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ENGLISH LANGUAGE LEARNER AMENDMENTS
2023 GENERAL SESSION
STATE OF UTAH
Chief Sponsor: Dan N. Johnson
Senate Sponsor: Lincoln Fillmore
LONG TITLE
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General Description:
This bill addresses funding and policy for English language learner instructional
materials and support.
Highlighted Provisions:
This bill:
requires the State Board of Education (state board) to allocate funding to local
education agencies for instructional materials and licenses used for English
language learner instruction and support; and
<ul> <li>requires the state board to provide to the Education Interim Committee a funding</li> </ul>
projection for annual and one-time costs associated with English language learner
support.
Money Appropriated in this Bill:
None
Other Special Clauses:
None
<b>Utah Code Sections Affected:</b>
AMENDS:
53F-2-419, as enacted by Laws of Utah 2021, Chapter 439
53G-7-223, as enacted by Laws of Utah 2022, Chapter 354

Section 1. Section **53F-2-419** is amended to read:

29

H.B. 154 Enrolled Copy

30	53F-2-419. English language learner software.
31	(1) Subject to legislative appropriations, the state board shall:
32	(a) allocate the appropriation of funds under this section to an [LEAs] LEA for English
33	language learner software and hardware instructional materials and licenses for English
34	language learner instruction and support; and
35	(b) make the allocation described in Subsection (1)(a) [using a formula that provides:]
36	[(i) a base amount for each LEA that has English language learner students; and]
37	[(ii) a distribution of remaining funding] in proportion to the LEA's share of statewide
38	English language learner students.
39	(2) An LEA shall use an allocation the LEA receives under Subsection (1) to select a
40	vendor and pay for software licenses for software used for English language learner instruction
41	Section 2. Section 53G-7-223 is amended to read:
42	53G-7-223. Policy supporting students learning English, parents, and families.
43	(1) An LEA shall adopt a policy addressing the LEA's communication and assistance to
44	students learning English, their parents, and their families.
45	(2) The policy shall provide:
46	(a) guidance on the appropriate use of an interpreter and recommended interpreter
47	qualifications, including certification or education-specific experience, for the following:
48	(i) classroom activities;
49	(ii) impromptu and scheduled office visits or phone calls;
50	(iii) enrollment or registration processes;
51	(iv) the IEP process;
52	(v) student educational and occupational planning processes;
53	(vi) fee waiver processes;
54	(vii) parent engagement activities;
55	(viii) student disciplinary meetings;
56	(ix) school community councils;
57	(x) school board meetings;

Enrolled Copy H.B. 154

58	(XI) other school or LEA activities; and
59	(xii) other interactions between the parents of a student learning English and
60	educational staff;
61	(b) guidance on the appropriate use of a translator or interpreter for the translation or
62	interpretation of:
63	(i) registration or enrollment materials, including home language surveys and English
64	learning program entrance and exit notifications;
65	(ii) assignments and accompanying materials;
66	(iii) report cards or other progress reports;
67	(iv) student discipline policies and procedures;
68	(v) grievance procedures and notices of rights and nondiscrimination;
69	(vi) parent or family handbooks; and
70	(vii) requests for parent permission; and
71	(c) any other guidance, including guidance on when oral interpretation is preferable to
72	written translation, to improve instruction and assistance by teachers, counselors, and
73	administrators to a student learning English and the student's parents and family.
74	(3) The state board shall provide to an LEA notification of LEA requirements
75	described in this section, a model of the policy described in this section, and guidance and
76	technical assistance regarding existing requirements in relevant statute, administrative rule, and
77	federal law.
78	(4) On or before July 1, 2023, the state board shall provide to the Education Interim
79	Committee a funding projection for annual and one-time costs associated with an LEA's
80	implementation of the policy described in this section.