

TEACHER SALARY SUPPLEMENT PROGRAM AMENDMENTS

2017 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Francis D. Gibson

Senate Sponsor: _____

LONG TITLE**General Description:**

This bill amends provisions related to the Teacher Salary Supplement Program.

Highlighted Provisions:

This bill:

- ▶ amends the definition of "qualifying educational background" to include certain teachers with a background in earth science; and
- ▶ makes technical and conforming changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

53A-17a-156, as last amended by Laws of Utah 2016, Chapter 217

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

Section 1. Section **53A-17a-156** is amended to read:

53A-17a-156. Teacher Salary Supplement Program -- Appeal process.

(1) As used in this section:

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



- (b) "Certificate teacher" means a teacher who holds a National Board certification.
- (c) "Eligible teacher" means a teacher who:
- (i) has an assignment to teach:
 - (A) a secondary school level mathematics course;
 - (B) integrated science in grade seven or eight;
 - (C) chemistry;
 - (D) physics; or
 - (E) computer science;
 - (ii) holds the appropriate endorsement for the assigned course;
 - (iii) has qualifying educational background; and
 - (iv) (A) is a new employee; or
 - (B) received a satisfactory rating or above on the teacher's most recent evaluation.
- (d) "National Board certification" means the same as that term is defined in Section 53A-6-103.
- (e) "Qualifying educational background" means:
- (i) for a teacher who is assigned a secondary school level mathematics course:
 - (A) a bachelor's degree major, master's degree, or doctoral degree in mathematics; or
 - (B) a bachelor's degree major, master's degree, or doctoral degree that has course requirements that are substantially equivalent to the course requirements for a bachelor's degree major, master's degree, or doctoral degree in mathematics;
 - (ii) for a teacher who is assigned a grade seven or eight integrated science course, chemistry course, or physics course, a bachelor's degree major, master's degree, or doctoral degree in:
 - (A) integrated science;
 - (B) chemistry;
 - (C) physics;
 - (D) physical science;
 - (E) earth science;
 - ~~(F)~~ (F) general science; or
 - ~~(F)~~ (G) a bachelor's degree major, master's degree, or doctoral degree that has course requirements that are substantially equivalent to the course requirements of those required for a

degree listed in Subsections (1)(e)(ii)(A) through ~~[(E)]~~ (F);

(iii) for a teacher who is assigned a computer science course, a bachelor's degree major, master's degree, or doctoral degree in:

(A) computer science;

(B) computer information technology; or

(C) a bachelor's degree major, master's degree, or doctoral degree that has course requirements that are substantially equivalent to the course requirements of those required for a degree listed in Subsections (1)(e)(iii)(A) and (B).

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

(g) "Title I school certificate teacher" means a certificate teacher who is assigned to teach at a Title I school.

(2) (a) Subject to future budget constraints, the Legislature shall annually appropriate money to the Teacher Salary Supplement Restricted Account established in Section 53A-17a-157 to fund the Teacher Salary Supplement Program.

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

(i) retirement;

(ii) workers' compensation;

(iii) social security; and

(iv) Medicare.

(3) (a) (i) The annual salary supplement for an eligible teacher who is assigned full time to teach one or more courses listed in Subsections (1)(c)(i)(A) through (E) is \$4,100.

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

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

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

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

- 90 (4) The board shall:
- 91 (a) create an online application system for a teacher to apply to receive a salary
- 92 supplement through the Teacher Salary Supplement Program;
- 93 (b) determine if a teacher:
- 94 (i) (A) is an eligible teacher; and
- 95 (B) has a course assignment as listed in Subsections (1)(c)(i)(A) through (E);
- 96 (ii) is a certificate teacher; or
- 97 (iii) is a Title I school certificate teacher;
- 98 (c) verify, as needed, the determinations made under Subsection (4)(b) with school
- 99 district and school administrators; and
- 100 (d) certify a list of eligible teachers, certificate teachers, and Title I school certificate
- 101 teachers.
- 102 (5) (a) An eligible teacher, a certificate teacher, or a Title I school certificate teacher
- 103 shall apply with the board before the conclusion of a school year to receive the salary
- 104 supplement authorized in this section.
- 105 (b) An eligible teacher, a certificate teacher, or a Title I school certificate teacher may
- 106 apply with the board, after verification that the requirements under this section have been
- 107 satisfied, to receive a salary supplement after the completion of:
- 108 (i) the school year as an annual award; or
- 109 (ii) a semester or trimester as a partial award based on the portion of the school year
- 110 that has been completed.
- 111 (6) (a) The board shall establish and administer an appeal process for a teacher to
- 112 follow if the teacher applies for the salary supplement and is not certified under Subsection (4).
- 113 (b) (i) The appeal process established in Subsection (6)(a) shall allow a teacher to
- 114 appeal eligibility as an eligible teacher on the basis that the teacher has a degree or degree
- 115 major with course requirements that are substantially equivalent to the course requirements for
- 116 a degree listed in:
- 117 (A) Subsection (1)(e)(i)(A);
- 118 (B) Subsections (1)(e)(ii)(A) through [~~(E)~~] (F); or
- 119 (C) Subsections (1)(e)(iii)(A) and (B).
- 120 (ii) A teacher shall provide transcripts and other documentation to the board in order

for the board to determine if the teacher has a degree or degree major with course requirements that are substantially equivalent to the course requirements for a degree listed in:

(A) Subsection (1)(e)(i)(A);

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

(C) Subsections (1)(e)(iii)(A) and (B).

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

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

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

(A) holds a current certificate; and

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

(ii) A teacher shall provide to the board:

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

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

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

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

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

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

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

(9) Notwithstanding the provisions of this section, if the appropriation for the program

152 is insufficient to cover the costs associated with salary supplements, the board may limit or
153 reduce the salary supplements.

Legislative Review Note
Office of Legislative Research and General Counsel