, style,
537 fabric, or imprint; and
538 (B) that a school requires a student to provide; and
539 (ii) that is worn by a student for a curricular activity.
540 (b) "School uniform" does not include school activity clothing.
541 [~~(10)~~] (12) "Secondary school" means a school that provides instruction to students in
542 grades 7, 8, 9, 10, 11, or 12.
543 [~~(11)~~] (13) "Secondary school student":
544 (a) means a student enrolled in a secondary school; and
545 (b) includes a student in grade 6 if the student attends a secondary school.
546 [~~(12)~~] (14) (a) "Textbook" means ~~[the same as that term is defined in Section~~
547 53G-7-601:] instructional material necessary for participation in an activity, course, or
548 program, regardless of the format of the material.
549 (b) "Textbook" includes:
550 (i) a hardcopy book or printed pages of instructional material, including a consumable
551 workbook; or
552 (ii) computer hardware, software, or digital content.
553 (c) "Textbook" does not include instructional equipment or supplies.
554 [~~(13)~~] (15) "Waiver" means a full or partial release from a requirement to pay a fee and

555 from any provision in lieu of fee payment.

556 Section 9. Section **53G-7-503** is amended to read:

557 **53G-7-503. Fees -- Prohibitions -- Voluntary supplies -- Enforcement -- Penalties.**

558 (1) An LEA may only charge a fee if the fee is:

559 (a) authorized; and

560 (b) noticed by the LEA governing board in accordance with Section [53G-7-505](#).

561 (2) (a) An LEA may not require a fee for elementary school activities that are part of
562 the regular school day or for supplies used during the regular school day.

563 (b) An elementary school or elementary school teacher may compile and provide to [a]
564 an elementary school student's parent a suggested list of supplies for use during the regular
565 school day so that a parent may furnish, only on a voluntary basis, those supplies for student
566 use.

567 (c) A list provided to an elementary school student's parent in accordance with
568 Subsection (2)(b) shall include and be preceded by the following language:

569 "NOTICE: THE ITEMS ON THIS LIST WILL BE USED DURING THE REGULAR
570 SCHOOL DAY. THEY MAY BE BROUGHT FROM HOME ON A VOLUNTARY BASIS,
571 OTHERWISE, THEY WILL BE FURNISHED BY THE SCHOOL."

572 (3) Beginning with the 2023-2024 school year:

573 (a) for a curricular activity, an LEA may not charge a secondary student a fee except
574 for the following:

575 (i) instructional equipment or supplies;

576 (ii) an Advanced Placement exam;

577 (iii) a driver education course described in Section [53G-10-503](#);

578 (iv) a payment for a fee for:

579 (A) open enrollment application processing in accordance with Section [53G-6-402](#);

580 (B) charter school application processing in accordance with Section [53G-6-503](#); or

581 (C) competency remediation programs in accordance with Section [53G-9-803](#);

582 (v) a payment described in Subsection (5); or

583 (vi) a music instrument rental; and

584 (b) for that portion of a co-curricular activity that is during regular school hours, an
585 LEA may charge a secondary student a fee only for the fees described in Subsection (3)(a).

586 (4) Beginning with the 2023-2024 school year, and except as provided in Subsection
 587 (6), an LEA may charge a secondary student a fee for:

588 (a) that portion of a co-curricular activity that is outside of regular school hours; or
 589 (b) an extracurricular activity.

590 (5) An LEA may charge a secondary student or an individual a fee for an adult
 591 education course in accordance with Section [53E-10-202](#).

592 (6) An LEA may not charge a fee:

593 (a) for school equipment; or

594 (b) that is general in nature and for a service or good that does not have a direct benefit
 595 to the student paying the fee.

596 (7) An LEA governing board shall authorize each fee individually.

597 ~~[(3)]~~ (8) (a) Beginning with or after the 2022-2023 school year, if an LEA imposes a
 598 fee, the fee shall be equal to or less than the expense incurred by the LEA in providing for a
 599 student the activity, course, or program for which the LEA imposes the fee.

600 (b) An LEA may not impose an additional fee or increase a fee to supplant or subsidize
 601 another fee, including a fee to supplant or subsidize an expense that the LEA incurs for:

602 (i) a curricular activity; or

603 (ii) an expense for the portion of a co-curricular activity that occurs during regular
 604 school hours.

605 ~~[(4)]~~ (9) Beginning with or after the 2021-2022 school year, and notwithstanding
 606 Section [53E-3-401](#), if the state board finds that an LEA has violated a provision of this part [~~or~~
 607 ~~Part 6, Textbook Fees~~], the state board shall impose corrective action against the LEA, which
 608 may include:

609 ~~[(i)]~~ (a) requiring an LEA to repay improperly charged fees;

610 ~~[(ii)]~~ (b) withholding state funds; [~~and~~] or

611 ~~[(iii)]~~ (c) suspending the LEA's authority to charge fees for an amount of time specified
 612 by the state board.

613 ~~[(b)]~~ (10) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking
 614 Act, the state board shall make rules:

615 ~~[(i)]~~ (a) that require notice and an opportunity to be heard for an LEA affected by a
 616 state board action described in Subsection ~~[(4)]~~ (9); and

617 ~~[(i)]~~ (b) to administer this Subsection ~~[(4)]~~ (9).
618 ~~[(5)(a) For each fee on an LEA's fee schedule described in Section 53G-7-505, the~~
619 ~~LEA shall:]~~
620 ~~[(i) by July 1, 2020, determine whether the fee is curricular, co-curricular, or~~
621 ~~extracurricular;]~~
622 ~~[(ii) for the 2020-2021 school year, measure the total number of:]~~
623 ~~[(A) students who pay each fee; and]~~
624 ~~[(B) money received for each fee;]~~
625 ~~[(iii) for the 2020-2021 school year, measure the total:]~~
626 ~~[(A) number of students who receive a fee waiver; and]~~
627 ~~[(B) value of each waiver for each waived fee; and]~~
628 ~~[(iv) by July 1, 2021, report the separate categories of data gathered under Subsections~~
629 ~~(5)(a)(ii) and (iii) to the state board.]~~
630 ~~[(b) The state board shall report on the data the board receives under Subsection (5)(a)~~
631 ~~to the Education Interim Committee on or before the date of the November interim meeting in~~
632 ~~2021.]~~

633 Section 10. Section **53G-7-504** is amended to read:

634 **53G-7-504. Waiver of fees -- Appeal of decision.**

635 (1) (a) If an LEA or a school within an LEA charges one or more fees, the LEA shall
636 grant a waiver to a student if charging the fee would deny the student the opportunity to fully
637 participate or complete a requirement because of an inability to pay the fee.

638 (b) An LEA governing board shall:

639 (i) adopt policies for granting a waiver; and

640 (ii) in accordance with Section **53G-7-505**, give notice of waiver eligibility and
641 policies.

642 (2) (a) An LEA that charges a fee under this part ~~[and Part 6, Textbook Fees,]~~ may
643 provide a variety of alternatives for a student or family to satisfy a fee requirement, including
644 allowing a student to provide:

645 (i) tutorial assistance to other students;

646 (ii) assistance before or after school to teachers and other school personnel on school
647 related matters; and

648 (iii) general community or home service.

649 (b) Each LEA governing board may add to the list of alternatives provided by the state
650 board, subject to approval by the state board.

651 (3) With regard to a student who is in the custody of the Division of Child and Family
652 Services who is also eligible under Title IV-E of the federal Social Security Act, an LEA
653 governing board shall require fee waivers or alternatives in accordance with this section.

654 (4) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
655 state board shall make rules:

656 (a) requiring a parent of a student applying for a fee waiver to provide documentation
657 and certification to the school verifying:

658 (i) the student's eligibility to receive the waiver; and

659 (ii) if applicable, that the student has complied with alternatives for satisfying the fee
660 requirements under Subsection (2) to the fullest extent reasonably possible according to the
661 individual circumstances of the student and the LEA; and

662 (b) specifying the acceptable forms of documentation for the requirement under
663 Subsection (4)(a), which shall include verification based on income tax returns or current pay
664 stubs.

665 (5) Notwithstanding the requirements under Subsection (4), an LEA is not required to
666 keep documentation on file after the verification is completed.

667 (6) If a school denies a student or parent request for a fee waiver, the school shall
668 provide the student or parent:

669 (a) the school's written decision to deny a waiver; and

670 (b) the procedure to appeal in accordance with LEA policy.

671 Section 11. Section ~~53G-7-506~~, which is renumbered from Section 53G-7-602 is
672 renumbered and amended to read:

673 ~~[53G-7-602].~~ **53G-7-506. State policy on providing free textbooks.**

674 (1) It is the public policy of this state that public education shall be free.

675 (2) A student may not be denied an education because of economic inability to
676 purchase textbooks necessary for advancement in or graduation from the public school system.

677 (3) ~~[(a)]~~ Beginning with the ~~[2022-23]~~ 2023-2024 school year, an LEA~~[(i) except as~~
678 ~~provided in Subsection (3)(a)(ii);]~~ may not sell textbooks to students or otherwise charge

679 students a fee for textbooks [~~or the maintenance costs of school equipment, and~~].

680 [~~(ii) may only charge a fee for a textbook required for an Advanced Placement or, as~~
681 ~~described in Section 53E-10-302, a concurrent enrollment course.]~~

682 [~~(b) The LEA shall waive a fee described in Subsection (3)(a)(ii) in full or in part if a~~
683 ~~student qualifies for a waiver in accordance with Section 53G-7-504.]~~

684 Section 12. Section **53G-7-507**, which is renumbered from Section 53G-7-603 is
685 renumbered and amended to read:

686 ~~[**53G-7-603**].~~ **53G-7-507. Purchase of textbooks -- Textbooks provided to**
687 **teachers.**

688 (1) An LEA governing board may purchase textbooks directly from the textbook
689 publisher at prices and terms approved by the state board.

690 (2) An LEA governing board shall purchase each textbook necessary for a teacher to
691 conduct [~~his or her~~] the teacher's class.

692 (3) An LEA may pay the LEA's cost of furnishing textbooks from school operating
693 funds, the textbook fund, or from other available funds.

694 (4) A textbook remains the property of the LEA.

695 Section 13. Section **53G-7-508**, which is renumbered from Section 53G-7-606 is
696 renumbered and amended to read:

697 ~~[**53G-7-606**].~~ **53G-7-508. Disposal of textbooks.**

698 (1) An LEA may not dispose of textbooks without first notifying all other LEAs in the
699 state of the LEA's intent to dispose of the textbooks.

700 (2) Subsection (1) does not apply to textbooks that have been damaged, mutilated, or
701 worn out.

702 (3) The state board shall develop rules and procedures directing the disposal of
703 textbooks.

704 Section 14. Section **53G-9-803** is amended to read:

705 **53G-9-803. Remediation programs for secondary students.**

706 (1) For purposes of this section:

707 (a) "Secondary school" means a school that provides instruction to students in grades 7,
708 8, 9, 10, 11, or 12.

709 (b) "Secondary school student":

- 710 (i) means a student enrolled in a secondary school; and
711 (ii) includes a student in grade 6 if the student attends a secondary school.
- 712 (2) A school district or charter school shall implement programs for secondary school
713 students to attain the competency levels and graduation requirements established by the state
714 board.
- 715 (3) (a) A school district or charter school shall establish remediation programs for
716 secondary school students who do not meet competency levels in English, mathematics,
717 science, or social studies.
- 718 (b) Participation in the programs is mandatory for secondary school students who fail
719 to meet the competency levels based on classroom performance.
- 720 (4) Secondary school students who require remediation under this section may not be
721 advanced to the following class in subject sequences until [~~they meet~~] the student meets the
722 required competency level for the subject or complete the required remediation program,
723 except that a school district or charter school may allow secondary school students requiring
724 remediation who would otherwise be scheduled to enter [~~their~~] the student's first year of high
725 school to complete [~~their~~] the student's remediation program during that first year.
- 726 (5) (a) Remediation programs provided under this section should not be unnecessarily
727 lengthy or repetitive.
- 728 (b) A secondary school student need not repeat an entire class if remediation can
729 reasonably be achieved through other means.
- 730 (6) A school district or charter school may charge secondary school students a fee to
731 participate in the remediation programs unless the secondary school student is in grade 6.
- 732 Section 15. Section **53G-10-503** is amended to read:
- 733 **53G-10-503. Driver education funding -- Reimbursement of a local education**
734 **agency for driver education class expenses -- Limitations -- Excess funds -- Student fees.**
- 735 (1) (a) Except as provided in Subsection (1)(b), a local education agency that provides
736 driver education shall fund the program solely through:
- 737 (i) funds provided from the Automobile Driver Education Tax Account in the Uniform
738 School Fund as created under Section [41-1a-1205](#); and
739 (ii) student fees collected by each school.
- 740 (b) In determining the cost of driver education, a local education agency may exclude:

741 (i) the full-time equivalent cost of a teacher for a driver education class taught during
742 regular school hours; and

743 (ii) classroom space and classroom maintenance.

744 (c) A local education agency may not use any additional school funds beyond those
745 allowed under Subsection (1)(b) to subsidize driver education.

746 (2) (a) The state superintendent shall, prior to September 2nd following the school year
747 during which it was expended, or may at earlier intervals during that school year, reimburse
748 each local education agency that applied for reimbursement in accordance with this section.

749 (b) A local education agency that maintains driver education classes that conform to
750 this part and the rules prescribed by the state board may apply for reimbursement for the actual
751 cost of providing the behind-the-wheel and observation training incidental to those classes.

752 (3) Under the state board's supervision for driver education, a local education agency
753 may:

754 (a) employ personnel who are not licensed by the state board under Section [53E-6-201](#);

755 or

756 (b) contract with private parties or agencies licensed under Section [53-3-504](#) for the
757 behind-the-wheel phase of the driver education program.

758 (4) The reimbursement amount shall be paid out of the Automobile Driver Education
759 Tax Account in the Uniform School Fund and may not exceed:

760 (a) \$100 per student who has completed driver education during the school year;

761 (b) \$30 per student who has only completed the classroom portion in the school during
762 the school year; or

763 (c) \$70 per student who has only completed the behind-the-wheel and observation
764 portion in the school during the school year.

765 (5) If the amount of money in the account at the end of a school year is less than the
766 total of the reimbursable costs, the state superintendent shall allocate the money to each local
767 education agency in the same proportion that the local education agency's reimbursable costs
768 bear to the total reimbursable costs of all local education agencies.

769 (6) If the amount of money in the account at the end of any school year is more than the
770 total of the reimbursement costs provided under Subsection (4), the state superintendent may
771 allocate the excess funds to local education agencies:

772 (a) to reimburse each local education agency that applies for reimbursement of the cost
773 of a fee waived under Section 53G-7-504 for driver education; and

774 (b) to aid in the procurement of equipment and facilities which reduce the cost of
775 behind-the-wheel instruction.

776 (7) (a) A local school board shall, in accordance with Chapter 7, Part 5, Student Fees,
777 establish the student fee for driver education for the local education agency.

778 (b) Student fees shall be reasonably associated with the costs of driver education that
779 are not otherwise covered by reimbursements and allocations made under this section.

780 Section 16. Section 63I-2-253 is amended to read:

781 **63I-2-253. Repeal dates: Titles 53 through 53G.**

782 [~~(1)(a) Subsection 53B-2a-108(5), regarding exceptions to the composition of a~~
783 ~~technical college board of trustees, is repealed July 1, 2022.]~~

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

787 [~~(2)~~] (1) Section 53B-6-105.7 is repealed July 1, 2024.

788 [~~(3)~~] (2) Section 53B-7-707 regarding performance metrics for technical colleges is
789 repealed July 1, 2023.

790 [~~(4)~~] (3) Section 53B-8-114 is repealed July 1, 2024.

791 [~~(5)~~] (4) The following provisions, regarding the Regents' scholarship program, are
792 repealed on July 1, 2023:

793 (a) in Subsection 53B-8-105(12), the language that states, "or any scholarship
794 established under Sections 53B-8-202 through 53B-8-205";

795 (b) Section 53B-8-202;

796 (c) Section 53B-8-203;

797 (d) Section 53B-8-204; and

798 (e) Section 53B-8-205.

799 [~~(6)~~] (5) Section 53B-10-101 is repealed on July 1, 2027.

800 [~~(7)~~] (6) Title 53B, Chapter 18, Part 14, Uintah Basin Air Quality Research Project, is
801 repealed July 1, 2023.

802 [~~(8)~~] (7) Subsection 53E-1-201(1)(s) regarding the report by the Educational

803 Interpretation and Translation Services Procurement Advisory Council is repealed July 1, 2024.

804 [(9)] (8) Section 53E-1-202.2, regarding a Public Education Appropriations

805 Subcommittee evaluation and recommendations, is repealed January 1, 2024.

806 [(10)] (9) Subsection 53E-10-309(7), related to the PRIME pilot program, is repealed

807 July 1, 2024.

808 [(11)] (10) In Subsections 53F-2-205(4) and (5), regarding the State Board of

809 Education's duties if contributions from the minimum basic tax rate are overestimated or

810 underestimated, the language that states "or 53F-2-301.5, as applicable" is repealed July 1,

811 2023.

812 [(12)] (11) Section 53F-2-209, regarding local education agency budgetary flexibility,

813 is repealed July 1, 2024.

814 [(13)] (12) Subsection 53F-2-301(1), relating to the years the section is not in effect, is

815 repealed July 1, 2023.

816 [(14)] (13) Section 53F-2-302.1, regarding the Enrollment Growth Contingency

817 Program, is repealed July 1, 2023.

818 [(15)] (14) Subsection 53F-2-314(4), relating to a one-time expenditure between the

819 at-risk WPU add-on funding and previous at-risk funding, is repealed January 1, 2024.

820 [(16)] (15) Section 53F-2-524, regarding teacher bonuses for extra work assignments,

821 is repealed July 1, 2024.

822 [(17)] (16) In Subsection 53F-2-515(1), the language that states "or 53F-2-301.5, as

823 applicable" is repealed July 1, 2023.

824 [(18)] (17) Subsection 53F-4-401(3)(b), regarding a child enrolled or eligible for

825 enrollment in kindergarten, is repealed July 1, 2022.

826 [(19)] (18) In Subsection 53F-4-404(4)(c), the language that states "Except as provided

827 in Subsection (4)(d)" is repealed July 1, 2022.

828 [~~(20) Subsection 53F-4-404(4)(d) is repealed July 1, 2022.~~]

829 [(21)] (19) In Subsection 53F-9-302(3), the language that states "or 53F-2-301.5, as

830 applicable" is repealed July 1, 2023.

831 [(22)] (20) In Subsection 53F-9-305(3)(a), the language that states "or 53F-2-301.5, as

832 applicable" is repealed July 1, 2023.

833 [(23)] (21) In Subsection 53F-9-306(3)(a), the language that states "or 53F-2-301.5, as

834 applicable" is repealed July 1, 2023.

835 ~~[(24)]~~ (22) In Subsection [53G-3-304](#)(1)(c)(i), the language that states "or [53F-2-301.5](#),
836 as applicable" is repealed July 1, 2023.

837 ~~[(25)]~~ (23) On July 1, 2023, when making changes in this section, the Office of
838 Legislative Research and General Counsel shall, in addition to the office's authority under
839 Subsection [36-12-12](#)(3), make corrections necessary to ensure that sections and subsections
840 identified in this section are complete sentences and accurately reflect the office's perception of
841 the Legislature's intent.

842 Section 17. **Repealer.**

843 This bill repeals:

844 Section [53G-7-601](#), **Definitions.**

845 Section 18. **Effective date.**

846 This bill takes effect on July 1, 2023.