

Representative Mark A. Strong proposes the following substitute bill:

SCHOOL FEES AMENDMENTS

2023 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Mark A. Strong

Senate Sponsor: Lincoln Fillmore

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 a local education agency (LEA) may charge a secondary school student for a curricular or a co-curricular activity for a certain duration;
- ▶ authorizes an LEA to charge a secondary school student a fee for an extracurricular activity for a certain duration;
- ▶ prohibits an 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; and
- ▶ makes technical and conforming changes.

Money Appropriated in this Bill:

This bill appropriates in fiscal year 2024:

- ▶ to State Board of Education -- Minimum School Program -- Related to Basic School Programs, as a one-time, appropriation:
 - from Uniform School Fund, One-time \$35,000,000.



26 **Other Special Clauses:**

27 This bill provides a special effective date.

28 **Utah Code Sections Affected:**

29 AMENDS:

30 **53E-1-201**, as last amended by Laws of Utah 2022, Chapters 147, 229, 274, 285, 291,
31 354, and 461

32 **53E-8-401**, as last amended by Laws of Utah 2020, Chapter 408

33 **53E-10-305**, as last amended by Laws of Utah 2020, Chapters 220, 365

34 **53G-5-405**, as last amended by Laws of Utah 2020, Chapter 192

35 **53G-6-302**, as last amended by Laws of Utah 2022, Chapter 335

36 **53G-6-303**, as last amended by Laws of Utah 2019, Chapter 293

37 **53G-6-701**, as enacted by Laws of Utah 2018, Chapter 3

38 **53G-7-501**, as last amended by Laws of Utah 2020, Chapter 51

39 **53G-7-503**, as last amended by Laws of Utah 2021, Chapter 341

40 **53G-7-504**, as last amended by Laws of Utah 2020, Chapter 408

41 **53G-9-803**, as last amended by Laws of Utah 2019, Chapter 293

42 **53G-10-503**, as last amended by Laws of Utah 2021, Chapter 247

43 **63I-2-253**, as last amended by Laws of Utah 2022, Chapters 208, 229, 274, 354, 370,
44 and 409

45 **63I-2-262**, as last amended by Laws of Utah 2022, Chapters 114, 334

46 RENUMBERS AND AMENDS:

47 **53G-7-506**, (Renumbered from 53G-7-602, as last amended by Laws of Utah 2020,
48 Chapter 138)

49 **53G-7-507**, (Renumbered from 53G-7-603, as repealed and reenacted by Laws of Utah
50 2019, Chapter 223)

51 **53G-7-508**, (Renumbered from 53G-7-606, as last amended by Laws of Utah 2019,
52 Chapters 223, 293)

53 REPEALS:

54 **53G-7-601**, as last amended by Laws of Utah 2020, Chapter 138



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

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

58 **53E-1-201. Reports to and action required of the Education Interim Committee.**

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

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

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

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

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

70 (e) the annual report of the Utah Board of Higher Education described in Section
71 53B-1-402;

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

74 (g) the State Superintendent's Annual Report by the state board described in Section
75 53E-1-203;

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

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

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

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

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

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

87 (n) the reports described in Sections 53F-5-214 and 53F-5-215 by the state board

88 related to grants for professional learning and grants for an elementary teacher preparation
89 assessment;

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

92 (p) the report described in Section 53F-5-405 by the State Board of Education
93 regarding an evaluation of a partnership that receives a grant to improve educational outcomes
94 for students who are low income;

95 (q) the report described in Section 53B-35-202 regarding the Higher Education and
96 Corrections Council;

97 (r) the report described in Section 53G-7-221 by the State Board of Education
98 regarding innovation plans; and

99 (s) the annual report described in Section 63A-2-502 by the Educational Interpretation
100 and Translation Service Procurement Advisory Council.

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

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

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

107 (c) if required, the report described in Section 53E-4-309 by the state board explaining
108 the reasons for changing the grade level specification for the administration of specific
109 assessments;

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

112 (e) in 2022 and in 2023, on or before November 30, the report described in Subsection
113 53E-10-309(7) related to the PRIME pilot program;

114 (f) the report described in Section 53E-10-702 by Utah Leading through Effective,
115 Actionable, and Dynamic Education;

116 (g) if required, the report described in Section 53F-2-513 by the state board evaluating
117 the effects of salary bonuses on the recruitment and retention of effective teachers in high
118 poverty schools;

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

121 (i) upon request, a report described in Section 53G-7-222 by an LEA regarding
122 expenditure of a percentage of state restricted funds to support an innovative education
123 program;

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

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

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

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

133 **53E-8-401. Eligibility for services of the Utah Schools for the Deaf and the Blind.**

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

136 (a) a resident of Utah;

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

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

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

140 (ii) a local early intervention program; or

141 (iii) if the referral is consistent with the Individual with Disabilities Education Act, 20
142 U.S.C. Sec. 1400 et seq., the Parent Infant Program; and

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

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

145 (ii) the Section 504 eligibility determination process.

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

148 (i) ophthalmological and audiological documentation;

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

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

152 (b) Informed clinical opinion shall be:

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

155 (ii) based on pertinent records related to the individual's current health status and
156 medical history, an evaluation and observations of the individual's level of sensory functioning,
157 and the needs of the family.

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

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

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

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

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

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

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

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

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

177 **53E-10-305. Tuition and fees.**

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

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

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

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

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

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

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

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

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

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

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

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

204 **53G-5-405. Application of statutes and rules to charter schools.**

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

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

210 (i) school libraries;

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

- 212 (iii) required expenditures for instructional supplies.
- 213 (b) A charter school shall comply with rules implementing statutes that prescribe how
214 state appropriations may be spent.
- 215 (3) The following provisions of this public education code, and rules adopted under
216 those provisions, do not apply to a charter school:
- 217 (a) Section [53E-4-408](#), requiring an independent evaluation of instructional materials;
- 218 (b) Section [53G-4-409](#), requiring the use of activity disclosure statements;
- 219 (c) Sections [53G-7-304](#) and [53G-7-306](#), pertaining to fiscal procedures of school
220 districts and local school boards;
- 221 (d) Section [~~[53G-7-606](#)~~] [53G-7-508](#), requiring notification of intent to dispose of
222 textbooks;
- 223 (e) Section [53G-7-1202](#), requiring the establishment of a school community council;
224 and
- 225 (f) Section [53G-10-404](#), requiring annual presentations on adoption.
- 226 (4) For the purposes of Title 63G, Chapter 6a, Utah Procurement Code, a charter
227 school is considered an educational procurement unit as defined in Section [63G-6a-103](#).
- 228 (5) Each charter school shall be subject to:
- 229 (a) Title 52, Chapter 4, Open and Public Meetings Act; and
- 230 (b) Title 63G, Chapter 2, Government Records Access and Management Act.
- 231 (6) A charter school is exempt from Section [51-2a-201.5](#), requiring accounting reports
232 of certain nonprofit corporations. A charter school is subject to the requirements of Section
233 [53G-5-404](#).
- 234 (7) (a) The State Charter School Board shall, in concert with the charter schools, study
235 existing state law and administrative rules for the purpose of determining from which laws and
236 rules charter schools should be exempt.
- 237 (b) (i) The State Charter School Board shall present recommendations for exemption to
238 the state board for consideration.
- 239 (ii) The state board shall consider the recommendations of the State Charter School
240 Board and respond within 60 days.
- 241 Section 5. Section [53G-6-302](#) is amended to read:
- 242 **53G-6-302. Child's school district of residence -- Determination -- Responsibility**

243 **for providing educational services.**

244 (1) As used in this section:

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

246 (b) "Human services program" means the same as that term is defined in Section

247 62A-2-101.

248 (c) "Supervision" means a minor child is:

249 (i) receiving services from a state agency, local mental health authority, or substance
250 abuse authority with active involvement or oversight; and

251 (ii) engaged in a human services program that is properly licensed or certified and has
252 provided the school district receiving the minor child with an education plan that complies with
253 the requirements of Section 62A-2-108.1.

254 (2) The school district of residence of a minor child whose custodial parent resides
255 within Utah is:

256 (a) the school district in which the custodial parent resides; or

257 (b) the school district in which the child resides:

258 (i) while in the custody or under the supervision of a Utah state agency, local mental
259 health authority, or substance abuse authority;

260 (ii) while under the supervision of a private or public agency which is in compliance
261 with Section 62A-2-127 and is authorized to provide child placement services by the state;

262 (iii) while living with a responsible adult resident of the district, if a determination has
263 been made in accordance with rules made by the state board in accordance with Title 63G,
264 Chapter 3, Utah Administrative Rulemaking Act, that:

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

267 (B) exigent circumstances exist that do not permit the case to be appropriately
268 addressed under Section 53G-6-402; and

269 (C) considering the child to be a resident of the district under this Subsection (2)(b)(iii)
270 does not violate any other law or rule of the state board;

271 (iv) while the child is receiving services from a health care facility or human services
272 program, if a determination has been made in accordance with rules made by the state board in
273 accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, that:

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

276 (B) exigent circumstances exist that do not permit the case to be appropriately
277 addressed under Section 53G-6-402; and

278 (C) considering the child to be a resident of the district under this Subsection (2)(b)(iv)
279 does not violate any other law or rule of the state board; or

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

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

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

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

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

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

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

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

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

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

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

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

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

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

304 (iii) the responsible adult described in Subsection (3)(d)(ii)(B) is a resident of the

305 district;

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

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

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

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

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

319 (i) assume responsibility for any fees [~~or other charges~~], as defined in Section
320 53G-7-501, relating to the child's education in the district; and

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

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

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

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

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

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

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

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

335 **53G-6-303. Guardianship for residency purposes by responsible adult --**

336 **Procedure to obtain -- Termination.**

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

340 (2) A local school board may adopt a policy permitting it to designate a responsible
341 adult residing in the school district as legal guardian of a child whose custodial parent does not
342 reside within the state upon compliance with the following requirements:

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

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

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

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

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

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

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

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

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

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

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

370 (iii) the affiant will accept the responsibilities of guardianship for the duration,
371 including the responsibility to provide adequate supervision, discipline, food, shelter,
372 educational and emotional support, and medical care for the child if designated as the child's
373 guardian; and

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

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

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

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

381 (d) if the child's custodial parent cannot be found in order to execute the statement
382 required under Subsection (2)(a), the responsible adult must submit an affidavit to that effect to
383 the district. The district shall also submit a copy of the statement to the Criminal Investigations
384 and Technical Services Division of the Department of Public Safety, established in Section
385 [53-10-103](#).

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

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

397 (5) (a) If a local school board has adopted a policy permitting the local school board to

398 designate a guardian under this section, a denial of an application for appointment of a
399 guardian may be appealed to the district court in which the school district is located.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

445 **53G-6-701. Definitions.**

446 ~~[Reserved]~~ As used in this part, "fee" means the same as that term is defined in Section
447 [53G-7-501](#).

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

449 **53G-7-501. Definitions.**

450 As used in this part:

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

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

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

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

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

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

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

459 (a) intended to deliver instruction;

- 460 (b) provided, sponsored, or supported by an LEA; and
461 (c) conducted only during school hours.
- 462 (3) "Elementary school" means a school that provides instruction to students in grades
463 kindergarten, 1, 2, 3, 4, 5, or 6.
- 464 (4) (a) "Elementary school student" means a student enrolled in an elementary school.
465 (b) "Elementary school student" does not include a secondary school student.
- 466 (5) (a) "Extracurricular activity" means an activity, a course, or a program that is:
467 (i) not directly related to delivering instruction;
468 (ii) not a curricular activity or co-curricular activity; and
469 (iii) provided, sponsored, or supported by an LEA.
- 470 (b) "Extracurricular activity" does not include a noncurricular club as defined in
471 Section [53G-7-701](#).
- 472 (6) (a) "Fee" means a charge, expense, deposit, rental, or payment:
473 (i) regardless of how the charge, expense, deposit, rental, or payment is termed,
474 described, requested, or required directly or indirectly;
475 (ii) in the form of money, goods, or services; and
476 (iii) that is a condition to a student's full participation in an activity, course, or program
477 that is provided, sponsored, or supported by an LEA.
- 478 (b) "Fee" includes:
479 ~~[(i) money or something of monetary value raised by a student or the student's family~~
480 ~~through fundraising;]~~
481 ~~[(ii)]~~ (i) charges or expenditures for a school field trip or activity trip, including related
482 transportation, food, lodging, and admission charges;
483 ~~[(iii)]~~ (ii) payments made to a third party that provides a part of a school activity, class,
484 or program;
485 ~~[(iv)]~~ (iii) charges or expenditures for classroom~~[:]~~
486 ~~[(A) textbooks;]~~
487 ~~[(B)]~~ instructional equipment or supplies; ~~[or]~~
488 ~~[(C) materials;]~~
489 ~~[(v)]~~ (iv) charges or expenditures for school activity clothing; and
490 ~~[(vi)]~~ (v) a fine other than a fine described in Subsection (6)(c)(i).

- 491 (c) "Fee" does not include:
- 492 (i) a student fine specifically approved by an LEA for:
- 493 (A) failing to return school property;
- 494 (B) losing, wasting, or damaging private or school property through intentional,
- 495 careless, or irresponsible behavior, or as described in Section [53G-8-212](#); or
- 496 (C) improper use of school property, including a parking violation;
- 497 (ii) a payment for school breakfast or lunch;
- 498 (iii) a deposit that is:
- 499 (A) a pledge securing the return of school property; and
- 500 (B) refunded upon the return of the school property; [~~or~~]
- 501 (iv) a charge for insurance, unless the insurance is required for a student to participate
- 502 in an activity, course, or program[-]; or
- 503 (v) money or another item of monetary value raised by a student or the student's family
- 504 through fundraising.
- 505 (7) (a) "Fundraising" means an activity or event provided, sponsored, or supported by
- 506 an LEA that uses students to generate funds or raise money to:
- 507 (i) provide financial support to a school or a school's class, group, team, or program; or
- 508 (ii) benefit a particular charity or for other charitable purposes.
- 509 (b) "Fundraising" does not include an alternative method of raising revenue without
- 510 students.
- 511 (8) (a) "Instructional equipment or supplies" means an activity-, course-, or
- 512 program-related supply or tool that:
- 513 (i) a student is required to use as part of an activity, course, or program in a secondary
- 514 school;
- 515 (ii) becomes the property of the student upon exiting the activity, course, or program;
- 516 and
- 517 (iii) is subject to a fee waiver.
- 518 (b) "Instructional equipment or supplies" does not include school equipment.
- 519 [~~8~~] (9) (a) "School activity clothing" means special shoes or items of clothing:
- 520 (i) (A) that meet specific requirements, including requesting a specific brand, fabric, or
- 521 imprint; and

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

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

554 **53G-7-503. Fees -- Prohibitions -- Voluntary supplies -- Enforcement -- Penalties.**

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

556 (i) authorized under this part; and

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

558 (b) Beginning July 1, 2023, and ending June 30, 2028, an LEA shall determine a
559 phase-out plan for charging fees under this section.

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

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

566 (c) A list provided to an elementary school student's parent in accordance with

567 Subsection (2)(b) shall include and be preceded by the following language:

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

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

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

574 (i) instructional equipment or supplies;

575 (ii) an Advanced Placement exam;

576 (iii) an International Baccalaureate exam;

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

578 (v) 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 (vi) a payment described in Subsection (5); or

583 (vii) 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 only charge a secondary student 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 an extracurricular activity, including the
588 life-cycle replacement costs for school equipment directly related to the extracurricular activity.

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

591 (6) An LEA may not charge a fee, except as provided in Subsection (4):

592 (a) for school equipment; or

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

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

596 ~~[(3)]~~ (8) (a) [Beginning with or after the 2022-2023 school year, if] If an LEA imposes
597 a fee under this part, the fee shall be equal to or less than the expense incurred by the LEA in
598 providing for a student the activity, course, or program for which the LEA imposes the fee.

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

601 (i) a curricular activity; or

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

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

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

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

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

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

614 ~~[(i)]~~ (a) that require notice and an opportunity to be heard for an LEA affected by a

615 state board action described in Subsection ~~[(4)(a)]~~ (9); and
 616 ~~[(ii)]~~ (b) to administer ~~[this Subsection (4)]~~ Subsection (9) and this Subsection (10).
 617 (11) (a) An LEA may not charge a fee under this part after the 2027-2028 school year.
 618 (b) If the Legislature does not appropriate funds, in whole or in part, for an LEA to
 619 implement this part, additional appropriations may be addressed through future appropriations
 620 or through specific funds made available to LEAs.
 621 ~~[(5) (a) For each fee on an LEA's fee schedule described in Section 53G-7-505, the~~
 622 ~~LEA shall:]~~
 623 ~~[(i) by July 1, 2020, determine whether the fee is curricular, co-curricular, or~~
 624 ~~extracurricular;]~~
 625 ~~[(ii) for the 2020-2021 school year, measure the total number of:]~~
 626 ~~[(A) students who pay each fee; and]~~
 627 ~~[(B) money received for each fee;]~~
 628 ~~[(iii) for the 2020-2021 school year, measure the total:]~~
 629 ~~[(A) number of students who receive a fee waiver; and]~~
 630 ~~[(B) value of each waiver for each waived fee; and]~~
 631 ~~[(iv) by July 1, 2021, report the separate categories of data gathered under Subsections~~
 632 ~~(5)(a)(ii) and (iii) to the state board.]~~
 633 ~~[(b) The state board shall report on the data the board receives under Subsection (5)(a)~~
 634 ~~to the Education Interim Committee on or before the date of the November interim meeting in~~
 635 ~~2021.]~~
 636 Section 10. Section 53G-7-504 is amended to read:
 637 **53G-7-504. Waiver of fees -- Appeal of decision.**
 638 (1) (a) [If] Subject to the provisions of this part, if an LEA or a school within an LEA
 639 charges one or more fees, the LEA shall grant a waiver to a student if charging the fee would
 640 deny the student the opportunity to fully participate or complete a requirement because of an
 641 inability to pay the fee.
 642 (b) An LEA governing board shall:
 643 (i) adopt policies for granting a waiver; and
 644 (ii) in accordance with Section 53G-7-505, give notice of waiver eligibility and
 645 policies.

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

649 (i) tutorial assistance to other students;
650 (ii) assistance before or after school to teachers and other school personnel on school
651 related matters; and

652 (iii) general community or home service.

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

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

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

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

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

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

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

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

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

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

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

675 Section 11. Section **53G-7-506**, which is renumbered from Section 53G-7-602 is
676 renumbered and amended to read:

677 ~~[53G-7-602].~~ **53G-7-506. State policy on providing free textbooks.**

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

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

681 (3) ~~[(a)]~~ Beginning with the ~~[2022-23]~~ 2023-2024 school year, an LEA~~[:]~~

682 ~~[(i) except as provided in Subsection (3)(a)(ii);]~~ may not sell textbooks to students or
683 otherwise charge students a fee for textbooks ~~[or the maintenance costs of school equipment;~~
684 ~~and].~~

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

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

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

691 ~~[53G-7-603].~~ **53G-7-507. Purchase of textbooks -- Textbooks provided to**
692 **teachers.**

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

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

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

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

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

702 ~~[53G-7-606].~~ **53G-7-508. Disposal of textbooks.**

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

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

707 (3) The state board shall develop rules and procedures directing the disposal of

708 textbooks.

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

710 **53G-9-803. Remediation programs for secondary students.**

711 (1) For purposes of this section:

712 (a) "Secondary school" means a school that provides instruction to students in grades 7,
713 8, 9, 10, 11, or 12.

714 (b) "Secondary school student":

715 (i) means a student enrolled in a secondary school; and

716 (ii) includes a student in grade 6 if the student attends a secondary school.

717 (2) A school district or charter school shall implement programs for secondary school
718 students to attain the competency levels and graduation requirements established by the state
719 board.

720 (3) (a) A school district or charter school shall establish remediation programs for
721 secondary school students who do not meet competency levels in English, mathematics,
722 science, or social studies.

723 (b) Participation in the programs is mandatory for secondary school students who fail
724 to meet the competency levels based on classroom performance.

725 (4) Secondary school students who require remediation under this section may not be
726 advanced to the following class in subject sequences until [~~they meet~~] the student meets the
727 required competency level for the subject or complete the required remediation program,
728 except that a school district or charter school may allow secondary school students requiring
729 remediation who would otherwise be scheduled to enter [~~their~~] the student's first year of high
730 school to complete [~~their~~] the student's remediation program during that first year.

731 (5) (a) Remediation programs provided under this section should not be unnecessarily
732 lengthy or repetitive.

733 (b) A secondary school student need not repeat an entire class if remediation can
734 reasonably be achieved through other means.

735 (6) A school district or charter school may charge secondary school students a fee to
736 participate in the remediation programs unless the secondary school student is in grade 6.

737 Section 15. Section **53G-10-503** is amended to read:

738 **53G-10-503. Driver education funding -- Reimbursement of a local education**

739 **agency for driver education class expenses -- Limitations -- Excess funds -- Student fees.**

740 (1) (a) Except as provided in Subsection (1)(b), a local education agency that provides
741 driver education shall fund the program solely through:

742 (i) funds provided from the Automobile Driver Education Tax Account in the Uniform
743 School Fund as created under Section [41-1a-1205](#); and

744 (ii) student fees collected by each school.

745 (b) In determining the cost of driver education, a local education agency may exclude:

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

748 (ii) classroom space and classroom maintenance.

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

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

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

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

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

760 or

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

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

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

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

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

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

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

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

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

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

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

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

786 **63I-2-253. Repeal dates: Titles 53 through 53G.**

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

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

792 [~~(2)~~] (1) Section 53B-6-105.7 is repealed July 1, 2024.

793 [~~(3)~~] (2) Section 53B-7-707 regarding performance metrics for technical colleges is
794 repealed July 1, 2023.

795 [~~(4)~~] (3) Section 53B-8-114 is repealed July 1, 2024.

796 [~~(5)~~] (4) The following provisions, regarding the Regents' scholarship program, are
797 repealed on July 1, 2023:

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

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

- 801 (c) Section [53B-8-203](#);
- 802 (d) Section [53B-8-204](#); and
- 803 (e) Section [53B-8-205](#).
- 804 ~~[(6)]~~ [\(5\)](#) Section [53B-10-101](#) is repealed on July 1, 2027.
- 805 ~~[(7)]~~ [\(6\)](#) Title 53B, Chapter 18, Part 14, Uintah Basin Air Quality Research Project, is
- 806 repealed July 1, 2023.
- 807 ~~[(8)]~~ [\(7\)](#) Subsection [53E-1-201](#)(1)(s) regarding the report by the Educational
- 808 Interpretation and Translation Services Procurement Advisory Council is repealed July 1, 2024.
- 809 ~~[(9)]~~ [\(8\)](#) Section [53E-1-202.2](#), regarding a Public Education Appropriations
- 810 Subcommittee evaluation and recommendations, is repealed January 1, 2024.
- 811 [\(9\)](#) Section [53E-8-401](#)(4)(b), the language that states "Notwithstanding Section
- 812 [53G-7-503](#)," is repealed July 1, 2028.
- 813 [\(10\)](#) Subsection [53E-10-309](#)(7), related to the PRIME pilot program, is repealed July 1,
- 814 2024.
- 815 [\(11\)](#) In Subsections [53F-2-205](#)(4) and (5), regarding the State Board of Education's
- 816 duties if contributions from the minimum basic tax rate are overestimated or underestimated,
- 817 the language that states "or [53F-2-301.5](#), as applicable" is repealed July 1, 2023.
- 818 [\(12\)](#) Section [53F-2-209](#), regarding local education agency budgetary flexibility, is
- 819 repealed July 1, 2024.
- 820 [\(13\)](#) Subsection [53F-2-301](#)(1), relating to the years the section is not in effect, is
- 821 repealed July 1, 2023.
- 822 [\(14\)](#) Section [53F-2-302.1](#), regarding the Enrollment Growth Contingency Program, is
- 823 repealed July 1, 2023.
- 824 [\(15\)](#) Subsection [53F-2-314](#)(4), relating to a one-time expenditure between the at-risk
- 825 WPU add-on funding and previous at-risk funding, is repealed January 1, 2024.
- 826 [\(16\)](#) Section [53F-2-524](#), regarding teacher bonuses for extra work assignments, is
- 827 repealed July 1, 2024.
- 828 [\(17\)](#) In Subsection [53F-2-515](#)(1), the language that states "or [53F-2-301.5](#), as
- 829 applicable" is repealed July 1, 2023.
- 830 ~~[(18) Subsection [53F-4-401](#)(3)(b), regarding a child enrolled or eligible for enrollment~~
- 831 ~~in kindergarten, is repealed July 1, 2022.]~~

832 [~~(19)~~] In Subsection ~~53F-4-404~~(4)(c), the language that states "Except as provided in
833 Subsection (4)(d)" is repealed July 1, 2022.]

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

835 [~~(21)~~] (18) In Subsection 53F-9-302(3), the language that states "or 53F-2-301.5, as
836 applicable" is repealed July 1, 2023.

837 [~~(22)~~] (19) In Subsection 53F-9-305(3)(a), the language that states "or 53F-2-301.5, as
838 applicable" is repealed July 1, 2023.

839 [~~(23)~~] (20) In Subsection 53F-9-306(3)(a), the language that states "or 53F-2-301.5, as
840 applicable" is repealed July 1, 2023.

841 [~~(24)~~] (21) In Subsection 53G-3-304(1)(c)(i), the language that states "or 53F-2-301.5,
842 as applicable" is repealed July 1, 2023.

843 (22) Section 53G-7-503 is repealed July 1, 2028.

844 [~~(25)~~] (23) On July 1, 2023, when making changes in this section, the Office of
845 Legislative Research and General Counsel shall, in addition to the office's authority under
846 Subsection 36-12-12(3), make corrections necessary to ensure that sections and subsections
847 identified in this section are complete sentences and accurately reflect the office's perception of
848 the Legislature's intent.

849 Section 17. Section **63I-2-262** is amended to read:

850 **63I-2-262. Repeal dates: Title 62A.**

851 (1) Subsection 62A-2-127(2)(a), the language that states "and 53G-7-503", is repealed
852 July 1, 2028.

853 (2) Subsection 62A-2-127(2)(b), regarding payment of educational costs, is repealed
854 July 1, 2028.

855 [~~(1)~~] (3) Section 62A-4a-1003.5, relating to the Management Information System, is
856 repealed September 1, 2022.

857 [~~(2)~~] (4) Subsection 62A-5-103.1(6) is repealed January 1, 2023.

858 [~~(3)~~] (5) Section 62A-15-122 is repealed January 2, 2025.

859 [~~(4)~~] (6) Title 62A, Chapter 15, Part 19, Mental Health Crisis Intervention Council, is
860 repealed January 1, 2023.

861 Section 18. **Repealer.**

862 This bill repeals:

863 Section **53G-7-601, Definitions.**

864 Section 19. **Appropriation.**

865 The following sums of money are appropriated for the fiscal year beginning July 1,
866 2023, and ending June 30, 2024. These are additions to amounts previously appropriated for
867 fiscal year 2024. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures
868 Act, the Legislature appropriates the following sums of money from the funds or accounts
869 indicated for the use and support of the government of the state of Utah.

870 ITEM 1

871 To State Board of Education -- Minimum School Program -- Related to Basic School Programs

872 From Uniform School Fund, One-time 35,000,000

873 Schedule of Programs:

874 School Fee Changes 35,000,000

875 Under Section 63J-1-603, the Legislature intends that appropriations provided in this
876 section not lapse at the end of fiscal year 2024. The use of any nonlapsing funds is limited to
877 the School Fee Changes program.

878 Section 20. **Effective date.**

879 This bill takes effect on July 1, 2023.