

**PUBLIC EDUCATION BUDGET AMENDMENTS**

2021 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Steve Eliason**

Senate Sponsor: Lincoln Fillmore

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**LONG TITLE**

**General Description:**

This bill supplements or reduces appropriations otherwise provided for the support and operation of public education for the fiscal year beginning July 1, 2020, and ending June 30, 2021, and for the fiscal year beginning July 1, 2021, and ending June 30, 2022.

**Highlighted Provisions:**

This bill:

- ▶ provides appropriations for the use and support of school districts, charter schools, and state education agencies;
  - ▶ directs the State Board of Education on how to execute certain funding programs;
  - ▶ provides appropriations for other purposes as described;
  - ▶ amends and enacts provisions related to certain appropriations for public education, including:
    - allowing the State Board of Education (state board) to use data from fiscal year 2020 for certain funding formulas in certain circumstances;
    - allowing the state board to distribute funds to mitigate funding losses associated with the elimination of the Administrative Cost Program;
    - requiring the state board to allocate funds for English language learner software;
- and
- providing the State Charter School Board with increased budgetary autonomy;
- ▶ makes technical and conforming changes; and
  - ▶ provides intent language.

**Money Appropriated in this Bill:**

30 This bill appropriates \$50,561,400 in operating and capital budgets for fiscal year 2021,  
31 including:

- 32 ▶ \$3,851,200 from the Education Fund; and
- 33 ▶ \$46,710,200 from various sources as detailed in this bill.

34 This bill appropriates \$2,270,000 in transfers to unrestricted funds for fiscal year 2021.

35 This bill appropriates \$100,384,400 in operating and capital budgets for fiscal year  
36 2022, including:

- 37 ▶ \$100 from the General Fund;
- 38 ▶ \$28,288,700 from the Uniform School Fund;
- 39 ▶ \$29,786,500 from the Education Fund; and
- 40 ▶ \$42,309,100 from various sources as detailed in this bill.

41 **Other Special Clauses:**

42 This bill provides a special effective date.

43 **Utah Code Sections Affected:**

44 AMENDS:

- 45 **53E-5-302**, as last amended by Laws of Utah 2019, Chapter 186
- 46 **53F-2-304**, as last amended by Laws of Utah 2020, Sixth Special Session, Chapter 9
- 47 **53F-2-706**, as enacted by Laws of Utah 2020, Fifth Special Session, Chapter 14
- 48 **53G-5-202**, as last amended by Laws of Utah 2018, Chapter 383 and renumbered and  
49 amended by Laws of Utah 2018, Chapter 3

50 ENACTS:

- 51 **53F-2-209**, Utah Code Annotated 1953
- 52 **53F-2-418**, Utah Code Annotated 1953

53 REPEALS:

- 54 **53F-5-212**, as last amended by Laws of Utah 2020, Chapters 354 and 408



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

57 Section 1. Section **53E-5-302** is amended to read:

58 **53E-5-302. State board to designate low performing schools -- Needs assessment.**

59 (1) Except as provided in Subsection (4), the state board shall:

60 (a) annually designate a school as a low performing school; and

61 (b) conduct a needs assessment for a low performing school by thoroughly analyzing  
62 the root causes of the low performing school's low performance.

63 (2) The state board may use up to 5% of the appropriation provided under this part to  
64 hire or contract with one or more individuals to conduct a needs assessment described in  
65 Subsection (1)(b).

66 (3) A school that was designated as a low performing school based on 2015-2016  
67 school year performance that is not in the lowest performing 3% of schools statewide following  
68 the 2016-2017 school year is exempt from the provisions of this part.

69 (4) (a) The state board is not required to designate as a low performing school a school  
70 for which the state board is not required to assign an overall rating in accordance with Section  
71 [53E-5-204](#).

72 (b) The requirement to designate a school as a low-performing school described in  
73 Subsection (1) does not apply in the school year immediately following the 2020-2021 or  
74 2021-2022 school year.

75 Section 2. Section **53F-2-209** is enacted to read:

76 **53F-2-209. Use of data to determine funding in fiscal years 2021 and 2022.**

77 (1) For fiscal years 2021 and 2022, if data necessary for programmatic funding  
78 distributions to LEAs is inconsistent due to adjustments related to effects of the COVID-19  
79 emergency, the state board may use the analogous data from fiscal year 2020 or the 2019-2020  
80 school year, at the state board's discretion to execute programmatic funding distributions to  
81 LEAs.

82 (2) The state board shall report to the Public Education Appropriations Subcommittee  
83 before September 30, 2021, on instances in which the board used fiscal year 2020 data under  
84 Subsection (1).

85 Section 3. Section **53F-2-304** is amended to read:

86           **53F-2-304. Necessarily existent small schools -- Computing additional weighted**  
87 **pupil units -- Consolidation of small schools.**

88           (1) As used in this section, "necessarily existent small schools funding balance" means  
89 the difference between:

90           (a) the amount appropriated for the necessarily existent small schools program in a  
91 fiscal year; and

92           (b) the amount distributed to school districts for the necessarily existent small schools  
93 program in the same fiscal year.

94           (2) (a) Upon application by a local school board, the state board shall, in consultation  
95 with the local school board, classify schools in the school district as necessarily existent small  
96 schools, in accordance with this section and state board rules adopted under Subsection (3).

97           (b) An application must be submitted to the state board before April 2, and the state  
98 board must report a decision to a local school board before June 2.

99           (3) The state board shall adopt standards and make rules, in accordance with Title 63G,  
100 Chapter 3, Utah Administrative Rulemaking Act, to:

101           (a) govern the approval of necessarily existent small schools consistent with principles  
102 of efficiency and economy that serve the purpose of eliminating schools where consolidation is  
103 feasible by participation in special school units; and

104           (b) ensure that school districts are not building secondary schools in close proximity to  
105 one another where economy and efficiency would be better served by one school meeting the  
106 needs of secondary students in a designated geographical area.

107           (4) The state board shall prepare and publish objective standards and guidelines for  
108 determining which small schools are necessarily existent after consultation with local school  
109 boards.

110           (5) (a) Additional weighted pupil units for schools classified as necessarily existent  
111 small schools shall be computed using distribution formulas adopted by the state board.

112           (b) The distribution formulas establish the following maximum sizes for funding under  
113 the necessarily existent small school program:

114	(i) an elementary school	160
115	(ii) a one or two-year secondary school	300
116	(iii) a three-year secondary school	450
117	(iv) a four-year secondary school	500
118	(v) a six-year secondary school	600

119 (c) An elementary school with fewer than 10 students shall receive the same add-on  
120 weighted pupil units as an elementary school with 10 students.

121 (d) A secondary school with fewer than 15 students shall receive the same add-on  
122 weighted pupil units as a secondary school with 15 students.

123 (e) If a necessarily existent small school generates ADM in both elementary and  
124 secondary grades, the state board may divide the school's ADM between an elementary and  
125 secondary distribution formula.

126 (f) The state board shall prepare and distribute an allocation table based on the  
127 distribution formula to each school district.

128 (6) (a) To avoid penalizing a school district financially for consolidating the school  
129 district's small schools, additional weighted pupil units may be allowed a school district each  
130 year, not to exceed two years.

131 (b) The additional weighted pupil units may not exceed the difference between what  
132 the school district receives for a consolidated school and what the school district would have  
133 received for the small schools had the small schools not been consolidated.

134 (7) (a) The state board may allocate up to 208 weighted pupil units to support schools  
135 that:

136 (i) have isolating conditions, as defined by the state board, including geographic  
137 isolation; and

138 (ii) do not qualify for necessarily existent small schools funding due to formula  
139 limitations.

140 (b) The state board shall review funding allocations under this Subsection (7) at least  
141 once every five calendar years.

142 (8) If the state board classifies a school as a necessarily existent small school in  
143 accordance with this section, the state board shall, subject to legislative appropriation,  
144 distribute small district base funding to the relevant school district in the following amounts:

- 145 (a) for a district with 500 students or less, 83 additional weighted pupil units;
- 146 (b) for a district with 501 to 1,000 students, 28 additional weighted pupil units; and
- 147 (c) for a district with 1,001 to 2,000 students, 14 additional weighted pupil units.

148 (9) Subject to legislative appropriation, the state board shall give first priority from an  
149 appropriation made under this section to funding an expense approved by the state board as  
150 described in Subsection [53G-6-305\(3\)\(a\)](#).

151 (10) (a) Subject to Subsection (10)(b) and after a distribution made under Subsection  
152 (9), the state board may distribute a portion of necessarily existent small schools funding:

- 153 (i) in accordance with a formula adopted by the state board that considers the tax effort  
154 of a local school board; or
- 155 (ii) to isolated small schools, as identified by the state board.

156 (b) The amount distributed in accordance with Subsection (10)(a) may not exceed the  
157 necessarily existent small schools fund in balance of the prior fiscal year.

158 (11) A local school board may use the money allocated under this section for  
159 maintenance and operation of school programs or for other school purposes as approved by the  
160 state board.

161 (12) (a) Notwithstanding this section and subject to legislative appropriations, the state  
162 board may, in accordance with Subsection (12)(b), distribute one-time funding that the  
163 Legislature appropriates to mitigate funding losses as described in legislative appropriations.

164 (b) The state board may make the distribution described in Subsection (12)(a) to school  
165 districts that:

- 166 (i) enroll fewer than 5,000 students; and
- 167 (ii) do not pay local property tax proceeds into the Uniform School Fund as described  
168 in Section [53F-2-301.5](#).

169 Section 4. Section **53F-2-418** is enacted to read:

170 **53F-2-418. English language learner software.**

171 (1) Subject to legislative appropriations, the state board shall:

172 (a) allocate funds to LEAs for English language learner software; and

173 (b) make the allocation described in Subsection (1)(a) using a formula that provides:

174 (i) a base amount for each LEA that has English language learner students; and

175 (ii) a distribution of remaining funding in proportion to the LEA's share of statewide

176 English language learner students.

177 (2) An LEA shall use an allocation the LEA receives under Subsection (1) to select a  
178 vendor and pay for software licenses for English language learner instruction.

179 Section 5. Section **53F-2-706** is amended to read:

180 **53F-2-706. Small charter school base funding.**

181 (1) Subject to legislative appropriation, the state board shall distribute small charter  
182 school base funding in the following amounts to charter schools with 2,000 or less students:

183 (a) for a charter school with 300 students or less, \$40,000;

184 (b) for a charter school with 301 to 400 students, \$35,000;

185 (c) for a charter school with 401 to 500 students, \$30,000;

186 (d) for a charter school with 501 to 600 students, \$25,000;

187 (e) for a charter school with 601 to 1,000 students, \$20,000; and

188 (f) for a charter school with 1,001 to 2,000 students, \$15,000.

189 (2) A charter school's eligibility for small charter school base funding is determined by  
190 the charter school's student enrollment on October 1 of a given year.

191 (3) Notwithstanding this section and subject to legislative appropriations, the state

192 board may distribute to charter schools, regardless of size, one-time funding that the

193 Legislature appropriates to mitigate funding losses as described in legislative appropriations.

194 Section 6. Section **53G-5-202** is amended to read:

195 **53G-5-202. Status and powers of State Charter School Board.**

196 (1) The State Charter School Board may:

197 [~~†~~] (a) enter into contracts;

198           ~~[(2)]~~ (b) sue and be sued; and  
 199           ~~[(3)-(a)]~~ (c) (i) at the discretion of the charter school, provide administrative services  
 200 to, or perform other school functions for, charter schools authorized by the State Charter  
 201 School Board; and

202           ~~[(b)]~~ (ii) charge fees for the provision of services or functions.

203           (2) The state board shall:

204           (a) approve the annual budget and expenditures of the State Charter School Board; and

205           (b) otherwise grant autonomy to the State Charter School Board to manage the State  
 206 Charter School Board's budget.

207           Section 7. **Repealer.**

208           This bill repeals:

209           Section **53F-5-212, Grants for additional educators for high-need schools.**

210           Section 8. **Fiscal Year 2021 Appropriation.**

211           The following sums of money are appropriated for the fiscal year beginning July 1,  
 212 2020, and ending June 30, 2021. These are additions to amounts otherwise appropriated for  
 213 fiscal year 2021.

214           Subsection 8(a). **Operating and Capital Budgets.**

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

218           PUBLIC EDUCATION

219           STATE BOARD OF EDUCATION - MINIMUM SCHOOL PROGRAM

220           ITEM 1 To State Board of Education - Minimum School Program - Basic School Program

221           From Education Fund, One-time 15,000,000

222           Schedule of Programs:

223                   Grades 1 - 12 15,000,000

224           ITEM 2 To State Board of Education - Minimum School Program - Voted and Board Local

225           Levy Programs



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226	<u>From Education Fund, One-time</u>		<u>(15,000,000)</u>
227	<u>Schedule of Programs:</u>		
228	<u>Voted Local Levy Program</u>	<u>(7,500,000)</u>	
229	<u>Board Local Levy Program</u>	<u>(7,500,000)</u>	
230	<u>STATE BOARD OF EDUCATION</u>		
231	<u>ITEM 3 To State Board of Education - Child Nutrition</u>		
232	<u>From Federal Funds, One-time</u>		<u>48,927,100</u>
233	<u>Schedule of Programs:</u>		
234	<u>Child Nutrition</u>	<u>48,927,100</u>	
235	<u>ITEM 4 To State Board of Education - Initiative Programs</u>		
236	<u>From Beginning Nonlapsing Balances</u>		<u>(2,170,000)</u>
237	<u>Schedule of Programs:</u>		
238	<u>Contracts and Grants</u>	<u>(670,000)</u>	
239	<u>ELL Software Licenses</u>	<u>(1,500,000)</u>	
240	<u>ITEM 5 To State Board of Education - MSP Categorical Program Administration</u>		
241	<u>From Beginning Nonlapsing Balances</u>		<u>(100,000)</u>
242	<u>Schedule of Programs:</u>		
243	<u>Dual Immersion</u>	<u>(100,000)</u>	
244	<u>ITEM 6 To State Board of Education - State Administrative Office</u>		
245	<u>From Education Fund, One-time</u>		<u>4,000,000</u>
246	<u>Schedule of Programs:</u>		
247	<u>Statewide Financial Management System Grants</u>	<u>4,000,000</u>	
248	<u>The Legislature intends that the State Board of Education use one-time funds</u>		
249	<u>appropriated to support Statewide Financial Management System Grants to provide grants to</u>		
250	<u>local education agencies in fiscal year 2021, fiscal year 2022, or fiscal year 2023 to make</u>		
251	<u>changes to local data systems to facilitate data transfers between the LEA and the state.</u>		
252	<u>ITEM 7 To State Board of Education - General System Support</u>		
253	<u>From Education Fund, One-time</u>		<u>(95,700)</u>

254	<u>Schedule of Programs:</u>	
255	<u>Student Achievement</u>	<u>(95,700)</u>
256	<u>ITEM 8 To State Board of Education - State Charter School Board</u>	
257	<u>From Education Fund, One-time</u>	<u>(53,100)</u>

258	<u>Schedule of Programs:</u>	
259	<u>From Closing Nonlapsing Balances</u>	<u>53,100</u>

260 Subsection 8(b). **Transfers to Unrestricted Funds.**

261 The Legislature authorizes the State Division of Finance to transfer the following  
262 amounts to the unrestricted General Fund, Education Fund, or Uniform School Fund, as  
263 indicated, from the restricted funds or accounts indicated. Expenditures and outlays from the  
264 General Fund, Education Fund, or Uniform School Fund must be authorized by an  
265 appropriation.

266 PUBLIC EDUCATION

267 ITEM 9 To Education Fund

268	<u>From Nonlapsing Balances - Transfer from Dual Language Program</u>	<u>100,000</u>
269	<u>From Nonlapsing Balances - Transfer from ELL Software Licenses</u>	<u>1,500,000</u>
270	<u>From Nonlapsing Balances - Transfer from Initiative Programs</u>	<u>670,000</u>

271	<u>Schedule of Programs:</u>	
272	<u>Education Fund, One-time</u>	<u>2,270,000</u>

273 Section 9. **Fiscal Year 2022 Appropriation.**

274 The following sums of money are appropriated for the fiscal year beginning July 1,  
275 2021, and ending June 30, 2022. These are additions to amounts otherwise appropriated for  
276 fiscal year 2022.

277 Subsection 9(a). **Operating and Capital Budgets.**

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

281 PUBLIC EDUCATION

282	<u>STATE BOARD OF EDUCATION - MINIMUM SCHOOL PROGRAM</u>	
283	<u>ITEM 10 To State Board of Education - Minimum School Program - Basic School Program</u>	
284	<u>From Uniform School Fund</u>	<u>500,000</u>
285	<u>From Uniform School Fund, One-time</u>	<u>3,600,000</u>
286	<u>Schedule of Programs:</u>	
287	<u>Necessarily Existent Small Schools (131 WPU's)</u>	<u>4,100,000</u>
288	<u>The Legislature intends that the State Board of Education distribute funds in accordance</u>	
289	<u>with Subsection 53F-2-304(12) to mitigate funding losses associated with the elimination of</u>	
290	<u>the Administrative Cost Program.</u>	
291	<u>ITEM 11 To State Board of Education - Minimum School Program - Related to Basic School</u>	
292	<u>Programs</u>	
293	<u>From Uniform School Fund</u>	<u>16,688,700</u>
294	<u>From Uniform School Fund, One-time</u>	<u>7,500,000</u>
295	<u>From Beginning Nonlapsing Balances</u>	<u>(11,400)</u>
296	<u>From Closing Nonlapsing Balances</u>	<u>11,400</u>
297	<u>Schedule of Programs:</u>	
298	<u>Pupil Transportation To and From School</u>	<u>2,500,000</u>
299	<u>Beverly Taylor Sorenson Elementary Arts</u>	
300	<u>Learning Program</u>	<u>2,000,000</u>
301	<u>Early Intervention</u>	<u>7,000,000</u>
302	<u>Grants for Educators in High-need Schools</u>	<u>(500,000)</u>
303	<u>National Board Certified Teacher Program</u>	<u>(246,300)</u>
304	<u>Grants for Professional Learning</u>	<u>3,935,000</u>
305	<u>Charter School Funding Base Program</u>	<u>5,000,000</u>
306	<u>English Language Learner Software</u>	<u>4,500,000</u>
307	<u>(1) The Legislature intends that the expenditures upon which state funding is</u>	
308	<u>contingent under Items 2, 9, 22, and 33 in S.B. 1, Public Education Base Budget Amendments,</u>	
309	<u>be modified to include all of the federally allowed activities for the Federal Coronavirus Relief</u>	

310 for Public Education funds except:

311 (a) school facility repairs and improvements to enable operation of schools to reduce  
312 risk of virus transmission and exposure to environmental health hazards, and to support student  
313 health needs; and

314 (b) inspection, testing, maintenance, repair, replacement, and upgrade projects to  
315 improve the indoor air quality in school facilities, including mechanical and non-mechanical  
316 heating, ventilation, and air conditioning systems, filtering, purification and other air cleaning,  
317 fans, control systems, and window and door repair and replacement.

318 (2) The Legislature further intends that the State Board of Education distribute funds in  
319 accordance with Subsection 53F-2-706(3) to mitigate funding losses associated with the  
320 elimination of the Administrative Cost Program.

321 STATE BOARD OF EDUCATION

322 ITEM 12 To State Board of Education - Educator Licensing

323	<u>From Education Fund</u>	<u>246,300</u>
324	<u>From Beginning Nonlapsing Balances</u>	<u>11,400</u>
325	<u>From Closing Nonlapsing Balances</u>	<u>(11,400)</u>
326	<u>Schedule of Programs:</u>	
327	<u>National Board-Certified Teachers</u>	<u>246,300</u>

328 ITEM 13 To State Board of Education - Fine Arts Outreach

329	<u>From Education Fund</u>	<u>250,000</u>
330	<u>Schedule of Programs:</u>	
331	<u>Provisional Program</u>	<u>250,000</u>

332 ITEM 14 To State Board of Education - Initiative Programs

333	<u>From Education Fund</u>	<u>6,800,000</u>
334	<u>From Education Fund, One-time</u>	<u>5,408,100</u>
335	<u>From Beginning Nonlapsing Balances</u>	<u>2,988,400</u>
336	<u>Schedule of Programs:</u>	
337	<u>Computer Science Initiatives</u>	<u>5,000,000</u>

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338	<u>Contracts and Grants</u>	<u>3,300,000</u>	
339	<u>Early Warning Pilot Program</u>	<u>125,000</u>	
340	<u>Electronic Elementary Reading Tool</u>	<u>1,500,000</u>	
341	<u>ProStart Culinary Arts Program</u>	<u>300,000</u>	
342	<u>School Turnaround and Leadership Development Act</u>	<u>(4,028,500)</u>	
343	<u>UPSTART</u>	<u>9,000,000</u>	
344	<u>ITEM 15 To State Board of Education - MSP Categorical Program Administration</u>		
345	<u>From Education Fund</u>		<u>1,065,000</u>
346	<u>Schedule of Programs:</u>		
347	<u>Early Learning Training and Assessment</u>	<u>1,065,000</u>	
348	<u>ITEM 16 To State Board of Education - Science Outreach</u>		
349	<u>From Education Fund</u>		<u>475,000</u>
350	<u>Schedule of Programs:</u>		
351	<u>Informal Science Education Enhancement</u>	<u>475,000</u>	
352	<u>ITEM 17 To State Board of Education - State Administrative Office</u>		
353	<u>From General Fund</u>		<u>100</u>
354	<u>From Education Fund</u>		<u>(3,448,300)</u>
355	<u>From Education Fund, One-time</u>		<u>29,100</u>
356	<u>From Federal Funds, One-time</u>		<u>37,178,400</u>
357	<u>From General Fund Restricted - Mineral Lease</u>		<u>1,900</u>
358	<u>From Revenue Transfers</u>		<u>28,900</u>
359	<u>From Uniform School Fund Restricted - Trust Distribution Account</u>		<u>170,000</u>
360	<u>From Uniform School Fund Restricted - Trust Distribution Account,</u>		
361	<u>One-time</u>		<u>105,000</u>
362	<u>From Beginning Nonlapsing Balances</u>		<u>(1,625,500)</u>
363	<u>From Closing Nonlapsing Balances</u>		<u>1,376,900</u>
364	<u>Schedule of Programs:</u>		
365	<u>Board and Administration</u>	<u>37,193,900</u>	

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366	<u>Financial Operations</u>	<u>112,300</u>
367	<u>Indirect Cost Pool</u>	<u>196,000</u>
368	<u>School Trust</u>	<u>275,000</u>
369	<u>Special Education</u>	<u>(50,000)</u>
370	<u>Statewide Online Education Program</u>	<u>(4,610,700)</u>
371	<u>Student Support Services</u>	<u>700,000</u>

372 The Legislature intends that the State Board of Education:

373 (1) report to the Public Education Appropriations Subcommittee, on or before  
 374 September 30, 2021, regarding how school-level data included in the Annual Financial Reports  
 375 (AFRs) and Annual Program Reports (APRs) will be reported in a public-facing format; and

376 (b) (i) develop a fee for service schedule for certifying the special education programs  
 377 of residential treatment centers; and

378 (ii) report the schedule to the Public Education Appropriations Subcommittee on or  
 379 before October 1, 2021.

380 ITEM 18 To State Board of Education - General System Support

381 From Education Fund 78,500

382 From Education Fund, One-time 7,864,900

383 Schedule of Programs:

384 Teaching and Learning 926,500

385 Assessment and Accountability 7,016,900

386 (1) The Legislature intends that the Utah State Board of Education use any revenue or  
 387 nonlapsing balances generated from the licensing of Readiness Improvement Success  
 388 Empowerment (RISE) questions to develop additional assessment questions for all state  
 389 assessments, provide professional learning for Utah educators, and for risk mitigation  
 390 expenditures.

391 (2) The Legislature intends that, of the appropriations provided to State Board of  
 392 Education - Teaching and Learning, \$225,000 be used to implement the provisions of  
 393 American Indian and Alaskan Native Education, S.B. 124, Chapter 269, Laws of Utah 2020,

394 General Session.

395 (3) The Legislature intends that, of the appropriations provided by this item, \$800,000  
 396 one-time be used to implement the provisions of Concurrent Enrollment Certificate Pilot  
 397 Program, H.B. 336, Chapter 321, Laws of Utah 2020, General Session.

398 (4) The Legislature intends that, of the appropriations provided by this item,  
 399 \$7,016,900 be used:

400 (a) in fiscal years 2022, 2023, and 2024; and

401 (b) to contract for professional learning related to improving student achievement.

402 ITEM 19 To State Board of Education - State Charter School Board

403 From Education Fund 1,600

404 Schedule of Programs:

405 State Charter School Board 1,600

406 ITEM 20 To State Board of Education - Utah Schools for the Deaf and the Blind

407 From Education Fund 300

408 From Education Fund, One-time 1,825,000

409 From Revenue Transfers 100

410 Schedule of Programs:

411 Support Services 400

412 Administration 1,325,000

413 Utah State Instructional Materials Access Center 500,000

414 The Legislature intends that the Utah Schools for the Deaf and the Blind charge a fee to  
 415 out-of-state schools for instructional materials produced by the Utah State Instructional  
 416 Materials Access Center (USIMAC) to cover actual costs of reprinting and shipping per  
 417 volume. The estimated fee amount is \$150 per braille volume and \$15 shipping.

418 ITEM 21 To State Board of Education - Statewide Online Education

419 From Education Fund 4,390,100

420 From Education Fund, One-time 4,800,900

421 From Revenue Transfers (28,900)

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422	<u>From Beginning Nonlapsing Balances</u>	<u>1,625,500</u>
423	<u>From Closing Nonlapsing Balances</u>	<u>(1,376,900)</u>
424	<u>Schedule of Programs:</u>	
425	<u>Statewide Online Education</u>	<u>9,410,700</u>
426	<u>The Legislature intends that the State Board of Education use one-time funding</u>	
427	<u>appropriated to the Statewide Online Education Program to meet the following priorities:</u>	
428	<u>(1) fully fund requests for enrollment from homeschool students; and</u>	
429	<u>(2) use remaining funding to support enrollment requests from students accessing the</u>	
430	<u>program through a private school.</u>	
431	<u>STATE BOARD OF EDUCATION</u>	
432	<u>ITEM 22 To School and Institutional Trust Fund Office</u>	
433	<u>From School and Institutional Trust Fund Management Account</u>	<u>1,865,300</u>
434	<u>Schedule of Programs:</u>	
435	<u>School and Institutional Trust Fund Office</u>	<u>1,865,300</u>
436	<b>Section 10. Effective date.</b>	
437	<u>(1) Except as provided in Subsection (2), if approved by two-thirds of all the members</u>	
438	<u>elected to each house, this bill takes effect upon approval by the governor, or the day following</u>	
439	<u>the constitutional time limit of Utah Constitution, Article VII, Section 8, without the governor's</u>	
440	<u>signature, or in the case of a veto, the date of veto override.</u>	
441	<u>(2) The following sections of this bill take effect on July 1, 2021:</u>	
442	<u>(a) Section <a href="#">53E-5-302</a>;</u>	
443	<u>(b) Section <a href="#">53F-2-209</a>;</u>	
444	<u>(c) Section <a href="#">53F-2-304</a>;</u>	
445	<u>(d) Section <a href="#">53F-2-418</a>;</u>	
446	<u>(e) Section <a href="#">53F-2-706</a>;</u>	
447	<u>(f) Section <a href="#">53G-5-202</a>;</u>	
448	<u>(g) Section 7, Repealer;</u>	
449	<u>(h) Section 9, Fiscal Year 2022 Appropriation; and</u>	



450

(i) Subsection 9(a), Operating and Capital Budgets.