LEGISLATIVE GENERAL COUNSEL
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S.B. 1

PUBLIC EDUCATION BASE BUDGET AMENDMENTS

2021 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Lincoln Fillmore

House Sponsor: Steve Eliason

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 appropriates funds for the support and operation of public education 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;
- sets the value of the weighted pupil unit (WPU) at $3,809 for fiscal year 2022;
- adjusts the number of weighted pupil units to reflect anticipated student enrollment in fall 2021;
- creates the Enrollment Growth Contingency Program;
- creates the Supplemental Educator COVID-19 Stipend;
- repeals a budgetary obligation related to increases in the value of the WPU, which this bill satisfies through increased funding;
- enacts repeal dates for the Enrollment Growth Contingency Program and the Supplemental Educator COVID-19 Stipend;
- makes technical changes;
- provides appropriations for other purposes as described; and

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- approves intent language.

Money Appropriated in this Bill:

This bill appropriates $300,713,600 in operating and capital budgets for fiscal year 2021, including:

- $142,500,000 from the Uniform School Fund;
- ($2,255,700) from the Education Fund; and
- $160,469,300 from various sources as detailed in this bill.

This bill appropriates $75,000 in expendable funds and accounts for fiscal year 2021.

This bill appropriates ($23,400,000) in restricted fund and account transfers for fiscal year 2021.

This bill appropriates $6,027,046,400 in operating and capital budgets for fiscal year 2022, including:

- $7,892,800 from the General Fund;
- $3,636,394,700 from the Uniform School Fund;
- $167,361,800 from the Education Fund; and
- $2,215,397,100 from various sources as detailed in this bill.

This bill appropriates $3,327,000 in expendable funds and accounts for fiscal year 2022.

This bill appropriates $292,568,200 in restricted fund and account transfers for fiscal year 2022, including:

- $314,218,200 from the Education Fund; and
- ($21,650,000) from various sources as detailed in this bill.

This bill appropriates $122,600 in fiduciary funds for fiscal year 2022.

Other Special Clauses:

This bill provides a special effective date.

Utah Code Sections Affected:

AMENDS:

53F-2-301.5, as last amended by Laws of Utah 2020, Fifth Special Session, Chapter 14

53F-9-201.1, as last amended by Laws of Utah 2020, Fifth Special Session, Chapter 13

63I-2-253, as last amended by Laws of Utah 2020, Sixth Special Session, Chapter 13

ENACTS:

53F-2-302.1, Utah Code Annotated 1953

53F-2-418, Utah Code Annotated 1953

Uncodified Material Affected:

ENACTS UNCODIFIED MATERIAL

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

Section 1. Section **53F-2-301.5** is amended to read:

53F-2-301.5. Minimum basic tax rate for a fiscal year that begins on July 1, 2018, 2019, 2020, 2021, or 2022.

(1) The provisions of this section are in effect for a fiscal year that begins before July 1, 2023.

(2) As used in this section:

(a) "Basic levy increment rate" means a tax rate that will generate an amount of revenue equal to $75,000,000.

(b) "Combined basic rate" means a rate that is the sum of:

(i) the rate floor; and

(ii) the WPU value rate.

(c) "Commission" means the State Tax Commission.

(d) "Equity pupil tax rate" means the tax rate that is:

(i) calculated by subtracting the minimum basic tax rate from the rate floor; or

(ii) zero, if the rate calculated in accordance with Subsection (2)(d)(i) is zero or less.

(e) "Minimum basic local amount" means an amount that is:

(i) equal to the sum of:

(A) the school districts' contribution to the basic school program the previous fiscal year;

(B) the amount generated by the basic levy increment rate; and

(C) the eligible new growth, as defined in Section 59-2-924 and rules of the State Tax Commission multiplied by the minimum basic tax rate; and

(ii) set annually by the Legislature in Subsection (3)(a).

(f) "Minimum basic tax rate" means a tax rate certified by the commission that will generate an amount of revenue equal to the minimum basic local amount described in

Subsection (3)(a).

(g) "Rate floor" means a rate that is the greater of:

(i) a .0016 tax rate; or

(ii) the minimum basic tax rate.

(h) "Weighted pupil unit value" or "WPU value" means the amount established each year in the enacted public education budget that is multiplied by the number of weighted pupil units to yield the funding level for the basic school program.

(i) "WPU value amount" means an amount that is:

(i) equal to the product of:

(A) the WPU value increase limit; and

(B) the percentage share of local revenue to the cost of the basic school program in the prior fiscal year; and

(ii) set annually by the Legislature in Subsection (4)(a).

(j) "WPU value increase limit" means the lesser of:

(i) the total cost to the basic school program to increase the WPU value over the WPU value in the prior fiscal year; or

(ii) the total cost to the basic school program to increase the WPU value by 4% over the WPU value in the prior fiscal year.

(k) "WPU value rate" means a tax rate certified by the commission that will generate an amount of revenue equal to the WPU value amount described in Subsection (4)(a).

(3) (a) The minimum basic local amount for the fiscal year that begins on July 1, [~~2020, is $547,951,600~~] 2021, is $575,931,800 in revenue statewide.

(b) The preliminary estimate for the minimum basic tax rate for the fiscal year that begins on July 1, [~~2020, is .001576~~] 2021, is .001554.

(4) (a) The WPU value amount for the fiscal year that begins on July 1, [~~2020, is $9,300,000~~] 2021, is $22,484,800 in revenue statewide.

(b) The preliminary estimate for the WPU value rate for the fiscal year that begins on July 1, [~~2020, is .000027~~] 2021, is .000063.

(5) (a) On or before June 22, the commission shall certify for the year:

(i) the minimum basic tax rate; and

(ii) the WPU value rate.

(b) The estimate of the minimum basic tax rate provided in Subsection (3)(b) and the estimate of the WPU value rate provided in Subsection (4)(b) is based on a forecast for property values for the next calendar year.

(c) The certified minimum basic tax rate described in Subsection (5)(a)(i) and the certified WPU value rate described in Subsection (5)(a)(ii) are based on property values as of January 1 of the current calendar year, except personal property, which is based on values from the previous calendar year.

(6) (a) To qualify for receipt of the state contribution toward the basic school program and as a school district's contribution toward the cost of the basic school program for the school district, a local school board shall impose the combined basic rate.

(b) (i) The state is not subject to the notice requirements of Section 59-2-926 before imposing the tax rates described in this Subsection (6).

(ii) The state is subject to the notice requirements of Section 59-2-926 if the state authorizes a tax rate that exceeds the tax rates described in this Subsection (6).

(7) (a) The state shall contribute to each school district toward the cost of the basic school program in the school district an amount of money that is the difference between the cost of the school district's basic school program and the sum of the revenue generated by the school district by the following:

(i) the minimum basic tax rate;

(ii) the basic levy increment rate;

(iii) the equity pupil tax rate; and

(iv) the WPU value rate.

(b) (i) If the difference described in Subsection (7)(a) equals or exceeds the cost of the basic school program in a school district, no state contribution shall be made to the basic school program for the school district.

(ii) The proceeds of the difference described in Subsection (7)(a) that exceed the cost of the basic school program shall be paid into the Uniform School Fund as provided by law and by the close of the fiscal year in which the proceeds were calculated.

(8) Upon appropriation by the Legislature, the Division of Finance shall deposit an amount equal to the proceeds generated statewide:

(a) by the basic levy increment rate into the Minimum Basic Growth Account created in Section 53F-9-302;

(b) by the equity pupil tax rate into the Local Levy Growth Account created in Section 53F-9-305; and

(c) by the WPU value rate into the Teacher and Student Success Account created in Section 53F-9-306.

Section 2. Section **53F-2-302.1** is enacted to read:

53F-2-302.1. Enrollment Growth Contingency Program.

(1) As used in this section:

(a) "Program funds" means money appropriated under the Enrollment Growth Contingency Program.

(b) "Student enrollment count" means the enrollment count on the first school day of October, as described in Subsection 53F-2-302(3).

(2) There is created the Enrollment Growth Contingency Program to mitigate funding impacts on an LEA resulting from student enrollment irregularities during fiscal years 2021 and 2022.

(3) Subject to legislative appropriations, the state board, in consultation with the Office of the Legislative Fiscal Analyst and the Governor's Office of Management and Budget, shall use program funds to:

(a) for fiscal years 2021 and 2022 and for an LEA that has declining enrollment, pay costs associated with Subsection 53F-2-302(3) to hold LEA funding distributions at the prior year's average daily membership; and

(b) for fiscal year 2022, fund ongoing impacts of student enrollment changes in the 2021-2022 academic year, including:

(i) assigning additional weighted pupil units to an LEA experiencing a net growth in weighted pupil units over the fiscal year 2022 base allocations associated with student enrollment increases following the student enrollment count;

(ii) at the request of an LEA that experienced a significant decline in student enrollment during the 2020-2021 academic year, pre-fund significantly higher anticipated student enrollment growth before the student enrollment count; and

(iii) with any remaining weighted pupil units, pay other weighted pupil unit related costs in accordance with Section 53F-2-205.

(4) If the state board pre-funds anticipated student enrollment growth under Subsection (3)(b)(ii), the state board shall:

(a) verify the LEA's enrollment after the student enrollment count; and

(b) balance funds as necessary based on the actual increase in student enrollment.

Section 3. Section **53F-2-418** is enacted to read:

53F-2-418. Supplemental Educator COVID-19 Stipend.

(1) As used in this section:

(a) (i) "Classified school-level employee" means an individual:

(A) whom an LEA or RESA employs and directly pays; and

(B) who is assigned to work in a school setting.

(ii) "Classified school-level employee" includes the following categories that an LEA reports to the state board:

(A) instructional paraprofessionals;

(B) library paraprofessionals;

(C) student support; and

(D) school and other support, including employees like janitors, bus drivers, and food service; and

(iii) "Classified school-level employee" also includes an individual in LEA or RESA administration or administration support if the individual works exclusively in a school setting supporting students.

(b) "COVID-19 pandemic" means the spread of COVID-19 that the World Health Organization declared a pandemic on March 11, 2020.

(c) "Employer-paid benefits" means a proportionate contribution toward retirement, workers' compensation, Social Security, and Medicare.

(d) (i) "Licensed school-level educator" means an individual:

(A) whom the state board licenses or who holds a license that the state board recognizes;

(B) whom an LEA or RESA employs and directly pays; and

(C) who is assigned to work in a school setting.

(ii) "Licensed school-level educator" includes the following categories that an LEA reports to the state board:

(A) teachers, including preschool, kindergarten, elementary, secondary, and special education teachers;

(B) support staff, including librarians, instructional leaders or specialists, counselors, and other support staff including employees like psychologists and social workers; and

(C) administrators, including principals, assistant principals, and directors.

(e) (i) "Qualifying employee" means a licensed school-level educator or a classified school-level employee who:

(A) was employed by an LEA or RESA as of December 1, 2020; and

(B) except for an employee whom an online-only charter school employs, is employed by an LEA that provides a broad-based in-person learning option for all students in kindergarten through grade 12 by February 8, 2021, or RESA that works with LEAs provides a broad-based in-person learning option for all students in kindergarten through grade 12 by February 8, 2021.

(ii) "Qualifying employee" does not include:

(A) school district employees who are assigned to work in the central administration of the school district, including superintendents, deputy and assistant superintendents, area and regional directors, curriculum specialists, and support staff;

(B) individuals with whom an LEA contracts but does not directly pay the individual or report the individual to the state board in annual employment reports; or

(C) individuals with whom an LEA contracts using federal funding from the Coronavirus Relief Fund described in the Coronavirus Aid, Relief, and Economic Security Act, Pub. L. 116-136.

(f) "Regional education service agency" or "RESA" means the same as that term is defined in Section 53G-4-410.

(g) "Stipend" means the one-time Supplemental Educator COVID-19 Stipend.

(2) There is created a one-time Supplemental Educator COVID-19 Stipend in appreciation of work during the COVID-19 pandemic.

(3) (a) Subject to legislative appropriations, the state board shall allocate funds to a qualifying education entity by March 30, 2021, to provide the stipend to qualifying employees as follows:

(i) (A) for a licensed school-level educator, $1,500; or

(B) for a classified school-level employee, $1,000; and

(ii) employer paid benefits.

(b) The stipend shall be prorated for each employee based on full-time equivalent status.

(c) Notwithstanding Subsection (3)(a), in the event that an allocation to an LEA or RESA is insufficient to provide the full stipend to each qualifying employee whom the LEA or RESA employs, the LEA or RESA shall reduce the amount of the stipend on a prorated basis.

(4) An LEA or RESA that receives an allocation from the state board under Subsection (3) shall return any unexpended amounts to the state no later than June 30, 2021.

Section 4. Section **53F-9-201.1** is amended to read:

53F-9-201.1. Appropriations to the Minimum School Program from the Uniform School Fund.

(1) As used in this section:

(a) "Base budget" means the same as that term is defined in legislative rule.

(b) "Enrollment growth and inflation estimates" means the cost estimates regarding enrollment growth and inflation described in Section 53F-2-208.

(2) Except as provided in Subsection 53F-9-204(3), for a fiscal year beginning on or after July 1, 2021, when preparing the Public Education Base Budget, the Office of the Legislative Fiscal Analyst shall[~~: (a)~~] include appropriations to the Minimum School Program from the Uniform School Fund, and, subject to Subsection 53F-9-204(3), the Public Education Economic Stabilization Restricted Account, in an amount that is greater than or equal to the sum of:

[~~(i)~~] (a) the ongoing Education Fund and Uniform School Fund appropriations to the Minimum School Program in the current fiscal year; and

[~~(ii)~~] (b) subject to Subsection 53F-9-204(3)(b), enrollment growth and inflation estimates[~~; and~~].

[~~(b) except as provided in Subsection (4), an appropriation to increase the value of the weighted pupil unit that is greater than or equal to 10% of the difference between, as determined by the Office of the Legislative Fiscal Analyst:~~]

[~~(i) the estimated amount of ongoing Education Fund and Uniform School Fund revenue available for the Legislature to appropriate for the next fiscal year; and~~]

[~~(ii) the amount of ongoing appropriations from the Education Fund and Uniform School Fund in the current fiscal year.~~]

(3) The total annual amount deposited into the Uniform School Fund, including the deposits through the distributions described in Sections 59-7-532 and 59-10-544, for a given fiscal year may not exceed the amount appropriated from the Uniform School Fund for that fiscal year.

[~~(4) (a) If an appropriation to increase the value of the weighted pupil unit described in Subsection (2)(b) would cause the cumulative amount of increases to the value of the weighted pupil unit, beginning for fiscal year 2022, to exceed $140,500,000, the Office of the Legislative Fiscal Analyst:~~]

[~~(i) shall include in the Public Education Base Budget an appropriation to increase the value of the weighted pupil unit that would cause the cumulative amount of increases to equal $140,500,000; and~~]

[~~(ii) is exempt from future application of Subsection (2)(b).~~]

[~~(b) Nothing in this section limits the Legislature's ability to appropriate additional amounts to increase the value of the weighted pupil unit.~~]

Section 5. Section **63I-2-253** is amended to read:

63I-2-253. Repeal dates -- Titles 53 through 53G.

(1) (a) Section 53-2a-217, regarding procurement during an epidemic or pandemic emergency, is repealed on December 31, 2021.

(b) When repealing Section 53-2a-217, the Office of Legislative Research and General Counsel shall, in addition to the office's authority under Subsection 36-12-12(3), make necessary changes to subsection numbering and cross references.

(2) Section 53B-2a-103 is repealed July 1, 2021.

(3) Section 53B-2a-104 is repealed July 1, 2021.

(4) (a) Subsection 53B-2a-108(5), regarding exceptions to the composition of a technical college board of trustees, is repealed July 1, 2022.

(b) When repealing Subsection 53B-2a-108(5), the Office of Legislative Research and General Counsel shall, in addition to its authority under Subsection 36-12-12(3), make necessary changes to subsection numbering and cross references.

(5) Section 53B-6-105.7 is repealed July 1, 2024.

(6) (a) Subsection 53B-7-705(6)(b)(ii)(A), the language that states "Except as provided in Subsection (6)(b)(ii)(B)," is repealed July 1, 2021.

(b) Subsection 53B-7-705(6)(b)(ii)(B), regarding comparing a technical college's change in performance with the technical college's average performance, is repealed July 1, 2021.

(7) (a) Subsection 53B-7-707(3)(a)(ii), the language that states "Except as provided in Subsection (3)(b)," is repealed July 1, 2021.

(b) Subsection 53B-7-707(3)(b), regarding performance data of a technical college during a fiscal year before fiscal year 2020, is repealed July 1, 2021.

(8) Section 53B-8-114 is repealed July 1, 2024.

(9) (a) The following sections, regarding the Regents' scholarship program, are repealed on July 1, 2023:

(i) Section 53B-8-202;

(ii) Section 53B-8-203;

(iii) Section 53B-8-204; and

(iv) Section 53B-8-205.

(b) (i) Subsection 53B-8-201(2), regarding the Regents' scholarship program for students who graduate from high school before fiscal year 2019, is repealed on July 1, 2023.

(ii) When repealing Subsection 53B-8-201(2), the Office of Legislative Research and General Counsel shall, in addition to its authority under Subsection 36-12-12(3), make necessary changes to subsection numbering and cross references.

(10) Section 53B-10-101 is repealed on July 1, 2027.

(11) Title 53B, Chapter 18, Part 14, Uintah Basin Air Quality Research Project, is repealed July 1, 2023.

(12) Section 53E-3-519 regarding school counselor services is repealed July 1, 2020.

(13) Section 53E-3-520 is repealed July 1, 2021.

(14) Subsection 53E-5-306(3)(b)(ii)(B), related to improving school performance and continued funding relating to the School Recognition and Reward Program, is repealed July 1, 2020.

(15) Section 53E-5-307 is repealed July 1, 2020.

(16) Subsection 53E-10-309(7), related to the PRIME pilot program, is repealed July 1,

2024.

(17) In Subsections 53F-2-205(4) and (5), regarding the State Board of Education's duties if contributions from the minimum basic tax rate are overestimated or underestimated, the language that states "or 53F-2-301.5, as applicable" is repealed July 1, 2023.

(18) Subsection 53F-2-301(1), relating to the years the section is not in effect, is repealed July 1, 2023.

(19) Section 53F-2-302.1, regarding the Enrollment Growth Contingency Program, is repealed July 1, 2023.

(20) Section 53F-2-418, regarding the Supplemental Educator COVID-19 Stipend, is repealed January 1, 2022.

[~~(19)~~] (21) In Subsection 53F-2-515(1), the language that states "or 53F-2-301.5, as applicable" is repealed July 1, 2023.

[~~(20)~~] (22) Section 53F-4-207 is repealed July 1, 2022.

[~~(21)~~] (23) In Subsection 53F-9-302(3), the language that states "or 53F-2-301.5, as applicable" is repealed July 1, 2023.

[~~(22)~~] (24) In Subsection 53F-9-305(3)(a), the language that states "or 53F-2-301.5, as applicable" is repealed July 1, 2023.

[~~(23)~~] (25) In Subsection 53F-9-306(3)(a), the language that states "or 53F-2-301.5, as applicable" is repealed July 1, 2023.

[~~(24)~~] (26) In Subsection 53G-3-304(1)(c)(i), the language that states "or 53F-2-301.5, as applicable" is repealed July 1, 2023.

[~~(25)~~] (27) Subsections 53G-10-204(1)(c) through (e), and Subsection 53G-10-204(7), related to the civics engagement pilot program, are repealed on July 1, 2023.

[~~(26)~~] (28) On July 1, 2023, when making changes in this section, the Office of Legislative Research and General Counsel shall, in addition to the office's authority under Subsection 36-12-12(3), make corrections necessary to ensure that sections and subsections identified in this section are complete sentences and accurately reflect the office's perception of the Legislature's intent.

Section 6. **Fiscal Year 2021 Appropriations.**

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

Subsection 6(a). **Operating and Capital Budgets**.

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

PUBLIC EDUCATION

STATE BOARD OF EDUCATION - MINIMUM SCHOOL PROGRAM

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

From Education Fund, One-Time		(88,300)
From Uniform School Fund, One-Time		21,500,000
From Beginning Nonlapsing Balances		4,092,600
From Closing Nonlapsing Balances		(17,809,700)
Schedule of Programs:		
Grades 1-12	(14,785,700)	
Necessarily Existent Small Schools	473,700	
Professional Staff	594,900	
Administrative Costs	(88,300)	
Enrollment Growth Contingency	21,500,000	

The Legislature intends that the State Board of Education use up to $21,500,000 in one-time funds to hold LEA funding distributions at the prior year's average daily membership in accordance with Subsection 53F-2-302.1(3)(a).

ITEM 2 To State Board of Education - Minimum School Program - Related to Basic School Programs

From Education Fund, One-Time		5,327,800
From Uniform School Fund, One-Time		121,000,000
From Transfer for COVID-19 Response, One-Time		5,000,000
From Beginning Nonlapsing Balances		10,765,500
From Closing Nonlapsing Balances		(10,765,500)
Schedule of Programs:		
Educator Salary Adjustments	5,327,800	

Early Intervention	5,000,000	
Supplemental Educator COVID-19 Stipend	121,000,000	

The Legislature intends that the State Board of Education use up to $121,000,000 in one-time funds to provide the Supplemental Educator COVID-19 Stipend described in Section 53F-2-418.

STATE BOARD OF EDUCATION

ITEM 3 To State Board of Education - Child Nutrition		
From Federal Funds, One-Time		11,671,000
From Dedicated Credit - Liquor Tax, One-Time		10,605,300
From Beginning Nonlapsing Balances		325,300
From Closing Nonlapsing Balances		2,160,700
Schedule of Programs:		
Child Nutrition	24,762,300	
ITEM 4 To State Board of Education - Educator Licensing		
From Revenue Transfers, One-Time		135,100
From Beginning Nonlapsing Balances		1,492,500
From Closing Nonlapsing Balances		(161,400)
Schedule of Programs:		
Educator Licensing	103,000	
STEM Endorsement Incentives	1,363,200	
ITEM 5 To State Board of Education - Fine Arts Outreach		
From Beginning Nonlapsing Balances		59,900
From Closing Nonlapsing Balances		(59,900)
ITEM 6 To State Board of Education - Initiative Programs		
From Education Fund, One-Time		(900,000)
From Revenue Transfers, One-Time		(2,875,200)
From Transfer for COVID-19 Response, One-Time		4,000,000
From Beginning Nonlapsing Balances		15,021,600
From Closing Nonlapsing Balances		(3,244,600)
Schedule of Programs:		
Autism Awareness	(9,000)	

Carson Smith Scholarships	(2,200)	
Computer Science Initiatives	1,085,800	
Contracts and Grants	2,763,500	
Early Intervention Reading Software	328,300	
Early Warning Pilot Program	75,000	
Electronic Elementary Reading Tool	(345,800)	
ELL Software Licenses	1,500,000	
General Financial Literacy	400	
Intergenerational Poverty Interventions	49,100	
Interventions for Reading Difficulties	113,300	
Kindergarten Supplement Enrichment Program	(1,580,700)	
Paraeducator to Teacher Scholarships	9,900	
Partnerships for Student Success	369,200	
ProStart Culinary Arts Program	108,600	
School Turnaround and Leadership Development Act	2,242,000	
UPSTART	4,086,000	
ULEAD	15,800	
Competency-Based Education Grants	1,200,000	
Special Needs Opportunity Scholarship Administration	(7,400)	
ITEM 7 To State Board of Education - MSP Categorical Program Administration		
From Revenue Transfers, One-Time		31,800
From Beginning Nonlapsing Balances		2,347,600
From Closing Nonlapsing Balances		(439,800)
Schedule of Programs:		
Adult Education	(19,300)	
Beverley Taylor Sorenson Elementary Arts Learning Program	(9,000)	
CTE Comprehensive Guidance	153,800	
Digital Teaching and Learning	546,500	
Dual Immersion	82,400	

Enhancement for At-Risk Students	42,600	
Special Education State Programs	(5,200)	
Youth-in-Custody	436,700	
Early Literacy Program	153,300	
CTE Online Assessments	39,500	
CTE Student Organizations	385,000	
State Safety and Support Program	195,700	
Student Health and Counseling Support Program	(62,400)	
ITEM 8 To State Board of Education - Science Outreach		
From Beginning Nonlapsing Balances		74,700
From Closing Nonlapsing Balances		28,800
Schedule of Programs:		
Informal Science Education Enhancement	103,500	
ITEM 9 To State Board of Education - State Administrative Office		
From Education Fund, One-Time		(6,595,200)
From Federal Funds, One-Time		100,388,800
From General Fund Restricted - Mineral Lease, One-Time		(554,900)
From General Fund Restricted - Land Exchange Distribution Account, One-Time		(16,200)
From Revenue Transfers, One-Time		899,400
From Transfer for COVID-19 Response, One-Time		22,900,000
From Beginning Nonlapsing Balances		11,854,700
From Closing Nonlapsing Balances		(25,436,500)
Schedule of Programs:		
Board and Administration	19,601,500	
Data and Statistics	98,300	
Financial Operations	498,700	
Indirect Cost Pool	3,287,300	
Information Technology	1,255,000	
Math Teacher Training	(170,800)	
Policy and Communication	12,400	

School Trust	(2,100)	
Special Education	53,844,800	
Statewide Online Education Program	15,000	
Student Support Services	25,000,000	
ITEM 10 To State Board of Education - General System Support		
From Federal Funds, One-Time		6,184,600
From Revenue Transfers, One-Time		82,400
From Beginning Nonlapsing Balances		8,836,000
From Closing Nonlapsing Balances		2,187,100
Schedule of Programs:		
Teaching and Learning	6,230,200	
Assessment and Accountability	10,000,000	
Career and Technical Education	1,073,000	
Pilot Teacher Retention Grant Program	(13,100)	
ITEM 11 To State Board of Education - State Charter School Board		
From Beginning Nonlapsing Balances		1,711,700
From Closing Nonlapsing Balances		(1,711,700)
ITEM 12 To State Board of Education - Teaching and Learning		
From Revenue Transfers, One-Time		(900)
From Beginning Nonlapsing Balances		7,800
From Closing Nonlapsing Balances		(18,100)
Schedule of Programs:		
Student Access to High Quality School Readiness Programs	(11,200)	
ITEM 13 To State Board of Education - Utah Schools for the Deaf and the Blind		
From Beginning Nonlapsing Balances		235,100
From Closing Nonlapsing Balances		463,700
Schedule of Programs:		
Administration	752,500	
Utah State Instructional Materials Access Center	(53,700)	

Subsection 6(b). **Expendable Funds and Accounts.**

The Legislature has reviewed the following expendable funds. The Legislature authorizes the State Division of Finance to transfer amounts between funds and accounts as indicated. Outlays and expenditures from the funds or accounts to which the money is transferred may be made without further legislative action, in accordance with statutory provisions relating to the funds or accounts.

PUBLIC EDUCATION

STATE BOARD OF EDUCATION

ITEM 14 To State Board of Education - Charter School Revolving Account

From Beginning Fund Balance		(1,500)
From Closing Fund Balance		1,500

ITEM 15 To State Board of Education - Hospitality and Tourism Management Education Account

From Beginning Fund Balance		174,000
From Closing Fund Balance		(99,000)
Schedule of Programs:		
Hospitality and Tourism Management Education Account	75,000	

ITEM 16 To State Board of Education - School Building Revolving Account

From Beginning Fund Balance	(33,200)	
From Closing Fund Balance	33,200	

Subsection 6(c). **Restricted Fund and Account Transfers.**

The Legislature authorizes the State Division of Finance to transfer the following amounts between the following funds or accounts as indicated. Expenditures and outlays from the funds to which the money is transferred must be authorized by an appropriation.

PUBLIC EDUCATION

ITEM 17 To Uniform School Fund Restricted - Public Education Economic Stabilization Restricted Account

From Beginning Fund Balance		400,000
From Closing Fund Balance		(23,800,000)
Schedule of Programs:		

Public Education Economic Stabilization Restricted Account (23,400,000)

ITEM 18 To Local Levy Growth Account

From Beginning Fund Balance	(2,747,400)
From Closing Fund Balance	2,747,400

Subsection 6(d). **Fiduciary Funds**.

The Legislature has reviewed proposed revenues, expenditures, fund balances, and changes in fund balances for the following fiduciary funds.

PUBLIC EDUCATION

STATE BOARD OF EDUCATION

ITEM 19 To State Board of Education - Education Tax Check-off Lease Refunding

From Beginning Fund Balance	(6,100)
From Closing Fund Balance	6,100

ITEM 20 To State Board of Education - Schools for the Deaf and the Blind Donation Fund

From Beginning Fund Balance	33,400
From Closing Fund Balance	(33,400)

Section 7. **Fiscal Year 2022 Appropriations.**

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

(2) The value of the weighted pupil unit for fiscal year 2022 is $3,809.

Section 7(a). **Operating and Capital Budgets.**

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

PUBLIC EDUCATION

STATE BOARD OF EDUCATION - MINIMUM SCHOOL PROGRAM

ITEM 21 To State Board of Education - Minimum School Program - Basic School Program

From Uniform School Fund		2,774,089,200
From Uniform School Fund, One-Time		21,500,000
From Local Revenue		628,364,800
From Beginning Nonlapsing Balances		57,980,600
From Closing Nonlapsing Balances		(57,980,600)
Schedule of Programs:		
Kindergarten (26,446 WPUs)	100,732,800	
Grades 1 - 12 (604,069 WPUs)	2,300,898,800	
Foreign Exchange (328 WPUs)	1,249,400	
Necessarily Existent Small Schools (10,577 WPUs)	40,287,800	
Professional Staff (57,070 WPUs)	217,379,600	
Special Education - Add-on (88,328 WPUs)	336,441,400	
Special Education - Self-Contained (12,510 WPUs)	47,650,600	
Special Education - Preschool (11,311 WPUs)	43,083,600	
Special Education - Extended School Year (457 WPUs)	1,740,700	
Special Education - Impact Aid (2,060 WPUs)	7,846,400	
Special Education - Extended Year for Special Educators (909 WPUs)	3,462,400	
Career and Technical Education - Add-on (29,100 WPUs)	110,841,900	
Class Size Reduction (42,375 WPUs)	161,406,500	
Enrollment Growth Contingency (7,727 WPUs)	50,932,100	

(1) In accordance with Section 63J-1-201, the Legislature intends that the State Board of Education report performance measures for the Basic School Program line item. The State Board of Education shall report to the Office of the Legislative Fiscal Analyst and to the Governor's Office of Management and Budget before October 1, 2021, the final status of performance measures established in fiscal year 2021 appropriations bills and the current status of the following performance measures for fiscal year 2022:

(a) school readiness, as measured by:

(i) the percentage of students who are ready for kindergarten (target = 64% in literacy and 76% in numeracy); and

(ii) the percentage of students who demonstrate proficiency on a kindergarten exit assessment (fiscal year 2021 will establish a baseline, no target determined);

(b) early indicator of academic success, as measured by the percentage of students who are proficient in English language arts and mathematics at the end of grade 3 (target = 67%);

(c) proficiency in core academic subjects, as measured by:

(i) proficiency on a statewide assessment, including:

(A) the percentage of students who are proficient in English language arts, on average, across grades 3 through 8 (target = 64%);

(B) the percentage of students who are proficient in mathematics, on average, across grades 3 through 8 (target = 66%); and

(C) the percentage of students who are proficient in science, on average, across grades 4 through 8 (target = 67%); and

(ii) proficiency on a nationally administered assessment, including:

(A) the percentage of grade 4 students who are proficient in English language arts (target = 41%);

(B) the percentage of grade 4 students who are proficient in mathematics (target = 46%);

(C) the percentage of grade 4 students who are proficient in science (target = 45%);

(D) the percentage of grade 8 students who are proficient in English language arts (target = 38%);

(E) the percentage of grade 8 students who are proficient in mathematics (target = 39%); and

(F) the percentage of grade 8 students who are proficient in science (target = 50%);

(d) post-secondary access, as measured by the percentage of students who score at least 18 on the ACT (target = 77%);

(e) high school completion, as measured by the percentage of students who graduate from high school in four years (target = 90%); and

(f) preparation for college, as measured by the percentage of students who have earned a concentration in or completed a certificate in career and technical education or have earned credit in an Advanced Placement, a concurrent enrollment, or an International Baccalaureate course (target = 87%).

(2) The Legislature further intends that the State Board of Education include in the

report described in Subsection (1) any recommended changes to the performance measures.

(3) (a) The Legislature further intends that the State Board of Education use up to $21,500,000 in one-time funds to hold LEA funding distributions at the prior year's average daily membership in accordance with Subsection 53F-2-302.1(3)(a).

(b) The Legislature further intends that the State Board of Education use up to 7,727 weighted pupil units, or $29,432,100, to fund ongoing impacts of student enrollment changes in the 2021-2022 academic year in accordance with Subsection 53F-2-302.1(3)(b).

(c) The Legislature further intends that the State Board of Education report actions taken on the disbursement of Enrollment Growth Contingency funds to the Public Education Appropriations Subcommittee by January 31, 2022.

ITEM 22 To State Board of Education - Minimum School Program - Related to Basic School Programs

From Uniform School Fund		745,755,000
From Education Fund Restricted - Charter School Levy Account		29,837,600
From Teacher and Student Success Account		115,734,800
From Uniform School Fund Restricted - Trust Distribution Account		92,842,800
From Beginning Nonlapsing Balances		27,826,400
From Closing Nonlapsing Balances		(27,826,400)
Schedule of Programs:		
Pupil Transportation To and From School	108,606,500	
Enhancement for At-Risk Students	52,646,800	
Youth-in-Custody	27,821,200	
Adult Education	15,635,900	
Enhancement for Accelerated Students	6,048,300	
Concurrent Enrollment	12,961,700	
Title I Schools Paraeducators Program	300,000	
School LAND Trust Program	92,842,800	
Charter School Local Replacement	218,178,700	
Early Literacy Program	14,550,000	

Educator Salary Adjustments	187,954,200	
Teacher Salary Supplement	22,228,600	
School Library Books and Electronic Resources	765,000	
Matching Fund for School Nurses	1,002,000	
Dual Immersion	5,030,000	
Teacher Supplies and Materials	5,500,000	
Beverley Taylor Sorenson Elementary Arts Learning Program	10,880,000	
Early Intervention	17,455,000	
Digital Teaching and Learning Program	19,852,400	
Effective Teachers in High Poverty Schools Incentive Program	250,000	
Elementary School Counselor Program	2,100,000	
Pupil Transportation Rural School Reimbursement	500,000	
Pupil Transportation - Rural School Grants	1,000,000	
Teacher and Student Success Program	130,734,800	
Student Health and Counseling Support Program	25,480,000	
Grants for Educators in High-need Schools	500,000	
National Board Certified Teacher Program	246,300	
Charter School Funding Base Program	3,100,000	
ITEM 23 To State Board of Education - Minimum School Program - Voted and Board Local Levy Programs		
From Uniform School Fund		95,050,500
From Local Levy Growth Account		100,083,400
From Local Revenue		667,843,000
From Education Fund Restricted - Minimum Basic Growth Account		56,250,000
Schedule of Programs:		
Voted Local Levy Program	575,502,500	
Board Local Levy Program	328,724,400	
Board Local Levy Program - Early Literacy Program	15,000,000	

STATE BOARD OF EDUCATION - SCHOOL BUILDING PROGRAMS

ITEM 24 To State Board of Education - School Building Programs - Capital Outlay Programs

From Education Fund		14,499,700
From Education Fund Restricted - Minimum Basic Growth Account		18,750,000
Schedule of Programs:		
Foundation Program	27,610,900	
Enrollment Growth Program	5,638,800	

STATE BOARD OF EDUCATION

ITEM 25 To State Board of Education - Child Nutrition

From Education Fund		400
From Federal Funds		171,056,800
From Dedicated Credits Revenue		6,200
From Dedicated Credit - Liquor Tax		50,025,000
From Revenue Transfers		(395,900)
From Beginning Nonlapsing Balances		1,824,000
From Closing Nonlapsing Balances		(338,000)
Schedule of Programs:		
Child Nutrition	222,178,500	

In accordance with Section 63J-1-201, the Legislature intends that the State Board of Education report performance measures for the Child Nutrition line item. The State Board of Education shall report to the Office of the Legislative Fiscal Analyst and to the Governor's Office of Management and Budget before October 1, 2021, the final status of performance measures established in fiscal year 2021 appropriations bills and the current status of the following performance measures for fiscal year 2022:

(1) school districts and charter schools served (target = 100% districts and 50% charters);

(2) administrative reviews completed (target = 20% annually/100% over five-year cycle); and

(3) reimbursement claims paid within 30 days of claim submission for payment with an

error rate of 1% or less (target = 100%).

ITEM 26 To State Board of Education - Child Nutrition - Federal Commodities

From Federal Funds		19,159,300
Schedule of Programs:		
Child Nutrition - Federal Commodities	19,159,300	

ITEM 27 To State Board of Education - Educator Licensing

From Education Fund		3,864,200
From Revenue Transfers		(240,000)
From Beginning Nonlapsing Balances		161,400
From Closing Nonlapsing Balances		(121,000)
Schedule of Programs:		
Educator Licensing	2,464,600	
STEM Endorsement Incentives	1,200,000	

In accordance with Section 63J-1-201, the Legislature intends that the State Board of Education report performance measures for the Educator Licensing line item. The State Board of Education shall report to the Office of the Legislative Fiscal Analyst and to the Governor's Office of Management and Budget before October 1, 2021, the final status of performance measures established in fiscal year 2021 appropriations bills and the current status of the following performance measures for fiscal year 2022:

(1) background check response and notification of local education agency within 72 hours (target = 100%);

(2) teachers in a Utah local education agency who hold a standard level 1, 2, or 3 license (target = 95%); and

(3) teachers in a Utah local education agency who have demonstrated preparation in assigned subject area (target = 95%).

ITEM 28 To State Board of Education - Fine Arts Outreach

From Education Fund		4,960,000
From Beginning Nonlapsing Balances		188,600
From Closing Nonlapsing Balances		(188,600)
Schedule of Programs:		
Professional Outreach Programs in the Schools	4,906,000	

Subsidy Program	54,000	

In accordance with Section 63J-1-201, the Legislature intends that the State Board of Education report performance measures for the Fine Arts Outreach line item. The State Board of Education shall report to the Office of the Legislative Fiscal Analyst and to the Governor's Office of Management and Budget before October 1, 2021, the final status of performance measures established in fiscal year 2021 appropriations bills and the current status of the following performance measures for fiscal year 2022:

(1) local education agencies served in a three-year period (target = 100% of districts and 90% of charters);

(2) number of students and educators receiving services (target = 500,000 students and 26,000 educators); and

(3) efficacy of education programming as determined by peer review (target = 90%).

ITEM 29 To State Board of Education - Initiative Programs

From General Fund		7,482,600
From Education Fund		46,054,100
From General Fund Restricted - Autism Awareness Account		50,700
From Revenue Transfers		(147,800)
From Beginning Nonlapsing Balances		15,775,500
From Closing Nonlapsing Balances		(13,340,700)
Schedule of Programs:		
Autism Awareness	41,700	
Carson Smith Scholarships	7,752,300	
Contracts and Grants	3,683,500	
Early Intervention Reading Software	10,600,000	
Early Warning Pilot Program	325,000	
Electronic Elementary Reading Tool	2,100,000	
General Financial Literacy	464,300	
Intergenerational Poverty Interventions	1,050,900	
Interventions for Reading Difficulties	350,000	
IT Academy	500,000	
Kindergarten Supplement Enrichment Program	25,100	

Paraeducator to Teacher Scholarships	24,500
Partnerships for Student Success	3,030,400
ProStart Culinary Arts Program	201,500
School Turnaround and Leadership Development Act	4,028,500
UPSTART	15,286,800
ULEAD	571,900
Educational Improvement Opportunities Outside of the Regular School Day Grant Program	153,700
Competency-Based Education Grants	2,931,700
Special Needs Opportunity Scholarship Administration	52,600
Education Technology Management System	1,800,000
School Data Collection and Analysis	900,000

In accordance with Section 63J-1-201, the Legislature intends that the State Board of Education report performance measures for the Initiatives Program line item. The State Board of Education shall report to the Office of the Legislative Fiscal Analyst and to the Governor's Office of Management and Budget before October 1, 2021, the final status of performance measures established in fiscal year 2021 appropriations bills and the current status of the following performance measures for fiscal year 2022:

(1) Carson Smith Scholarship annual compliance reporting (target = 100%);

(2) number of students served by UPSTART (target = 20,200);

(3) School Turnaround and Leadership Development Act schools meeting the exit criteria or qualifying for an extension (target = 100%);

(4) Partnerships for Student Success Program average number of partners forming a partnership with a lead grant applicant within a school feeder pattern (target = 15 partners);

(5) percentage of grade 3 students at Partnerships for Student Success schools who meet reading benchmark at year end (target = 55%);

(6) percentage of grade 8 students at Partnerships for Student Success schools proficient in mathematics (target = 24%);

(7) high school graduation rate for students at Partnerships for Student Success schools (target = 86%);

(8) Intergenerational Poverty Interventions Grant Program improvement in reading

proficiency rates for regularly participating after-school students (target = 8 points);

(9) Intergenerational Poverty Interventions Grant Program improvement in mathematics proficiency rates for regularly participating after-school students (target = 7 points); and

(10) Intergenerational Poverty Interventions Grant Program improvement in science proficiency rates for regularly participating after-school students (target = 4 points).

ITEM 30 To State Board of Education - MSP Categorical Program Administration

From Education Fund		6,409,400
From Revenue Transfers		(365,000)
From Beginning Nonlapsing Balances		2,211,800
From Closing Nonlapsing Balances		(1,452,700)
Schedule of Programs:		
Adult Education	289,700	
Beverley Taylor Sorenson Elementary Arts Learning Program	112,500	
CTE Comprehensive Guidance	273,900	
Digital Teaching and Learning	549,300	
Dual Immersion	597,800	
Enhancement for At-Risk Students	441,900	
Special Education State Programs	259,500	
Youth-in-Custody	1,274,700	
Early Literacy Program	424,800	
CTE Online Assessments	659,300	
CTE Student Organizations	1,039,900	
State Safety and Support Program	556,600	
Student Health and Counseling Support Program	323,600	

In accordance with Section 63J-1-201, the Legislature intends that the State Board of Education report performance measures for the MSP Categorical Program Administration line item. The State Board of Education shall report to the Office of the Legislative Fiscal Analyst and to the Governor's Office of Management and Budget before October 1, 2021, the final status of performance measures established in fiscal year 2021 appropriations bills and the current status of the following performance measures for fiscal year 2022:

(1) number of schools engaged in Digital Teaching and Learning (target = 740 schools);

(2) professional learning for Dual Immersion educators (target = 1,800 educators);

(3) support for guest Dual Immersion educators (target = 150 educators);

(4) Beverley Taylor Sorenson Elementary Arts Learning Program fidelity of implementation (target = 50 site visits); and

(5) Beverley Taylor Sorenson Elementary Arts Learning Program survey completion for schools with intervention when responses show concern for implementation (target = 100%).

ITEM 31 To State Board of Education - Regional Education Service Agencies

From Education Fund		2,000,000
Schedule of Programs:		
Regional Education Service Agencies	2,000,000	

In accordance with Section 63J-1-201, the Legislature intends that the State Board of Education report performance measures for the Regional Education Service Agencies line item. The State Board of Education shall report to the Office of the Legislative Fiscal Analyst and to the Governor's Office of Management and Budget before October 1, 2021, the final status of performance measures established in fiscal year 2021 appropriations bills and the current status of the following performance measures for fiscal year 2022:

(1) professional learning services (target = 3,000 educator training hours and 20,000 participation hours);

(2) technical support services (target = 7,000 support hours); and

(3) higher education services (target = 1,500 graduate level credit hours).

ITEM 32 To State Board of Education - Science Outreach

From Education Fund		5,290,000
From Beginning Nonlapsing Balances		20,700
Schedule of Programs:		
Informal Science Education Enhancement	5,065,000	
Provisional Program	245,700	

In accordance with Section 63J-1-201, the Legislature intends that the State Board of

Education report performance measures for the Science Outreach line item. The State Board of Education shall report to the Office of the Legislative Fiscal Analyst and to the Governor's Office of Management and Budget before October 1, 2021, the final status of performance measures established in fiscal year 2021 appropriations bills and the current status of the following performance measures for fiscal year 2022:

(1) student science experiences (target = 380,000);

(2) student field trips (target = 375,000); and

(3) educator professional learning (target = 2,000 educators).

ITEM 33 To State Board of Education - State Administrative Office

From General Fund		410,100
From Education Fund		22,772,300
From Federal Funds		157,300,200
From Dedicated Credits Revenue		64,300
From General Fund Restricted - Electronic Cigarette Substance and Nicotine Product Tax Restricted Account		5,084,200
From General Fund Restricted - Mineral Lease		1,313,200
From Gen. Fund Restricted - Land Exchange Distribution Account		16,200
From General Fund Restricted - School Readiness Account		65,400
From Revenue Transfers		3,848,100
From Uniform School Fund Restricted - Trust Distribution Account		581,800
From Education Fund Restricted - Underage Drinking Prevention Program Restricted Account		1,751,000
From Beginning Nonlapsing Balances		46,203,800
From Closing Nonlapsing Balances		(9,218,800)
Schedule of Programs:		
Board and Administration	5,293,900	
Data and Statistics	2,411,500	
Financial Operations	3,685,700	
Indirect Cost Pool	8,008,400	
Information Technology	14,270,500	
Math Teacher Training	110,700	

Policy and Communication	2,228,000
School Trust	526,400
Special Education	81,807,900
Statewide Online Education Program	4,489,000
Student Support Services	107,359,800

In accordance with Section 63J-1-201, the Legislature intends that the State Board of Education report performance measures for the State Administrative Office line item. The State Board of Education shall report to the Office of the Legislative Fiscal Analyst and to the Governor's Office of Management and Budget before October 1, 2021, the final status of performance measures established in fiscal year 2021 appropriations bills and the current status of the following performance measures for fiscal year 2022:

(1) educators participating in trauma-informed practices training (target = 6,000); and

(2) local education agency Individuals with Disabilities Education Act noncompliance correction (target = 100%).

ITEM 34 To State Board of Education - General System Support

From General Fund	100
From Education Fund	23,310,000
From Federal Funds	36,879,900
From Dedicated Credits Revenue	6,954,400
From Expendable Receipts	446,000
From General Fund Restricted - Mineral Lease	404,100
From Revenue Transfers	(1,458,300)
From Beginning Nonlapsing Balances	9,962,100
From Closing Nonlapsing Balances	(7,523,600)

Schedule of Programs:

Teaching and Learning	30,887,900
Assessment and Accountability	20,434,000
Career and Technical Education	17,159,200
Pilot Teacher Retention Grant Program	493,600

In accordance with Section 63J-1-201, the Legislature intends that the State Board of Education report performance measures for the General System Support line item. The State

Board of Education shall report to the Office of the Legislative Fiscal Analyst and to the Governor's Office of Management and Budget before October 1, 2021, the final status of performance measures established in fiscal year 2021 appropriations bills and the current status of the following performance measures for fiscal year 2022:

(1) local education agencies served by Teaching and Learning (target = 100%);

(2) career and technical education professional development (target = 5,500 educators);

(3) Readiness Improvement Success Empowerment (RISE) summative assessments delivered to the field on schedule (target = March 16, 2021); and

(4) Utah Aspire Plus summative assessments delivered to the field on schedule (target = March 22, 2021).

ITEM 35 To State Board of Education - State Charter School Board

From Education Fund		3,855,700
From Revenue Transfers		(223,200)
From Beginning Nonlapsing Balances		4,842,100
From Closing Nonlapsing Balances		(4,330,100)
Schedule of Programs:		
State Charter School Board	4,144,500	

In accordance with Section 63J-1-201, the Legislature intends that the State Board of Education report performance measures for the State Charter School Board line item. The State Board of Education shall report to the Office of the Legislative Fiscal Analyst and to the Governor's Office of Management and Budget before October 1, 2021, the final status of performance measures established in fiscal year 2021 appropriations bills and the current status of the following performance measures for fiscal year 2022:

(1) one or more State Charter School Board members or staff members will have met with State Charter School Board schools (target = 100% by January 2022);

(2) State Charter School Board charter governing board members will receive training on expectations of governing board members and effective school governance (target = 50% by January 2022); and

(3) charter schools that the State Charter School Board authorized will have all the required policies publicly available and will have posted their meetings, minutes, and recordings as required by Title 52, Chapter 4, Open and Public Meetings Act, to avoid warning

or probation (target = 100% by end of the 2023 school year).

ITEM 36 To State Board of Education - Teaching and Learning

From Education Fund 171,800

From Revenue Transfers (22,000)

From Beginning Nonlapsing Balances 18,100

Schedule of Programs:

Student Access to High Quality School Readiness Programs 167,900

In accordance with Section 63J-1-201, the Legislature intends that the State Board of Education report performance measures for the Teaching and Learning line item. The State Board of Education shall report to the Office of the Legislative Fiscal Analyst and to the Governor's Office of Management and Budget before October 1, 2021, the final status of performance measures established in fiscal year 2021 appropriations bills and the current status of the following performance measures for fiscal year 2022:

(1) in literacy, the percentage of students who participate in High Quality School Readiness who are proficient (earn Proficiency Level 3) on the Kindergarten Entry and Exit Profile (KEEP) Entry compared to students who participate in non-High Quality School Readiness programs tracked by the state (target = 65%);

(2) in numeracy, the percentage of students who participate in High Quality School Readiness who are proficient (earn Proficiency Level 3) on the KEEP Entry compared to students who participate in non-High Quality School Readiness programs tracked by the state (target = 74%);

(3) significant differences in literacy and numeracy achievement as measured by the KEEP and grade 3 Readiness Improvement Success Empowerment (RISE) proficiency (target to be determined by the state board by September 30, 2021).

ITEM 37 To State Board of Education - Utah Charter School Finance Authority

From Education Fund Restricted - Charter School Reserve Account 50,000

Schedule of Programs:

Utah Charter School Finance Authority 50,000

ITEM 38 To State Board of Education - Utah Schools for the Deaf and the Blind

From Education Fund		34,174,200
From Federal Funds		105,300
From Dedicated Credits Revenue		1,677,400
From Revenue Transfers		6,039,200
From Beginning Nonlapsing Balances		2,207,600
From Closing Nonlapsing Balances		(2,661,200)
Schedule of Programs:		
Support Services	15,600	
Administration	6,919,400	
Transportation and Support Services	11,146,200	
Utah State Instructional Materials Access Center	2,145,800	
School for the Deaf	12,279,900	
School for the Blind	9,035,600	

(1) In accordance with Section 63J-1-201, the Legislature intends that the State Board of Education report performance measures for the Utah Schools for the Deaf and the Blind line item. The State Board of Education shall report to the Office of the Legislative Fiscal Analyst and to the Governor's Office of Management and Budget before October 1, 2021, the final status of performance measures established in fiscal year 2021 appropriations bills and the current status of the following performance measures for fiscal year 2022:

(a) average growth on vocabulary assessments for the deaf and hard of hearing campus students (target = greater than 2 standard score points);

(b) outreach educational services - provide contracted outreach services (target = 100%);

(c) deaf-blind educational services - improve communication matrix scores (target = 2.5%); and

(d) average percentage of growth for blind and visually impaired students attending campus programs (target = 51%).

(2) The Legislature further intends that the Utah Schools for the Deaf and the Blind may purchase an audiology van and a small bus with non-state funds in fiscal year 2021 or fiscal year 2022.

SCHOOL AND INSTITUTIONAL TRUST FUND OFFICE

ITEM 39 To School and Institutional Trust Fund Office

From School and Institutional Trust Fund Management Account		1,423,200
Schedule of Programs:		
School and Institutional Trust Fund Office	1,423,200	

Section 7(b). **Expendable Funds and Accounts.**

The Legislature has reviewed the following expendable funds. The Legislature authorizes the State Division of Finance to transfer amounts between funds and accounts as indicated. Outlays and expenditures from the funds or accounts to which the money is transferred may be made without further legislative action, in accordance with statutory provisions relating to the funds or accounts.

PUBLIC EDUCATION

STATE BOARD OF EDUCATION

ITEM 40 To State Board of Education - Charter School Revolving Account

From Dedicated Credits Revenue		4,600
From Interest Income		132,200
From Repayments		1,511,400
From Beginning Fund Balance		7,163,500
From Closing Fund Balance		(7,300,300)
Schedule of Programs:		
Charter School Revolving Account	1,511,400	

ITEM 41 To State Board of Education - Hospitality and Tourism Management Education Account

From Dedicated Credits Revenue		300,000
From Interest Income		5,200
From Beginning Fund Balance		314,600
From Closing Fund Balance		(269,800)
Schedule of Programs:		
Hospitality and Tourism Management Education Account	350,000	

ITEM 42 To State Board of Education - School Building Revolving Account

From Dedicated Credits Revenue		500
From Interest Income		112,800
From Repayments		1,465,600
From Beginning Fund Balance		10,016,100
From Closing Fund Balance		(10,129,400)
Schedule of Programs:		
School Building Revolving Account	1,465,600	

Section 7(c). **Restricted Fund and Account Transfers.**

The Legislature authorizes the State Division of Finance to transfer the following amounts between the following funds or accounts as indicated. Expenditures and outlays from the funds to which the money is transferred must be authorized by an appropriation.

PUBLIC EDUCATION

ITEM 43 To Uniform School Fund Restricted - Public Education Economic Stabilization Restricted Account

From Education Fund		150,500,000
From Education Fund, One-Time		(127,100,000)
From Beginning Fund Balance		23,800,000
From Closing Fund Balance		(47,200,000)

ITEM 44 To Education Fund Restricted - Minimum Basic Growth Account

From Education Fund		75,000,000
Schedule of Programs:		
Education Fund Restricted - Minimum Basic Growth Account	75,000,000	

ITEM 45 To Underage Drinking Prevention Program Restricted Account

From Liquor Control Fund		1,750,000
Schedule of Programs:		
Underage Drinking Prevention Program Restricted Account	1,750,000	

ITEM 46 To Local Levy Growth Account

From Education Fund		100,083,400

Schedule of Programs:

Local Levy Growth Account 100,083,400

ITEM 47 To Teacher and Student Success Account

From Education Fund 115,734,800

Schedule of Programs:

Teacher and Student Success Account 115,734,800

Subsection 7(d). **Fiduciary Funds.**

The Legislature has reviewed proposed revenues, expenditures, fund balances, and changes in fund balances for the following fiduciary funds.

PUBLIC EDUCATION

STATE BOARD OF EDUCATION

ITEM 48 To State Board of Education - Education Tax Check-off Lease Refunding

From Beginning Fund Balance 39,800

From Closing Fund Balance (37,600)

Schedule of Programs:

Education Tax Check-off Lease Refunding 2,200

ITEM 49 To State Board of Education - Schools for the Deaf and the Blind Donation Fund

From Dedicated Credits Revenue 115,000

From Interest Income 5,400

From Beginning Fund Balance 1,255,100

From Closing Fund Balance (1,255,100)

Schedule of Programs:

Schools for the Deaf and the Blind Donation Fund 120,400

Section 8. **Effective date.**

(1) Except as provided in Subsections (2) and (3), if approved by two-thirds of all the members elected to each house, this bill takes effect upon approval by the governor, or the day following the constitutional time limit of Utah Constitution, Article VII, Section 8, without the governor's signature, or in the case of a veto, the date of veto override.

(2) The following sections of this bill take effect on July 1, 2021:

(a) Section 53F-2-301.5;

(b) Section 7, Fiscal Year 2022 Appropriations;
(c) Subsection 7(a), Operating and Capital Budgets;
(d) Subsection 7(b), Expendable Funds and Accounts;
(e) Subsection 7(c), Restricted Fund and Account Transfers; and
(f) Subsection 7(d), Fiduciary Funds.
(3) Section 53F-9-201.1 in this bill takes effect on July 1, 2022.