

26 53E-7-207, as last amended by Laws of Utah 2022, Chapter 431

27 63I-1-253 (Superseded 07/01/24), as last amended by Laws of Utah 2023, Chapters 30,  
28 52, 133, 161, 367, and 494

29 63I-1-253 (Eff 07/01/24) (Cont Sup 01/01/25), as last amended by Laws of Utah 2023,  
30 Chapters 30, 52, 133, 161, 310, 367, and 494

31 63I-1-253 (Contingently Effective 01/01/25), as last amended by Laws of Utah 2023,  
32 Chapters 30, 52, 133, 161, 187, 310, 367, and 494

33 

---

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

35 Section 1. Section 53E-2-304 is amended to read:

36 **53E-2-304. School district and individual school powers -- Plan for college and**  
37 **career readiness definition.**

38 (1) In order to acquire and develop the characteristics listed in Section 53E-2-302, each  
39 school district and each public school within its respective district shall implement a  
40 comprehensive system of accountability in which students advance through public schools by  
41 demonstrating competency in the core standards for Utah public schools through the use of  
42 diverse assessment instruments such as authentic assessments, projects, and portfolios.

43 (2) (a) Each school district and public school shall:

44 (i) develop and implement programs integrating technology into the curriculum,  
45 instruction, and student assessment;

46 (ii) in accordance with Subsection (5) and beginning July 1, 2025:

47 (A) provide an environment to all educators, school staff, and students that does not  
48 pose a predictable threat of serious bodily injury to the educators, school staff, or students;

49 (B) provide an education to all students in which the students' classroom is not  
50 ~~H→~~ [significantly] ~~←H~~ disrupted ~~H→~~ [in an ongoing fashion] by a pattern of behavior that  
50a interferes substantially and materially with classroom instruction ~~←H~~ ;

51 (C) provide an environment to all educators, school staff, and students that is free from  
52 repeated verbal or physical sexual harassment or sexual assault;

53 [(ii)] (iii) provide for teacher and parent involvement in policymaking at the school  
54 site;

55 [(iii)] (iv) implement a public school choice program to give parents, students, and  
56 teachers greater flexibility in designing and choosing among programs with different focuses

119 LEA reviews the relevant data regarding the individual and, within 10 days after the day on  
 120 which the LEA received the request described in Subsection (3)(a), gives the Division of Child  
 121 and Family Services written prior notice of refusal to evaluate.

122 (4) (a) In accordance with Subsection (4)(b), an LEA may provide education or training  
 123 for an individual with a disability who is:

124 (i) younger than 3 years old; or

125 (ii) at least 22 years old and not an eligible student.

126 (b) (i) Except as provided in Subsection (4)(b)(ii), an LEA may not use funding  
 127 described in Title 53F, Chapter 2, State Funding -- Minimum School Program, to pay for the  
 128 cost of education or training described in Subsection (4)(a).

129 (ii) An LEA may use adult education program funding described in Section 53F-2-401,  
 130 in accordance with the requirements described in Section 53F-2-401, to pay for the cost of the  
 131 education or training described in Subsection (4)(a).

132 (c) To pay for the cost of education or training described in Subsection (4)(a), an LEA  
 133 may use fees, contributions, or other funds received by the LEA if the purpose of the fees,  
 134 contributions, or other funds is to provide the education or training.

135 (5) In accordance with Subsection (6) and beginning July 1, 2025:

136 (a) An LEA shall provide education to all students within the LEA in the least  
 137 restrictive environment possible that does not predictably threaten serious bodily injury to  
 138 educators, school staff, or other students.

139 (b) An LEA shall provide education to all students within the LEA in the least  
 140 restrictive environment possible that does not ~~H→~~ **[significantly disrupt the education of other**  
 141 **students within the classroom in an ongoing fashion]** **result in a pattern of behavior that interferes**  
 141a **substantially and materially with the instruction of the other students in the classroom** ~~←H~~ .

142 (c) An LEA shall provide an environment to all educators, school staff, and students in  
 143 the least restrictive environment possible that does not allow for repeated:

144 (i) verbal or physical sexual harassment; or

145 (ii) sexual assault.

146 (6) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the  
 147 state board shall make rules to ensure implementation of the requirements described in  
 148 Subsection (5).

149 (7) Nothing in this section creates a private right of action or constitutes a waiver of