

EDUCATION INNOVATION PROGRAM AMENDMENTS

2023 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Douglas R. Welton

Senate Sponsor: Lincoln Fillmore

LONG TITLE

General Description:

This bill amends provisions related to the Education Innovation Program.

Highlighted Provisions:

This bill:

- ▶ extends the sunset date of the Education Innovation Program;
- ▶ provides that grant money appropriated to the State Board of Education under the Education Innovation Program is nonlapsing; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

53G-10-608, as enacted by Laws of Utah 2022, Chapter 236

63I-1-253, as last amended by Laws of Utah 2022, Chapters 10, 30, 31, 172, 173, 194, 218, 224, 229, 236, 254, 274, and 414

63J-1-602.2, as last amended by Laws of Utah 2022, Chapters 59, 68, 154, 224, 236, 242, and 447 and last amended by Coordination Clause, Laws of Utah 2022, Chapter 154



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

Section 1. Section **53G-10-608** is amended to read:

53G-10-608. Innovation grants.

(1) An LEA governing board may approve a grant of up to \$5,000 per opportunity class for the school year if:

(a) a request for an innovation grant is included in the innovation application; and

(b) the LEA governing board determines that the grant is needed to:

(i) cover innovation program costs; and

(ii) help fulfill the goals and purposes of the opportunity class.

(2) If an LEA governing board approves a request for an innovation grant, the LEA governing board shall send the state board written notice of the approval and the name of the teacher who submitted the request for the innovation grant.

(3) (a) (i) Upon receipt of the written notice and authorization under Subsection (2), the state board shall, subject to Subsection (3)(b), disburse the amount of the approved innovation grant to the LEA governing board.

(ii) The LEA governing board shall distribute the money to the teacher of the opportunity class to cover innovation program costs.

(b) (i) Except as provided in Subsection (3)(b)(iii), the maximum amount of money that the state board may distribute for approved innovation grants is \$500,000 per school year.

(ii) If the state board receives a written notice and authorization under Subsection (2) after already distributing \$500,000 for the school year, the state board shall notify the LEA governing board that the grant money has been expended for the school year and that the state board cannot distribute money for the approved innovation grant.

(iii) If the state board distributes less than \$500,000 for approved innovation grants for a school year, the difference between \$500,000 and the amount distributed shall be rolled over and included in the money available for distribution for approved innovation grants for the following school year.

(4) The state board shall keep and account for all money appropriated for innovation grants separate from other state board funds.

(5) A teacher receiving an innovation grant under this section may not use the money

59 from the grant for any purpose other than for innovation program costs.

60 [~~(6) Any innovation grant money appropriated to the state board by the Legislature that~~
61 ~~the state board has not distributed as provided in this section by June 30, 2027 shall lapse to the~~
62 ~~Education Fund.~~]

63 Section 2. Section **63I-1-253** is amended to read:

64 **63I-1-253. Repeal dates: Titles 53 through 53G.**

65 (1) Section **53-2a-105**, which creates the Emergency Management Administration
66 Council, is repealed July 1, 2027.

67 (2) Sections **53-2a-1103** and **53-2a-1104**, which create the Search and Rescue Advisory
68 Board, are repealed July 1, 2027.

69 (3) Section **53-5-703**, which creates the Concealed Firearm Review Board, is repealed
70 July 1, 2023.

71 (4) Section **53B-6-105.5**, which creates the Technology Initiative Advisory Board, is
72 repealed July 1, 2024.

73 (5) Section **53B-7-709**, regarding five-year performance goals for the Utah System of
74 Higher Education is repealed July 1, 2027.

75 (6) Title 53B, Chapter 17, Part 11, USTAR Researchers, is repealed July 1, 2028.

76 (7) Section **53B-17-1203**, which creates the SafeUT and School Safety Commission, is
77 repealed January 1, 2025.

78 (8) Title 53B, Chapter 18, Part 16, USTAR Researchers, is repealed July 1, 2028.

79 (9) Subsection **53C-3-203(4)(b)(vii)**, which provides for the distribution of money
80 from the Land Exchange Distribution Account to the Geological Survey for test wells and other
81 hydrologic studies in the West Desert, is repealed July 1, 2030.

82 (10) [~~Subsection~~] Subsections **53E-3-503(5)** and (6), which create coordinating
83 councils for youth in custody, are repealed July 1, 2027.

84 (11) In relation to a standards review committee, on January 1, 2028:

85 (a) in Subsection **53E-4-202(8)**, the language "by a standards review committee and the
86 recommendations of a standards review committee established under Section **53E-4-203**" is
87 repealed; and

88 (b) Section **53E-4-203** is repealed.

89 (12) Section **53E-4-402**, which creates the State Instructional Materials Commission, is

90 repealed July 1, 2027.

91 (13) Title 53E, Chapter 6, Part 5, Utah Professional Practices Advisory Commission, is
92 repealed July 1, 2023.

93 (14) Section 53F-2-420, which creates the Intensive Services Special Education Pilot
94 Program, is repealed July 1, 2024.

95 (15) Section 53F-5-203 is repealed July 1, 2024.

96 (16) Section 53F-5-213 is repealed July 1, 2023.

97 (17) Section 53F-5-214, in relation to a grant for professional learning, is repealed July
98 1, 2025.

99 (18) Section 53F-5-215, in relation to an elementary teacher preparation grant, is
100 repealed July 1, 2025.

101 (19) Section 53F-5-219, which creates the Local [~~Innovations~~] Innovations Civics
102 Education Pilot Program, is repealed on July 1, 2025.

103 (20) Subsection 53F-9-203(7), which creates the Charter School Revolving Account
104 Committee, is repealed July 1, 2024.

105 (21) Subsections 53G-4-608(2)(b) and (4)(b), related to the Utah Seismic Safety
106 Commission, are repealed January 1, 2025.

107 (22) Subsection 53G-8-211(5), regarding referrals of a minor to court for a class C
108 misdemeanor, is repealed July 1, 2027.

109 (23) Section 53G-9-212, Drinking water quality in schools, is repealed July 1, 2027.

110 (24) Title 53G, Chapter 10, Part 6, Education Innovation Program, is repealed July 1,
111 [~~2027~~] 2029.

112 Section 3. Section 63J-1-602.2 is amended to read:

113 **63J-1-602.2. List of nonlapsing appropriations to programs.**

114 Appropriations made to the following programs are nonlapsing:

115 (1) The Legislature and the Legislature's committees.

116 (2) The State Board of Education, including all appropriations to agencies, line items,
117 and programs under the jurisdiction of the State Board of Education, in accordance with
118 Section 53F-9-103.

119 (3) The Percent-for-Art Program created in Section 9-6-404.

120 (4) The LeRay McAllister Critical Land Conservation Program created in Section

- 121 4-46- 301.
- 122 (5) The Utah Lake Authority created in Section 11-65-201.
- 123 (6) Dedicated credits accrued to the Utah Marriage Commission as provided under
- 124 Subsection 17-16-21(2)(d)(ii).
- 125 (7) The Division of Wildlife Resources for the appraisal and purchase of lands under
- 126 the Pelican Management Act, as provided in Section 23-21a-6.
- 127 (8) The Emergency Medical Services Grant Program in Section 26-8a-207.
- 128 (9) The primary care grant program created in Section 26-10b-102.
- 129 (10) Sanctions collected as dedicated credits from Medicaid providers under
- 130 Subsection 26-18-3(7).
- 131 (11) The Utah Health Care Workforce Financial Assistance Program created in Section
- 132 26-46-102.
- 133 (12) The Rural Physician Loan Repayment Program created in Section 26-46a-103.
- 134 (13) The Opiate Overdose Outreach Pilot Program created in Section 26-55-107.
- 135 (14) The Utah Medical Education Council for the:
- 136 (a) administration of the Utah Medical Education Program created in Section
- 137 26-69-403;
- 138 (b) provision of medical residency grants described in Section 26-69-407; and
- 139 (c) provision of the forensic psychiatric fellowship grant described in Section
- 140 26-69-408.
- 141 (15) Funds that the Department of Alcoholic Beverage Services retains in accordance
- 142 with Subsection 32B-2-301(8)(a) or (b).
- 143 (16) The General Assistance program administered by the Department of Workforce
- 144 Services, as provided in Section 35A-3-401.
- 145 (17) The Utah National Guard, created in Title 39, Militia and Armories.
- 146 (18) The State Tax Commission under Section 41-1a-1201 for the:
- 147 (a) purchase and distribution of license plates and decals; and
- 148 (b) administration and enforcement of motor vehicle registration requirements.
- 149 (19) The Search and Rescue Financial Assistance Program, as provided in Section
- 150 53-2a-1102.
- 151 (20) The Motorcycle Rider Education Program, as provided in Section 53-3-905.

- 152 (21) The Utah Board of Higher Education for teacher preparation programs, as
153 provided in Section [53B-6-104](#).
- 154 (22) Innovation grants under Section [53G-10-608](#)~~[, except as provided in Subsection~~
155 ~~53G-10-608(6)]~~.
- 156 (23) The Division of Services for People with Disabilities, as provided in Section
157 [62A-5-102](#).
- 158 (24) The Division of Fleet Operations for the purpose of upgrading underground
159 storage tanks under Section [63A-9-401](#).
- 160 (25) The Utah Seismic Safety Commission, as provided in Section [63C-6-104](#).
- 161 (26) The Division of Technology Services for technology innovation as provided under
162 Section [63A-16-903](#).
- 163 (27) The Office of Administrative Rules for publishing, as provided in Section
164 [63G-3-402](#).
- 165 (28) The Colorado River Authority of Utah, created in Title 63M, Chapter 14,
166 Colorado River Authority of Utah Act.
- 167 (29) The Governor's Office of Economic Opportunity to fund the Enterprise Zone Act,
168 as provided in Title 63N, Chapter 2, Part 2, Enterprise Zone Act.
- 169 (30) The Governor's Office of Economic Opportunity's Rural Employment Expansion
170 Program, as described in Title 63N, Chapter 4, Part 4, Rural Employment Expansion Program.
- 171 (31) Programs for the Jordan River Recreation Area as described in Section [65A-2-8](#).
- 172 (32) The Division of Human Resource Management user training program, as provided
173 in Section [63A-17-106](#).
- 174 (33) A public safety answering point's emergency telecommunications service fund, as
175 provided in Section [69-2-301](#).
- 176 (34) The Traffic Noise Abatement Program created in Section [72-6-112](#).
- 177 (35) The money appropriated from the Navajo Water Rights Negotiation Account to
178 the Division of Water Rights, created in Section [73-2-1.1](#), for purposes of participating in a
179 settlement of federal reserved water right claims.
- 180 (36) The Judicial Council for compensation for special prosecutors, as provided in
181 Section [77-10a-19](#).
- 182 (37) A state rehabilitative employment program, as provided in Section [78A-6-210](#).

- 183 (38) The Utah Geological Survey, as provided in Section 79-3-401.
- 184 (39) The Bonneville Shoreline Trail Program created under Section 79-5-503.
- 185 (40) Adoption document access as provided in Sections 78B-6-141, 78B-6-144, and
- 186 78B-6-144.5.
- 187 (41) Indigent defense as provided in Title 78B, Chapter 22, Part 4, Utah Indigent
- 188 Defense Commission.
- 189 (42) The program established by the Division of Facilities Construction and
- 190 Management under Section 63A-5b-703 under which state agencies receive an appropriation
- 191 and pay lease payments for the use and occupancy of buildings owned by the Division of
- 192 Facilities Construction and Management.
- 193 (43) The State Tax Commission for reimbursing counties for deferred property taxes in
- 194 accordance with Section 59-2-1802.