

1 **FIREARM SAFETY AND VIOLENCE PREVENTION IN**
2 **PUBLIC SCHOOLS**

3 2015 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Todd Weiler**

6 House Sponsor: _____

8 **LONG TITLE**

9 **General Description:**

10 This bill provides for firearm safety and violence prevention instruction in public
11 schools.

12 **Highlighted Provisions:**

13 This bill:

14 ▶ creates a pilot program to provide instruction to public school students in grade 8 on
15 firearm safety and violence prevention;

16 ▶ directs the Office of the Attorney General, in collaboration with the State Board of
17 Education, to select a provider, through a request for proposals process, to supply
18 materials and curriculum for the instruction to be provided under the pilot program;

19 ▶ provides that a public school may participate in the pilot program, subject to certain
20 conditions;

21 ▶ requires the Office of the Attorney General, in collaboration with the State Board of
22 Education, to report on the pilot program to the Law Enforcement and Criminal
23 Justice Interim Committee; and

24 ▶ sunsets the pilot program on July 1, 2018.

25 **Money Appropriated in this Bill:**

26 This bill appropriates in fiscal year 2016:

27 ▶ to the Attorney General - Attorney General, as a one-time appropriation:



28 • from the General Fund, One-time, \$75,000.

29 **Other Special Clauses:**

30 This bill provides a special effective date.

31 **Utah Code Sections Affected:**

32 AMENDS:

33 **63I-1-253**, as last amended by Laws of Utah 2014, Chapters 189, 226, and 412

34 ENACTS:

35 **53A-13-106.5**, Utah Code Annotated 1953



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

38 Section 1. Section **53A-13-106.5** is enacted to read:

39 **53A-13-106.5. Firearm Safety and Violence Prevention Pilot Program.**

40 (1) As used in this section:

41 (a) "District school" means a public school under the control of a local school board
42 elected under Title 20A, Chapter 14, Nomination and Election of State and Local School
43 Boards.

44 (b) "Firearm" means a pistol, revolver, shotgun, short barreled shotgun, rifle, or short
45 barreled rifle, or a device that could be used as a dangerous weapon from which is expelled a
46 projectile by action of an explosive.

47 (c) "Pilot program" means the Firearm Safety and Violence Prevention Pilot Program
48 created under Subsection (2).

49 (2) There is created a Firearm Safety and Violence Prevention Pilot Program to provide
50 instruction to public school students in grade 8 on:

51 (a) firearm safety as described in Subsection **53A-13-106(3)**;

52 (b) what to do if the student becomes aware of a threat against the school; and

53 (c) active shooter preparedness.

54 (3) The Office of the Attorney General, in collaboration with the State Board of
55 Education, shall select one or more providers, through a request for proposals process, to
56 supply materials and curriculum for the pilot program.

57 (4) (a) A district school or charter school may participate in the pilot program, subject
58 to approval by the district school's local school board or charter school's charter school

59 governing board.

60 (b) A district school or charter school that chooses to participate in the pilot program

61 shall:

62 (i) use the materials and curriculum supplied by the provider selected under Subsection

63 (3);

64 (ii) ensure that a volunteer that provides instruction is certified in accordance with

65 Section 53A-13-106 and State Board of Education rule; and

66 (iii) ensure that a firearm is not used in providing the instruction.

67 (c) A student may not be given the instruction described in Subsection (2) unless the
68 student's parent or legal guardian has given prior written consent.

69 (5) The Office of the Attorney General, in collaboration with the State Board of

70 Education, shall evaluate the pilot program and report to the Law Enforcement and Criminal

71 Justice Interim Committee on or before December 1, 2017.

72 Section 2. Section **63I-1-253** is amended to read:

73 **63I-1-253. Repeal dates, Titles 53, 53A, and 53B.**

74 The following provisions are repealed on the following dates:

75 (1) Section **53-3-232**, Conditional license, is repealed July 1, 2015.

76 (2) Subsection **53-10-202(18)** is repealed July 1, 2018.

77 (3) Section **53-10-202.1** is repealed July 1, 2018.

78 (4) Title 53A, Chapter 1a, Part 6, Public Education Job Enhancement Program₂ is
79 repealed July 1, 2020.

80 (5) Section **53A-13-106.5** is repealed July 1, 2018.

81 ~~[(5)]~~ (6) Title 53A, Chapter 11, Part 15, School Safety Tip Line, is repealed July 1,
82 2015.

83 ~~[(6)]~~ (7) The State Instructional Materials Commission, created in Section **53A-14-101**,
84 is repealed July 1, 2016.

85 ~~[(7)]~~ (8) Subsections **53A-16-113(3)** and (4) are repealed December 31, 2016.

86 ~~[(8)]~~ (9) Section **53A-16-114** is repealed December 31, 2016.

87 ~~[(9)]~~ (10) Section **53A-17a-163**, Performance-based Compensation Pilot Program₂ is
88 repealed July 1, 2016.

89 ~~[(10)]~~ (11) Section **53B-24-402**, Rural residency training program, is repealed July 1,

90 2015.

91 [(H)] (12) Subsection [53C-3-203](#)(4)(b)(vii), which provides for the distribution of
92 money from the Land Exchange Distribution Account to the Utah Geological Survey for test
93 wells, other hydrologic studies, and air quality monitoring in the West Desert, is repealed July
94 1, 2020.

95 Section 3. **Appropriation.**

96 Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, for
97 the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following sums of money
98 are appropriated from resources not otherwise appropriated, or reduced from amounts
99 previously appropriated, out of the funds or accounts indicated. These sums of money are in
100 addition to any amounts previously appropriated for fiscal year 2016.

101 To Attorney General - Attorney General

102 From General Fund, One-time \$75,000

103 Schedule of Programs:

104 Administration \$75,000

105 The Legislature intends that appropriations provided under this section:

106 (1) be used for the Firearm Safety and Violence Prevention Program described in
107 Section [53A-13-106.5](#); and

108 (2) not lapse at the end of fiscal year 2016 or fiscal year 2017.

109 Section 4. **Effective date.**

110 (1) Except as provided in Subsection (2), this bill takes effect on May 12, 2015.

111 (2) Uncodified Section 3, Appropriation, takes effect on July 1, 2015.

Legislative Review Note
as of 2-26-15 2:22 PM

Office of Legislative Research and General Counsel