

SCHOOL SAFETY AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Ryan D. Wilcox

Senate Sponsor: Don L. Ipson

Cosponsor:	Tyler Clancy	A. Cory Maloy
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LONG TITLE

General Description:

This bill establishes a system for school safety incidents.

Highlighted Provisions:

This bill:

- amends the International Fire Code;
- requires certain state buildings and schools to have emergency communication systems;
- requires school resource officer training to be developed by the state security chief;
- establishes duties of the state security chief and a county security chief in relation to school safety initiatives;
- establishes a school guardian program;
- requires threat reporting by state employees and others if they become aware of threats to schools;
- establishes some reporting from the SafeUT Crisis Line to the state's intelligence databases;
- requires certain school safety data to be included in the annual school disciplinary report;
- expands requirements for school resource officer contracts and policies;
- requires a local education agency (LEA) to ensure that each school within the LEA conduct a school safety needs assessment;
- requires designation of certain school safety personnel;

- clarifies that a school may share certain information regarding an incident of bullying, cyber-bullying, hazing, abusive conduct, or retaliation with a parent upon request;
- requires a school to provide regular communication updates to a parent regarding the implementation of an action plan to address an incident of bullying, cyber-bullying, hazing, abusive conduct, or retaliation;
- requires an LEA to update the LEA's bullying, cyber-bullying, hazing, abusive conduct, and retaliation policy related to certain social media use of a student;
- requires an LEA to designate an individual for bullying incident response and outlines the individual's duties;
- requires panic alert devices and video camera access for schools and classrooms;
- requires coordination of emergency call information with the state's intelligence system;
- amends processes for secure firearm storage under certain circumstances to include school guardians; and
- makes technical changes.

Money Appropriated in this Bill:

This bill appropriates in fiscal year 2025:

- to State Board of Education - Contracted Initiatives and Grants - School Safety and Support Grant Program as a one-time appropriation:
 - from the Public Education Economic Stabilization Restricted Account, One-time, \$100,000,000
- to State Board of Education - Contracted Initiatives and Grants - Early Warning Program as an ongoing appropriation:
 - from the Income Tax Fund, \$2,100,000
- to State Board of Education - Utah Schools for the Deaf and the Blind - Administration as an ongoing appropriation:
 - from the Income Tax Fund, \$45,700
- to Department of Public Safety - Programs & Operations - Department Commissioner's Office as an ongoing appropriation:
 - from the General Fund, \$2,118,100
- to Legislature - House of Representatives - Administration as a one-time appropriation:
 - from the General Fund, One-time, \$11,200
- to Legislature - Senate - Administration as a one-time appropriation:
 - from the General Fund, One-time, \$11,200

- to Legislature - Office of Legislative Research and General Counsel - Administration as a one-time appropriation:
- from the General Fund, One-time, \$19,900

Other Special Clauses:

This bill provides a special effective date.

Utah Code Sections Affected:**AMENDS:**

15A-5-203 (Effective 05/01/24), as last amended by Laws of Utah 2023, Chapters 95, 327

15A-5-205.5 (Effective 05/01/24), as last amended by Laws of Utah 2023, Chapter 95

17-22-2 (Effective 05/01/24), as last amended by Laws of Utah 2023, Chapter 15

53-1-108 (Effective 05/01/24), as last amended by Laws of Utah 2016, Chapter 302

53-10-302 (Effective 05/01/24), as last amended by Laws of Utah 2016, Chapter 302

53-22-101 (Effective 05/01/24), as enacted by Laws of Utah 2023, Chapter 383

53-22-102 (Effective 05/01/24), as enacted by Laws of Utah 2023, Chapter 383

53-22-103 (Effective 05/01/24), as enacted by Laws of Utah 2023, Chapter 383

53B-17-1201 (Effective 05/01/24), as renumbered and amended by Laws of Utah 2019, Chapter 446

53B-17-1202 (Effective 05/01/24), as renumbered and amended by Laws of Utah 2019, Chapter 446

53B-17-1203 (Effective 05/01/24), as last amended by Laws of Utah 2023, Chapter 328

53B-17-1204 (Effective 05/01/24), as last amended by Laws of Utah 2020, Chapter 365

53E-3-516 (Effective 05/01/24), as last amended by Laws of Utah 2023, Chapters 115, 161

53E-3-518 (Effective 05/01/24), as last amended by Laws of Utah 2023, Chapter 70

53E-3-702 (Effective 05/01/24), as last amended by Laws of Utah 2019, Chapter 186

53E-3-706 (Effective 05/01/24), as last amended by Laws of Utah 2022, Chapter 421

53F-4-207 (Effective 05/01/24), as last amended by Laws of Utah 2022, Chapter 208

53F-5-220 (Effective 05/01/24), as enacted by Laws of Utah 2023, Chapter 383

53G-6-806 (Effective 05/01/24), as enacted by Laws of Utah 2023, Chapter 70

53G-8-213 (Effective 05/01/24), as enacted by Laws of Utah 2023, Chapter 161

53G-8-701 (Effective 05/01/24), as last amended by Laws of Utah 2023, Chapter 383

53G-8-702 (Effective 05/01/24), as last amended by Laws of Utah 2023, Chapter 383

53G-8-703 (Effective 05/01/24), as last amended by Laws of Utah 2023, Chapter 383

53G-8-801 (Effective 05/01/24), as enacted by Laws of Utah 2019, Chapter 441

53G-8-802 (Effective 05/01/24), as last amended by Laws of Utah 2023, Chapters 328,
383

53G-8-803 (Effective 05/01/24), as enacted by Laws of Utah 2023, Chapter 390

53G-9-601 (Effective 05/01/24), as last amended by Laws of Utah 2023, Chapter 423

53G-9-602 (Effective 05/01/24), as renumbered and amended by Laws of Utah 2018,
Chapter 3

53G-9-603 (Effective 05/01/24), as renumbered and amended by Laws of Utah 2018,
Chapter 3

53G-9-604 (Effective 05/01/24), as last amended by Laws of Utah 2023, Chapter 423

53G-9-605 (Effective 05/01/24), as last amended by Laws of Utah 2019, Chapter 293

53G-9-606 (Effective 05/01/24), as last amended by Laws of Utah 2022, Chapter 399

53G-9-607 (Effective 05/01/24), as last amended by Laws of Utah 2020, Chapter 408

63H-7a-103 (Effective 05/01/24), as last amended by Laws of Utah 2020, Chapter 368

63H-7a-208 (Effective 05/01/24), as last amended by Laws of Utah 2020, Chapter 368

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

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

63I-2-253 (Effective 05/01/24) (Superseded 07/01/24), as last amended by Laws of Utah
2023, Chapters 7, 21, 33, 142, 167, 168, 380, 383, and 467

63I-2-253 (Effective 07/01/24), as last amended by Laws of Utah 2023, Chapters 7, 21,
33, 142, 167, 168, 310, 380, 383, and 467

76-10-505.5 (Effective 05/01/24), as last amended by Laws of Utah 2021, Chapter 141

ENACTS:

53-10-117 (Effective 05/01/24), Utah Code Annotated 1953

53-22-104.1 (Effective 05/01/24), Utah Code Annotated 1953

53-22-104.2 (Effective 05/01/24), Utah Code Annotated 1953

53-22-105 (Effective 05/01/24), Utah Code Annotated 1953

53-22-106 (Effective 05/01/24), Utah Code Annotated 1953

53G-8-701.6 (Effective 05/01/24), Utah Code Annotated 1953

53G-8-701.8 (Effective 05/01/24), Utah Code Annotated 1953

53G-8-704 (Effective 05/01/24), Utah Code Annotated 1953

53G-8-805 (Effective 05/01/24), Utah Code Annotated 1953

53G-9-605.5 (Effective 05/01/24), Utah Code Annotated 1953

REPEALS AND REENACTS:

53G-8-701.5 (Effective 05/01/24), as enacted by Laws of Utah 2023, Chapter 383

REPEALS:

53G-8-703.2 (Effective 05/01/24), as enacted by Laws of Utah 2023, Chapter 383

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

Section 1. Section **15A-5-203** is amended to read:

15A-5-203 (Effective 05/01/24). Amendments and additions to IFC related to fire safety, building, and site requirements.

(1) For IFC, Chapter 5, Fire Service Features:

(a) In IFC, Chapter 5, a new Section 501.5, Access grade and fire flow, is added as follows: "An authority having jurisdiction over a structure built in accordance with the requirements of the International Residential Code as adopted in the State Construction Code, may require an automatic fire sprinkler system for the structure only by ordinance and only if any of the following conditions exist:

(i) the structure:

(A) is located in an urban-wildland interface area as provided in the Utah Wildland Urban Interface Code adopted as a construction code under the State Construction Code; and

(B) does not meet the requirements described in Utah Code, Subsection 65A-8-203 (4)(a) and Utah Administrative Code, R652-122-1300, Minimum Standards for County Wildland Fire Ordinance;

(ii) the structure is in an area where a public water distribution system with fire hydrants does not exist as required in Utah Administrative Code, R309-550-5, Water Main Design;

(iii) the only fire apparatus access road has a grade greater than 10% for more than 500 continual feet;

(iv) the total floor area of all floor levels within the exterior walls of the dwelling unit exceeds 10,000 square feet; or

(v) the total floor area of all floor levels within the exterior walls of the dwelling unit is double the average of the total floor area of all floor levels of unsprinkled homes in the subdivision that are no larger than 10,000 square feet.

(vi) Exception: A single family dwelling does not require a fire sprinkler system if the dwelling:

- 157 (A) is located outside the wildland urban interface;
158 (B) is built in a one-lot subdivision; and
159 (C) has 50 feet of defensible space on all sides that limits the propensity of fire
160 spreading from the dwelling to another property."
- 161 (b) In IFC, Chapter 5, Section 506.1, Where Required, is deleted and rewritten as
162 follows: "Where access to or within a structure or an area is restricted because of
163 secured openings or where immediate access is necessary for life-saving or
164 fire-fighting purposes, the fire code official, after consultation with the building
165 owner, may require a key box to be installed in an approved location. The key box
166 shall contain keys to gain necessary access as required by the fire code official. For
167 each fire jurisdiction that has at least one building with a required key box, the fire
168 jurisdiction shall adopt an ordinance, resolution, or other operating rule or policy that
169 creates a process to ensure that each key to each key box is properly accounted for
170 and secure."
- 171 (c) In IFC, Chapter 5, a new Section 507.1.1, Isolated one- and two-family dwellings, is
172 added as follows: "Fire flow may be reduced for an isolated one- and two-family
173 dwelling when the authority having jurisdiction over the dwelling determines that the
174 development of a full fire-flow requirement is impractical."
- 175 (d) In IFC, Chapter 5, a new Section 507.1.2, Pre-existing subdivision lots, is added as follows:
176 "507.1.2 Pre-existing subdivision lots.
177 The requirements for a pre-existing subdivision lot shall not exceed the requirements
178 described in Section 501.5."
- 179 (e) In IFC, Chapter 5, Section 507.5.1, here required, a new exception is added: "3. One
180 interior and one detached accessory dwelling unit on a single residential lot."
- 181 (f) IFC, Chapter 5, Section 510.1, Emergency responder communication coverage in
182 new buildings, is amended by adding: "When required by the fire code official,
183 unless the new building is a public school as that term is defined in Section
184 53G-9-205.1 or a private school, then the fire code official shall require," at the
185 beginning of the first paragraph.
- 186 (2) For IFC, Chapter 6, Building Services and Systems:
- 187 (a) IFC, Chapter 6, Section 604.6.1, Elevator key location, is deleted and rewritten as
188 follows: "Firefighter service keys shall be kept in a "Supra-Stor-a-key" elevator key
189 box or similar box with corresponding key system that is adjacent to the elevator for
190 immediate use by the fire department. The key box shall contain one key for each

elevator, one key for lobby control, and any other keys necessary for emergency service. The elevator key box shall be accessed using a 6049 numbered key."

(b) IFC, Chapter 6, Section 606.1, General, is amended as follows: On line three, after the word "Code", add the words "and NFPA 96".

(c) IFC, Chapter 6, Section 607.2, a new exception 5 is added as follows: "5. A Type 1 hood is not required for a cooking appliance in a microenterprise home kitchen, as that term is defined in Utah Code, Section 26B-7-401, for which the operator obtains a permit in accordance with Utah Code, Title 26, Chapter 15c, Microenterprise Home Kitchen Act."

(3) For IFC, Chapter 7, Fire and Smoke Protection Features, IFC, Chapter 7, Section 705.2, is amended to add the following: "Exception: In Group E Occupancies, where the corridor serves an occupant load greater than 30 and the building does not have an automatic fire sprinkler system installed, the door closers may be of the friction hold-open type on classrooms' doors with a rating of 20 minutes or less only."

Section 2. Section **15A-5-205.5** is amended to read:

15A-5-205.5 (Effective 05/01/24). Amendments to Chapters 11 and 12 of IFC.

(1) For IFC, Chapter 11, Construction Requirements for Existing Buildings:

(a) IFC, Chapter 11, Section 1103.2, Emergency Responder Communication Coverage in Existing Buildings, is amended as follows: On line two after the title, the following is added: "When required by the fire code official, unless the existing building is a public school as that term is defined in Section 53G-9-205.1 or a private school, then the fire code official shall require,".

(b) IFC, Chapter 11, Section 1103.5.1, Group A-2, is deleted and replaced with the following:

"1103.5.1 Group A-2. An automatic fire sprinkler system shall be provided throughout existing Group A-2 occupancies where indoor pyrotechnics are used."

(c) IFC, Chapter 11, Section 1103.6, Standpipes, is deleted.

(d) IFC, Chapter 11, 1103.7, Fire Alarm Systems, is deleted and rewritten as follows: "1103.7, Fire Alarm Systems. The following shall have an approved fire alarm system installed in accordance with Utah Administrative Code, R710-4, Buildings Under the Jurisdiction of the Utah Fire Prevention Board:

1. a building with an occupant load of 300 or more persons that is owned or operated by the state;

2. a building with an occupant load of 300 or more persons that is owned or operated by an institution of higher education; and

225 3. a building with an occupant load of 50 or more persons that is owned or operated by a
226 school district, private school, or charter school.

227 Exception: the requirements of this section do not apply to a building designated as an
228 Institutional Group I (as defined in IFC 202) occupancy."

229 (e) IFC, Chapter 11, 1103.7.1 Group E, 1103.7.2 Group I-1, 1103.7.3 Group I-2,
230 1103.7.4 Group I-3, 1103.7.5 Group R-1, 1103.7.5.1 Group R-1 hotel and motel
231 manual fire alarm system, 1103.7.5.1.1 Group R-1 hotel and motel automatic smoke
232 detection system, 1103.7.5.2 Group R-1 boarding and rooming houses manual fire
233 alarm system, 1103.7.5.2.1 Group R-1 boarding and rooming houses automatic
234 smoke detection system, 1103.7.6 Group R-2 are deleted.

235 (f) IFC, Chapter 11, Section 1103.5.4, High-rise buildings, is amended as follows: On
236 line two, delete "not been adopted" and replace with "been adopted."

237 (g) IFC, Chapter 11, Section 1103.9, Carbon monoxide alarms, is deleted and rewritten as
238 follows:

239 "1103.9 Carbon Monoxide Detection.

240 Existing Groups E, I-1, I-2, I-4, and R occupancies shall be equipped with carbon
241 monoxide detection in accordance with Section 915."

242 (2) For IFC, Chapter 12, Energy Systems:

243 (a) Delete the section title "1205.2.1 Solar photovoltaic systems for Group R-3
244 buildings" and replace with the section title "1205.2.1 Solar photovoltaic systems for
245 Group R-3 and buildings constructed in accordance with IRC."

246 (b) Section 1205.2.1, Solar photovoltaic systems for Group R-3 buildings, Exception 1 is
247 deleted, Exception 2 is renumbered to 1 and a second exception is added as follows:
248 "2. Reduction in pathways and clear access width are permitted where a rational
249 approach has been used and the reduction is warranted and approved by the Fire
250 Code Official."

251 (c) Section 1205.3.1 Perimeter pathways, and 1205.3.2 Interior pathways, are deleted and
252 rewritten as follows: "1204.3.1 Perimeter pathways. There shall be a minimum three foot wide
253 (914 mm) clear perimeter around the edges of the roof. The solar installation shall be designed
254 to provide designated pathways. The pathways shall meet the following requirements:

255 1. The pathway shall be over areas capable of supporting the live load of fire fighters
256 accessing the roof.

257 2. The centerline axis pathways shall be provided in both axes of the roof. Centerline axis
258 pathways shall run where the roof structure is capable of supporting the live load of fire

fighters accessing the roof.

3. Smoke and heat vents required by Section 910.2.1 or 910.2.2 shall be provided with a clear pathway width of not less than three feet (914 mm) to the vents.

4. Access to roof area required by Section 504.3 or 1011.12 shall be provided with a clear pathway width of not less than three feet (914 mm) around access opening and at least three feet (914 mm) clear pathway to parapet or roof edge."

(d) Section 1205.3.3, Smoke ventilation, is deleted and rewritten as follows: "1205.3.2, Smoke ventilation. The solar installation shall be designed to meet the following requirements:

1. Arrays shall be no greater than 150 feet (45720 mm) by 150 feet (45720 mm) in distance in either axis in order to create opportunities for fire department smoke ventilation operations.

2. Smoke ventilation options between array sections shall be one of the following:

2.1 A pathway six feet (1829 mm) or greater in width.

2.2 A pathway three feet (914 mm) or greater in width and bordering roof skylights or smoke and heat vents when required by Section 910.2.1 or Section 910.2.2.

2.3 Smoke and heat vents designed for remote operation using devices that can be connected to the vent by mechanical, electrical, or any other suitable means, protected as necessary to remain operable for the design period. Controls for remote operation shall be located in a control panel, clearly identified and located in an approved location.

3. Where gravity-operated dropout smoke and heat vents occur, a pathway three feet (914 mm) or greater in width on not fewer than one side."

Section 3. Section **17-22-2** is amended to read:

17-22-2 (Effective 05/01/24). Sheriff -- General duties.

(1) The sheriff shall:

(a) preserve the peace;

(b) make all lawful arrests;

(c) attend in person or by deputy the Supreme Court and the Court of Appeals when required or when the court is held within his county, all courts of record, and court commissioner and referee sessions held within his county, obey their lawful orders and directions, and comply with the court security rule, Rule 3-414, of the Utah Code of Judicial Administration;

(d) upon request of the juvenile court, aid the court in maintaining order during hearings and transport a minor to and from youth corrections facilities, other institutions, or other designated places;

(e) attend county justice courts if the judge finds that the matter before the court requires

- the sheriff's attendance for security, transportation, and escort of jail prisoners in his custody, or for the custody of jurors;
- (f) command the aid of as many inhabitants of [~~his~~] the sheriff's county as [~~he~~] the sheriff considers necessary in the execution of these duties;
- (g) take charge of and keep the county jail and the jail prisoners;
- (h) receive and safely keep all persons committed to [~~his~~] the sheriff's custody, file and preserve the commitments of those persons in custody, and record the name, age, place of birth, and description of each person committed;
- (i) release on the record all attachments of real property when the attachment [~~he~~] the sheriff receives has been released or discharged;
- (j) endorse on all process and notices the year, month, day, hour, and minute of reception, and, upon payment of fees, issue a certificate to the person delivering process or notice showing the names of the parties, title of paper, and the time of receipt;
- (k) serve all process and notices as prescribed by law;
- (l) if [~~he~~] the sheriff makes service of process or notice, certify on the process or notices the manner, time, and place of service, or, if [~~he~~] the sheriff fails to make service, certify the reason upon the process or notice, and return them without delay;
- (m) extinguish fires occurring in the undergrowth, trees, or wooded areas on the public land within his county;
- (n) perform as required by any contracts between the county and private contractors for management, maintenance, operation, and construction of county jails entered into under the authority of Section 17-53-311;
- (o) for the sheriff of a county of the second through sixth class that enters into an interlocal agreement for law enforcement service under Title 11, Chapter 13, Interlocal Cooperation Act, provide law enforcement service as provided in the interlocal agreement;
- (p) manage and direct search and rescue services in his county, including emergency medical responders and other related incident response activities;
- (q) obtain saliva DNA specimens as required under Section 53-10-404;
- (r) on or before January 1, 2003, adopt a written policy that prohibits the stopping, detention, or search of any person when the action is solely motivated by considerations of race, color, ethnicity, age, or gender;
- (s) as applicable, select a representative of law enforcement to serve as a member of a

- child protection team, as defined in Section 80-1-102;
- (t) appoint a county security chief in accordance with Section 53-22-103 and ensure the county security chief fulfills the county security chief's duties; and
- [~~(t)~~] (u) perform any other duties that are required by law.
- (2) (a) Violation of Subsection (1)(j) is a class C misdemeanor.
- (b) Violation of any other subsection under Subsection (1) is a class A misdemeanor.
- (3) (a) As used in this Subsection (3):
- (i) "Police interlocal entity" [~~has the same meaning as defined in~~] means the same as that term is defined in Sections 17-30-3 and 17-30a-102.
- (ii) "Police special district" means the same as that term is defined in Section 17-30-3.
- (b) Except as provided in Subsections (3)(c) and 11-13-202(4), a sheriff in a county which includes within its boundary a police special district or police interlocal entity, or both:
- (i) serves as the chief executive officer of each police special district and police interlocal entity within the county with respect to the provision of law enforcement service within the boundary of the police special district or police interlocal entity, respectively; and
- (ii) is subject to the direction of the police special district board of trustees or police interlocal entity governing body, as the case may be, as and to the extent provided by agreement between the police special district or police interlocal entity, respectively, and the sheriff.
- (c) Notwithstanding Subsection (3)(b), and except as provided in Subsection 11-13-202 (4), if a police interlocal entity or police special district enters an interlocal agreement with a public agency, as defined in Section 11-13-103, for the provision of law enforcement service, the sheriff:
- (i) does not serve as the chief executive officer of any interlocal entity created under that interlocal agreement, unless the agreement provides for the sheriff to serve as the chief executive officer; and
- (ii) shall provide law enforcement service under that interlocal agreement as provided in the agreement.

Section 4. Section **53-1-108** is amended to read:

53-1-108 (Effective 05/01/24). Commissioner's powers and duties.

- (1) In addition to the responsibilities contained in this title, the commissioner shall:
- (a) administer and enforce this title and Title 41, Chapter 12a, Financial Responsibility

of Motor Vehicle Owners and Operators Act;

(b) appoint deputies, inspectors, examiners, clerical workers, and other employees as required to properly discharge the duties of the department;

(c) make rules:

(i) governing emergency use of signal lights on private vehicles; and

(ii) allowing privately owned vehicles to be designated for part-time emergency use, as provided in Section 41-6a-310;

(d) set standards for safety belt systems, as required by Section 41-6a-1803;

(e) serve as the cochair of the Emergency Management Administration Council, as required by Section 53-2a-105;

(f) designate vehicles as "authorized emergency vehicles," as required by Section 41-6a-102; and

(g) on or before January 1, 2003, adopt a written policy that prohibits the stopping, detention, or search of any person when the action is solely motivated by considerations of race, color, ethnicity, age, or gender.

(2) The commissioner may:

(a) subject to the approval of the governor, establish division headquarters at various places in the state;

(b) issue to a special agent a certificate of authority to act as a peace officer and revoke that authority for cause, as authorized in Section 56-1-21.5;

(c) create specialized units within the commissioner's office for conducting internal affairs and aircraft operations as necessary to protect the public safety;

(d) cooperate with any recognized agency in the education of the public in safety and crime prevention and participate in public or private partnerships, subject to Subsection (3);

(e) cooperate in applying for and distributing highway safety program funds;

(f) receive and distribute federal funding to further the objectives of highway safety in compliance with Title 63J, Chapter 5, Federal Funds Procedures Act; [and]

(g) authorize off-duty personal use of Department of Public Safety emergency vehicles[-] ;
and

(h) deny or revoke a public or private school's occupancy permit based on the recommendations of the state security chief as described in Section 53-22-102.

(3) (a) Money may not be expended under Subsection (2)(d) for public safety education unless it is specifically appropriated by the Legislature for that purpose.

(b) Any recognized agency receiving state money for public safety shall file with the auditor of the state an itemized statement of all its receipts and expenditures.

Section 5. Section **53-10-117** is enacted to read:

53-10-117 (Effective 05/01/24). Law enforcement agency with school resource officer unit -- Policy.

(1) A law enforcement agency with a school resource officer unit shall develop a school resource officer policy.

(2) The law enforcement agency shall ensure the policy described in Subsection (1) includes:

(a) the process for assignment and selection of a school resource officer;

(b) required training of a school resource officer;

(c) internal reporting requirements;

(d) arrest and use of force protocols;

(e) general oversight and accountability; and

(f) other duties required of a school resource officer.

(3) The state security chief described in Section 53-22-102 shall create a model policy consistent with this section.

(4) A law enforcement agency may adopt the model policy described in Subsection (3).

Section 6. Section **53-10-302** is amended to read:

53-10-302 (Effective 05/01/24). Bureau duties.

The bureau shall:

(1) provide assistance and investigative resources to divisions within the Department of Public Safety;

(2) upon request, provide assistance and specialized law enforcement services to local law enforcement agencies;

(3) conduct financial investigations regarding suspicious cash transactions, fraud, and money laundering;

(4) investigate criminal activity of organized crime networks, gangs, extremist groups, and others promoting violence;

(5) investigate criminal activity of terrorist groups;

(6) enforce the Utah Criminal Code;

(7) cooperate and exchange information with other state agencies and with other law enforcement agencies of government, both within and outside of this state, through a statewide information and intelligence center to obtain information that may achieve

more effective results in the prevention, detection, and control of crime and apprehension of criminals, including systems described in Sections 53E-3-518, 53B-17-1202, and 63H-7a-103(14);

- (8) create and maintain a statewide criminal intelligence system;
- (9) provide specialized case support and investigate illegal drug production, cultivation, and sales;
- (10) investigate, follow-up, and assist in highway drug interdiction cases;
- (11) make rules to implement this chapter;
- (12) perform the functions specified in Part 2, Bureau of Criminal Identification;
- (13) provide a state cybercrime unit to investigate computer and network intrusion matters involving state-owned computer equipment and computer networks as reported under Section 76-6-705;
- (14) investigate violations of Section 76-6-703 and other computer related crimes, including:
 - (a) computer network intrusions;
 - (b) denial of services attacks;
 - (c) computer related theft or fraud;
 - (d) intellectual property violations; and
 - (e) electronic threats; ~~and~~
- (15) upon request, investigate the following offenses when alleged to have been committed by an individual who is currently or has been previously elected, appointed, or employed by a governmental entity:
 - (a) criminal offenses; and
 - (b) matters of public corruption~~[-]~~ ; and
- (16) (a) ~~[The bureau is]~~ not be prohibited from investigating crimes not specifically referred to in this section; and
- (b) other agencies are not prohibited from investigating crimes referred to in this section.

Section 7. Section **53-22-101** is amended to read:

53-22-101 (Effective 05/01/24). School Security Act -- Definitions.

As used in this chapter:

- (1) "Advisory board" means the Education Advisory Board created in Section 53-22-104.2.
- (2) "County security chief" means the individual whom a county sheriff appoints in accordance with Section 53-22-103 to oversee school safety.
- (3) "Local education agency" means the same as that term is defined in Section 53E-1-102.

- (4) "Public school" means the same as that term is defined in Section 53G-9-205.1.
- (5) "School" means an elementary school or a secondary school that:
- (a) is a public school; and
 - (b) provides instruction for one or more of the grades of kindergarten through grade 12.
- (6) "School is in session" means the same as the term is defined in Section 53E-3-516.
- ~~[(2)]~~ (7) "School resource officer"[-or "SRO"] means [a law enforcement officer hired by a public school in accordance with Section 53G-8-703] the same as that term is defined in Section 53G-8-701.
- ~~[(3)]~~ (8) "State security chief" means an individual appointed by the commissioner under Section 53-22-102.
- (9) "Task force" means the School Security Task Force created in Section 53-22-104.1.
- Section 8. Section **53-22-102** is amended to read:
- 53-22-102 (Effective 05/01/24). State security chief -- Creation -- Appointment.**
- (1) There is created within the department a state security chief.
 - (2) The state security chief:
 - (a) is appointed by the commissioner with the approval of the governor;
 - (b) is subject to the supervision and control of the commissioner;
 - (c) may be removed at the will of the commissioner;
 - (d) shall be qualified by experience and education to:
 - (i) enforce the laws of this state relating to school safety;
 - (ii) perform duties prescribed by the commissioner; and
 - (iii) enforce rules made under this chapter.
 - ~~[(3) The duties and responsibilities of the state security chief shall be determined by the Commissioner of Public Safety in conjunction with the School Security Task Force created in Section 53-22-104.]~~
 - (3) The state security chief shall:
 - (a) establish building and safety standards for all public and private schools, including:
 - (i) coordinating with the State Board of Education to establish the required minimum safety and security standards for all public and private school facilities, including:
 - (A) limited entry points, including, if applicable, secured entry points for specific student grades or groups;
 - (B) video surveillance of entrances when school is in session;
 - (C) ground level windows protected by security film or ballistic windows;
 - (D) internal classroom door locks;

- 497 (E) bleed kits and first aid kits;
498 (F) exterior cameras on entrances, parking areas, and campus grounds; and
499 (G) fencing around playgrounds;
500 (ii) establishing a schedule or timeline for existing buildings to come into compliance
501 with this section;
502 (iii) creating a process to examine plans and specifications for construction or
503 remodeling of a school building, in accordance with Section 53E-3-706;
504 (iv) recommending to the commissioner the denial or revocation a public or private
505 school's occupancy permit for a building if:
506 (A) the building does not meet the standards established in this section; and
507 (B) after consultation with the local governing board, the building remains
508 non-compliant with the standards established in this section;
509 (v) creating minimum standards for radio communication equipment in every school;
510 and
511 (vi) establishing a process to approve the safety and security criteria the state
512 superintendent of public instruction establishes for building inspectors described
513 in Section 53E-3-706;
514 (b) oversee the implementation of the school safety personnel requirements described in
515 Section 53G-8-701.5, including:
516 (i) in consultation with a county security chief, overseeing the school guardian
517 program described in Section 53-22-105, including approving and coordinating
518 the relevant training programs;
519 (ii) establishing an application process for approved alternatives to the school safety
520 personnel requirements described in Section 53G-8-701.5;
521 (iii) selecting training requirements for school safety and security specialists in
522 consultation with the State Board of Education as described in Section
523 53G-8-701.6;
524 (iv) as required by Section 53G-8-701.8, tracking each school safety and security
525 director for a local education agency and ensuring that the contact information for
526 the school safety and security directors is readily available to the local law
527 enforcement agency of relevant jurisdiction; and
528 (v) reviewing and approving the State Board of Education's school resource officer
529 training program as described in Section 53G-8-702;
530 (c) oversee the creation of school safety trainings, protocols, and incident responses,

- 531 including:
- 532 (i) in consultation with the State Board of Education, defining what constitutes an
- 533 "active threat" and "developmentally appropriate" for purposes of the emergency
- 534 response training described in Section 53G-8-803;
- 535 (ii) in consultation with the Office of Substance Abuse and Mental Health,
- 536 establishing or selecting an adolescent mental health and de-escalation training for
- 537 school safety personnel;
- 538 (iii) consulting with the School Safety Center to develop the model critical incident
- 539 response that all schools and law enforcement will use during a threat, including:
- 540 (A) standardized response protocol terminology for use throughout the state,
- 541 including what constitutes a threat;
- 542 (B) protocols for planning and safety drills, including drills required in a school
- 543 before the school year begins;
- 544 (C) integration and appropriate use of a panic alert device described in Subsection
- 545 53G-8-805;
- 546 (D) the establishment of incident command for a threat or safety incident,
- 547 including which entity and individual runs the incident command;
- 548 (E) the required components for a communication plan to be followed during an
- 549 incident or threat;
- 550 (F) reunification plan protocols, including the appropriate design and use of an
- 551 incident command by others responding to or involved in an incident; and
- 552 (G) recommendations for safety equipment for schools, including amounts and
- 553 types of first aid supplies;
- 554 (iv) reviewing and suggesting any changes to the response plans and training under
- 555 Section 53G-8-803;
- 556 (v) creating the official standard response protocol described in Section 53G-8-803
- 557 for use by schools and law enforcement for school safety incidents; and
- 558 (vi) establishing a manner for any security personnel described in Section
- 559 53G-8-701.5 to be quickly identified by law enforcement during an incident;
- 560 (d) in consultation with the School Safety Center established in Section 53G-8-802:
- 561 (i) create a process to receive and analyze the school safety needs assessments
- 562 described in Section 53G-8-701.5; and
- 563 (ii) establish a required data reporting system for public schools to report serious and
- 564 non-serious threats and other data related to threat assessment that the state

- 565 security chief determines to be necessary; and
566 (e) fulfill any other duties and responsibilities determined by the commissioner.
567 (4) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
568 department, in consultation with the state security chief, shall make rules to fulfill the
569 duties described in this section.
570 (5) The state security chief may delegate duties under this section to a sworn department
571 member with the approval of the commissioner.

572 Section 9. Section **53-22-103** is amended to read:

573 **53-22-103 (Effective 05/01/24). County sheriff responsibilities -- Coordination.**

- 574 (1) Each county sheriff shall identify an individual as a county security chief within the
575 sheriff's office to coordinate security responsibilities, protocols, and required trainings
576 between the state security chief, the county sheriff's office, and the corresponding police
577 chiefs whose jurisdiction includes a public school within the county.
578 (2) The county security chief shall:
579 (a) in collaboration with the school safety and security specialist described in Section
580 53G-8-701.6:
581 (i) conduct, or coordinate with a designee from the local law enforcement agency of
582 relevant jurisdiction to conduct the school safety needs assessment described in
583 Section 53G-8-701.5; and
584 (ii) conduct a building safety evaluation at least annually using the results of the
585 school safety needs assessment to recommend and implement improvements to
586 school facilities, policies, procedures, protocols, rules, and regulations relating to
587 school safety and security;
588 (b) collaborate and maintain effective communications regarding school safety with
589 each:
590 (i) school safety and security specialist in the county security chief's county, as
591 described in Section 53G-8-701.6;
592 (ii) school safety and security director in the county security chief's county, as
593 described in Section 53G-8-701.8; and
594 (iii) local law enforcement agency within the county;
595 (c) administer with the corresponding police chiefs whose jurisdiction includes a public
596 school, the trainings described in Sections 53-22-105 and 53G-8-704, including:
597 (i) assessing if an individual is capable of the duties and responsibilities that the
598 trainings cover; and

- 599 (ii) denying an individual the ability to be a school safety personnel described in
600 Section 53G-8-701.5 if the county security chief finds the individual is not
601 capable of the duties and responsibilities that the trainings cover; and
602 (d) in conjunction with the state security chief, administer the school guardian program
603 established in Section 53-22-105 at any school participating in the program in the
604 county security chief's county.

605 Section 10. Section **53-22-104.1** is enacted to read:

606 **53-22-104.1 (Effective 05/01/24). School Security Task Force -- Membership --**
607 **Duties -- Per diem -- Report -- Expiration.**

- 608 (1) There is created a School Security Task Force composed of the following members:
609 (a) the House chair and vice chair of the House Law Enforcement and Criminal Justice
610 Standing Committee during the 2024 General Session, with the House chair serving
611 as the co-chair of the task force;
612 (b) two members from the Senate, whom the president of the Senate selects and one of
613 whom the president of the Senate appoints as co-chair of the task force;
614 (c) the state security chief;
615 (d) one member of the State Board of Education, whom the chair of State Board of
616 Education selects;
617 (e) a member of the School Safety Center, whom the state security chief selects;
618 (f) the director of the Utah Division of Juvenile Justice Youth Services or the director's
619 designee;
620 (g) a member of the Utah School Superintendents Association, whom the chairs select;
621 (h) one member of the Chiefs of Police Association from a county of the first or second
622 class;
623 (i) one member of the Sheriff's Association from a county of the third, fourth, fifth, or
624 sixth class, whom the president of the association selects;
625 (j) one county security chief, whom the state security chief selects;
626 (k) a school safety and security director, whom the chairs select;
627 (l) a school resource officer, whom the state security chief selects; and
628 (m) a member of the SafeUT and School Safety Commission, whom the chairs select.
629 (2) The task force shall:
630 (a) review school safety updates;
631 (b) consult with the Education Advisory Board created in Section 53-22-104.2; and
632 (c) develop legislation recommendations as necessary.

- 633 (3) (a) A majority of the members of the task force constitutes a quorum.
634 (b) The action of a majority of a quorum constitutes an action of the task force.
635 (4) The Office of Legislative Research and General Counsel shall provide staff for the task
636 force.
637 (5) (a) Salaries and expenses of the members of the task force who are legislators shall
638 be paid in accordance with:
639 (i) Section 36-2-2;
640 (ii) Legislative Joint Rules, Title 5, Chapter 2, Lodging, Meal, and Transportation
641 Expenses; and
642 (iii) Legislative Joint Rules, Title 5, Chapter 3, Legislator Compensation.
643 (b) A member of the task force who is not a legislator may not receive compensation for
644 the member's work associated with the task force but may receive per diem and
645 reimbursement for travel expenses incurred as a member of the task force at the rates
646 established by the Division of Finance under:
647 (i) Sections 63A-3-106 and 63A-3-107; and
648 (ii) rules made by the Division of Finance in accordance with Sections 63A-3-106
649 and 63A-3-107.

650 Section 11. Section **53-22-104.2** is enacted to read:

651 **53-22-104.2 (Effective 05/01/24). The School Security Task Force -- Education**
652 **Advisory Board.**

- 653 (1) There is created an advisory board to the task force called the Education Advisory
654 Board.
655 (2) The advisory board shall consist of the following members:
656 (a) the state security chief, who acts as chair of the advisory board;
657 (b) the construction and facility specialist at the State Board of Education;
658 (c) a superintendent from a county of the fourth, fifth, or sixth class, whom the state
659 security chief selects;
660 (d) a superintendent from a county of the first, second, or third class, whom the state
661 security chief selects;
662 (e) a charter school director from a county of the fourth, fifth, or sixth class, whom the
663 state security chief selects;
664 (f) a charter school director from a county of the first, second, or third class, whom the
665 state security chief selects;
666 (g) the president of the Utah School Boards Association or the president's designee;

- (h) a parent representative from a school community council or parent teacher organization, whom the state security chief selects;
- (i) a facilities manager from an LEA in a county of the fourth, fifth, or sixth class, whom the state security chief selects;
- (j) a facilities manager from an LEA in county of the first, second, or third class, whom the state security chief selects;
- (k) a representative of private schools, whom the state security chief selects; and
- (l) a member of the Office of Substance Abuse and Mental Health, whom the state security chief selects.

(3) The advisory board's purpose is to:

- (a) review and provide input on official business of the task force;
- (b) provide recommendations and suggestions for the task force's consideration; and
- (c) study and evaluate the policies, procedures, and programs implemented for school safety and provide proactive information regarding the implementation.

(4) (a) A majority of the members of the advisory board constitutes a quorum.

(b) The action of a majority of a quorum constitutes an action of the advisory board.

(5) (a) The advisory board shall select two members to serve as co-chairs.

(b) The co-chairs are responsible for the call and conduct of meetings.

(6) The staff of the state security chief shall provide staff for the advisory board.

(7) A member of the advisory board who is not a legislator may not receive compensation for the member's work associated with the task force but may receive per diem and reimbursement for travel expenses incurred as a member of the task force at the rates established by the Division of Finance under:

(a) Sections 63A-3-106 and 63A-3-107; and

(b) rules made by the Division of Finance in accordance with Sections 63A-3-106 and 63A-3-107.

Section 12. Section **53-22-105** is enacted to read:

53-22-105 (Effective 05/01/24). School guardian program.

(1) As used in this section:

(a) "Annual training" means an annual four-hour training that:

(i) a county security chief or a designee administers;

(ii) the state security chief approves;

(iii) can be tailored to local needs;

(iv) allows an individual to practice and demonstrate firearms proficiency at a

- 701 firearms range using the firearm the individual carries for self defense and defense
702 of others;
- 703 (v) includes the following components:
- 704 (A) firearm safety, including safe storage of a firearm;
705 (B) de-escalation tactics;
706 (C) the role of mental health in incidents; and
707 (D) disability awareness and interactions; and
- 708 (vi) contains other training needs as determined by the state security chief.
- 709 (b) "Biannual training" means a twice-yearly training that:
- 710 (i) is at least four hours, unless otherwise approved by the state security chief;
711 (ii) a county security chief or a designee administers;
712 (iii) the state security chief approves;
713 (iv) can be tailored to local needs; and
- 714 (v) through which a school guardian at a school or simulated school environment:
- 715 (A) receives training on the specifics of the building or buildings of the school,
716 including the location of emergency supplies and security infrastructure; and
717 (B) participates in a live-action practice plan with school administrators in
718 responding to active threats at the school; and
- 719 (vi) shall be taken with at least three months in between the two trainings.
- 720 (c) "Firearm" means the same as that term is defined in Section 76-10-501.
- 721 (d) "Initial training" means an in-person training that:
- 722 (i) a county security chief or a designee administers;
723 (ii) the state security chief approves;
724 (iii) can be tailored to local needs; and
- 725 (iv) provides:
- 726 (A) training on general familiarity with the types of firearms that can be concealed
727 for self-defense and defense of others;
- 728 (B) training on the safe loading, unloading, storage, and carrying of firearms in a
729 school setting;
- 730 (C) training at a firearms range with instruction regarding firearms fundamentals,
731 marksmanship, the demonstration and explanation of the difference between
732 sight picture, sight alignment, and trigger control, and a recognized pistol
733 course;
- 734 (D) current laws dealing with the lawful use of a firearm by a private citizen,

- 735 including laws on self-defense, defense of others, transportation of firearms,
736 and concealment of firearms;
- 737 (E) coordination with law enforcement officers in the event of an active threat;
738 (F) basic trauma first aid;
739 (G) the appropriate use of force, emphasizing the de-escalation of force and
740 alternatives to using force;
741 (H) situational response evaluations, including:
742 (I) protecting and securing a crime or accident scene;
743 (II) notifying law enforcement;
744 (III) controlling information; and
745 (IV) other training that the county sheriff, designee, or department deems
746 appropriate.
- 747 (e) "Program" means the school guardian program created in this section.
- 748 (f) (i) "School employee" means an employee of a school whose duties and
749 responsibilities require the employee to be physically present at a school's campus
750 while school is in session.
- 751 (ii) "School employee" does not include a principal, teacher, or individual whose
752 primary responsibilities require the employee to be primarily present in a
753 classroom to teach, care for, or interact with students, unless:
- 754 (A) the principal, teacher, or individual is employed at a school with 100 or fewer
755 students;
- 756 (B) the principal, teacher, or individual is employed at a school with adjacent
757 campuses as determined by the state security chief; or
- 758 (C) as provided in Subsection 53G-8-701.5(3).
- 759 (g) "School guardian" means a school employee who meets the requirements of
760 Subsection (3).
- 761 (2) (a) (i) There is created within the department the school guardian program;
762 (ii) the state security chief shall oversee the school guardian program;
763 (iii) the applicable county security chief shall administer the school guardian program
764 in each county.
- 765 (b) The state security chief shall ensure that the school guardian program includes:
766 (i) initial training;
767 (ii) biannual training; and
768 (iii) annual training.

(c) A county sheriff may partner or contract with:

(i) another county sheriff to support the respective county security chiefs in jointly administering the school guardian program in the relevant counties; and

(ii) a local law enforcement agency of relevant jurisdiction to provide the:

(A) initial training;

(B) biannual training; and

(C) annual training.

(3) (a) A school employee that volunteers to participate is eligible to join the program as a school guardian if:

(i) the school administrator approves the volunteer school employee to be designated as a school guardian;

(ii) the school employee satisfactorily completes initial training within six months before the day on which the school employee joins the program;

(iii) the school employee holds a valid concealed carry permit issued under Title 53, Chapter 5, Part 7, Concealed Firearm Act;

(iv) the school employee certifies to the sheriff of the county where the school is located that the school employee has undergone the training in accordance with Subsection (3)(a)(ii) and intends to serve as a school guardian; and

(v) the school employee successfully completes a mental health screening selected by the state security chief in collaboration with the Office of Substance Abuse and Mental Health established in Section 26B-5-102.

(b) After joining the program a school guardian shall complete annual training and biannual training to retain the designation of a school guardian in the program.

(4) The state security chief shall:

(a) for each school that participates in the program, track each school guardian at the school by collecting the photograph and the name and contact information for each guardian;

(b) make the information described in Subsection (4)(a) readily available to each law enforcement agency in the state categorized by school; and

(c) provide each school guardian with a one-time stipend of \$500.

(5) A school guardian:

(a) may store the school guardian's firearm on the grounds of a school only if:

(i) the firearm is stored in a biometric gun safe;

(ii) the biometric gun safe is located in the school guardian's office; and

(iii) the school guardian is physically present on the grounds of the school while the firearm is stored in the safe;

(b) shall carry the school guardian's firearm in a concealed manner; and

(c) may not, unless during an active threat, display or open carry a firearm while on school grounds.

(6) Except as provided in Subsection (5)(c), this section does not prohibit an individual who has a valid concealed carry permit but is not participating in the program from carrying a firearm on the grounds of a public school or charter school under Subsection 76-10-505.5 (4).

(7) A school guardian:

(a) does not have authority to act in a law enforcement capacity; and

(b) may, at the school where the school guardian is employed:

(i) take actions necessary to prevent or abate an active threat; and

(ii) temporarily detain an individual when the school guardian has reasonable cause to believe the individual has committed or is about to commit a forcible felony, as that term is defined in Section 76-2-402.

(8) A school may designate a single volunteer or multiple volunteers to participate in the school guardian program to satisfy the school safety personnel requirements of Section 53G-8-701.5.

(9) The department may adopt, according to Title 63G, Chapter 3, Utah Administrative Rulemaking Act, rules to administer this section.

(10) A school guardian who has active status in the guardian program is not liable for any civil damages or penalties if the school guardian:

(a) when carrying or storing a firearm:

(i) is acting in good faith; and

(ii) is not grossly negligent; or

(b) threatens, draws, or otherwise uses a firearm reasonably believing the action to be necessary in compliance with Section 76-2-402.

(11) A school guardian shall file a report described in Subsection (12) if, during the performance of the school guardian's duties, the school guardian points a firearm at an individual.

(12) (a) A report described in Subsection (11) shall include:

(i) a description of the incident;

(ii) the identification of the individuals involved in the incident; and

- 837 (iii) any other information required by the state security chief.
- 838 (b) A school guardian shall submit a report required under Subsection (11) to the school
839 administrator, school safety and security director, and the state security chief within
840 48 hours after the incident.
- 841 (c) The school administrator, school safety and security director, and the state security
842 chief shall consult and review the report submitted under Subsection (12)(b).
- 843 (13) The requirements of Subsections (11) and (12) do not apply to a training exercise.
- 844 (14) A school guardian may have the designation of school guardian revoked at any time by
845 the school principal, county sheriff, or state security chief.
- 846 (15) (a) Any information or record created detailing a school guardian's participation in
847 the program is:
- 848 (i) a private, controlled, or protected record under Title 63G, Chapter 2, Government
849 Records Access and Management Act; and
- 850 (ii) available only to:
- 851 (A) the state security chief;
- 852 (B) administrators at the school guardian's school;
- 853 (C) if applicable, other school safety personnel described in Section 53G-8-701.5;
- 854 (D) a local law enforcement agency that would respond to the school in case of an
855 emergency; and
- 856 (E) the individual designated by the county sheriff in accordance with Section
857 53-22-103 of the county of the school where the school guardian in the
858 program is located.
- 859 (b) The information or record described in Subsection (15)(a) includes information
860 related to the school guardian's identity and activity within the program as described
861 in this section and any personal identifying information of a school guardian
862 participating in the program collected or obtained during initial training, annual
863 training, and biannual training.
- 864 (c) An individual who intentionally or knowingly provides the information described in
865 Subsection (15)(a) to an individual or entity not listed in Subsection (15)(a)(ii) is
866 guilty of a class B misdemeanor.
- 867 Section 13. Section **53-22-106** is enacted to read:
- 868 **53-22-106 (Effective 05/01/24). Substantial threats against a school reporting**
869 **requirements -- Exceptions.**
- 870 (1) As used in this section, "substantial threat" means a threat made with serious intent to

871 cause harm.

872 (2) Except as provided in Subsection (3), if a state employee or person in a position of
873 special trust as defined in Section 76-5-404.1, including an individual licensed under
874 Title 58, Chapter 31b, Nurse Practice Act, or Title 58, Chapter 67, Utah Medical
875 Practice Act, has reason to believe a substantial threat against a school, school
876 employee, or student attending a school or is aware of circumstances that would
877 reasonably result in a substantial threat against a school, school employee, or student
878 attending a school, the state employee or person in a position of special trust shall
879 immediately report the suspected substantial threat to:

880 (a) the state security chief;

881 (b) the local education agency that the substantial threat would impact; or

882 (c) to the nearest peace officer or law enforcement agency.

883 (3) (a) (i) If the state security chief, a peace officer, or law enforcement agency
884 receives a report under Subsection (2), the state security chief, peace officer, or
885 law enforcement agency shall immediately notify the local education agency that
886 the substantial threat would impact.

887 (ii) If the local education agency that the substantial threat would impact receives a
888 report under Subsection (2), the local education agency that the substantial threat
889 would impact shall immediately notify the appropriate local law enforcement
890 agency and the state security chief.

891 (b) (i) A local education agency that the substantial threat would impact shall
892 coordinate with the law enforcement agency on the law enforcement agency's
893 investigation of the report described in Subsection (1).

894 (ii) If a law enforcement agency undertakes an investigation of a report under
895 Subsection (2), the law enforcement agency shall provide a final investigatory
896 report to the local education agency that the substantial threat would impact upon
897 request.

898 (4) Subject to Subsection (5), the reporting requirement described in Subsection (2) does
899 not apply to:

900 (a) a member of the clergy with regard to any confession an individual makes to the
901 member of the clergy while functioning in the ministerial capacity of the member of
902 the clergy if:

903 (i) the individual made the confession directly to the member of the clergy;

904 (ii) the member of the clergy is, under canon law or church doctrine or practice,

- bound to maintain the confidentiality of the confession; and
- (iii) the member of the clergy does not have the consent of the individual making the confession to disclose the content of the confession; or
- (b) an attorney, or an individual whom the attorney employs, if:
- (i) the knowledge or belief of the substantial threat arises from the representation of a client; and
- (ii) if disclosure of the substantial threat would not reveal the substantial threat to prevent reasonably certain death or substantial bodily harm in accordance with Utah Rules of Professional Conduct, Rule 1.6.
- (5) (a) When a member of the clergy receives information about the substantial threat from any source other than a confession, the member of the clergy shall report the information even if the member of the clergy also received information about the substantial threat from the confession of the perpetrator.
- (b) Exemption of the reporting requirement for an individual described in Subsection (4) does not exempt the individual from any other actions required by law to prevent further substantial threats or actual harm related to the substantial threat.
- (6) The physician-patient privilege does not:
- (a) excuse an individual who is licensed under Title 58, Chapter 67, Utah Medical Practice Act, or Title 58, Chapter 68, Utah Osteopathic Medical Practice Act, from reporting under this section; or
- (b) constitute grounds for excluding evidence in a judicial or administrative proceeding resulting from a report under this section.
- Section 14. Section **53B-17-1201** is amended to read:
- 53B-17-1201 (Effective 05/01/24). Definitions.**
- As used in this part:
- (1) "Commission" means the SafeUT and School Safety Commission established in Section 53B-17-1203.
- (2) ~~["University Neuropsychiatric"]~~ "Huntsman Mental Health Institute" means the mental health and substance abuse treatment institute within the University of Utah Hospitals and Clinics.
- Section 15. Section **53B-17-1202** is amended to read:
- 53B-17-1202 (Effective 05/01/24). SafeUT Crisis Line established.**
- The ~~[University Neuropsychiatric]~~ Huntsman Mental Health Institute shall:
- (1) establish a SafeUT Crisis Line to provide:

- 939 (a) a means for an individual to anonymously report:
- 940 (i) unsafe, violent, or criminal activities, or the threat of such activities at or near a
- 941 public school;
- 942 (ii) incidents of bullying, cyber-bullying, harassment, or hazing; and
- 943 (iii) incidents of physical or sexual abuse committed by a school employee or school
- 944 volunteer; and
- 945 (b) crisis intervention, including suicide prevention, to individuals experiencing
- 946 emotional distress or psychiatric crisis;
- 947 (2) provide the services described in Subsection (1) 24 hours a day, seven days a week; [and]
- 948 (3) when necessary, or as required by law, promptly forward a report received under
- 949 Subsection (1)(a) to appropriate:
- 950 (a) school officials; and
- 951 (b) law enforcement officials[-] ;
- 952 (4) in accordance with Subsection (5), report the uses of the SafeUT Crisis Line described
- 953 in Subsection (1) to the State Bureau of Investigation's systems described in Subsections
- 954 53-10-302(7) and (8);
- 955 (5) coordinate with the state security chief to determine the appropriate circumstances
- 956 necessitating a report described in Subsection (4); and
- 957 (6) subject to legislative appropriations and in consultation with the School Security Task
- 958 Force described in Section 53-22-104.1, state security chief described in Section
- 959 53-22-102, and School Safety Center described in Section 53G-8-802, develop and
- 960 deploy additional supports and enhancements for school safety efforts.

961 Section 16. Section **53B-17-1203** is amended to read:

962 **53B-17-1203 (Effective 05/01/24). SafeUT and School Safety Commission**

963 **established -- Members.**

- 964 (1) There is created the SafeUT and School Safety Commission composed of the following
- 965 members:
- 966 (a) one member who represents the Office of the Attorney General, appointed by the
- 967 attorney general;
- 968 (b) one member who represents the Utah public education system, appointed by the
- 969 State Board of Education;
- 970 (c) one member who represents the Utah system of higher education, appointed by the
- 971 board;
- 972 (d) one member who represents the Department of Health and Human Services,

- 973 appointed by the executive director of the Department of Health and Human Services;
 974 (e) one member of the House of Representatives, appointed by the speaker of the House
 975 of Representatives;
 976 (f) one member of the Senate, appointed by the president of the Senate;
 977 (g) one member who represents the [~~University Neuropsychiatric~~] Huntsman Mental
 978 Health Institute, appointed by the chair of the commission;
 979 (h) one member who represents law enforcement who has extensive experience in
 980 emergency response, appointed by the chair of the commission;
 981 (i) one member who represents the Department of Health and Human Services who has
 982 experience in youth services or treatment services, appointed by the executive
 983 director of the Department of Health and Human Services; and
 984 (j) two members of the public, appointed by the chair of the commission.
- 985 (2) (a) Except as provided in Subsection (2)(b), members of the commission shall be
 986 appointed to four-year terms.
 987 (b) The length of the terms of the members shall be staggered so that approximately half
 988 of the committee is appointed every two years.
 989 (c) When a vacancy occurs in the membership of the commission, the replacement shall
 990 be appointed for the unexpired term.
- 991 (3) (a) The attorney general's designee shall serve as chair of the commission.
 992 (b) The chair shall set the agenda for commission meetings.
- 993 (4) Attendance of a simple majority of the members constitutes a quorum for the
 994 transaction of official commission business.
- 995 (5) Formal action by the commission requires a majority vote of a quorum.
- 996 (6) (a) Except as provided in Subsection (6)(b), a member may not receive
 997 compensation, benefits, per diem, or travel expenses for the member's service.
 998 (b) Compensation and expenses of a member who is a legislator are governed by Section
 999 36-2-2 and Legislative Joint Rules, Title 5, Legislative Compensation and Expenses.
- 1000 (7) The Office of the Attorney General shall provide staff support to the commission.
- 1001 Section 17. Section **53B-17-1204** is amended to read:
 1002 **53B-17-1204 (Effective 05/01/24). SafeUT and School Safety Commission duties**
 1003 **-- LEA governing board duties -- Fees.**
 1004 (1) As used in this section:
 1005 (a) "LEA governing board" means:
 1006 (i) for a school district, the local school board;

- (ii) for a charter school, the charter school governing board; or
- (iii) for the Utah Schools for the Deaf and the Blind, the State Board of Education.

(b) "Local education agency" or "LEA" means:

- (i) a school district;
- (ii) a charter school; or
- (iii) the Utah Schools for the Deaf and the Blind.

(2) The commission shall coordinate:

- (a) statewide efforts related to the SafeUT Crisis Line; ~~and~~
- (b) with the State Board of Education and the board to promote awareness of the services available through the SafeUT Crisis Line~~[-]~~ ; and
- (c) with the state security chief appointed under Section 53-22-102 to ensure appropriate reporting described in Subsections 53B-17-1202(4) and (5).

(3) An LEA governing board shall inform students, parents, and school personnel about the SafeUT Crisis Line.

(4) (a) Except as provided in Subsection (4)(b), the ~~[University Neuropsychiatry]~~ Huntsman Mental Health Institute may charge a fee to an institution of higher education or other entity for the use of the SafeUT Crisis Line in accordance with the method described in Subsection (4)(c).

(b) The ~~[University Neuropsychiatry]~~ Huntsman Mental Health Institute may not charge a fee to the State Board of Education or a local education agency for the use of the SafeUT Crisis Line.

(c) The commission shall establish a standard method for charging a fee described in Subsection (4)(a).

Section 18. Section **53E-3-516** is amended to read:

53E-3-516 (Effective 05/01/24). School disciplinary and law enforcement action report -- Rulemaking authority.

(1) As used in this section:

- (a) "Dangerous weapon" means the same as that term is defined in Section 53G-8-510.
- (b) "Disciplinary action" means an action by a public school meant to formally discipline a student of that public school that includes a suspension or expulsion.
- (c) "Law enforcement agency" means the same as that term is defined in Section 77-7a-103.
- (d) "Minor" means the same as that term is defined in Section 80-1-102.
- (e) "Other law enforcement activity" means a significant law enforcement interaction

with a minor that does not result in an arrest, including:

(i) a search and seizure by ~~[an SRO]~~ a school resource officer;

(ii) issuance of a criminal citation;

(iii) issuance of a ticket or summons;

(iv) filing a delinquency petition; or

(v) referral to a probation officer.

(f) "School is in session" means the hours of a day during which a public school conducts instruction for which student attendance is counted toward calculating average daily membership.

(g) (i) "School-sponsored activity" means an activity, fundraising event, club, camp, clinic, or other event or activity that is authorized by a specific public school, according to LEA governing board policy, and satisfies at least one of the following conditions:

(A) the activity is managed or supervised by a school district, public school, or public school employee;

(B) the activity uses the school district or public school facilities, equipment, or other school resources; or

(C) the activity is supported or subsidized, more than inconsequentially, by public funds, including the public school's activity funds or Minimum School Program dollars.

(ii) "School-sponsored activity" includes preparation for and involvement in a public performance, contest, athletic competition, demonstration, display, or club activity.

(h) "School resource officer" ~~[-or "SRO"]~~ means the same as that term is defined in Section 53G-8-701.

(2) Beginning on July 1, 2023, the state board shall develop an annual report regarding the following incidents that occur on school grounds while school is in session or during a school-sponsored activity:

(a) arrests of a minor;

(b) other law enforcement activities;

(c) disciplinary actions; and

(d) minors found in possession of a dangerous weapon.

(3) Pursuant to state and federal law, law enforcement agencies shall collaborate with the state board and LEAs to provide and validate data and information necessary to complete the report described in Subsection (2), as requested by an LEA or the state

- 1075 board.
- 1076 (4) The report described in Subsection (2) shall include the following information listed
1077 separately for each LEA:
- 1078 (a) the number of arrests of a minor, including the reason why the minor was arrested;
1079 (b) the number of other law enforcement activities, including the following information
1080 for each incident:
1081 (i) the reason for the other law enforcement activity; and
1082 (ii) the type of other law enforcement activity used;
1083 (c) the number of disciplinary actions imposed, including:
1084 (i) the reason for the disciplinary action; and
1085 (ii) the type of disciplinary action;
1086 (d) the number of [SROs] school resource officers employed;
1087 (e) if applicable, the demographics of an individual who is subject to, as the following
1088 are defined in Section 53G-9-601, bullying, hazing, cyber-bullying, or retaliation; and
1089 (f) the number of minors found in possession of a dangerous weapon on school grounds
1090 while school is in session or during a school-sponsored activity.
- 1091 (5) The report described in Subsection (2) shall include the following information, in
1092 aggregate, for each element described in Subsections (4)(a) through (c):
- 1093 (a) age;
1094 (b) grade level;
1095 (c) race;
1096 (d) sex; and
1097 (e) disability status.
- 1098 (6) Information included in the annual report described in Subsection (2) shall comply with:
1099 (a) Chapter 9, Part 3, Student Data Protection;
1100 (b) Chapter 9, Part 2, Student Privacy; and
1101 (c) the Family Education Rights and Privacy Act, 20 U.S.C. Secs. 1232g and 1232h.
- 1102 (7) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
1103 state board shall make rules to compile the report described in Subsection (2).
- 1104 (8) The state board shall provide the report described in Subsection (2):
1105 (a) in accordance with Section 53E-1-203 for incidents that occurred during the previous
1106 school year; and
1107 (b) to the State Commission on Criminal and Juvenile Justice before July 1 of each year
1108 for incidents that occurred during the previous school year.

Section 19. Section **53E-3-518** is amended to read:

53E-3-518 (Effective 05/01/24). Utah school information management system --

Local education agency requirements.

(1) As used in this section:

(a) "LEA data system" or "LEA's data system" means a data system that:

(i) is developed, selected, or relied upon by an LEA; and

(ii) the LEA uses to collect data or submit data to the state board related to:

(A) student information;

(B) educator information;

(C) financial information; or

(D) other information requested by the state board.

(b) "LEA financial information system" or "LEA's financial information system" means an LEA data system used for financial information.

(c) "Parent" means the same as that term is defined in Section 53G-6-201.

(d) "Utah school information management system" or "information management system" means the state board's data collection and reporting system described in this section.

(e) "User" means an individual who has authorized access to the information management system.

(2) On or before July 1, 2024, the state board shall have in place an information management system that meets the requirements described in this section.

(3) The state board shall ensure that the information management system:

(a) interfaces with:

(i) an LEA's data systems that meet the requirements described in Subsection (6);

(ii) where appropriate, the systems described in Subsections 53-10-302(7) and (8);

(iii) the public safety portal described in Section 63A-16-2002; and

(b) serves as the mechanism for the state board to collect and report on all data that LEAs submit to the state board related to:

(i) student information;

(ii) educator information;

(iii) financial information; and

(iv) other information requested by the state board;

(c) includes a web-based user interface through which a user may:

(i) enter data;

- 1143 (ii) view data; and
1144 (iii) generate customizable reports;
- 1145 (d) includes a data warehouse and other hardware or software necessary to store or
1146 process data submitted by an LEA;
- 1147 (e) provides for data privacy, including by complying with Title 53E, Chapter 9, Student
1148 Privacy and Data Protection;
- 1149 (f) restricts user access based on each user's role; and
1150 (g) meets requirements related to a student achievement backpack described in Section
1151 53E-3-511.
- 1152 (4) The state board shall establish the restrictions on user access described in Subsection
1153 (3)(f).
- 1154 (5) (a) The state board shall make rules that establish the required capabilities for an
1155 LEA financial information system.
- 1156 (b) In establishing the required capabilities for an LEA financial information system, the
1157 state board shall consider metrics and capabilities requested by the state treasurer or
1158 state auditor.
- 1159 (6) (a) On or before July 1, 2024, an LEA shall ensure that:
- 1160 (i) all of the LEA's data systems:
- 1161 (A) meet the data standards established by the state board in accordance with
1162 Section 53E-3-501;
- 1163 (B) are fully compatible with the state board's information management system;
1164 and
- 1165 (C) meet specification standards determined by the state board; and
- 1166 (ii) the LEA's financial information system meets the requirements described in
1167 Subsection (5).
- 1168 (b) An LEA shall ensure that an LEA data system purchased or developed on or after
1169 May 14, 2019, will be compatible with the information management system when the
1170 information management system is fully operational.
- 1171 (7) (a) Subject to appropriations and Subsection (7)(b), the state board may use an
1172 appropriation under this section to help an LEA meet the requirements in the rules
1173 described in Subsection (5) by:
- 1174 (i) providing to the LEA funding for implementation and sustainment of the LEA
1175 financial information system, either through:
- 1176 (A) awarding a grant to the LEA; or

- 1177 (B) providing a reimbursement to the LEA; or
- 1178 (ii) in accordance with Title 63G, Chapter 6a, Utah Procurement Code, procuring a
- 1179 financial information system on behalf of an LEA for the LEA to use as the LEA's
- 1180 financial information system.
- 1181 (b) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
- 1182 state board shall make rules describing:
- 1183 (i) how an LEA may apply to the state board for the assistance described in
- 1184 Subsection (7)(a); and
- 1185 (ii) criteria for the state board to provide the assistance to an LEA.
- 1186 (8) (a) Beginning July 1, 2024, the state board may take action against an LEA that is
- 1187 out of compliance with a requirement described in Subsection (6) until the LEA
- 1188 complies with the requirement.
- 1189 (b) An action described in Subsection (8)(a) may include the state board withholding
- 1190 funds from the LEA.
- 1191 (9) (a) For purposes of this Subsection (9), "education record" means the same as that
- 1192 term is defined in 20 U.S.C. Sec. 1232g.
- 1193 (b) The state board shall, by rule made in accordance with Title 63G, Chapter 3, Utah
- 1194 Administrative Rulemaking Act, establish a procedure under which:
- 1195 (i) a parent may submit information as part of the education records for the parent's
- 1196 student;
- 1197 (ii) the information submitted by the parent is maintained as part of the education
- 1198 records for the parent's student;
- 1199 (iii) information submitted by the parent and maintained as part of the education
- 1200 records for the parent's student may be removed at the request of the parent; and
- 1201 (iv) a parent has access only to the education records of the parent's student in
- 1202 accordance with Subsection (9)(d).
- 1203 (c) The rules made under this Subsection (9) shall allow a parent to submit or remove
- 1204 information submitted by the parent under this Subsection (9) at least annually,
- 1205 including at the time of:
- 1206 (i) registering a student in a school; or
- 1207 (ii) changing the school in which a student attends.
- 1208 (d) Subject to the federal Family Education Rights and Privacy Act, 20 U.S.C. Sec.
- 1209 1232g, and related regulations, the state board shall provide a parent access to an
- 1210 education record concerning the parent's student.

1211 (e) The state board shall create in the information management system a record tracking
1212 interoperability of education records described in this Subsection (9) when a student
1213 is transitioning between schools or between LEAs.

1214 Section 20. Section **53E-3-702** is amended to read:

1215 **53E-3-702 (Effective 05/01/24). State board to adopt public school construction**
1216 **guidelines.**

1217 (1) As used in this section, "public school construction" means construction work on a new
1218 public school.

1219 (2) (a) The state board shall:

1220 (i) adopt guidelines for public school construction; and

1221 (ii) consult with the Division of Facilities Construction and Management

1222 Administration and the state security chief appointed under Section 53-22-102 on
1223 proposed guidelines before adoption.

1224 (b) The state board shall ensure that guidelines adopted under Subsection (2)(a)(i)
1225 maximize funds used for public school construction and reflect efficient and
1226 economic use of those funds, including adopting guidelines that address a school's
1227 safety and a school's essential needs rather than encouraging or endorsing excessive
1228 costs per square foot of construction or nonessential facilities, design, or furnishings.

1229 (3) Before a school district or charter school may begin public school construction, the
1230 school district or charter school shall:

1231 (a) review the guidelines adopted by the state board under this section; and

1232 (b) take into consideration the guidelines when planning the public school construction.

1233 (4) In adopting the guidelines for public school construction, the state board shall consider
1234 the following and adopt alternative guidelines as needed:

1235 (a) location factors, including whether the school is in a rural or urban setting, and
1236 climate factors;

1237 (b) variations in guidelines for significant or minimal projected student population
1238 growth;

1239 (c) guidelines specific to schools that serve various populations and grades, including
1240 high schools, junior high schools, middle schools, elementary schools, alternative
1241 schools, and schools for people with disabilities; and

1242 (d) year-round use.

1243 (5) The guidelines shall address the following:

1244 (a) square footage per student;

- (b) minimum and maximum required real property for a public school;
- (c) athletic facilities and fields, playgrounds, and hard surface play areas;
- (d) necessary specifications to meet the safety standards created by the state security chief in Section 53E-3-706;
- ~~[(d)]~~ (e) cost per square foot;
- ~~[(e)]~~ (f) minimum and maximum qualities and costs for building materials;
- ~~[(f)]~~ (g) design efficiency;
- ~~[(g)]~~ (h) parking;
- ~~[(h)]~~ (i) furnishing;
- ~~[(i)]~~ (j) proof of compliance with applicable building codes; and
- ~~[(j)]~~ (k) safety.

Section 21. Section **53E-3-706** is amended to read:

**53E-3-706 (Effective 05/01/24). Enforcement of part by state superintendent --
Employment of personnel -- School districts and charter schools -- Certificate of
inspection verification.**

- (1) ~~[(The)]~~ Notwithstanding Subsections (4), (5), and (6), the state superintendent shall enforce this part.
- (2) The state superintendent may employ architects or other qualified personnel, or contract with the Division of Facilities Construction and Management, the state fire marshal, the state security chief appointed under Section 53-22-102, or a local governmental entity to:
 - (a) examine the plans and specifications of any school building or alteration submitted under this part;
 - (b) verify the inspection of any school building during or following construction; and
 - (c) perform other functions necessary to ensure compliance with this part.
- (3) (a) ~~[(i)]~~ If a local school board uses the school district's building inspector under Subsection 10-9a-305(6)(a)(ii) or 17-27a-305(6)(a)(ii) and issues its own certificate authorizing permanent occupancy of the school building, the local school board shall file a certificate of inspection verification with the local governmental entity's building official and the state board, advising those entities that the school district has complied with the inspection provisions of this part.
- ~~[(ii)]~~ (b) If a charter school uses a school district building inspector under Subsection 10-9a-305(6)(a)(ii) or 17-27a-305(6)(a)(ii) and the school district issues to the charter school a certificate authorizing permanent occupancy of the school building, the charter school shall file with the state board a certificate of inspection verification.

1279 ~~[(iii)]~~ (c) If a local school board or charter school uses a local governmental entity's
1280 building inspector under Subsection 10-9a-305(6)(a)(i) or 17-27a-305(6)(a)(i) and the
1281 local governmental entity issues the local school board or charter school a certificate
1282 authorizing permanent occupancy of the school building, the local school board or
1283 charter school shall file with the state board a certificate of inspection verification.

1284 ~~[(iv)]~~ (d) ~~[(A)]~~ (i) If a local school board or charter school uses an independent,
1285 certified building inspector under Subsection 10-9a-305(6)(a)(iii) or 17-27a-305
1286 (6)(a)(iii), the local school board or charter school shall, upon completion of all
1287 required inspections of the school building, file with the state board a certificate of
1288 inspection verification and a request for the issuance of a certificate authorizing
1289 permanent occupancy of the school building.

1290 ~~[(B)]~~ (ii) Upon the local school board's or charter school's filing of the certificate and
1291 request as provided in Subsection ~~[(3)(a)(iv)(A);]~~ (3)(d)(i), the school district or
1292 charter school shall be entitled to temporary occupancy of the school building that
1293 is the subject of the request for a period of 90 days, beginning the date the request
1294 is filed, if the school district or charter school has complied with all applicable fire
1295 and life safety code requirements.

1296 ~~[(C)]~~ (iii) Within 30 days after the local school board or charter school files a request
1297 under Subsection ~~[(3)(a)(iv)(A)]~~ (3)(d)(i) for a certificate authorizing permanent
1298 occupancy of the school building, the state superintendent shall:

1299 ~~[(H)]~~ (A) ~~[(Aa)]~~ issue to the local school board or charter school a certificate
1300 authorizing permanent occupancy of the school building; or
1301 ~~[(Bb)]~~

1302 (B) deliver to the local school board or charter school a written notice indicating
1303 deficiencies in the school district's or charter school's compliance with the
1304 inspection provisions of this part; and

1305 ~~[(H)]~~ (C) mail a copy of the certificate authorizing permanent occupancy or the
1306 notice of deficiency to the building official of the local governmental entity in
1307 which the school building is located.

1308 ~~[(D)]~~ (iv) Upon the local school board or charter school remedying the deficiencies
1309 indicated in the notice under Subsection ~~[(3)(a)(iv)(C)(H)(Bb)]~~ (3)(d)(iii)(B) and
1310 notifying the state superintendent that the deficiencies have been remedied, the
1311 state superintendent shall issue a certificate authorizing permanent occupancy of
1312 the school building and mail a copy of the certificate to the building official of the

- 1313 local governmental entity in which the school building is located.
- 1314 ~~[(E)]~~ (v) ~~[(H)]~~ (A) The state superintendent may charge the school district or charter
- 1315 school a fee for an inspection that the state superintendent considers necessary
- 1316 to enable the state superintendent to issue a certificate authorizing permanent
- 1317 occupancy of the school building.
- 1318 ~~[(H)]~~ (B) A fee under Subsection ~~[(3)(a)(iv)(E)(H)]~~ (3)(d)(v)(A) may not exceed the
- 1319 actual cost of performing the inspection.
- 1320 ~~[(b)]~~ (e) For purposes of this Subsection (3):
- 1321 (i) "local governmental entity" means either a municipality, for a school building
- 1322 located within a municipality, or a county, for a school building located within an
- 1323 unincorporated area in the county; and
- 1324 (ii) "certificate of inspection verification" means a standard inspection form
- 1325 developed by the state superintendent in consultation with local school boards and
- 1326 charter schools to verify that inspections by qualified inspectors have occurred.
- 1327 (4) The state security chief appointed under Section 53-22-102 shall establish:
- 1328 (a) minimum safety and security standards for school construction and design projects,
- 1329 including buildings for private schools;
- 1330 (b) a timeline for an LEA or private school to comply with the safety and security
- 1331 standards for school construction and design project requirements of this Subsection
- 1332 (4); and
- 1333 (c) a process for an LEA or private school to seek alternative safety and security
- 1334 standards established under this Subsection (4).
- 1335 (5) The county security chief appointed under Section 53-22-103 shall ensure a private
- 1336 school, local school district, or charter school shall adhere to all safety and security
- 1337 standards for a school construction or design project the state security chief creates.
- 1338 (6) A building inspector described in this part shall coordinate with the relevant county
- 1339 security chief to ensure compliance described in Subsection (5) before issuing a
- 1340 certificate authorizing permanent occupancy for a school.

1341 Section 22. Section **53F-4-207** is amended to read:

1342 **53F-4-207 (Effective 05/01/24). Student intervention early warning program.**

- 1343 (1) As used in this section:
- 1344 (a) "Digital program" means a program that provides information for student early
- 1345 intervention as described in this section.
- 1346 (b) "Online data reporting tool" means a system described in Section 53E-4-311.

- 1347 [~~(e) "Participating LEA" means an LEA that receives access to a digital program under~~
1348 ~~Subsection (5).]~~
- 1349 (2) (a) The state board shall, subject to legislative appropriations:
- 1350 (i) subject to Subsection (2)(c), enhance the online data reporting tool and provide
1351 additional formative actionable data on student outcomes; and
- 1352 (ii) select through a competitive contract process a provider to provide to an LEA a
1353 digital program as described in this section.
- 1354 (b) Information collected or used by the state board for purposes of enhancing the online
1355 data reporting tool in accordance with this section may not identify a student
1356 individually.
- 1357 (c) The state board shall make rules in accordance with Title 63G, Chapter 3, Utah
1358 Administrative Rulemaking Act, to define the primary exceptionalities described in
1359 Subsection (3)(e)(ii).
- 1360 (3) The enhancement to the online data reporting tool and the digital program shall:
- 1361 (a) be designed with a user-appropriate interface for use by teachers, school
1362 administrators, and parents;
- 1363 (b) provide reports on a student's results at the student level on:
- 1364 (i) a national assessment;
- 1365 (ii) a local assessment; and
- 1366 (iii) a standards assessment described in Section 53E-4-303;
- 1367 (c) have the ability to provide data from aggregate student reports based on a student's:
- 1368 (i) teacher;
- 1369 (ii) school;
- 1370 (iii) school district, if applicable; or
- 1371 (iv) ethnicity;
- 1372 (d) provide a viewer with the ability to view the data described in Subsection (2)(c) on a
1373 single computer screen;
- 1374 (e) have the ability to compare the performance of students, for each teacher, based on a
1375 student's:
- 1376 (i) gender;
- 1377 (ii) special needs, including primary exceptionality as defined by state board rule;
- 1378 (iii) English proficiency;
- 1379 (iv) economic status;
- 1380 (v) migrant status;

- 1381 (vi) ethnicity;
- 1382 (vii) response to tiered intervention;
- 1383 (viii) response to tiered intervention enrollment date;
- 1384 (ix) absence rate;
- 1385 (x) feeder school;
- 1386 (xi) type of school, including primary or secondary, public or private, Title I, or other
- 1387 general school-type category;
- 1388 (xii) course failures; and
- 1389 (xiii) other criteria, as determined by the state board; and
- 1390 (f) have the ability to load data from a local, national, or other assessment in the data's
- 1391 original format within a reasonable time.
- 1392 (4) Subject to legislative appropriations, the online data reporting tool and digital program
- 1393 shall:
- 1394 (a) integrate criteria for early warning indicators, including the following criteria:
- 1395 (i) discipline, including school safety violations;
- 1396 (ii) attendance;
- 1397 (iii) behavior;
- 1398 (iv) course failures; and
- 1399 (v) other criteria as determined by a local school board or charter school governing
- 1400 board;
- 1401 (b) provide a teacher or administrator the ability to view the early warning indicators
- 1402 described in Subsection (4)(a) with a student's assessment results described in
- 1403 Subsection (3)(b);
- 1404 (c) provide data on response to intervention using existing assessments or measures that
- 1405 are manually added, including assessment and nonacademic measures;
- 1406 (d) provide a user the ability to share interventions within a reporting environment and
- 1407 add comments to inform other teachers, administrators, and parents;
- 1408 (e) save and share reports among different teachers and school administrators, subject to
- 1409 the student population information a teacher or administrator has the rights to access;
- 1410 (f) automatically flag a student profile when early warning thresholds, that the state
- 1411 board defines, are met so that a teacher can easily identify a student who may be in
- 1412 need of intervention;
- 1413 (g) incorporate a variety of algorithms to support student learning outcomes and provide
- 1414 student growth reporting by teacher;

- 1415 (h) integrate response to intervention tiers and activities as filters for the reporting of
1416 individual student data and aggregated data, including by ethnicity, school, or teacher;
- 1417 (i) have the ability to generate parent communication to alert the parent of~~[-academic]~~
1418 plans or interventions; and
- 1419 (j) configure alerts based upon student academic results, including a student's
1420 performance on the previous year's standards assessment described in Section
1421 53E-4-303 or results to appropriate behavior interventions.
- 1422 (5) (a) ~~[The state board shall, subject to legislative appropriations, select an LEA to~~
1423 ~~receive]~~ The state board shall ensure that each LEA receives access to a digital
1424 program through a provider described in Subsection (2)(a)(ii).
- 1425 (b) An LEA~~[-that receives access to a digital program]~~ shall:
- 1426 (i) pay for 50% of the cost of providing access to the digital program to the LEA; and
1427 (ii) no later than one school year after accessing a digital program, report to the state
1428 board in a format required by the state board on:
- 1429 (A) the effectiveness of the digital program;
1430 (B) positive and negative attributes of the digital program;
1431 (C) recommendations for improving the online data reporting tool; and
1432 (D) any other information regarding a digital program requested by the state board.
- 1433 (c) The state board shall consider recommendations from an LEA for changes to the
1434 online data reporting tool.
- 1435 (6) ~~[Information]~~ A person shall provide or use information described in this section~~[-shall~~
1436 ~~be used]~~ in accordance with~~[-and provided subject to]~~:
- 1437 (a) Title 53E, Chapter 9, Student Privacy and Data Protection;
1438 (b) Family Education Rights and Privacy Act, 20 U.S.C. Sec. 1232g; and
1439 (c) the parental consent requirements in Section 53E-9-203.
- 1440 (7) (a) A parent or guardian may opt the parent's or guardian's student out of
1441 participating in a survey prepared by ~~[a participating]~~ an LEA's online data reporting
1442 tool described in this section.
- 1443 (b) An LEA shall provide notice to a parent of:
- 1444 (i) the administration of a survey described in Subsection (7)(a);
1445 (ii) if applicable, that the survey may request information from students that is non-
1446 academic in nature;
1447 (iii) where the parent may access the survey described in Subsection (7)(a) to be
1448 administered; and

- 1449 (iv) the opportunity to opt a student out of participating in a survey as described in
 1450 Subsection (7)(a).
- 1451 (c) ~~[A participating]~~ An LEA shall annually provide notice to parents and guardians on
 1452 how the~~[participating]~~ LEA uses student data through the online data reporting tool
 1453 to provide instruction and intervention to students.
- 1454 (8) An LEA may use a different platform from the platform described in Subsection
 1455 (2)(a)(ii) if the different platform accomplishes the requirements of this section.
- 1456 Section 23. Section **53F-5-220** is amended to read:
- 1457 **53F-5-220 (Effective 05/01/24). School Safety and Support Grant Program --**
 1458 **Rulemaking.**
- 1459 (1) [The] In accordance with the results of the school safety needs assessment described in
 1460 Section 53G-8-701.5 and based on recommendations from the School Security Task
 1461 Force grant subcommittee described in Subsection (6), the state board may award a grant
 1462 to an LEA in response to an LEA request for proposal to provide a school with:
- 1463 (a) school resource officer services;
- 1464 (b) school safety specialists and school safety specialist training;
- 1465 (c) safety and security training by law enforcement agencies for school employees;
- 1466 (d) interoperable communication hardware, software, equipment maintenance, and
 1467 training for first responder communication systems;
- 1468 (e) enhanced physical security at a school upon completion of the school's ~~[threat]~~ safety
 1469 needs assessment;
- 1470 (f) secured storage for firearms;
- 1471 ~~[(f)]~~ (g) first-aid kits for classrooms; or
- 1472 ~~[(g)]~~ (h) bleeding control kits.
- 1473 (2) An LEA may not apply for a grant under this section to fund services already in place,
 1474 but an LEA may submit a request for proposal to fund an expansion of or enhancement
 1475 to existing services.
- 1476 (3) The state board shall prioritize grant funding for LEAs ~~[with low student counts that~~
 1477 ~~have designated a school safety specialist in each school]~~ based on greatest need as
 1478 determined by the results of the school safety needs assessment.
- 1479 (4) The state board may adopt rules in accordance with Title 63G, Chapter 3, Utah
 1480 Administrative Rulemaking Act, to administer this section.
- 1481 (5) The state board shall ensure information from the results of a school's school safety
 1482 needs assessment is kept confidential in accordance with Section 53G-8-701.5.

- (6) (a) There is created a grant subcommittee comprised of members of the School Security Task Force described in Section 53-22-104.1.
- (b) The co-chairs of the task force shall appoint no more than half of the task force to the grant subcommittee.
- (c) The grant subcommittee shall review LEA applications and provide recommendations for awards to the state board based on the criteria described in this section.
- (d) The school safety center described in Section 53G-8-802 shall staff the grant subcommittee.
- Section 24. Section **53G-6-806** is amended to read:
- 53G-6-806 (Effective 05/01/24). Parent portal.**
- (1) As used in this section:
- (a) "Parent portal" means the posting the state board is required to provide under this section.
- (b) "School" means a public elementary or secondary school, including a charter school.
- (2) (a) The state board shall post information that allows a parent of a student enrolled in a school to:
- (i) access an LEA's policies required by Sections 53G-9-203 and 53G-9-605;
- (ii) be informed of resources and steps to follow when a student has been the subject, perpetrator, or bystander of bullying, cyber-bullying, hazing, retaliation, or abusive conduct such as:
- (A) resources for the student, including short-term mental health services;
- (B) options for the student to make changes to the student's educational environment;
- (C) options for alternative school enrollment;
- (D) options for differentiated start or stop times;
- (E) options for differentiated exit and entrance locations; and
- (F) the designated employee for an LEA who addresses incidents of bullying, cyber-bullying, hazing, retaliation, and abusive conduct;
- (iii) be informed of the steps and resources for filing a grievance with a school or LEA regarding bullying, cyber-bullying, hazing, or retaliation;
- (iv) be informed of the steps and resources for seeking accommodations under the Americans with Disabilities Act of 1990, 42 U.S.C. 12101 et seq;
- (v) be informed of the steps and resources for seeking accommodations under state or

- 1517 federal law regarding religious accommodations;
- 1518 (vi) be informed of the steps and resources for filing a grievance for an alleged
- 1519 violation of state or federal law, including:
- 1520 (A) Title VI of the Civil Rights Act of 1964, 42 U.S.C. Sec. 2000d-2000d-4;
- 1521 (B) Title IX of the Education Amendments of 1972, 20 U.S.C. Sec. 1681-1688;
- 1522 (C) Section 504 of the Rehabilitation Act of 1973, 29 U.S.C. Sec. 794; and
- 1523 (D) Title II of the Americans with Disabilities Act of 1990, 42 U.S.C. Sec.
- 1524 12131-12165;
- 1525 (vii) receive information about constitutional rights and freedoms afforded to families
- 1526 in public education;
- 1527 (viii) be informed of how to access an internal audit hotline if established by the state
- 1528 board; and
- 1529 (ix) be informed of services for military families.
- 1530 (b) In addition to the information required under Subsection (2)(a), the state board:
- 1531 (i) shall include in the parent portal:
- 1532 (A) the comparison tool created under Section 53G-6-805; ~~and~~
- 1533 (B) school level safety data, including data points described in Section 53E-3-516;
- 1534 and
- 1535 (C) a link to the public safety portal described in Section 63A-16-1002; and
- 1536 (ii) may include in the parent portal other information that the state board determines
- 1537 is helpful to parents.
- 1538 (3) (a) The state board shall post the parent portal at a location that is easily located by a
- 1539 parent.
- 1540 (b) The state board shall update the parent portal at least annually.
- 1541 (c) In accordance with state and federal law, the state board may collaborate with a
- 1542 third-party to provide safety data visualization in comparison to other states' data.
- 1543 (4) An LEA shall annually notify each of the following of how to access the parent portal:
- 1544 (a) a parent of a student; and
- 1545 (b) a teacher, principal, or other professional staff within the LEA.
- 1546 Section 25. Section **53G-8-213** is amended to read:
- 1547 **53G-8-213 (Effective 05/01/24). Reintegration plan for student alleged to have**
- 1548 **committed violent felony or weapon offense.**
- 1549 (1) As used in this section:
- 1550 (a) "Multidisciplinary team" means:

- 1551 (i) the local education agency[-] ;
 1552 (ii) the juvenile court[-] ;
 1553 (iii) the Division of Juvenile Justice Services[-] ;
 1554 (iv) a school safety and security specialist designated under Section 53G-8-701.6;
 1555 (v) school safety and security director designated under Section 53G-8-701.8;
 1556 (vi) a school resource officer if applicable[-] ; and
 1557 (vii) any other relevant party that should be involved in a reintegration plan.
- 1558 (b) "Violent felony" means the same as that term is defined in Section 76-3-203.5.
- 1559 (2) If a school district receives a notification from the juvenile court or a law enforcement
 1560 agency that a student was arrested for, charged with, or adjudicated in the juvenile court
 1561 for a violent felony or an offense in violation of Title 76, Chapter 10, Part 5, Weapons,
 1562 the school shall develop a reintegration plan for the student with a multidisciplinary
 1563 team, the student, and the student's parent or guardian, within five days after the day on
 1564 which the school receives a notification.
- 1565 (3) The school may deny admission to the student until the school completes the
 1566 reintegration plan under Subsection (2).
- 1567 (4) The reintegration plan under Subsection (2) shall address:
 1568 (a) a behavioral intervention for the student;
 1569 (b) a short-term mental health or counseling service for the student; and
 1570 (c) an academic intervention for the student.

1571 Section 26. Section **53G-8-701** is amended to read:

1572 **Part 7. School Safety Personnel**

1573 **53G-8-701 (Effective 05/01/24). Definitions.**

1574 As used in this part:

- 1575 (1) "Armed school security guard" means the same as that term is defined in Section
 1576 53G-8-804.
- 1577 (2) "County security chief" means the same as that term is defined in Section 53-22-101.
- 1578 [(+)] (3) "Law enforcement agency" means the same as that term is defined in Section
 1579 53-1-102.
- 1580 [(2)] (4) "Public school" means the same as that term is defined in Section 53G-9-205.1.
- 1581 (5) "School guardian" means the same as that term is defined in Section 53-22-106.
- 1582 (6) "School is in session" means the same as that term is defined in Section 53E-3-516.
- 1583 [(3)] (7) "School resource officer"[~~or "SRO"~~] means a law enforcement officer, as defined

in Section 53-13-103, who contracts with or whose law enforcement agency contracts with an LEA to provide law enforcement services for the LEA.

(8) "School safety and security director" means an individual whom an LEA designates in accordance with Section 53G-8-701.8.

[(4)] (9) "School safety and security specialist" means a school employee designated under Section 53G-8-701.6 who is responsible for supporting school safety initiatives[including the threat assessment described in Subsection 53G-8-802(2)(g)(i)].

(10) "School safety center" means the same as that term is defined in Section 53G-8-801.

(11) "State security chief" means the same as that term is defined in Section 53-22-101.

Section 27. Section **53G-8-701.5** is repealed and reenacted to read:

53G-8-701.5 (Effective 05/01/24). School safety needs assessment -- School safety personnel -- Alternative requirements.

(1) (a) No later than December 31, 2024, an LEA shall:

(i) ensure a school safety needs assessment is conducted in accordance with Subsection (1)(b) for each school within the LEA to determine the needs and deficiencies regarding:

(A) appropriate school safety personnel, including necessary supports, training, and policy creation for the personnel;

(B) physical building security and safety, including required upgrades to facilities and safety technology; and

(C) a school's current threat and emergency response protocols, including any emergency response agreements with local law enforcement; and

(ii) report the results of the school safety needs assessment for each school within the LEA to the state security chief and the School Safety Center.

(b) The school safety specialist described in Section 53G-8-701.6 in collaboration with the county security chief or designee described in Section 53-22-103 shall conduct the school safety needs assessment for each school.

(c) In collaboration with the School Safety Center described in Section 53G-8-802, the state security chief described in Section 53-22-102 shall create a school safety needs assessment that an LEA shall use to ensure compliance with this Subsection (1).

(d) The state board shall use the results of the school safety needs assessment for each school within an LEA to award a grant to an LEA in accordance with Section 53F-5-220.

(e) Any information or record detailing a school's needs assessment results is:

- 1618 (i) a private, controlled, or protected record under Title 63G, Chapter 2, Government
1619 Records Access and Management Act; and
- 1620 (ii) available only to:
- 1621 (A) the state security chief;
1622 (B) the School Safety Center;
1623 (C) members of an LEA governing board;
1624 (D) administrators of the LEA and school the needs assessment concerns;
1625 (E) only to the extent necessary to award a grant under Section 53F-5-220, the
1626 state board;
1627 (F) the applicable school safety personnel described in Subsection (2);
1628 (G) a local law enforcement agency that would respond to the school in case of an
1629 emergency; and
1630 (H) the county security chief.
- 1631 (f) An individual who intentionally or knowingly provides the information described in
1632 Subsection (1)(e) to an individual or entity not listed in Subsection (1)(e)(ii) is guilty
1633 of a class B misdemeanor.
- 1634 (2) (a) An LEA shall ensure each school within the LEA has the following school safety
1635 personnel:
- 1636 (i) a school safety and security specialist described in Section 53G-8-701.6; and
1637 (ii) based on the results of the needs assessment described in Subsection (1), at least
1638 one of the following:
- 1639 (A) a school resource officer;
1640 (B) a school guardian; or
1641 (C) an armed school security guard.
- 1642 (b) In addition to the school safety personnel described in Subsection (2)(a), an LEA
1643 shall designate a school safety and security director described in Section 53G-8-701.8.
- 1644 (c) If a school has more than 350 students enrolled at the school, the same individual
1645 may not serve in more than one of the roles listed in Subsections (2)(a) and (b).
- 1646 (d) An LEA may implement the requirements of Subsection (2)(a)(ii) before the LEA
1647 has completed the school safety needs assessment described in Subsection (1).
- 1648 (e) The state security chief in consultation with the School Safety Center shall establish
1649 a timeline for an LEA to comply with the school safety personnel requirements of
1650 this Subsection (2).
- 1651 (3) (a) An LEA, school administrator, or private school may apply to the state security

chief for an approved alternative to the requirements described in:

(i) Section 53-22-105;

(ii) this section;

(iii) Section 53G-8-701.6;

(iv) Section 53G-8-701.8; and

(v) Section 53G-8-704.

(b) In approving or denying an application described in Subsection (3)(a), the state security chief may consider factors that impact a school or LEA's ability to adhere to the requirements of this section, including the school or LEA's:

(i) population size;

(ii) staffing needs or capacity;

(iii) geographic location;

(iv) available funding; or

(v) general demonstration of need for an alternative to the requirements of this section.

(4) A private school shall identify an individual at the private school to serve as the safety liaison with the local law enforcement of relevant jurisdiction and the state security chief.

Section 28. Section **53G-8-701.6** is enacted to read:

53G-8-701.6 (Effective 05/01/24). School safety and security specialist.

(1) As used in this section, "principal" means the chief administrator at a public school, including:

(a) a school principal;

(b) a charter school director; or

(c) the superintendent of the Utah Schools for the Deaf and the Blind.

(2) (a) Subject to Subsection (2)(b) and except as provided in Subsection 53G-8-701.5 (3), every campus within an LEA shall designate a school safety and security specialist from the employees of the relevant campus.

(b) The school safety and security specialist:

(i) may not be a principal; and

(ii) may be the school safety and security director at one campus within the LEA.

(3) The school safety and security specialist shall:

(a) report directly to the principal;

(b) oversee school safety and security practices to ensure a safe and secure school environment for students and staff;

- (c) ensure adherence with all policies, procedures, protocols, rules, and regulations relating to school safety and security through collaborating and maintaining effective communications with the following as applicable:
- (i) the principal;
 - (ii) school staff;
 - (iii) the school resource officer;
 - (iv) the armed school security guard;
 - (v) the school guardian;
 - (vi) local law enforcement;
 - (vii) the county security chief;
 - (viii) the school safety and security director;
 - (ix) the LEA; and
 - (x) school-based behavioral and mental health professionals;
- (d) in collaboration with the county security chief or designee described in Section 53-22-103:
- (i) conduct the school safety needs assessment described in Section 53G-8-701.5; and
 - (ii) conduct a building safety evaluation at least annually using the results of the school safety needs assessment to recommend and implement improvements to school facilities, policies, procedures, protocols, rules, and regulations relating to school safety and security;
- (e) if the specialist is also an employee of an LEA, participate on the multidisciplinary team that the LEA establishes;
- (f) conduct a behavioral threat assessment when the school safety and security specialist deems necessary using an evidence-based tool the state security chief recommends in consultation with the school safety center and the Office of Substance Abuse and Mental Health;
- (g) regularly monitor and report to the principal, local law enforcement, and, if applicable, the LEA superintendent or designee, security risks for the school resulting from:
- (i) issues with school facilities; or
 - (ii) the implementation of practices, policies, procedures, and protocols relating to school safety and security;
- (h) coordinate with local first responder agencies to implement and monitor safety and security drills in accordance with policy and applicable procedures and protocols;

- (i) ensure that school staff, and, when appropriate, students, receive training on and remain current on the school's safety and security procedures and protocols;
- (j) following an event where security of the school has been significantly compromised, organize a debriefing with the individuals listed in Subsection (3)(c) regarding strengthening school safety and security practices, policies, procedures, and protocols;
- (k) abide by any LEA, school, or law enforcement agency policy outlining the chain of command;
- (l) during an emergency, coordinate with the following individuals as applicable, the:
 - (i) school resource officer;
 - (ii) school guardians;
 - (iii) armed school security guards;
 - (iv) school administrators; and
 - (v) responding law enforcement officers;
- (m) follow any LEA, school, or law enforcement agency student privacy policies, including state and federal privacy laws;
- (n) participate in an annual training the state security chief selects in consultation with the School Safety Center; and
- (o) remain current on:
 - (i) a comprehensive school guideline the state security chief selects;
 - (ii) the duties of a school safety and security specialist described in this Subsection (3); and
 - (iii) the school's emergency response plan.

- (4) During an active emergency at the school, the school safety and security specialist is subordinate to any responding law enforcement officers.

Section 29. Section **53G-8-701.8** is enacted to read:

53G-8-701.8 (Effective 05/01/24). School safety and security director.

- (1) Except as provided in Subsection 53G-8-701.5(3), an LEA shall designate a school safety and security director as the LEA point of contact for the county security chief, local law enforcement, and the state security chief.
- (2) A school safety and security director shall:
 - (a) participate in and satisfy the training requirements, including the annual and biannual requirements, described in:
 - (i) Section 53-22-105 for school guardians;
 - (ii) Section 53G-8-702 for school resource officers; and

- 1754 (iii) Section 53G-8-704 for armed school security guards;
1755 (b) have a valid concealed carry permit issued under Title 53, Chapter 5, Part 7,
1756 Concealed Firearm Act;
1757 (c) if the designee is an employee of an LEA, participate on the multidisciplinary team
1758 the LEA establishes;
1759 (d) coordinate security responses among, if applicable, the following individuals in the
1760 LEA that employs the school safety and security director:
1761 (i) school safety and security specialists;
1762 (ii) school resource officers;
1763 (iii) armed school security guards; and
1764 (iv) school guardians; and
1765 (e) collaborate and maintain effective communications with local law enforcement, a
1766 county security chief, the LEA, and school-based behavioral and mental health
1767 professionals to ensure adherence with all policies, procedures, protocols, rules, and
1768 regulations relating to school safety and security.
1769 (3) A school safety and security director:
1770 (a) does not have authority to act in a law enforcement capacity; and
1771 (b) may, at the LEA that employs the director:
1772 (i) take actions necessary to prevent or abate an active threat;
1773 (ii) temporarily detain an individual when the school safety and security director has
1774 reasonable cause to believe the individual has committed or is about to commit a
1775 forcible felony, as that term is defined in Section 76-2-402;
1776 (4) Notwithstanding Subsection 76-10-505.5(4), if a school safety and security director is
1777 carrying a firearm, the school safety and security director shall carry the school safety
1778 and security director's firearm in a concealed manner and may not, unless during an
1779 active threat, display or open carry a firearm while on school grounds.
1780 (5) A school may use the services of the school safety and security director on a temporary
1781 basis to satisfy the school safety personnel requirement of Subsection 53G-8-701.5(2).
1782 (6) The state security chief shall:
1783 (a) for each school safety and security director, track each school safety and security
1784 director by collecting the photograph and the name and contact information for each
1785 school safety and security director; and
1786 (b) make the information described in Subsection (6)(a) readily available to each law
1787 enforcement agency in the state categorized by LEA.

Section 30. Section **53G-8-702** is amended to read:

53G-8-702 (Effective 05/01/24). School administrator and school resource officer training -- Curriculum.

(1) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, [~~the state board~~] the state security chief appointed under Section 53-22-102 in consultation with the state board, shall make rules that prepare and make available [~~a training~~] an annual program for school principals, school personnel, school safety personnel described in Section 53G-8-701.5, and school resource officers to attend.

(2) To create the curriculum and materials for the training program described in Subsection (1), the [~~state board~~] state security chief, in consultation with the School Safety Center, shall:

(a) work in conjunction with the State Commission on Criminal and Juvenile Justice created in Section 63M-7-201;

(b) solicit input from local school boards, charter school governing boards, and the Utah Schools for the Deaf and the Blind;

(c) consult with a nationally recognized organization that provides resources and training for school resource officers;

(d) solicit input from local law enforcement and other interested community stakeholders; and

(e) consider the current United States Department of Education recommendations on school discipline and the role of a school resource officer.

(3) The training program described in Subsection (1) shall be for a minimum time established by the state security chief in accordance with Subsection (1) and may include training on the following:

(a) childhood and adolescent development;

(b) responding age-appropriately to students;

(c) working with disabled students;

(d) techniques to de-escalate and resolve conflict;

(e) cultural awareness;

(f) restorative justice practices;

(g) identifying a student exposed to violence or trauma and referring the student to appropriate resources;

(h) student privacy rights;

(i) negative consequences associated with youth involvement in the juvenile and

- 1822 criminal justice systems;
- 1823 (j) strategies to reduce juvenile justice involvement;
- 1824 (k) roles of and distinctions between a school resource officer and other school staff who
- 1825 help keep a school secure;
- 1826 (l) the standard response protocol and drills described in Section 53G-8-803;
- 1827 (m) an overview of the agreement described in Section 53G-8-703;
- 1828 ~~[(h)]~~ (n) developing and supporting successful relationships with students; and
- 1829 ~~[(m)]~~ (o) legal parameters of searching and questioning students on school property.

1830 (4) The ~~[state board]~~ School Safety Center shall work together with the Department of

1831 Public Safety, the State Commission on Criminal and Juvenile Justice, and state and

1832 local law enforcement to establish policies, procedures, and training requirements for

1833 school resource officers.

1834 Section 31. Section **53G-8-703** is amended to read:

1835 **53G-8-703 (Effective 05/01/24). Contracts between an LEA and law enforcement**

1836 **for school resource officer services -- Requirements -- LEA establishment of a**

1837 **school resource officer policy -- Public comment.**

1838 (1) (a) An LEA may use a school resource officer to satisfy the school safety personnel

1839 requirements of Section 53G-8-701.5.

1840 (b) An LEA ~~[may]~~ that uses a school resource officer under Subsection (1)(a) shall

1841 contract with a local law enforcement agency to provide school resource officer

1842 services~~[-at the LEA].~~

1843 (2) An LEA contract with a law enforcement agency to provide ~~[SRØ]~~ school resource

1844 officer services at the LEA shall require in the contract:

1845 (a) an acknowledgment by the law enforcement agency that ~~[an SRØ]~~ a school resource

1846 officer hired under the contract shall:

- 1847 (i) provide for and maintain a safe, healthy, and productive learning environment in a
- 1848 school;
- 1849 (ii) act as a positive role model to students;
- 1850 (iii) work to create a cooperative, proactive, and problem-solving partnership
- 1851 between law enforcement and the LEA;
- 1852 (iv) emphasize the use of restorative approaches to address negative behavior; and
- 1853 (v) at the request of the LEA, teach a vocational law enforcement class;

1854 (b) a description of the shared understanding of the LEA and the law enforcement

1855 agency regarding the roles and responsibilities of law enforcement and the LEA to:

- 1856 (i) maintain safe schools;
1857 (ii) improve school climate; and
1858 (iii) support educational opportunities for students;
- 1859 (c) a designation of student offenses that, in accordance with Section 53G-8-211, the [
1860 SRØ] school resource officer:
- 1861 (i) may refer to the juvenile court;
1862 (ii) shall confer with the LEA to resolve; and
1863 (iii) shall refer to a school administrator for resolution as an administrative issue with
1864 the understanding that the [SRØ] school resource officer will be informed of the
1865 outcome of the administrative issue;
- 1866 (d) a detailed description of the rights of a student under state and federal law with
1867 regard to:
- 1868 (i) searches;
1869 (ii) questioning;
1870 (iii) arrests; and
1871 (iv) information privacy;
- 1872 (e) a detailed description of:
- 1873 (i) job assignment and duties, including:
- 1874 (A) the school to which the [SRØ] school resource officer will be assigned;
1875 (B) the hours the [SRØ] school resource officer is expected to be present at the
1876 school;
1877 (C) the point of contact at the school;
1878 (D) specific responsibilities for providing and receiving information; and
1879 (E) types of records to be kept, and by whom;
- 1880 (ii) training requirements; and
1881 (iii) other expectations of the [SRØ] school resource officer and school administration
1882 in relation to law enforcement at the LEA;
- 1883 (f) that [~~an~~ SRØ] a school resource officer who is hired under the contract and the
1884 principal at the school where [~~an~~ SRØ] a school resource officer will be working, or
1885 the principal's designee, will jointly complete the [SRØ] school resource officer
1886 training described in Section 53G-8-702;
- 1887 (g) that both parties agree to jointly discuss [SRØ] school resource officer applicants; [
1888 and]
- 1889 (h) that the law enforcement agency will, at least annually, seek out and accept feedback

- 1890 from an LEA about ~~[an SRO's]~~ a school resource officer's performance[-] ; and
- 1891 (i) a designation of the school resource officer or the law enforcement agency's designee
- 1892 as "school officials" for purposes of the Family Educational Rights and Privacy Act,
- 1893 34 C.F.R. Part 99.
- 1894 (3) An LEA may not require or prohibit mandatory rotations of school resource officers as
- 1895 part of the contract described in Subsection (2).
- 1896 (4) An LEA that uses a school resource officer under Subsection (1)(a) shall establish a
- 1897 school resource officer policy.
- 1898 (5) The school resource officer policy described in Subsection (4) shall include:
- 1899 (a) the contract described in Subsection (2); and
- 1900 (b) all other procedures and requirements governing the relationship between the LEA
- 1901 and a school resource officer.
- 1902 (6) Before implementing the school resource officer policy described in Subsection (4), the
- 1903 LEA shall present the school resource officer policy at a public meeting and receive
- 1904 public comment on the school resource officer policy.
- 1905 Section 32. Section **53G-8-704** is enacted to read:
- 1906 **53G-8-704 (Effective 05/01/24). Contracts between an LEA and a contract**
- 1907 **security company for armed school security guards.**
- 1908 (1) As used in this section:
- 1909 (a) "Armed private security officer" means the same as that term is defined in Section
- 1910 58-63-102.
- 1911 (b) "Armed school security guard" means an armed private security officer who is:
- 1912 (i) licensed as an armed private security officer under Title 58, Chapter 63, Security
- 1913 Personnel Licensing Act; and
- 1914 (ii) has met the requirements described in Subsection (4)(a).
- 1915 (c) "Contract security company" means the same as that term is defined in Section
- 1916 58-63-102.
- 1917 (d) "State security chief" means the same as that term is defined in Section 53-22-102.
- 1918 (2) (a) An LEA may use an armed school security guard to satisfy the school safety
- 1919 personnel requirements of Section 53G-8-701.5.
- 1920 (b) An LEA that uses an armed school security guard under Subsection (2)(a) shall
- 1921 contract with a contract security company to provide armed school security guards at
- 1922 each school within the LEA.
- 1923 (3) The contract described in Subsection (2)(b) shall include a detailed description of:

- 1924 (a) the rights of a student under state and federal law with regard to:
1925 (i) searches;
1926 (ii) questioning;
1927 (iii) arrests; and
1928 (iv) information privacy;
1929 (b) job assignment and duties of an armed school security guard, including:
1930 (i) the school to which an armed school security guard will be assigned;
1931 (ii) the hours an armed school security guard is present at the school;
1932 (iii) the point of contact at the school that an armed school security guard will contact
1933 in case of an emergency;
1934 (iv) specific responsibilities for providing and receiving information;
1935 (v) types of records to be kept, and by whom;
1936 (vi) training requirements; and
1937 (c) other expectations of the contract security company in relation to school security at
1938 the LEA.
1939 (4) (a) In addition to the requirements for licensure under Title 58, Chapter 63, Security
1940 Personnel Licensing Act, an armed private security officer may only serve as an
1941 armed school security guard under a contract described in Subsection (2)(b) if the
1942 armed private security officer:
1943 (i) has a valid concealed carry permit issued under Title 53, Chapter 5, Part 7,
1944 Concealed Firearm Act; and
1945 (ii) has undergone training from a county security chief regarding:
1946 (A) the safe loading, unloading, storage, and carrying of firearms in a school
1947 setting;
1948 (B) the role of armed security guards in a school setting; and
1949 (C) coordination with law enforcement and school officials during an active threat.
1950 (b) An armed school security guard that meets the requirements of Subsection (4)(a)
1951 shall, in order to remain eligible to be assigned as an armed school security guard at
1952 any school under a contract described in Subsection (2)(b), participate in and satisfy
1953 the training requirements of the initial, annual, and biannual trainings as defined in
1954 Section 53-22-105.
1955 (5) An armed school security guard may conceal or openly carry a firearm at the school at
1956 which the armed school security guard is employed under the contract described in
1957 Subsection (2)(b).

- 1958 (6) An LEA that enters a contract under this section shall inform the state security chief and
1959 the relevant county security chief of the contract and provide the contact information of
1960 the contract security company employing the armed security guard for use during an
1961 emergency.
- 1962 (7) The state security chief shall:
- 1963 (a) for each LEA that contracts with a contract security company under this section,
1964 track each contract security company providing armed school security guards by
1965 name and the contact information for use in case of an emergency; and
- 1966 (b) make the information described in Subsection (7)(a) readily available to each law
1967 enforcement agency in the state by school.
- 1968 (8) An armed school security guard shall file a report described in Subsection (9) if, during
1969 the performance of the armed school security guard's duties, the armed school security
1970 guard:
- 1971 (a) points a firearm at an individual; or
- 1972 (b) aims a conductive energy device at an individual and displays the electrical current.
- 1973 (9) (a) A report described in Subsection (8) shall include:
- 1974 (i) a description of the incident;
- 1975 (ii) the identification of the individuals involved in the incident; and
- 1976 (iii) any other information required by the state security chief.
- 1977 (b) An armed school security guard shall submit a report required under Subsection (8)
1978 to the school administrator, school safety and security director, and the state security
1979 chief within 48 hours after the incident.
- 1980 (c) The school administrator, school safety and security director, and the state security
1981 chief shall consult and review the report submitted under Subsection (9)(b).
- 1982 Section 33. Section **53G-8-801** is amended to read:
- 1983 **53G-8-801 (Effective 05/01/24). Definitions.**
- 1984 As used in this section:
- 1985 (1) "Bullying" means the same as that term is defined in Section 53G-9-601.
- 1986 (2) "Law enforcement officer" means the same as that term is defined in Section 53-13-103.
- 1987 (3) "School Safety Center" means the entity established in Section 53G-8-802.
- 1988 [~~(3) "Program" means the State Safety and Support Program established in Section~~
1989 ~~53G-8-802.]~~
- 1990 (4) "State security chief" means the same as that term is defined in Section 53-22-101.
- 1991 Section 34. Section **53G-8-802** is amended to read:

1992 **53G-8-802 (Effective 05/01/24). School Safety Center -- LEA duties.**

- 1993 (1) There is created the [~~State Safety and Support Program~~] School Safety Center.
- 1994 (2) The [~~state board~~] School Safety Center shall:
- 1995 (a) develop in conjunction with the Office of Substance Use and Mental Health and the
- 1996 state security chief model student safety and support policies for an LEA, including:
- 1997 (i) requiring an evidence-based [~~procedures for the~~] behavior threat assessment [~~of~~
- 1998 and intervention] that includes:
- 1999 (A) recommended interventions with an individual whose behavior poses a threat
- 2000 to school safety; and
- 2001 (B) establishes defined roles for a multidisciplinary team and school safety
- 2002 personnel described in Title 53G, Chapter 8, Part 7, School Safety Personnel,
- 2003 including:
- 2004 (ii) procedures for referrals to law enforcement; and
- 2005 (iii) procedures for referrals to a community services entity, a family support
- 2006 organization, or a health care provider for evaluation or treatment;
- 2007 (b) provide training in consultation with the state security chief:
- 2008 (i) in school safety;
- 2009 (ii) in evidence-based approaches to improve school climate and address and correct
- 2010 bullying behavior;
- 2011 (iii) in evidence-based approaches in identifying an individual who may pose a threat
- 2012 to the school community;
- 2013 (iv) in evidence-based approaches in identifying an individual who may be showing
- 2014 signs or symptoms of mental illness;
- 2015 (v) on permitted disclosures of student data to law enforcement and other support
- 2016 services under the Family Education Rights and Privacy Act, 20 U.S.C. Sec.
- 2017 1232g;
- 2018 (vi) on permitted collection of student data under 20 U.S.C. Sec. 1232h and Sections
- 2019 53E-9-203 and 53E-9-305; and
- 2020 (vii) for administrators on rights and prohibited acts under:
- 2021 (A) Chapter 9, Part 6, Bullying and Hazing;
- 2022 (B) Title VI of the Civil Rights Act of 1964, 42 U.S.C. Sec. 2000d et seq.;
- 2023 (C) Title IX of Education Amendments of 1972, 20 U.S.C. Sec. 1681 et seq.;
- 2024 (D) Section 504 of the Rehabilitation Act of 1973, 29 U.S.C. Sec. 701 et seq.; and
- 2025 (E) the Individuals with Disabilities Education Act, 20 U.S.C. Sec. 1400 et seq.;

- (c) conduct and disseminate evidence-based research on school safety concerns;
- (d) disseminate information on effective school safety initiatives;
- (e) encourage partnerships between public and private sectors to promote school safety;
- (f) provide technical assistance to an LEA in the development and implementation of school safety initiatives;
- (g) in conjunction with the ~~[Department of Public Safety, develop and]~~ state security chief, make available to an LEA [a] the model critical incident response training program [that includes:] a school and law enforcement agency shall use during a threat;
- ~~[(i) protocols for conducting a threat assessment, and ensuring building security during an incident, as required in Section 53G-8-701.5;]~~
- ~~[(ii) standardized response protocol terminology for use throughout the state;]~~
- ~~[(iii) protocols for planning and safety drills; and]~~
- ~~[(iv) recommendations for safety equipment for schools including amounts and types of first aid supplies;]~~
- (h) provide space for the public safety liaison described in Section 53-1-106 and the school-based mental health specialist described in Section 26B-5-211;
- (i) collaborate with the state security chief to determine appropriate application of school safety requirements in Utah Code to an online school;
- ~~[(j)]~~ (j) create a model school climate survey that may be used by an LEA to assess stakeholder perception of a school environment and, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, adopt rules:
- (i) requiring an LEA to:
- (A) create or adopt and disseminate a school climate survey; and
- (B) disseminate the school climate survey;
- (ii) recommending the distribution method, survey frequency, and sample size of the survey; and
- (iii) specifying the areas of content for the school climate survey; and
- ~~[(k)]~~ (k) collect aggregate data and school climate survey results from each LEA.
- (3) Nothing in this section requires an individual to respond to a school climate survey.
- (4) The state board shall require an LEA to:
- (a) (i) review data from the state board-facilitated surveys containing school climate data for each school within the LEA; and
- (ii) based on the review described in Subsection (4)(a)(i):

(A) revise practices, policies, and training to eliminate harassment and discrimination in each school within the LEA;

(B) adopt a plan for harassment- and discrimination-free learning; and

(C) host outreach events or assemblies to inform students and parents of the plan adopted under Subsection (4)(a)(ii)(B);

(b) no later than September 1 of each school year, send a notice to each student, parent, and LEA staff member stating the LEA's commitment to maintaining a school climate that is free of harassment and discrimination; and

(c) report to the state board:

(i) no later than August 1, 2023, on the LEA's plan adopted under Subsection (4)(a)(ii)(B); and

(ii) after August 1, 2023, annually on the LEA's implementation of the plan and progress.

Section 35. Section **53G-8-803** is amended to read:

53G-8-803 (Effective 05/01/24). Standard response protocol to active threats in schools.

~~[The state board]~~ The state security chief described in Section 53-22-102, in consultation with the School Safety Center, shall make rules, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, to:

(1) in accordance with the standard response protocol established by the state security chief, require an LEA or school to develop emergency preparedness plans and emergency response plans for use during an emergency that include developmentally appropriate training for students and adults regarding:

(a) active threats;

(b) emergency preparedness;

(c) drills as required under Subsection 15A-5-202.5 and by the state security chief; and

(d) standard response protocols coordinated with community stakeholders; and

(2) identify the necessary components of emergency preparedness and response plans, including underlying standard response protocols and emerging best practices for an emergency~~;~~ and] .

~~[(3) define what constitutes an "active threat" and "developmentally appropriate" for purposes of the emergency response training described in this section.]~~

Section 36. Section **53G-8-805** is enacted to read:

53G-8-805 (Effective 05/01/24). Panic alert device -- Security cameras.

- 2094 (1) In accordance with the results of the school safety needs assessment described in
2095 Section 53G-8-701.5, an LEA shall provide a staff person in each classroom with a
2096 wearable panic alert device that allows for immediate contact with emergency services
2097 or emergency services agencies, law enforcement agencies, health departments, and fire
2098 departments.
- 2099 (2) An LEA shall ensure, before the school year begins, all school building personnel
2100 receive training on the protocol and appropriate use of the panic alert device described in
2101 Subsection (1).
- 2102 (3) An LEA shall:
- 2103 (a) ensure all security cameras within a school building are accessible by a local law
2104 enforcement agency; and
- 2105 (b) coordinate with a local law enforcement agency to establish appropriate access
2106 protocols.
- 2107 (4) This section is not subject to the restrictions in Section 41-6a-2003.
- 2108 Section 37. Section **53G-9-601** is amended to read:
- 2109 **53G-9-601 (Effective 05/01/24). Definitions.**
- 2110 As used in this part:
- 2111 (1) (a) "Abusive conduct" means verbal, nonverbal, or physical conduct of a parent or
2112 student directed toward a school employee that, based on its severity, nature, and
2113 frequency of occurrence, a reasonable person would determine is intended to cause
2114 intimidation, humiliation, or unwarranted distress.
- 2115 (b) A single act does not constitute abusive conduct.
- 2116 (2) "Action plan" means a process to address an incident as described in Section
2117 53G-9-605.5.
- 2118 [(2)] (3) "Bullying" means a school employee or student intentionally committing a written,
2119 verbal, or physical act against a school employee or student that a reasonable person
2120 under the circumstances should know or reasonably foresee will have the effect of:
- 2121 (a) causing physical or emotional harm to the school employee or student;
- 2122 (b) causing damage to the school employee's or student's property;
- 2123 (c) placing the school employee or student in reasonable fear of:
- 2124 (i) harm to the school employee's or student's physical or emotional well-being; or
- 2125 (ii) damage to the school employee's or student's property;
- 2126 (d) creating a hostile, threatening, humiliating, or abusive educational environment due
2127 to:

- 2128 (i) the pervasiveness, persistence, or severity of the actions; or
2129 (ii) a power differential between the bully and the target; or
2130 (e) substantially interfering with a student having a safe school environment that is
2131 necessary to facilitate educational performance, opportunities, or benefits.
- 2132 ~~[(3)]~~ (4) "Communication" means the conveyance of a message, whether verbal, written, or
2133 electronic.
- 2134 ~~[(4)]~~ (5) "Cyber-bullying" means using the Internet, a cell phone, or another device to send
2135 or post text, video, or an image with the intent or knowledge, or with reckless disregard,
2136 that the text, video, or image will hurt, embarrass, or threaten an individual, regardless
2137 of whether the individual directed, consented to, or acquiesced in the conduct, or
2138 voluntarily accessed the electronic communication.
- 2139 ~~[(5)]~~ (6) (a) "Hazing" means a school employee or student intentionally, knowingly, or
2140 recklessly committing an act or causing another individual to commit an act toward a
2141 school employee or student that:
- 2142 (i) (A) endangers the mental or physical health or safety of a school employee or
2143 student;
2144 (B) involves any brutality of a physical nature, including whipping, beating,
2145 branding, calisthenics, bruising, electric shocking, placing of a harmful
2146 substance on the body, or exposure to the elements;
2147 (C) involves consumption of any food, alcoholic product, drug, or other substance
2148 or other physical activity that endangers the mental or physical health and
2149 safety of a school employee or student; or
2150 (D) involves any activity that would subject a school employee or student to
2151 extreme mental stress, such as sleep deprivation, extended isolation from social
2152 contact, or conduct that subjects a school employee or student to extreme
2153 embarrassment, shame, or humiliation; and
- 2154 (ii) (A) is committed for the purpose of initiation into, admission into, affiliation
2155 with, holding office in, or as a condition for membership in a school or school
2156 sponsored team, organization, program, club, or event; or
2157 (B) is directed toward a school employee or student whom the individual who
2158 commits the act knows, at the time the act is committed, is a member of, or
2159 candidate for membership in, a school or school sponsored team, organization,
2160 program, club, or event in which the individual who commits the act also
2161 participates.

- 2162 (b) The conduct described in Subsection ~~[(5)(a)]~~ (6)(a) constitutes hazing, regardless of
2163 whether the school employee or student against whom the conduct is committed
2164 directed, consented to, or acquiesced in, the conduct.
- 2165 ~~[(6)]~~ (7) "Incident" means an incident of bullying, cyber-bullying, hazing, or retaliation that
2166 is prohibited under this part.
- 2167 ~~(8)~~ "LEA governing board" means a local school board or charter school governing board.
- 2168 ~~[(7)]~~ (9) "Policy" means an LEA governing board policy described in Section 53G-9-605.
- 2169 ~~[(8)]~~ (10) "Public education suicide prevention coordinator" means the public education
2170 suicide prevention coordinator described in Section 53G-9-702.
- 2171 ~~[(9)]~~ (11) "Retaliate" means an act or communication intended:
- 2172 (a) as retribution against a person for reporting bullying or hazing; or
2173 (b) to improperly influence the investigation of, or the response to, a report of bullying
2174 or hazing.
- 2175 ~~[(10)]~~ (12) "School" means a public elementary or secondary school, including a charter
2176 school.
- 2177 ~~[(11)]~~ (13) "School employee" means an individual working in the individual's official
2178 capacity as:
- 2179 (a) a school teacher;
2180 (b) a school staff member;
2181 (c) a school administrator; or
2182 (d) an individual:
- 2183 (i) who is employed, directly or indirectly, by a school, an LEA governing board, or a
2184 school district; and
2185 (ii) who works on a school campus.
- 2186 ~~[(12)]~~ (14) "State suicide prevention coordinator" means the state suicide prevention
2187 coordinator described in Section 26B-5-611.
- 2188 ~~[(13)]~~ (15) "State superintendent" means the state superintendent of public instruction
2189 appointed under Section 53E-3-301.
- 2190 Section 38. Section **53G-9-602** is amended to read:
- 2191 **53G-9-602 (Effective 05/01/24). Bullying, hazing, and cyber-bullying prohibited.**
- 2192 (1) A school employee or student may not engage in bullying a school employee or student:
- 2193 (a) on school property;
2194 (b) at a school related or sponsored event;
2195 (c) on a school bus;

- 2196 (d) at a school bus stop; or
- 2197 (e) while the school employee or student is traveling to or from a location or event
- 2198 described in Subsections (1)(a) through (d).
- 2199 (2) A school employee or student may not engage in [~~hazing or cyber-bullying~~]
- 2200 cyber-bullying or hazing a school employee or student at any time or in any location.
- 2201 Section 39. Section **53G-9-603** is amended to read:
- 2202 **53G-9-603 (Effective 05/01/24). Retaliation and making a false allegation**
- 2203 **prohibited.**
- 2204 (1) A school employee or student may not engage in retaliation against:
- 2205 (a) a school employee;
- 2206 (b) a student; or
- 2207 (c) an investigator for, or a witness of, an alleged incident of bullying, cyber-bullying,
- 2208 hazing, or retaliation.
- 2209 (2) A school employee or student may not make a false allegation of bullying,
- 2210 cyber-bullying, hazing, abusive conduct, or retaliation against a school employee or
- 2211 student.
- 2212 Section 40. Section **53G-9-604** is amended to read:
- 2213 **53G-9-604 (Effective 05/01/24). Parental notification of certain incidents and**
- 2214 **threats required.**
- 2215 (1) A school shall:
- 2216 (a) notify a parent if the parent's student threatens suicide; or
- 2217 (b) notify the parents of each student involved in an incident [~~of bullying,~~
- 2218 ~~cyber-bullying, hazing, abusive conduct, or retaliation of the incident involving each~~
- 2219 ~~parent's student]~~ and the action plan to address the incident.
- 2220 (2) (a) [~~If a school notifies a parent of an incident or threat required to be reported under~~
- 2221 ~~Subsection (1), the school shall]~~ When a student threatens suicide or is involved in an
- 2222 incident, the school shall produce and maintain a record that:
- 2223 (i) [~~produce and maintain a record that verifies that the parent was notified of the~~
- 2224 ~~incident or threat]~~ verifies that the school notified each parent in accordance with
- 2225 Subsection (1);
- 2226 (ii) tracks implementation of the action plan addressing the incident, if applicable;
- 2227 [~~(ii)~~] (iii) [~~maintain]~~ maintains a record described in Subsection [~~(2)(a)(i)~~] (2)(a) in
- 2228 accordance with the requirements of:
- 2229 (A) Title 53E, Chapter 9, Part 2, Student Privacy;

- 2230 (B) Title 53E, Chapter 9, Part 3, Student Data Protection;
 2231 (C) the Family Educational Rights and Privacy Act, 20 U.S.C. Sec. 1232g; and
 2232 (D) 34 C.F.R. Part 99; and
 2233 [(iii)] (iv) provide the parent with:
 2234 (A) suicide prevention materials and information; and
 2235 (B) information on ways to limit the student's access to fatal means, including a
 2236 firearm or medication.
- 2237 (b) The state superintendent shall select the materials and information described in
 2238 Subsection [(2)(a)(iii)] (2)(a)(iv) in collaboration with the state suicide prevention
 2239 coordinator and public education suicide prevention coordinator.
- 2240 ~~[(3) A local school board or charter school governing board shall adopt a policy regarding~~
 2241 ~~the process for:]~~
 2242 ~~[(a) notifying a parent as required in Subsection (1); and]~~
 2243 ~~[(b) producing and retaining a record that verifies that a parent was notified of an incident~~
 2244 ~~or threat as required in Subsection (2).]~~
- 2245 [(4)] (3) At the request of a parent, a school may provide information and make
 2246 recommendations related to an incident or threat described in Subsection (1).
- 2247 [(5)] (4) A school shall:
 2248 (a) provide a student a copy of a record maintained in accordance with this section that
 2249 relates to the student if the student requests a copy of the record; and
 2250 (b) expunge a record maintained in accordance with this section that relates to a student
 2251 if the student:
 2252 (i) has graduated from high school; and
 2253 (ii) requests the record be expunged.
- 2254 Section 41. Section **53G-9-605** is amended to read:
 2255 **53G-9-605 (Effective 05/01/24). Bullying, cyber-bullying, hazing, abusive**
 2256 **conduct, and retaliation policy.**
- 2257 (1) ~~[On or before September 1, 2018, an LEA governing board shall update the LEA~~
 2258 ~~governing board's bullying, cyber-bullying, hazing, and retaliation policy to include~~
 2259 ~~abusive conduct]~~ An LEA governing board shall adopt a bullying, cyber-bullying,
 2260 hazing, abusive conduct, and retaliation policy.
- 2261 (2) ~~[A policy]~~ The LEA governing board shall:
 2262 (a) ~~[be developed only]~~ develop the policy with input from:
 2263 (i) students;

- 2264 (ii) parents;
- 2265 (iii) teachers;
- 2266 (iv) school administrators;
- 2267 (v) school staff; or
- 2268 (vi) local law enforcement agencies; and
- 2269 (b) provide protection to a student, regardless of the student's legal status.
- 2270 (3) ~~[A policy shall include the following components]~~ The LEA governing board shall
- 2271 include the following components in the policy:
- 2272 (a) definitions of bullying, cyber-bullying, hazing, ~~[and] abusive conduct, and retaliation~~
- 2273 that are consistent with this part;
- 2274 (b) language prohibiting bullying, cyber-bullying, hazing, and abusive conduct;
- 2275 (c) language prohibiting retaliation ~~[against an individual who reports conduct that is~~
- 2276 ~~prohibited under this part]~~ as described in Section 53G-9-603;
- 2277 (d) language prohibiting making a false report of bullying, cyber-bullying, hazing,
- 2278 abusive conduct, or retaliation;
- 2279 (e) language outlining appropriate punishments for a student who shares a recording of
- 2280 an act of bullying, cyber-bullying, hazing, abusive conduct, and retaliation in order to
- 2281 impact or encourage future incidents;
- 2282 ~~[(e)]~~ (f) as required in Section 53G-9-604, a process for parental notification of:
- 2283 (i) a student's threat ~~[to commit]~~ of suicide; [and]
- 2284 (ii) an incident ~~[of bullying, cyber-bullying, hazing, abusive conduct, or retaliation,]~~
- 2285 involving the parent's student; and
- 2286 (iii) implementation of the school's action plan to address the incident;
- 2287 ~~[(f)]~~ (g) a grievance process for a school employee who has experienced abusive
- 2288 conduct;
- 2289 ~~[(g)]~~ (h) ~~[an action plan to address a reported incident of bullying, cyber-bullying,~~
- 2290 ~~hazing, or retaliation]~~ a requirement that the school or LEA create and implement an
- 2291 action plan for each incident in accordance with Section 53G-9-605.5;[-and]
- 2292 (i) a communication process requiring the school or LEA regularly updates each parent
- 2293 of a student involved in an incident regarding implementation of an action plan,
- 2294 including:
- 2295 (i) the outcome of the school's or LEA's investigation;
- 2296 (ii) a discussion of safety considerations for the student who is the subject of the
- 2297 incident; and

- 2298 (iii) an explanation of the school's or LEA's process for addressing the incident; and
 2299 ~~[(h)]~~ (j) a requirement for a signed statement annually, indicating that the individual
 2300 signing the statement has received the LEA governing board's policy, from each:
 2301 (i) school employee;
 2302 (ii) student who is at least eight years old; and
 2303 (iii) parent of a student enrolled in the ~~[charter school or school district]~~ LEA.
 2304 (4) ~~[A copy of a]~~ An LEA shall, in relation to the policy ~~[shall be]~~ described in this section:
 2305 (a) ~~[included]~~ include a copy in student conduct handbooks;
 2306 (b) ~~[included]~~ include a copy in employee handbooks; and
 2307 (c) ~~[provided]~~ provide a copy to a parent of a student enrolled in the charter school or
 2308 school district.
 2309 (5) A policy may not permit formal disciplinary action that is based solely on an
 2310 anonymous report of bullying, cyber-bullying, hazing, abusive conduct, or retaliation.
 2311 (6) Nothing in this part is intended to infringe upon the right of a school employee, parent,
 2312 or student to exercise the right of free speech.
 2313 Section 42. Section **53G-9-605.5** is enacted to read:
 2314 **53G-9-605.5 (Effective 05/01/24). Bullying incident action plan.**
 2315 (1) A school or LEA shall create an action plan for an incident.
 2316 (2) In an action plan, the school or LEA shall include:
 2317 (a) a communication plan designed to keep each parent updated on the implementation
 2318 of the action plan;
 2319 (b) with respect to the student to whom the incident was directed and in direct
 2320 coordination with the student's parent:
 2321 (i) a tailored response to the incident that addresses the student's needs;
 2322 (ii) a mechanism to consider consequences or accommodations the student may need
 2323 regarding decreased exposure or interactions with the student who caused the
 2324 incident;
 2325 (iii) notification of the consequences and plan to address the behavior of the student
 2326 who caused the incident;
 2327 (iv) supportive measures designed to preserve the student's access to educational
 2328 services and opportunities; and
 2329 (v) to the extent available, access to other resources the parent requests for the
 2330 student; and
 2331 (c) with respect to the student who caused the incident and in direct coordination with

the student's parent:

- (i) a range of tailored and appropriate consequences, making reasonable effort to preserve the student's access to educational services and activities;
- (ii) a process to determine and provide any needed resources related to the underlying cause of the incident;
- (iii) supportive measures designed to preserve the student's access to educational services and opportunities while protecting the safety and well-being of other students; and
- (iv) a process to remove the student from school in an emergency situation, including a description of what constitutes an emergency.

(3) A school or LEA may not include in an action plan a requirement that the student to whom the incident was directed change the student's:

- (a) educational schedule or placement; or
- (b) participation in a school sponsored sport, club, or activity.

(4) A school or LEA shall establish an appeals process for a student who causes an incident or the student's parent to appeal one or more of the consequences included in an action plan.

(5) If, after a school or LEA attempts to involve a parent in the development and implementation of an action plan, the parent chooses not to participate in the process, the school or LEA may develop and implement an action plan without the parent's involvement.

Section 43. Section **53G-9-606** is amended to read:

53G-9-606 (Effective 05/01/24). Model policy and state board duties.

(1) ~~[On or before September 1, 2018, the]~~ The state board shall:

- (a) ~~[update the state board's]~~ create a model policy on bullying, cyber-bullying, hazing, abusive conduct, and retaliation ~~[to include abusive conduct];~~ and
- (b) post the model policy described in Subsection (1)(a) on the state board's website.

(2) The state board shall require an LEA governing board to report annually to the state board on:

- (a) the LEA governing board's policy, including implementation of the signed statement requirement described in Subsection 53G-9-605(3);
- (b) the LEA governing board's training of school employees relating to bullying, cyber-bullying, hazing, and retaliation described in Section 53G-9-607;
- (c) the demographics of an individual who is subject to bullying, hazing, cyber-bullying,

- 2366 or retaliation subject to:
- 2367 (i) Title 53E, Chapter 9, Part 2, Student Privacy;
- 2368 (ii) Title 53E, Chapter 9, Part 3, Student Data Protection;
- 2369 (iii) the Family Educational Rights and Privacy Act, 20 U.S.C. Sec. 1232g; and
- 2370 (iv) 34 C.F.R. Part 99; and
- 2371 (d) other information related to this part, as determined by the state board.
- 2372 Section 44. Section **53G-9-607** is amended to read:
- 2373 **53G-9-607 (Effective 05/01/24). Training, education, and prevention --**
- 2374 **Standards.**
- 2375 (1) An LEA shall designate at least one individual at the LEA level who:
- 2376 (a) provides training to an individual described in Subsection (2);
- 2377 (b) oversees the implementation of an action plan;
- 2378 (c) for each incident, monitors implementation of the LEA's policy regarding a
- 2379 communication process with a parent described in Section 53G-9-605;
- 2380 (d) acts as the LEA liaison to the state board regarding bullying, cyber-bullying, hazing,
- 2381 abusive conduct, and retaliation; and
- 2382 (e) assists a school with case-specific needs when the school is addressing an incident.
- 2383 [(1)] (2) (a) An LEA governing board shall include in the training of a school employee
- 2384 training regarding :
- 2385 (i) bullying, cyber-bullying, hazing, abusive conduct, and retaliation ; and
- 2386 (ii) applicable civil rights laws.
- 2387 (b) [that] An LEA governing board shall ensure the training described in Subsection
- 2388 (2)(a) meets the standards described in Subsection [(4)] (5).
- 2389 [(b)] (c) An LEA governing board may offer voluntary training to parents and students
- 2390 regarding [~~abusive conduct~~] bullying, cyber-bullying, hazing, abusive conduct, or
- 2391 retaliation.
- 2392 [(2)] (3) To the extent that state or federal funding is available for this purpose, LEA
- 2393 governing boards are encouraged to implement programs or initiatives, in addition to the
- 2394 training described in Subsection [(1)] (2), to provide for training and education
- 2395 regarding, and the prevention of, bullying, cyber-bullying, hazing, abusive conduct, and
- 2396 retaliation.
- 2397 [(3)] (4) The programs or initiatives described in Subsection [(2)] (3) may involve:
- 2398 (a) the establishment of a bullying task force; or
- 2399 (b) the involvement of school employees, students, or law enforcement.

2400 [(4)] (5) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
2401 state board shall make rules that establish standards for high quality training related to :
2402 (a) bullying, cyber-bullying, hazing, abusive conduct, and retaliation[-] ; and
2403 (b) applicable civil rights laws.

2404 Section 45. Section **63H-7a-103** is amended to read:

2405 **63H-7a-103 (Effective 05/01/24). Definitions.**

2406 As used in this chapter:

2407 (1) "911 account" means the Unified Statewide 911 Emergency Service Account, created in
2408 Subsection 63H-7a-304(1).

2409 (2) "911 call transfer" means the redirection of a 911 call from the person who initially
2410 receives the call to another person within the state.

2411 (3) "Association of governments" means an association of political subdivisions of the
2412 state, established pursuant to an interlocal agreement under Title 11, Chapter 13,
2413 Interlocal Cooperation Act.

2414 (4) "Authority" means the Utah Communications Authority created in Section 63H-7a-201.

2415 (5) "Backhaul network" means the portion of a public safety communications network that
2416 consists primarily of microwave paths, fiber lines, or ethernet circuits.

2417 (6) "Board" means the Utah Communications Authority Board created in Section
2418 63H-7a-203.

2419 (7) "CAD" means a computer-based system that aids PSAP dispatchers by automating
2420 selected dispatching and record-keeping activities.

2421 (8) "CAD-to-CAD" means standardized connectivity between PSAPs or between a PSAP
2422 and a dispatch center for the transmission of data between CADs.

2423 (9) "Dispatch center" means an entity that receives and responds to an emergency or
2424 nonemergency communication transferred to the entity from a public safety answering
2425 point.

2426 (10) "FirstNet" means the federal First Responder Network Authority established in 47
2427 U.S.C. Sec. 1424.

2428 (11) "Lease" means any lease, lease purchase, sublease, operating, management, or similar
2429 agreement.

2430 (12) "Public agency" means any political subdivision of the state dispatched by a public
2431 safety answering point.

2432 (13) "Public safety agency" means the same as that term defined in Section 69-2-102.

2433 (14) "Public safety answering point" or "PSAP" means an entity in this state that:

- 2434 (a) receives, as a first point of contact, direct 911 emergency communications from the
2435 911 emergency service network requesting a public safety service;
- 2436 (b) has a facility with the equipment and staff necessary to receive the communication;
- 2437 (c) assesses, classifies, and prioritizes the communication; [~~and~~]
- 2438 (d) dispatches the communication to the proper responding agency[~~;~~] ; and
- 2439 (e) submits information as described in Section 63H-7a-208.
- 2440 (15) "Public safety communications network" means:
- 2441 (a) a regional or statewide public safety governmental communications network and
2442 related facilities, including real property, improvements, and equipment necessary for
2443 the acquisition, construction, and operation of the services and facilities; and
- 2444 (b) 911 emergency services, including radio communications, connectivity, and 911 call
2445 processing equipment.
- 2446 Section 46. Section **63H-7a-208** is amended to read:
- 2447 **63H-7a-208 (Effective 05/01/24). PSAP advisory committee.**
- 2448 (1) There is established a PSAP advisory committee composed of nine members appointed
2449 by the board as follows:
- 2450 (a) one representative from a PSAP managed by a city;
- 2451 (b) one representative from a PSAP managed by a county;
- 2452 (c) one representative from a PSAP managed by a special service district;
- 2453 (d) one representative from a PSAP managed by the Department of Public Safety;
- 2454 (e) one representative from a PSAP from a county of the first class;
- 2455 (f) one representative from a PSAP from a county of the second class;
- 2456 (g) one representative from a PSAP from a county of the third or fourth class;
- 2457 (h) one representative from a PSAP from a county of the fifth or sixth class; and
- 2458 (i) one member from the telecommunications industry.
- 2459 (2) (a) Except as provided in Subsection (2)(b), each member shall be appointed to a
2460 four-year term beginning July 1, 2019.
- 2461 (b) Notwithstanding Subsection (2)(a), the board shall:
- 2462 (i) at the time of appointment or reappointment, adjust the length of terms to ensure
2463 that the terms of committee members are staggered so that the terms of
2464 approximately half of the committee end every two years; and
- 2465 (ii) not reappoint a member for more than two consecutive terms.
- 2466 (3) If a vacancy occurs in the membership for any reason, the replacement shall be
2467 appointed by the board for the unexpired term.

- 2468 (4) (a) Each January, the committee shall organize and select one of its members as chair
2469 and one member as vice chair.
- 2470 (b) The committee may organize standing or ad hoc subcommittees, which shall operate
2471 in accordance with guidelines established by the committee.
- 2472 (5) (a) The chair shall convene a minimum of four meetings per year.
- 2473 (b) The chair may call special meetings.
- 2474 (c) The chair shall call a meeting upon request of five or more members of the
2475 committee.
- 2476 (6) Five members of the committee constitute a quorum for the transaction of business, and
2477 the action of a majority of the members present is the action of the committee.
- 2478 (7) A member may not receive compensation or benefits for the member's service.
- 2479 (8) The PSAP advisory committee shall, on behalf of stakeholders, make recommendations
2480 to the director and the board regarding:
- 2481 (a) the authority operations and policies;
- 2482 (b) the 911 division and interoperability division strategic plans;
- 2483 (c) the operation, maintenance, and capital development of the public safety
2484 communications network;
- 2485 (d) the authority's administrative rules relative to the 911 division and the
2486 interoperability division; and
- 2487 (e) the development of minimum standards and best practices as described in Subsection
2488 63H-7a-302(1)(a).
- 2489 (9) No later than September 30, 2020, the PSAP advisory committee shall propose to the
2490 board a statewide CAD-to-CAD call handling and 911 call transfer protocol.
- 2491 (10) The chair of the PSAP advisory committee is a nonvoting member of the board.
- 2492 (11) (a) The committee is not subject to Title 52, Chapter 4, Open and Public Meetings
2493 Act.
- 2494 (b) The committee shall:
- 2495 (i) at least 24 hours before a committee meeting, post a notice of the meeting, with a
2496 meeting agenda, on the authority's website;
- 2497 (ii) within 10 days after a committee meeting, post to the authority's website the
2498 audio and draft minutes of the meeting; and
- 2499 (iii) within three days after the committee approves minutes of a committee meeting,
2500 post the approved minutes to the authority's website.
- 2501 (c) The committee's vice chair is responsible for preparing minutes of committee

2502 meetings.

2503 (12) On or before December 31, 2024, the PSAP advisory committee shall coordinate with
2504 the State Bureau of Investigation to use the intelligence system described in Subsections
2505 53-10-302(7) and (8) to:

2506 (a) establish the information a PSAP is required to submit to the intelligence system; and

2507 (b) create a format for submitting information.

2508 Section 47. Section **63I-1-253** is amended to read:

2509 **63I-1-253 (Effective 07/01/24) (Contingently Superseded 01/01/25). Repeal dates:**

2510 **Titles 53 through 53G.**

2511 (1) Section 53-2a-105, which creates the Emergency Management Administration Council,
2512 is repealed July 1, 2027.

2513 (2) Sections 53-2a-1103 and 53-2a-1104, which create the Search and Rescue Advisory
2514 Board, are repealed July 1, 2027.

2515 (3) Section 53-2d-703 is repealed July 1, 2027.

2516 (4) Section 53-5-703, which creates the Concealed Firearm Review Board, is repealed July
2517 1, 2024.

2518 (5) Section 53-22-104.1, School Security Task Force -- Membership -- Duties -- Per diem --
2519 Report -- Expiration, is repealed December 31, 2025.

2520 (6) Section 53-22-104.2, School Security Task Force Education Advisory Board, is
2521 repealed December 31, 2025.

2522 ~~[(5)]~~ (7) Section 53B-6-105.5, which creates the Technology Initiative Advisory Board, is
2523 repealed July 1, 2024.

2524 ~~[(6)]~~ (8) Section 53B-7-709, regarding five-year performance goals for the Utah System of
2525 Higher Education is repealed July 1, 2027.

2526 ~~[(7)]~~ (9) Title 53B, Chapter 8a, Part 3, Education Savings Incentive Program, is repealed
2527 July 1, 2028.

2528 ~~[(8)]~~ (10) Title 53B, Chapter 17, Part 11, USTAR Researchers, is repealed July 1, 2028.

2529 ~~[(9)]~~ (11) Section 53B-17-1203, which creates the SafeUT and School Safety Commission,
2530 is repealed January 1, 2025.

2531 ~~[(10)]~~ (12) Title 53B, Chapter 18, Part 16, USTAR Researchers, is repealed July 1, 2028.

2532 ~~[(11)]~~ (13) Title 53B, Chapter 18, Part 18, Electrification of Transportation Infrastructure
2533 Research Center, is repealed on July 1, 2028.

2534 ~~[(12)]~~ (14) Subsection 53C-3-203(4)(b)(vii), which provides for the distribution of money
2535 from the Land Exchange Distribution Account to the Geological Survey for test wells

2536 and other hydrologic studies in the West Desert, is repealed July 1, 2030.

2537 [(13)] (15) Subsections 53E-3-503(5) and (6), which create coordinating councils for youth
2538 in custody, are repealed July 1, 2027.

2539 [(14)] (16) In relation to a standards review committee, on January 1, 2028:

2540 (a) in Subsection 53E-4-202(8), the language "by a standards review committee and the
2541 recommendations of a standards review committee established under Section
2542 53E-4-203" is repealed; and

2543 (b) Section 53E-4-203 is repealed.

2544 [(15)] (17) Section 53E-4-402, which creates the State Instructional Materials Commission,
2545 is repealed July 1, 2027.

2546 [(16)] (18) Title 53E, Chapter 6, Part 5, Utah Professional Practices Advisory Commission,
2547 is repealed July 1, 2033.

2548 [(17)] (19) Section 53F-2-420, which creates the Intensive Services Special Education Pilot
2549 Program, is repealed July 1, 2024.

2550 [(18)] (20) Section 53F-5-213 is repealed July 1, 2023.

2551 [(19)] (21) Section 53F-5-214, in relation to a grant for professional learning, is repealed
2552 July 1, 2025.

2553 [(20)] (22) Section 53F-5-215, in relation to an elementary teacher preparation grant, is
2554 repealed July 1, 2025.

2555 [(21)] (23) Section 53F-5-219, which creates the Local Innovations Civics Education Pilot
2556 Program, is repealed on July 1, 2025.

2557 [(22)] (24) Subsection 53F-9-203(7), which creates the Charter School Revolving Account
2558 Committee, is repealed July 1, 2024.

2559 [(23)] (25) Subsections 53G-4-608(2)(b) and (4)(b), related to the Utah Seismic Safety
2560 Commission, are repealed January 1, 2025.

2561 [(24)] (26) Section 53G-9-212, Drinking water quality in schools, is repealed July 1, 2027.

2562 [(25)] (27) Title 53G, Chapter 10, Part 6, Education Innovation Program, is repealed July 1,
2563 2027.

2564 Section 48. Section **63I-1-253** is amended to read:

2565 **63I-1-253 (Contingently Effective 01/01/25). Repeal dates: Titles 53 through 53G.**

2566 (1) Section 53-2a-105, which creates the Emergency Management Administration Council,
2567 is repealed July 1, 2027.

2568 (2) Sections 53-2a-1103 and 53-2a-1104, which create the Search and Rescue Advisory
2569 Board, are repealed July 1, 2027.

- 2570 (3) Section 53-2d-703 is repealed July 1, 2027.
- 2571 (4) Section 53-5-703, which creates the Concealed Firearm Review Board, is repealed July
2572 1, 2024.
- 2573 (5) Section 53-22-104.1, School Security Task Force -- Membership -- Duties -- Per diem --
2574 Report -- Expiration, is repealed December 31, 2025.
- 2575 (6) Section 53-22-104.2, School Security Task Force Education Advisory Board, is
2576 repealed December 31, 2025.
- 2577 ~~[(5)]~~ (7) Section 53B-6-105.5, which creates the Technology Initiative Advisory Board, is
2578 repealed July 1, 2024.
- 2579 ~~[(6)]~~ (8) Section 53B-7-709, regarding five-year performance goals for the Utah System of
2580 Higher Education is repealed July 1, 2027.
- 2581 ~~[(7)]~~ (9) Title 53B, Chapter 8a, Part 3, Education Savings Incentive Program, is repealed
2582 July 1, 2028.
- 2583 ~~[(8)]~~ (10) Title 53B, Chapter 17, Part 11, USTAR Researchers, is repealed July 1, 2028.
- 2584 ~~[(9)]~~ (11) Section 53B-17-1203, which creates the SafeUT and School Safety Commission,
2585 is repealed January 1, 2025.
- 2586 ~~[(10)]~~ (12) Title 53B, Chapter 18, Part 16, USTAR Researchers, is repealed July 1, 2028.
- 2587 ~~[(11)]~~ (13) Title 53B, Chapter 18, Part 18, Electrification of Transportation Infrastructure
2588 Research Center, is repealed on July 1, 2028.
- 2589 ~~[(12)]~~ (14) Subsection 53C-3-203(4)(b)(vii), which provides for the distribution of money
2590 from the Land Exchange Distribution Account to the Geological Survey for test wells
2591 and other hydrologic studies in the West Desert, is repealed July 1, 2030.
- 2592 ~~[(13)]~~ (15) Subsections 53E-3-503(5) and (6), which create coordinating councils for youth
2593 in custody, are repealed July 1, 2027.
- 2594 ~~[(14)]~~ (16) In relation to a standards review committee, on January 1, 2028:
2595 (a) in Subsection 53E-4-202(8), the language "by a standards review committee and the
2596 recommendations of a standards review committee established under Section
2597 53E-4-203" is repealed; and
2598 (b) Section 53E-4-203 is repealed.
- 2599 ~~[(15)]~~ (17) Section 53E-4-402, which creates the State Instructional Materials Commission,
2600 is repealed July 1, 2027.
- 2601 ~~[(16)]~~ (18) Title 53E, Chapter 6, Part 5, Utah Professional Practices Advisory Commission,
2602 is repealed July 1, 2033.
- 2603 ~~[(17)]~~ (19) Section 53F-2-420, which creates the Intensive Services Special Education Pilot

2604 Program, is repealed July 1, 2024.

2605 ~~[(18)]~~ (20) Section 53F-5-213 is repealed July 1, 2023.

2606 ~~[(19)]~~ (21) Section 53F-5-214, in relation to a grant for professional learning, is repealed

2607 July 1, 2025.

2608 ~~[(20)]~~ (22) Section 53F-5-215, in relation to an elementary teacher preparation grant, is

2609 repealed July 1, 2025.

2610 ~~[(21)]~~ (23) Section 53F-5-219, which creates the Local Innovations Civics Education Pilot

2611 Program, is repealed on July 1, 2025.

2612 ~~[(22)]~~ (24) (a) Subsection 53F-9-201.1(2)(b)(ii), in relation to the use of funds from a

2613 loss in enrollment for certain fiscal years, is repealed on July 1, 2030.

2614 (b) On July 1, 2030, the Office of Legislative Research and General Counsel shall

2615 renumber the remaining subsections accordingly.

2616 ~~[(23)]~~ (25) Subsection 53F-9-203(7), which creates the Charter School Revolving Account

2617 Committee, is repealed July 1, 2024.

2618 ~~[(24)]~~ (26) Subsections 53G-4-608(2)(b) and (4)(b), related to the Utah Seismic Safety

2619 Commission, are repealed January 1, 2025.

2620 ~~[(25)]~~ (27) Section 53G-9-212, Drinking water quality in schools, is repealed July 1, 2027.

2621 ~~[(26)]~~ (28) Title 53G, Chapter 10, Part 6, Education Innovation Program, is repealed July 1,

2622 2027.

2623 Section 49. Section **63I-2-253** is amended to read:

2624 **63I-2-253 (Effective 05/01/24) (Superseded 07/01/24). Repeal dates: Titles 53**

2625 **through 53G.**

2626 (1) Section 53-1-118 is repealed on July 1, 2024.

2627 (2) Section 53-1-120 is repealed on July 1, 2024.

2628 (3) Section 53-7-109 is repealed on July 1, 2024.

2629 (4) Section 53-22-104 is repealed December 31, 2023.

2630 (5) Section 53-22-104.1, School Security Task Force -- Membership -- Duties -- Per diem --

2631 Report -- Expiration, is repealed December 31, 2025.

2632 (6) Section 53-22-104.2, School Security Task Force Education Advisory Board, is

2633 repealed December 31, 2025.

2634 ~~[(5)]~~ (7) Section 53B-6-105.7 is repealed July 1, 2024.

2635 ~~[(6)]~~ (8) Section 53B-7-707 regarding performance metrics for technical colleges is repealed

2636 July 1, 2023.

2637 ~~[(7)]~~ (9) Section 53B-8-114 is repealed July 1, 2024.

- 2638 ~~[(8)]~~ (10) The following provisions, regarding the Regents' scholarship program, are
2639 repealed on July 1, 2023:
- 2640 (a) in Subsection 53B-8-105(12), the language that states, "or any scholarship
2641 established under Sections 53B-8-202 through 53B-8-205";
- 2642 (b) Section 53B-8-202;
- 2643 (c) Section 53B-8-203;
- 2644 (d) Section 53B-8-204; and
- 2645 (e) Section 53B-8-205.
- 2646 ~~[(9)]~~ (11) Section 53B-10-101 is repealed on July 1, 2027.
- 2647 ~~[(10)]~~ (12) Subsection 53E-1-201(1)(s) regarding the report by the Educational
2648 Interpretation and Translation Services Procurement Advisory Council is repealed July
2649 1, 2024.
- 2650 ~~[(11)]~~ (13) Section 53E-1-202.2, regarding a Public Education Appropriations
2651 Subcommittee evaluation and recommendations, is repealed January 1, 2024.
- 2652 ~~[(12)]~~ (14) Section 53F-2-209, regarding local education agency budgetary flexibility, is
2653 repealed July 1, 2024.
- 2654 ~~[(13)]~~ (15) Subsection 53F-2-314(4), relating to a one-time expenditure between the at-risk
2655 WPU add-on funding and previous at-risk funding, is repealed January 1, 2024.
- 2656 ~~[(14)]~~ (16) Section 53F-2-524, regarding teacher bonuses for extra work assignments, is
2657 repealed July 1, 2024.
- 2658 ~~[(15)]~~ (17) Section 53F-5-221, regarding a management of energy and water pilot program,
2659 is repealed July 1, 2028.
- 2660 ~~[(16)]~~ (18) Section 53F-9-401 is repealed on July 1, 2024.
- 2661 ~~[(17)]~~ (19) Section 53F-9-403 is repealed on July 1, 2024.
- 2662 ~~[(18)]~~ (20) On July 1, 2023, when making changes in this section, the Office of Legislative
2663 Research and General Counsel shall, in addition to the office's authority under Section
2664 36-12-12, make corrections necessary to ensure that sections and subsections identified
2665 in this section are complete sentences and accurately reflect the office's perception of the
2666 Legislature's intent.
- 2667 Section 50. Section **63I-2-253** is amended to read:
- 2668 **63I-2-253 (Effective 07/01/24). Repeal dates: Titles 53 through 53G.**
- 2669 (1) Subsection 53-1-104(1)(b), regarding the Air Ambulance Committee, is repealed July 1,
2670 2024.
- 2671 (2) Section 53-1-118 is repealed on July 1, 2024.

- 2672 (3) Section 53-1-120 is repealed on July 1, 2024.
- 2673 (4) Section 53-2d-107, regarding the Air Ambulance Committee, is repealed July 1, 2024.
- 2674 (5) In relation to the Air Ambulance Committee, on July 1, 2024, Subsection 53-2d-702(1)(a)
- 2675 is amended to read:
- 2676 "(a) provide the patient or the patient's representative with the following information
- 2677 before contacting an air medical transport provider:
- 2678 (i) which health insurers in the state the air medical transport provider contracts with;
- 2679 (ii) if sufficient data is available, the average charge for air medical transport services for a
- 2680 patient who is uninsured or out of network; and
- 2681 (iii) whether the air medical transport provider balance bills a patient for any charge not paid
- 2682 by the patient's health insurer; and".
- 2683 (6) Section 53-7-109 is repealed on July 1, 2024.
- 2684 (7) Section 53-22-104 is repealed December 31, 2023.
- 2685 (8) Section 53-22-104.1, School Security Task Force -- Membership -- Duties -- Per diem --
- 2686 Report -- Expiration, is repealed December 31, 2025.
- 2687 (9) Section 53-22-104.2, School Security Task Force Education Advisory Board, is
- 2688 repealed December 31, 2025.
- 2689 ~~[(8)]~~ (10) Section 53B-6-105.7 is repealed July 1, 2024.
- 2690 ~~[(9)]~~ (11) Section 53B-7-707 regarding performance metrics for technical colleges is
- 2691 repealed July 1, 2023.
- 2692 ~~[(10)]~~ (12) Section 53B-8-114 is repealed July 1, 2024.
- 2693 ~~[(11)]~~ (13) The following provisions, regarding the Regents' scholarship program, are
- 2694 repealed on July 1, 2023:
- 2695 (a) in Subsection 53B-8-105(12), the language that states, "or any scholarship
- 2696 established under Sections 53B-8-202 through 53B-8-205";
- 2697 (b) Section 53B-8-202;
- 2698 (c) Section 53B-8-203;
- 2699 (d) Section 53B-8-204; and
- 2700 (e) Section 53B-8-205.
- 2701 ~~[(12)]~~ (14) Section 53B-10-101 is repealed on July 1, 2027.
- 2702 ~~[(13)]~~ (15) Subsection 53E-1-201(1)(s) regarding the report by the Educational
- 2703 Interpretation and Translation Services Procurement Advisory Council is repealed July
- 2704 1, 2024.
- 2705 ~~[(14)]~~ (16) Section 53E-1-202.2, regarding a Public Education Appropriations

- 2706 Subcommittee evaluation and recommendations, is repealed January 1, 2024.
- 2707 ~~[(15)]~~ (17) Section 53F-2-209, regarding local education agency budgetary flexibility, is
- 2708 repealed July 1, 2024.
- 2709 ~~[(16)]~~ (18) Subsection 53F-2-314(4), relating to a one-time expenditure between the at-risk
- 2710 WPU add-on funding and previous at-risk funding, is repealed January 1, 2024.
- 2711 ~~[(17)]~~ (19) Section 53F-2-524, regarding teacher bonuses for extra work assignments, is
- 2712 repealed July 1, 2024.
- 2713 ~~[(18)]~~ (20) Section 53F-5-221, regarding a management of energy and water pilot program,
- 2714 is repealed July 1, 2028.
- 2715 ~~[(19)]~~ (21) Section 53F-9-401 is repealed on July 1, 2024.
- 2716 ~~[(20)]~~ (22) Section 53F-9-403 is repealed on July 1, 2024.
- 2717 ~~[(21)]~~ (23) On July 1, 2023, when making changes in this section, the Office of Legislative
- 2718 Research and General Counsel shall, in addition to the office's authority under Section
- 2719 36-12-12, make corrections necessary to ensure that sections and subsections identified
- 2720 in this section are complete sentences and accurately reflect the office's perception of the
- 2721 Legislature's intent.
- 2722 Section 51. Section **76-10-505.5** is amended to read:
- 2723 **76-10-505.5 (Effective 05/01/24). Possession of a dangerous weapon, firearm, or**
- 2724 **short barreled shotgun on or about school premises -- Penalties.**
- 2725 (1) As used in this section, "on or about school premises" means:
- 2726 (a) (i) in a public or private elementary or secondary school; or
- 2727 (ii) on the grounds of any of those schools;
- 2728 (b) (i) in a public or private institution of higher education; or
- 2729 (ii) on the grounds of a public or private institution of higher education; ~~[and]~~ or
- 2730 ~~[(iii)]~~
- 2731 ~~[(A)]~~ (c) (i) inside the building where a preschool or child care is being held, if the
- 2732 entire building is being used for the operation of the preschool or child care; or
- 2733 ~~[(B)]~~ (ii) if only a portion of a building is being used to operate a preschool or child
- 2734 care, in that room or rooms where the preschool or child care operation is being
- 2735 held.
- 2736 (2) A person may not possess any dangerous weapon, firearm, or short barreled shotgun, as
- 2737 those terms are defined in Section 76-10-501, at a place that the person knows, or has
- 2738 reasonable cause to believe, is on or about school premises as defined in this section.
- 2739 (3) (a) Possession of a dangerous weapon on or about school premises is a class B

2740 misdemeanor.

2741 (b) Possession of a firearm or short barreled shotgun on or about school premises is a
2742 class A misdemeanor.

2743 (4) This section does not apply if:

2744 (a) the person is authorized to possess a firearm as ~~[provided under]~~ described in Section
2745 53-5-704, 53-5-705, 76-10-511, or 76-10-523, or as otherwise authorized by law;

2746 (b) the person is authorized to possess a firearm as ~~[provided under]~~ described in Section
2747 53-5-704.5, unless the person is in a location where the person is prohibited from
2748 carrying a firearm under Subsection 53-5-710(2);

2749 (c) the possession is approved by the responsible school administrator;

2750 (d) the item is present or to be used in connection with a lawful, approved activity and is
2751 in the possession or under the control of the person responsible for its possession or
2752 use;

2753 (e) the actor is an armed school security guard as described in Section 53G-8-704; or

2754 ~~[(e)]~~ (f) the possession is:

2755 (i) at the person's place of residence or on the person's property; or

2756 (ii) in any vehicle lawfully under the person's control, other than a vehicle owned by
2757 the school or used by the school to transport students.

2758 (5) This section does not :

2759 (a) prohibit prosecution of a more serious weapons offense that may occur on or about
2760 school premises; or

2761 (b) prevent an actor from securely storing a firearm on the grounds of a school if the
2762 actor:

2763 (i) participates in the school guardian program created in Section 53-22-105; and

2764 (ii) complies with the requirements for securely storing the firearm.

2765 Section 52. **Repealer.**

2766 This bill repeals:

2767 Section **53G-8-703.2, (Effective 05/01/24)LEA establishment of SRO policy -- Public**
2768 **comment.**

2769 Section 53. **FY 2025 Appropriation.**

2770 The following sums of money are appropriated for the fiscal year beginning July
2771 1, 2024, and ending June 30, 2025. These are additions to amounts previously
2772 appropriated for fiscal year 2025.

2773 Subsection 53(a) **Operating and Capital Budgets**

2774 Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures
 2775 Act, the Legislature appropriates the following sums of money from the funds or
 2776 accounts indicated for the use and support of the government of the state of Utah.
 2777 Executive Offices and Criminal Justice
 2778 ITEM 1 To Department of Public Safety - Programs & Operations
 2779 From General Fund \$2,118,100
 2780 Schedule of Programs:
 2781 Department Commissioner's Office \$2,118,100
 2782 The Legislature intends that:
 2783 (1) \$2,003,600 be used for personnel connected to the state security chief
 2784 described in Section 53-22-102;
 2785 (2) \$60,000 be used for systems integration costs, vehicles, and equipment for
 2786 the personnel of the state security chief; and
 2787 (3) \$54,500 be used for ongoing stipends for school guardian volunteers
 2788 described in Section 53-22-105
 2789 Public Education
 2790 ITEM 2 To State Board of Education - Contracted Initiatives and Grants
 2791 From Income Tax Fund \$2,100,000
 2792 From Public Education Economic Stabilization
 2793 Restricted Account, One-time \$100,000,000
 2794 Schedule of Programs:
 2795 Early Warning Program \$2,100,000
 2796 School Safety and Support Grant Program \$100,000,000
 2797 The Legislature intends that:
 2798 (1) in accordance with Section 53F-4-207, the State Board of Education use
 2799 \$2,100,000 to select a third-party provider for a statewide contract to provide
 2800 student intervention early warning software to local education agencies for an
 2801 online data reporting tool, digital platform, or enhancement to existing tools;
 2802 (2) \$98,700,000 of the \$100,000,000 for the School Safety and Support Grant
 2803 Program in this item be used as follows:
 2804 (a) \$50,000,000 is used for:
 2805 (i) supporting general grants to local education agencies prioritized by need as
 2806 the School Security Task Force described in Section 53-22-104.1 determines in
 2807 coordination with the state security chief and the School Safety Center; and

2808 (ii) research expenses supporting the work of the School Security Task Force
 2809 as the co-chairs of the School Security Task Force authorizes; and

2810 (b) \$48,700,000 for targeted grants to local education agencies under the
 2811 school safety needs assessment described in 53G-8-701.5;

2812 (3) \$1,300,000 of the \$100,000,000 for the School Safety and Support Grant
 2813 Program in this item be used to coordinate the payment of one-time costs for the
 2814 Department of Public Safety for costs related to expenses for duties described in
 2815 Section 53-22-102, including vehicles and equipment for personnel of the state
 2816 security chief, systems integration costs, guardian stipends, and financial services
 2817 overtime costs;

2818 (4) in accordance with 63J-1-603, the one-time appropriation provided under
 2819 this item not lapse at the close of fiscal year 2025 and the use of any nonlapsing
 2820 funds is limited to the purposes described in the grant program found in Section
 2821 53F-5-220.

2822 ITEM 3 To State Board of Education - Utah Schools for the Deaf and the Blind

2823 From Income Tax Fund \$45,700

2824 Schedule of Programs:

2825 Administration \$45,700

2826 The Legislature intends that the State Board of Education use the \$45,700 to
 2827 provide the Utah Schools for the Deaf and the Blind with school security
 2828 personnel, firearms training, and panic alert system equipment required in this bill.

2829 Executive Appropriations

2830 ITEM 4 To Legislature - Senate

2831 From General Fund, One-time \$11,200

2832 Schedule of Programs:

2833 Administration \$11,200

2834 ITEM 5 To Legislature - House of Representatives

2835 From General Fund, One-time \$11,200

2836 Schedule of Programs:

2837 Administration \$11,200

2838 ITEM 6 To Legislature - Office of Legislative Research and General Counsel

2839 From General Fund, One-time \$19,900

2840 Schedule of Programs:

2841 Administration \$19,900

2842 Section 54. **Effective date.**

2843 (1) Except as provided in Subsections (2) and (3), this bill takes effect on May 1, 2024.

2844 (2) The actions affecting Sections 63I-1-253 (Eff 07/01/24) (Cont Sup 01/01/25) and
2845 63I-2-253 (Effective 07/01/24) take effect July 1, 2024.

2846 (3) The actions affecting Section 63I-1-253 (Contingently Effective 01/01/25) contingently
2847 take effect on January 1, 2025.