

1 **EDUCATOR EXPENSE MODIFICATIONS**

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Kera Birkeland

Senate Sponsor: Curtis S. Bramble

3 **LONG TITLE**

4 **General Description:**

5 This bill provides for distribution of an appropriation for teaching supplies and materials.

6 **Highlighted Provisions:**

7 This bill:

- 8 ▶ defines terms;
- 9 ▶ provides for the distribution of teaching supplies and materials money among teachers;
- 10 ▶ provides for the use of the Public Education Economic Stabilization Restricted Account
- 11 to fund teaching supplies and materials; and
- 12 ▶ makes technical and conforming changes.

13 **Money Appropriated in this Bill:**

14 This bill appropriates in fiscal year 2025:

- 15 ▶ to State Board of Education - Minimum School Program - Related to Basic School
- 16 Programs - Teacher Supplies and Materials as a one-time appropriation:
- 17 • from the Public Education Economic Stabilization Restricted Account, One-time, \$8,400,000

18 **Other Special Clauses:**

19 This bill provides a special effective date.

20 **Utah Code Sections Affected:**

21 AMENDS:

22 **53F-7-203**, as last amended by Laws of Utah 2023, Chapter 348

23 **53F-9-204**, as last amended by Laws of Utah 2022, Chapters 386, 456

24 ENACTS:

25 **53F-2-526**, Utah Code Annotated 1953

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

28 Section 1. Section **53F-2-526** is enacted to read:

29 **53F-2-526 . Appropriations for teaching supplies and materials.**

30 (1) As used in this section:

31 (a) "Classroom teacher" means a teacher who:

32 (i) is assigned by an LEA in a permanent teacher position filled by one teacher or two
33 or more job-sharing teachers employed by an LEA;

34 (ii) is licensed and paid on an LEA's salary schedule;

35 (iii) is employed for an entire contract period; and

36 (iv) is primarily responsible to provide instruction or a combination of instructional
37 and counseling services to students in public schools.

38 (b) "Teaching supplies and materials" means consumable and non-consumable items
39 that are used for educational purposes by teachers in classroom activities that are
40 approved by the LEA.

41 (2) For the fiscal year that begins July 1, 2024, the state board shall distribute money
42 appropriated for teaching supplies and materials as follows:

43 (a) \$500 to each classroom teacher position for pre-kindergarten special education and
44 kindergarten through grade 6; and

45 (b) \$250 to each classroom teacher position for grades 7 through 12.

46 Section 2. Section **53F-7-203** is amended to read:

47 **53F-7-203 . Paid professional hours for educators.**

48 (1) Subject to legislative appropriations, the state board shall provide funding to each LEA
49 to provide additional paid professional hours to the following educators in accordance
50 with this section:

51 (a) general education and special education teachers;

52 (b) counselors;

53 (c) school administration;

54 (d) school specialists;

55 (e) student support;

56 (f) school psychologists;

57 (g) speech language pathologists; and

58 (h) audiologists.

59 (2) The state board shall distribute funds appropriated to the state board under Subsection
60 53F-9-204(6)(a) to each LEA in proportion to the number of educators described in
61 Subsection (1) within the LEA.

- 62 (3) An LEA shall use funding under this section to provide paid professional hours that:
63 (a) provide educators with the knowledge and skills necessary to enable students to
64 succeed in a well-rounded education and to meet the challenging state academic
65 standards; and
66 (b) may include activities that:
67 (i) improve and increase an educator's:
68 (A) knowledge of the academic subjects the educator teaches;
69 (B) time to plan and prepare daily lessons based on student needs;
70 (C) understanding of how students learn; and
71 (D) ability to analyze student work and achievement from multiple sources,
72 including how to adjust instructional strategies, assessments, and materials
73 based on the analysis;
74 (ii) are an integral part of broad school-wide and LEA-wide educational improvement
75 plans;
76 (iii) allow personalized plans for each educator to address the educator's specific
77 needs identified in observation or other feedback;
78 (iv) advance educator understanding of:
79 (A) effective and evidence-based instructional strategies; and
80 (B) strategies for improving student academic achievement or substantially
81 increasing the knowledge and teaching skills of educators;
82 (v) are aligned with, and directly related to, academic goals of the school or LEA; and
83 (vi) include instruction in the use of data and assessments to inform and instruct
84 classroom practice.
- 85 (4) (a) An educator shall:
86 (i) on or before the fifth day of instruction in a given school year, create a plan, in
87 consultation with the educator's principal, on how the educator plans to use paid
88 professional hours provided under this section during the school year; and
89 (ii) before the end of a given school year, provide a written statement to the
90 educator's principal of how the educator used paid professional hours provided
91 under this section during the school year.
- 92 (b) (i) Subsection (4)(a)(i) does not limit an educator who begins employment after
93 the fifth day of instruction in a given year from receiving paid professional hours
94 under this section.
95 (ii) An LEA may prorate the paid professional hours of an educator who begins

96 employment after the fifth day of instruction in a given year according to the
97 portion of the school year for which the LEA employs the educator.

98 Section 3. Section **53F-9-204** is amended to read:

99 **53F-9-204 . Public Education Economic Stabilization Restricted Account.**

100 (1) There is created within the Uniform School Fund a restricted account known as the
101 "Public Education Economic Stabilization Restricted Account."

102 (2) (a) Except as provided in Subsection (2)(b), the account shall be funded from the
103 following revenue sources:

104 (i) 15% of the difference between, as determined by the Office of the Legislative
105 Fiscal Analyst:

106 (A) the estimated amount of ongoing Income Tax Fund and Uniform School Fund
107 revenue available for the Legislature to appropriate for the next fiscal year; and

108 (B) the amount of ongoing appropriations from the Income Tax Fund and Uniform
109 School Fund in the current fiscal year; and

110 (ii) other appropriations as the Legislature may designate.

111 (b) If the appropriation described in Subsection (2)(a) would cause the ongoing
112 appropriations to the account to exceed 11% of Uniform School Fund appropriations
113 described in Section 53F-9-201.1 for the same fiscal year, the Legislature shall
114 appropriate only those funds necessary to ensure that the ongoing appropriations to
115 the account equal 11% of Uniform School Fund appropriations for that fiscal year.

116 (3) Subject to the availability of ongoing appropriations to the account, in accordance with
117 Utah Constitution, Article X, Section 5, Subsection (4), the ongoing appropriation to the
118 account shall be used to fund:

119 (a) except for a year described in Subsection (3)(b), one-time appropriations to the
120 public education system; and

121 (b) the Minimum School Program for a year in which Income Tax Fund revenue and
122 Uniform School Fund revenue are insufficient to fund:

123 (i) ongoing appropriations to the public education system; and

124 (ii) enrollment growth and inflation estimates, as defined in Section 53F-9-201.1.

125 (4) (a) The account shall earn interest.

126 (b) All interest earned on account money shall be deposited in the account.

127 (5) On or before December 31, 2023, and every three years thereafter, the Office of the
128 Legislative Fiscal Analyst shall:

129 (a) review the percentages described in Subsections (2)(a)(i) and (2)(b); and

130 (b) recommend to the Executive Appropriations Subcommittee any changes based on
131 the review described in Subsection (5)(a).

132 (6) In preparing budget bills for a given fiscal year, the Executive Appropriations
133 Committee shall make the one-time appropriations described in Subsection (3)(a) by
134 appropriating at least the lesser of 10% of the total amount of the one-time appropriations;
135 or

136 (a) the cost of providing 32 paid professional hours for teachers in accordance with
137 Section 53F-7-203[-] ; and

138 (b) the amount to make the distribution required under Section 53F-2-526.

139 Section 4. **FY 2025 Appropriation.**

140 The following sums of money are appropriated for the fiscal year beginning July 1,
141 2024, and ending June 30, 2025. These are additions to amounts previously
142 appropriated for fiscal year 2025.

143 Subsection 4(a) **Operating and Capital Budgets**

144 Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act,
145 the Legislature appropriates the following sums of money from the funds or accounts
146 indicated for the use and support of the government of the state of Utah.

147 ITEM 1 To State Board of Education - Minimum School Program - Related to Basic
148 School Programs

149	From Public Education Economic Stabilization	
150	Restricted Account, One-time	\$8,400,000
151	Schedule of Programs:	
152	Teacher Supplies and Materials	\$8,400,000

153 The Legislature intends that the State Board use the appropriations provided under
154 this section in accordance with Section 53F-2-526.

155 Section 5. **Effective date.**

156 This bill takes effect on July 1, 2024.