

**PUBLIC EDUCATION FUNDING EQUALIZATION**

2023 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Lincoln Fillmore**

House Sponsor: Norman K Thurston

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**LONG TITLE**

**General Description:**

This bill requires the inclusion of an appropriation to the Local Levy Growth Account in public education budget legislation under certain circumstances.

**Highlighted Provisions:**

This bill:

- requires the inclusion of an appropriation to the Local Levy Growth Account in public education budget legislation under certain circumstances.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**53F-2-208**, as last amended by Laws of Utah 2022, Chapter 1

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

Section 1. Section **53F-2-208** is amended to read:

**53F-2-208. Cost of adjustments for growth and inflation.**

(1) In accordance with Subsection (2), the Legislature shall annually determine:

(a) the estimated state cost of adjusting for inflation in the next fiscal year, based on a rolling five-year average ending in the current fiscal year, ongoing state tax fund appropriations to the following programs:

- 30 (i) education for youth in custody, described in Section 53E-3-503;
- 31 (ii) the Basic Program, described in Title 53F, Chapter 2, Part 3, Basic Program
- 32 (Weighted Pupil Units);
- 33 (iii) the Adult Education Program, described in Section 53F-2-401;
- 34 (iv) state support of pupil transportation, described in Section 53F-2-402;
- 35 (v) the Enhancement for Accelerated Students Program, described in Section
- 36 53F-2-408;
- 37 (vi) the Concurrent Enrollment Program, described in Section 53F-2-409; and
- 38 (vii) the gang prevention and intervention program, described in Section 53F-2-410;
- 39 and
- 40 (b) the estimated state cost of adjusting for enrollment growth, in the next fiscal year,
- 41 the current fiscal year's ongoing state tax fund appropriations to the following programs:
- 42 (i) a program described in Subsection (1)(a);
- 43 (ii) educator salary adjustments, described in Section 53F-2-405;
- 44 (iii) the Teacher Salary Supplement Program, described in Section 53F-2-504;
- 45 (iv) the Voted and Board Local Levy Guarantee programs, described in Section
- 46 53F-2-601; and
- 47 (v) charter school local replacement funding, described in Section 53F-2-702.
- 48 (2) (a) In or before December each year, the Executive Appropriations Committee shall
- 49 determine:
- 50 (i) the cost of the inflation adjustment described in Subsection (1)(a); and
- 51 (ii) the cost of the enrollment growth adjustment described in Subsection (1)(b).
- 52 (b) The Executive Appropriations Committee shall make the determinations described
- 53 in Subsection (2)(a) based on recommendations developed by the Office of the Legislative
- 54 Fiscal Analyst, in consultation with the state board and the Governor's Office of Planning and
- 55 Budget.
- 56 (3) If the Executive Appropriations Committee includes in the public education base
- 57 budget or the final public education budget an increase in the value of the WPU in excess of

58 the amounts described in Subsection (1)(a), the Executive Appropriations Committee shall also  
59 include an appropriation to the Local Levy Growth Account established in Section [53F-9-305](#)  
60 in an amount equivalent to at least 0.5% of the total amount appropriated for WPU's in the  
61 relevant budget.