

Representative Candice B. Pierucci proposes the following substitute bill:

PUBLIC SCHOOL DISCIPLINE AND CONDUCT PLANS

AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: David G. Buxton

House Sponsor: Douglas R. Welton

LONG TITLE

General Description:

This bill creates within the Teacher and Student Success Program, the Teaching Self-Government Skills for Success, Classroom Communication, and Discipline Framework Pilot Program (pilot program) to address school discipline and conduct issues.

Highlighted Provisions:

This bill:

- ▶ creates a pilot program to support schools within a local education agency (LEA) in implementing conduct and behavior strategies;
- ▶ allows the pilot program to be part of an LEA governing board's teacher and student success program framework;
- ▶ defines terms; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

This bill appropriates in fiscal year 2025:

- ▶ to State Board of Education - State Board and Administrative Operations - Teaching Self-Government Skills for Success, Classroom Communication, and Discipline Framework



26 Pilot Program as a one-time appropriation:

- 27 • from the Public Education Economic Stabilization Restricted Account,

28 One-time, \$150,000

29 **Other Special Clauses:**

30 This bill provides a special effective date.

31 **Utah Code Sections Affected:**

32 AMENDS:

33 **53G-7-1301**, as enacted by Laws of Utah 2019, Chapter 505

34 **53G-7-1304**, as last amended by Laws of Utah 2020, Chapter 408

35 **63I-2-253 (Superseded 07/01/24)**, as last amended by Laws of Utah 2023, Chapters 7,
36 21, 33, 142, 167, 168, 380, 383, and 467

37 **63I-2-253 (Effective 07/01/24)**, as last amended by Laws of Utah 2023, Chapters 7, 21,
38 33, 142, 167, 168, 310, 380, 383, and 467

39 ENACTS:

40 **53G-7-1307**, Utah Code Annotated 1953



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

43 Section 1. Section **53G-7-1301** is amended to read:

44 **53G-7-1301. Definitions.**

45 As used in this part:

46 (1) "LEA distribution" means the money distributed by the state board to an LEA as
47 described in Section **53G-7-1303**.

48 (2) "LEA governing board student success framework" means an LEA governing board
49 student success framework described in Section **53G-7-1304**.

50 (3) "Principal" means the chief administrator at a school, including:

- 51 (a) a school principal;
- 52 (b) a charter school director; or
- 53 (c) the superintendent of the Utah Schools for the Deaf and the Blind.

54 (4) "School allocation" means the amount of money allocated to a school or the Utah
55 Schools for the Deaf and the Blind by an LEA governing board, as described in Section
56 **53G-7-1304**.

57 (5) "School personnel" means an individual who:

58 (a) is employed by an LEA; and

59 (b) in an academic role, works directly with and supports students in a school.

60 (6) "Statewide accountability system" means the statewide school accountability

61 system described in Title 53E, Chapter 5, Part 2, School Accountability System.

62 (7) "Teaching Self-Government Skills for Success, Classroom Communication, and

63 Discipline Framework Pilot Program" or "pilot program" means the pilot program created in

64 Section 53G-7-1307.

65 [~~7~~] (8) "Teacher and student success plan" or "success plan" means a school

66 performance and student academic achievement improvement plan described in Section

67 53G-7-1305.

68 [~~8~~] (9) "Teacher and Student Success Program" or "program" means the Teacher and

69 Student Success Program described in this part.

70 Section 2. Section 53G-7-1304 is amended to read:

71 **53G-7-1304. Program requirements -- LEA governing board student success**

72 **framework -- LEA distribution -- School allocation -- Reporting.**

73 (1) (a) To receive an LEA distribution, an LEA governing board shall:

74 (i) adopt an LEA governing board student success framework to provide guidelines and
75 processes for a school within the LEA governing board's LEA to follow in developing a teacher
76 and student success plan; and

77 (ii) submit the adopted LEA governing board student success framework to the state
78 board.

79 (b) An LEA governing board may include in the LEA governing board's student
80 success framework any means reasonably designed to improve school performance or student
81 academic achievement, including:

82 (i) school personnel stipends for taking on additional responsibility outside of a typical
83 work assignment;

84 (ii) professional learning;

85 (iii) additional school employees, including counselors, social workers, mental health
86 workers, tutors, media specialists, information technology specialists, or other specialists;

87 (iv) technology;

- 88 (v) before- or after-school programs;
- 89 (vi) summer school programs;
- 90 (vii) community support programs or partnerships;
- 91 (viii) early childhood education;
- 92 (ix) class size reduction strategies;
- 93 (x) augmentation of existing programs;
- 94 (xi) the pilot program described in Section 53G-7-1307; or
- 95 [~~(xi)~~] (xii) other means.

96 (c) An LEA governing board student success framework may not support the use of
97 program money:

- 98 (i) to supplant funding for existing public education programs;
- 99 (ii) for district administration costs; or
- 100 (iii) for capital expenditures.

101 (2) (a) An LEA governing board shall use an LEA distribution as follows:

- 102 (i) for increases to base salary and salary driven benefits for school personnel that,
103 except as provided in Subsection (2)(c)(i), total 25% or less of the LEA distribution; and
- 104 (ii) except as provided in Subsection (2)(b)(ii) and in accordance with Subsection (3),
105 for each school within the LEA governing board's LEA, an allocation that is equal to the
106 product of:

- 107 (A) the percentage of the school's prior year average daily membership compared to the
108 total prior year average daily membership for all schools in the LEA; and
- 109 (B) the remaining amount of the LEA governing board's LEA distribution after
110 subtracting the amounts described in Subsections (2)(a)(i) and (2)(b)(ii).

111 (b) (i) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
112 the state board shall make rules for an LEA governing board to calculate and distribute a school
113 allocation for a school in the school's first year of operation.

114 (ii) In accordance with Subsection (3) and the rules described in Subsection (2)(b)(i),
115 an LEA governing board shall distribute a school allocation for a school in the school's first
116 year of operation.

117 (c) Except as provided in Subsection (2)(d), the LEA governing board of a school
118 district may use up to 40% of an LEA distribution for the purposes described in Subsection

119 (2)(a)(i), if:

120 (i) the LEA governing board has:

121 (A) approved a board local levy for the maximum amount allowed under Section
122 [53F-8-302](#); or

123 (B) after the LEA governing board has submitted an LEA governing board student
124 success framework to the state board, increased the board local levy described in Section
125 [53F-8-302](#) by at least .0001 per dollar of taxable value; and

126 (ii) the school district's average teacher salary is below the state average teacher salary
127 described in Subsection (2)(f).

128 (d) The LEA governing board of a school district in a county of the fourth, fifth, or
129 sixth class or the LEA governing board of a charter school may use up to 40% of an LEA
130 distribution for the purposes described in Subsection (2)(a)(i), if the LEA's average teacher
131 salary is below the state average teacher salary described in Subsection (2)(f).

132 (e) An LEA governing board shall annually report information as requested by the state
133 board for the state board to calculate a state average teacher salary.

134 (f) The state board shall use the information described in Subsection (2)(c)(ii) to
135 calculate a state average teacher salary amount and a state average teacher benefit amount.

136 (3) An LEA governing board shall allocate a school allocation to a school with a
137 teacher and student success plan that is approved as described in Section [53G-7-1305](#).

138 (4) (a) Except as provided in Subsection (4)(b), a school shall use a school allocation to
139 implement the school's success plan.

140 (b) A school may use up to 5% of the school's school allocation to fund school
141 personnel retention at the principal's discretion, not including uniform salary increases.

142 (c) A school may not use a school allocation for:

143 (i) capital expenditures; or

144 (ii) a purpose that is not supported by the LEA governing board student success
145 framework for the school's LEA.

146 (5) A school that receives a school allocation shall annually:

147 (a) submit to the school's LEA governing board a description of:

148 (i) the budgeted and actual expenditures of the school's school allocation;

149 (ii) how the expenditures relate to the school's success plan; and

150 (iii) how the school measures the success of the school's participation in the program;

151 and

152 (b) post on the school's website:

153 (i) the school's approved success plan;

154 (ii) a description of the school's school allocation budgeted and actual expenditures and
155 how the expenditures help the school accomplish the school's success plan; and

156 (iii) the school's current level of performance, as described in Section 53G-7-1306,
157 according to the indicators described in Section 53E-5-205 or 53E-5-206.

158 Section 3. Section 53G-7-1307 is enacted to read:

159 **53G-7-1307. Teaching Self-Government Skills for Success, Classroom**

160 **Communication, and Discipline Framework Pilot Program.**

161 (1) Beginning May 1, 2025, there is created within the Teacher and Student Success
162 Program, a three-year pilot program known as the Teaching Self-Government Skills for
163 Success, Classroom Communication, and Discipline Framework Pilot Program to:

164 (a) train school faculty and students in personal self-government communication and
165 problem solving practices;

166 (b) improve:

167 (i) classroom discipline;

168 (ii) teacher and student mental health; and

169 (iii) classroom management.

170 (2) The state board shall create a training course that an LEA or school shall use if the
171 LEA or school chooses to participate in the pilot program.

172 (3) (a) The state board shall ensure the training course described in Subsection (2)
173 contains the following:

174 (i) effective classroom management;

175 (ii) appropriate approaches to student behavior and discipline consistent with federal
176 and state law; and

177 (iii) effective tools to de-escalate behavior.

178 (b) The state board shall ensure the training described in Subsection (3)(a) is consistent
179 with the following principles:

180 (i) personal self-government;

181 (ii) accepting consequences;
182 (iii) respecting boundaries;
183 (iv) accepting criticism;
184 (v) disagreeing appropriately; and
185 (vi) following instructions
186 (4) An LEA with a participating school:
187 (a) shall ensure that each teacher in the participating school annually receives the
188 materials of the course described in Subsection (3); and
189 (b) may not provide the training course outside of the LEA or the participating school.
190 (5) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
191 board shall make rule establishing:
192 (a) how an LEA provides to a teacher at a participating school the following stipends
193 upon completion of different modules consistent with Subsection (3):
194 (i) \$100 for completion and implementation of one module;
195 (ii) \$300 for completion and implementation of two modules;
196 (iii) \$300 for completion and implementation of three modules; and
197 (iv) \$1,000 for completion of an action plan project that requires a teacher to:
198 (A) create a school or classroom plan that follows the pilot program's training course;
199 and
200 (B) submit research, evidence, and a reflection paper regarding the results of the
201 project; and
202 (b) a reporting requirement for a participating LEA including:
203 (i) metrics of success for the pilot program; and
204 (ii) other information the state board determines.
205 (6) The state board may designate at least one staff position to provide oversight and
206 technical support for the pilot program and the pilot program's implementation.
207 (7) Upon request of the Education Interim Committee, an LEA with schools
208 implementing the pilot program shall report to the Education Interim Committee on the pilot
209 program's progress and outcomes.
210 Section 4. Section **63I-2-253 (Superseded 07/01/24)** is amended to read:
211 **63I-2-253 (Superseded 07/01/24). Repeal dates: Titles 53 through 53G.**

- 212 (1) Section 53-1-118 is repealed on July 1, 2024.
- 213 (2) Section 53-1-120 is repealed on July 1, 2024.
- 214 (3) Section 53-7-109 is repealed on July 1, 2024.
- 215 (4) Section 53-22-104 is repealed December 31, 2023.
- 216 (5) Section 53B-6-105.7 is repealed July 1, 2024.
- 217 (6) Section 53B-7-707 regarding performance metrics for technical colleges is repealed
218 July 1, 2023.
- 219 (7) Section 53B-8-114 is repealed July 1, 2024.
- 220 (8) The following provisions, regarding the Regents' scholarship program, are repealed
221 on July 1, 2023:
- 222 (a) in Subsection 53B-8-105(12), the language that states, "or any scholarship
223 established under Sections 53B-8-202 through 53B-8-205";
- 224 (b) Section 53B-8-202;
- 225 (c) Section 53B-8-203;
- 226 (d) Section 53B-8-204; and
- 227 (e) Section 53B-8-205.
- 228 (9) Section 53B-10-101 is repealed on July 1, 2027.
- 229 (10) Subsection 53E-1-201(1)(s) regarding the report by the Educational Interpretation
230 and Translation Services Procurement Advisory Council is repealed July 1, 2024.
- 231 (11) Section 53E-1-202.2, regarding a Public Education Appropriations Subcommittee
232 evaluation and recommendations, is repealed January 1, 2024.
- 233 (12) Section 53F-2-209, regarding local education agency budgetary flexibility, is
234 repealed July 1, 2024.
- 235 (13) Subsection 53F-2-314(4), relating to a one-time expenditure between the at-risk
236 WPU add-on funding and previous at-risk funding, is repealed January 1, 2024.
- 237 (14) Section 53F-2-524, regarding teacher bonuses for extra work assignments, is
238 repealed July 1, 2024.
- 239 (15) Section 53F-5-221, regarding a management of energy and water pilot program, is
240 repealed July 1, 2028.
- 241 (16) Section 53F-9-401 is repealed on July 1, 2024.
- 242 (17) Section 53F-9-403 is repealed on July 1, 2024.

243 (18) Section 53F-5-222, is repealed July 1, 2028.

244 ~~[(+8)]~~ (19) On July 1, 2023, when making changes in this section, the Office of
245 Legislative Research and General Counsel shall, in addition to the office's authority under
246 Section 36-12-12, make corrections necessary to ensure that sections and subsections identified
247 in this section are complete sentences and accurately reflect the office's perception of the
248 Legislature's intent.

249 Section 5. Section 63I-2-253 (Effective 07/01/24) is amended to read:

250 **63I-2-253 (Effective 07/01/24). Repeal dates: Titles 53 through 53G.**

251 (1) Subsection 53-1-104(1)(b), regarding the Air Ambulance Committee, is repealed
252 July 1, 2024.

253 (2) Section 53-1-118 is repealed on July 1, 2024.

254 (3) Section 53-1-120 is repealed on July 1, 2024.

255 (4) Section 53-2d-107, regarding the Air Ambulance Committee, is repealed July 1,
256 2024.

257 (5) In relation to the Air Ambulance Committee, on July 1, 2024, Subsection
258 53-2d-702(1)(a) is amended to read:

259 "(a) provide the patient or the patient's representative with the following information
260 before contacting an air medical transport provider:

261 (i) which health insurers in the state the air medical transport provider contracts with;

262 (ii) if sufficient data is available, the average charge for air medical transport services
263 for a patient who is uninsured or out of network; and

264 (iii) whether the air medical transport provider balance bills a patient for any charge not
265 paid by the patient's health insurer; and".

266 (6) Section 53-7-109 is repealed on July 1, 2024.

267 (7) Section 53-22-104 is repealed December 31, 2023.

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

269 (9) Section 53B-7-707 regarding performance metrics for technical colleges is repealed
270 July 1, 2023.

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

272 (11) The following provisions, regarding the Regents' scholarship program, are
273 repealed on July 1, 2023:

274 (a) in Subsection [53B-8-105](#)(12), the language that states, "or any scholarship
275 established under Sections [53B-8-202](#) through [53B-8-205](#)";

276 (b) Section [53B-8-202](#);

277 (c) Section [53B-8-203](#);

278 (d) Section [53B-8-204](#); and

279 (e) Section [53B-8-205](#).

280 (12) Section [53B-10-101](#) is repealed on July 1, 2027.

281 (13) Subsection [53E-1-201](#)(1)(s) regarding the report by the Educational Interpretation
282 and Translation Services Procurement Advisory Council is repealed July 1, 2024.

283 (14) Section [53E-1-202.2](#), regarding a Public Education Appropriations Subcommittee
284 evaluation and recommendations, is repealed January 1, 2024.

285 (15) Section [53F-2-209](#), regarding local education agency budgetary flexibility, is
286 repealed July 1, 2024.

287 (16) Subsection [53F-2-314](#)(4), relating to a one-time expenditure between the at-risk
288 WPU add-on funding and previous at-risk funding, is repealed January 1, 2024.

289 (17) Section [53F-2-524](#), regarding teacher bonuses for extra work assignments, is
290 repealed July 1, 2024.

291 (18) Section [53F-5-221](#), regarding a management of energy and water pilot program, is
292 repealed July 1, 2028.

293 (19) Section [53F-9-401](#) is repealed on July 1, 2024.

294 (20) Section [53F-9-403](#) is repealed on July 1, 2024.

295 (21) Section [53F-5-222](#), is repealed July 1, 2028.

296 ~~[(21)]~~ (22) On July 1, 2023, when making changes in this section, the Office of
297 Legislative Research and General Counsel shall, in addition to the office's authority under
298 Section [36-12-12](#), make corrections necessary to ensure that sections and subsections identified
299 in this section are complete sentences and accurately reflect the office's perception of the
300 Legislature's intent.

301 Section 6. **FY 2025 Appropriation.**

302 The following sums of money are appropriated for the fiscal year beginning July 1,
303 2024, and ending June 30, 2025. These are additions to amounts previously appropriated for
304 fiscal year 2025.

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

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

309 ITEM 1 To State Board of Education - State Board and Administrative Operations

310 From Public Education Economic Stabilization Restricted \$150,000
Account, One-time

311 Schedule of Programs:

Teaching Self-Government Skills for \$150,000
312 Success, Classroom Communication,
and Discipline Framework Pilot
Program

313 Section 7. **Effective date.**

314 This bill takes effect on May 1, 2024.