

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

29 Section 1. Section **53F-2-504** is amended to read:

30 **53F-2-504. Teacher Salary Supplement Program -- Appeal process.**

31 (1) As used in this section:

32 (a) "Board" means the State Board of Education.

33 (b) "Certificate teacher" means a teacher who holds a National Board certification.

34 (c) "Eligible teacher" means a teacher who:

35 (i) has an assignment to teach:

36 (A) a secondary school level mathematics course;

37 (B) integrated science in grade [~~seven or eight~~] 7 or 8;

38 (C) chemistry;

39 (D) physics; [~~or~~]

40 (E) computer science; or

41 (F) special education;

42 (ii) holds the appropriate endorsement for the assigned course;

43 (iii) has qualifying educational background; and

44 (iv) (A) is a new employee; or

45 (B) received a satisfactory rating or above on the teacher's most recent evaluation.

46 (d) "Field of computer science" means:

47 (i) computer science; or

48 (ii) computer information technology.

49 (e) "Field of science" means:

50 (i) integrated science;

51 (ii) chemistry;

52 (iii) physics;

53 (iv) physical science; or

54 (v) general science.

55 (f) "License" means the same as that term is defined in Section [53E-6-102](#).

56 ~~[(d)]~~ (g) "National Board certification" means the same as that term is defined in
57 Section [53E-6-102](#).

58 ~~[(e)]~~ (h) "Qualifying educational background" means:

59 (i) for a teacher who is assigned a secondary school level mathematics course:

60 (A) a bachelor's degree major, master's degree, or doctoral degree in mathematics; or

61 (B) a bachelor's degree major, master's degree, or doctoral degree that has course
62 requirements that are substantially equivalent to the course requirements for a bachelor's degree
63 major, master's degree, or doctoral degree in mathematics;

64 (ii) for a teacher who is assigned a grade ~~[seven or eight]~~ 7 or 8 integrated science
65 course, chemistry course, or physics course~~;~~:

66 ~~(A)~~ a bachelor's degree major, master's degree, or doctoral degree in~~;~~ a field of
67 science; or

68 ~~[(A) integrated science;]~~

69 ~~[(B) chemistry;]~~

70 ~~[(C) physics;]~~

71 ~~[(D) physical science;]~~

72 ~~[(E) general science; or]~~

73 ~~[(F)]~~ (B) a bachelor's degree major, master's degree, or doctoral degree that has course
74 requirements that are substantially equivalent to the course requirements of those required for a
75 degree ~~[listed in Subsections (1)(e)(ii)(A) through (E);]~~ described in Subsection (1)(h)(ii)(A);

76 (iii) for a teacher who is assigned a computer science course~~;~~:

77 ~~(A)~~ a bachelor's degree major, master's degree, or doctoral degree in~~;~~ a field of
78 computer science; or

79 ~~[(A) computer science;]~~

80 ~~[(B) computer information technology; or]~~

81 ~~[(C)]~~ (B) a bachelor's degree major, master's degree, or doctoral degree that has course
82 requirements that are substantially equivalent to the course requirements of those required for a
83 degree ~~[listed in Subsections (1)(e)(iii)(A) and (B).]~~ described in Subsection (1)(h)(iii)(A); or

84 (iv) for a teacher who is assigned to teach special education, a bachelor's degree major,
85 master's degree, or doctoral degree in special education.

86 [(f)] (i) "Title I school" means a school that receives funds under the Elementary and
87 Secondary Education Act of 1965, Title I, 20 U.S.C. Sec. 6301 et seq.

88 [(g)] (j) "Title I school certificate teacher" means a certificate teacher who is assigned
89 to teach at a Title I school.

90 (2) (a) Subject to future budget constraints, the Legislature shall:

91 (i) annually appropriate money to the Teacher Salary Supplement Program[-] to
92 maintain annual salary supplements provided in previous years; and

93 (ii) provide salary supplements to new recipients.

94 (b) Money appropriated for the Teacher Salary Supplement Program shall include
95 money for the following employer-paid benefits:

96 (i) retirement;

97 (ii) workers' compensation;

98 (iii) Social Security; and

99 (iv) Medicare.

100 (3) (a) (i) The annual salary supplement for an eligible teacher who is assigned full
101 time to teach one or more courses listed in Subsections (1)(c)(i)(A) through [(E)] (F) is \$4,100
102 and funded through an appropriation described in Subsection (2).

103 (ii) An eligible teacher who has a part-time assignment to teach one or more courses
104 listed in Subsections (1)(c)(i)(A) through [(E)] (F) shall receive a partial salary supplement
105 based on the number of hours worked in [a] the course assignment [~~that meets the requirements~~
106 ~~of Subsections (1)(c)(ii) and (iii)].~~

107 (b) The annual salary supplement for a certificate teacher is \$750.

108 (c) (i) The annual salary supplement for a Title I school certificate teacher is \$1,500.

109 (ii) A certificate teacher who qualifies for a salary supplement under Subsections (3)(b)
110 and (c) may only receive the salary supplement that is greater in value.

111 (4) The board shall:

112 (a) create an online application system for a teacher to apply to receive a salary
113 supplement through the Teacher Salary Supplement Program;

114 (b) determine if a teacher:

115 (i) (A) is an eligible teacher; and

116 (B) has a course assignment as listed in Subsections (1)(c)(i)(A) through [~~E~~] (F);

117 (ii) is a certificate teacher; or

118 (iii) is a Title I school certificate teacher;

119 (c) verify, as needed, the determinations made under Subsection (4)(b) with school
120 district and school administrators; and

121 (d) certify a list of eligible teachers, certificate teachers, and Title I school certificate
122 teachers.

123 (5) (a) An eligible teacher, a certificate teacher, or a Title I school certificate teacher
124 shall apply with the board before the conclusion of a school year to receive the salary
125 supplement authorized in this section.

126 (b) An eligible teacher, a certificate teacher, or a Title I school certificate teacher may
127 apply with the board, after verification that the requirements under this section have been
128 satisfied, to receive a salary supplement after the completion of:

129 (i) the school year as an annual award; or

130 (ii) a semester or trimester as a partial award based on the portion of the school year
131 that has been completed.

132 (6) (a) The board shall establish and administer an appeal process for a teacher to
133 follow if the teacher applies for [~~the~~] a salary supplement and [~~is not certified under Subsection~~
134 ~~(4)] does not receive a salary supplement under Subsection (8).~~

135 (b) (i) The appeal process established in Subsection (6)(a) shall allow a teacher to
136 appeal eligibility as an eligible teacher on the basis that the teacher has a degree or degree
137 major with course requirements that are substantially equivalent to the course requirements for
138 a degree [~~listed~~] described in:

139 (A) Subsection (1)[~~e~~](h)(i)(A);

140 ~~[(B) Subsections (1)(e)(ii)(A) through (E); or]~~

141 ~~[(C) Subsections (1)(e)(iii)(A) and (B).]~~

142 (B) Subsection (1)(h)(ii)(A);

143 (C) Subsection (1)(h)(iii)(A); or

144 (D) Subsection (1)(h)(iv).

145 (ii) A teacher shall provide transcripts and other documentation to the board in order
146 for the board to determine if the teacher has a degree or degree major with course requirements
147 that are substantially equivalent to the course requirements for a degree listed in:

148 (A) Subsection (1)~~[(e)]~~(h)(i)(A);

149 ~~[(B) Subsections (1)(e)(ii)(A) through (E); or]~~

150 ~~[(C) Subsections (1)(e)(iii)(A) and (B).]~~

151 (B) Subsection (1)(h)(ii)(A);

152 (C) Subsection (1)(h)(iii)(A); or

153 (D) Subsection (1)(h)(iv).

154 (c) (i) The appeal process established under Subsection (6)(a) shall allow a teacher to
155 appeal eligibility as a certificate teacher on the basis that the teacher holds a current certificate.

156 (ii) A teacher shall provide to the board a certificate or other related documentation in
157 order for the board to determine if the teacher holds a current certificate.

158 (d) (i) The appeal process established under Subsection (6)(a) shall allow a teacher to
159 appeal eligibility as a Title I school certificate teacher on the basis that the teacher:

160 (A) holds a current certificate; and

161 (B) is assigned to teach at a Title I school.

162 (ii) A teacher shall provide to the board:

163 (A) information described in Subsection (6)(c)(ii); and

164 (B) verification that the teacher is assigned to teach at a Title I school.

165 (7) (a) The board shall distribute money appropriated to the Teacher Salary
166 Supplement Program to school districts and charter schools for the Teacher Salary Supplement
167 Program in accordance with the provisions of this section.

168 (b) The board shall include the employer-paid benefits described under Subsection
169 (2)(b) in the amount of each salary supplement .

170 (c) The employer-paid benefits described under Subsection (2)(b) are an addition to the
171 salary supplement limits described under Subsection (3).

172 (8) (a) Money received from the Teacher Salary Supplement Program shall be used by
173 a school district or charter school to provide a salary supplement equal to the amount specified
174 in Subsection (3) for each eligible teacher, certificate teacher, or Title I school certificate
175 teacher.

176 (b) The salary supplement is part of the teacher's base pay, subject to the teacher's
177 qualification as an eligible teacher, a certificate teacher, or a Title I school certificate teacher
178 every year, semester, or trimester.

179 (9) Notwithstanding the provisions of this section, if the appropriation for the program
180 is insufficient to cover the costs associated with salary supplements, the board [~~may limit or~~
181 ~~reduce the salary supplements~~] shall distribute the funds in the Teacher Salary Supplement
182 Program on a pro rata basis.

183 **Section 2. Effective date.**

184 This bill takes effect on July 1, 2018.