

Representative Douglas R. Welton proposes the following substitute bill:

EDUCATION INNOVATION PROGRAM AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Douglas R. Welton

Senate Sponsor: _____

LONG TITLE

General Description:

This bill amends certain provisions of the Education Innovation Program and requires the director of ULEAD to market the program to educators.

Highlighted Provisions:

This bill:

- ▶ amends certain teacher application requirements for the Education Innovation Program (program), including:
 - the number of signatures from parents of prospective students; and
 - the time for submission of the application;
- ▶ amends the time for a local education agency governing board to approve or deny a program application;
- ▶ converts the grant program into a permanent program;
- ▶ requires the director of ULEAD to market the program to educators; and
- ▶ makes technical and conforming changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides a special effective date.



26 **Utah Code Sections Affected:**

27 AMENDS:

28 **53E-10-703**, as last amended by Laws of Utah 2022, Chapters 236, 401

29 **53G-10-602**, as enacted by Laws of Utah 2022, Chapter 236

30 **53G-10-608**, as enacted by Laws of Utah 2022, Chapter 236

31 **63I-1-253 (Superseded 07/01/24)**, as last amended by Laws of Utah 2023, Chapters 30,
32 52, 133, 161, 367, and 494

33 **63I-1-253 (Eff 07/01/24) (Cont Sup 01/01/25)**, as last amended by Laws of Utah 2023,
34 Chapters 30, 52, 133, 161, 310, 367, and 494

35 **63I-1-253 (Contingently Effective 01/01/25)**, as last amended by Laws of Utah 2023,
36 Chapters 30, 52, 133, 161, 187, 310, 367, and 494



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

39 Section 1. Section **53E-10-703** is amended to read:

40 **53E-10-703. ULEAD director -- Qualification and employment -- Duties --**

41 **Reporting -- Annual conference.**

42 (1) The ULEAD director shall:

43 (a) (i) hold a doctorate degree in education or an equivalent degree; and

44 (ii) have demonstrated experience in research and dissemination of best practices in
45 education; and

46 (b) (i) be a full-time employee;

47 (ii) report to the state superintendent; and

48 (iii) provide a report to the selection committee, at least twice per year, on the status of
49 the ULEAD program.

50 (2) The state superintendent shall:

51 (a) evaluate the director's performance annually;

52 (b) report on the director's performance to the selection committee; and

53 (c) provide space for the director and the director's staff.

54 (3) The director may:

55 (a) hire staff, using only money specifically appropriated to ULEAD; and

56 (b) with approval from the superintendent, utilize state board staff.

- 57 (4) The director shall perform the following duties and functions:
- 58 (a) gather current research on innovative and effective practices in K-12 education for
59 use by policymakers and practitioners;
- 60 (b) facilitate collaboration between LEAs, higher education researchers, and
61 practitioners by:
- 62 (i) sharing innovative and effective practices in Utah shown to improve student
63 learning;
- 64 (ii) identifying experts in Utah in specific areas of practice; and
- 65 (iii) maintaining a research clearinghouse and directory of researchers; and
- 66 (c) analyze barriers to replication or adaption of innovative and successful practices
67 studied by ULEAD or contributed to the ULEAD research clearinghouse.
- 68 (5) The director shall:
- 69 (a) prioritize reports and other research based on recommendations of the steering
70 committee in accordance with Subsection 53E-10-707(5), and after consulting with individuals
71 described in Subsection 53E-10-707(6);
- 72 (b) identify Utah LEAs, or schools outside of the public school system, that are:
- 73 (i) innovative in specific areas of practice; and
- 74 (ii) more effective or efficient than comparable LEAs in improving student learning,
75 especially for students performing below proficiency;
- 76 (c) establish criteria for innovative practice reports to be performed by participating
77 institutions and included in the research clearinghouse, including report templates;
- 78 (d) arrange with participating institutions to generate innovative practice reports on
79 effective and innovative K-12 education practices; and
- 80 (e) (i) disseminate each innovative practice report to the state board for dissemination
81 to LEAs and school leaders; and
- 82 (ii) publish innovative practice reports on the ULEAD website.
- 83 (6) In an innovative practice report, a participating institution shall:
- 84 (a) include or reference a review of research regarding the practice in which the subject
85 LEA has demonstrated success;
- 86 (b) identify through academically acceptable, evidence-based research methods the
87 causes of the LEA's successful practice;

88 (c) identify opportunities for LEAs to adopt or customize innovative or best practices;

89 (d) address limitations to successful replication or adaptation of the successful practice
90 by other LEAs, which may include barriers arising from federal or state law, state or LEA
91 policy, socioeconomic conditions, or funding limitations;

92 (e) include practical templates for successful replication and adaptation of successful
93 practices, following criteria established by the director;

94 (f) identify experts in the successful practice that is the subject of the innovative
95 practice report, including teachers or administrators at the subject LEA; and

96 (g) include:

97 (i) an executive summary describing the innovative practice report; and

98 (ii) a video component or other elements designed to ensure that an innovative practice
99 report is readily understandable by practitioners.

100 (7) (a) The director may, if requested by an LEA leader or policymaker, conduct an
101 evidence-based review of a possible innovation in an area of practice.

102 (b) The director shall:

103 (i) review the performance of an innovation program, as defined in Section
104 53G-10-601, to determine the extent to which the learning and performance of students in an
105 opportunity class, as defined in Section 53G-10-601, met the criteria established in the
106 innovation program; and

107 (ii) report on the director's findings under Subsection (7)(b)(i):

108 (A) to the LEA governing board that approved the innovation program; ~~and~~

109 (B) within 120 days after the completion of the school year during which the
110 opportunity class was functioning[-]; and

111 (iii) market the innovation program, as described in Title 53G, Chapter 10, Part 6,
112 Education Innovation Program, to Utah educators.

113 (8) The director may also accept innovative practice reports from trained practitioners
114 that meet the criteria set by the director.

115 (9) The director or a participating institution, to enable successful replication or
116 adaption of successful practices, may recommend to:

117 (a) the Legislature, amendments to state law; or

118 (b) the state board, revisions to state board rule, made in accordance with Title 63G,

119 Chapter 3, Utah Administrative Rulemaking Act, or policy.

120 (10) (a) The director shall:

121 (i) report on the activities of ULEAD annually to the state board; and

122 (ii) provide reports or other information to the state board upon state board request.

123 (b) The report described in Subsection (10)(a)(i) shall include:

124 (i) examples identified for innovative practice reports; and

125 (ii) the current status of ULEAD's relationship with participating institutions.

126 (11) The director shall:

127 (a) prepare an annual report on ULEAD research and other activities;

128 (b) submit the report in accordance with Sections 53E-1-201 and 53E-1-202;

129 (c) publish the annual report on the ULEAD website; and

130 (d) disseminate the report to the state board for dissemination to LEAs and school

131 leaders through electronic channels.

132 (12) The director shall facilitate and conduct an annual conference on successful and
133 innovative K-12 education practices in Utah, featuring:

134 (a) Utah education leaders; and

135 (b) practitioners and researchers, chosen by the director, to discuss the subjects of LEA
136 and other ULEAD activities, or other innovative and successful education practices.

137 Section 2. Section 53G-10-602 is amended to read:

138 **53G-10-602. Establishment of innovation program -- LEA governing board**

139 **approval -- Parental consent required -- Renewal of program.**

140 (1) An innovation program may be established for a K-12 class as provided in this part
141 if the innovation program is approved by the LEA governing board for the LEA in which the
142 proposed innovation program is to be implemented.

143 (2) A public school teacher may submit an innovation program application to the LEA
144 governing board for the LEA of the class or school in which the teacher proposes to implement
145 an innovation program.

146 (3) Before submitting an innovation program application, the public school teacher
147 intending to submit the innovation program application shall obtain the written consent
148 described in Section 53G-10-603 [~~signed by parents of at least 20 prospective participating~~
149 ~~students~~].

150 (4) An innovation program application shall be submitted no less than [90] 60 days
151 before the beginning of student registration for the school year for which the innovation
152 program is proposed.

153 (5) (a) An LEA governing board shall approve or deny an innovation program
154 application within [60] 45 days after the day on which the application is submitted.

155 (b) An LEA governing board may approve an innovation program application subject
156 to modifications or additional terms that the LEA governing board determines appropriate.

157 (6) An innovation program may be renewed for another school year if:

158 (a) the teacher in the opportunity class requests renewal;

159 (b) the teacher submits with the renewal request the written consent described in

160 Section **53G-10-603** [~~signed by parents of at least 20 prospective participating students~~]; and

161 (c) the LEA governing board approves the renewal.

162 Section 3. Section **53G-10-608** is amended to read:

163 **53G-10-608. Innovation grants.**

164 (1) An LEA governing board may approve a grant of up to \$5,000 per opportunity class
165 for the school year if:

166 (a) a request for an innovation grant is included in the innovation application; and

167 (b) the LEA governing board determines that the grant is needed to:

168 (i) cover innovation program costs; and

169 (ii) help fulfill the goals and purposes of the opportunity class.

170 (2) If an LEA governing board approves a request for an innovation grant, the LEA
171 governing board shall send the state board written notice of the approval and the name of the
172 teacher who submitted the request for the innovation grant.

173 (3) (a) (i) Upon receipt of the written notice and authorization under Subsection (2), the
174 state board shall, subject to Subsection (3)(b), disburse the amount of the approved innovation
175 grant to the LEA governing board.

176 (ii) The LEA governing board shall distribute the money to the teacher of the
177 opportunity class to cover innovation program costs.

178 (b) (i) Except as provided in Subsection (3)(b)(iii), the maximum amount of money
179 that the state board may distribute for approved innovation grants is \$500,000 per school year.

180 (ii) If the state board receives a written notice and authorization under Subsection (2)

181 after already distributing \$500,000 for the school year, the state board shall notify the LEA
182 governing board that the grant money has been expended for the school year and that the state
183 board cannot distribute money for the approved innovation grant.

184 (iii) If the state board distributes less than \$500,000 for approved innovation grants for
185 a school year, the difference between \$500,000 and the amount distributed shall be rolled over
186 and included in the money available for distribution for approved innovation grants for the
187 following school year.

188 (4) The state board shall keep and account for all money appropriated for innovation
189 grants separate from other state board funds.

190 (5) A teacher receiving an innovation grant under this section may not use the money
191 from the grant for any purpose other than for innovation program costs.

192 [~~(6) Any innovation grant money appropriated to the state board by the Legislature that~~
193 ~~the state board has not distributed as provided in this section by June 30, 2027 shall lapse to the~~
194 ~~Education Fund.~~]

195 Section 4. Section **63I-1-253 (Superseded 07/01/24)** is amended to read:

196 **63I-1-253 (Superseded 07/01/24). Repeal dates: Titles 53 through 53G.**

197 (1) Section **53-2a-105**, which creates the Emergency Management Administration
198 Council, is repealed July 1, 2027.

199 (2) Sections **53-2a-1103** and **53-2a-1104**, which create the Search and Rescue Advisory
200 Board, are repealed July 1, 2027.

201 (3) Section **53-5-703**, which creates the Concealed Firearm Review Board, is repealed
202 July 1, 2024.

203 (4) Section **53B-6-105.5**, which creates the Technology Initiative Advisory Board, is
204 repealed July 1, 2024.

205 (5) Section **53B-7-709**, regarding five-year performance goals for the Utah System of
206 Higher Education is repealed July 1, 2027.

207 (6) Title 53B, Chapter 8a, Part 3, Education Savings Incentive Program, is repealed
208 July 1, 2028.

209 (7) Title 53B, Chapter 17, Part 11, USTAR Researchers, is repealed July 1, 2028.

210 (8) Section **53B-17-1203**, which creates the SafeUT and School Safety Commission, is
211 repealed January 1, 2025.

- 212 (9) Title 53B, Chapter 18, Part 16, USTAR Researchers, is repealed July 1, 2028.
- 213 (10) Title 53B, Chapter 18, Part 18, Electrification of Transportation Infrastructure
214 Research Center, is repealed on July 1, 2028.
- 215 (11) Subsection 53C-3-203(4)(b)(vii), which provides for the distribution of money
216 from the Land Exchange Distribution Account to the Geological Survey for test wells and other
217 hydrologic studies in the West Desert, is repealed July 1, 2030.
- 218 (12) Subsections 53E-3-503(5) and (6), which create coordinating councils for youth in
219 custody, are repealed July 1, 2027.
- 220 (13) In relation to a standards review committee, on January 1, 2028:
- 221 (a) in Subsection 53E-4-202(8), the language "by a standards review committee and the
222 recommendations of a standards review committee established under Section 53E-4-203" is
223 repealed; and
- 224 (b) Section 53E-4-203 is repealed.
- 225 (14) Section 53E-4-402, which creates the State Instructional Materials Commission, is
226 repealed July 1, 2027.
- 227 (15) Title 53E, Chapter 6, Part 5, Utah Professional Practices Advisory Commission, is
228 repealed July 1, 2033.
- 229 (16) Section 53F-2-420, which creates the Intensive Services Special Education Pilot
230 Program, is repealed July 1, 2024.
- 231 (17) Section 53F-5-213 is repealed July 1, 2023.
- 232 (18) Section 53F-5-214, in relation to a grant for professional learning, is repealed July
233 1, 2025.
- 234 (19) Section 53F-5-215, in relation to an elementary teacher preparation grant, is
235 repealed July 1, 2025.
- 236 (20) Section 53F-5-219, which creates the Local Innovations Civics Education Pilot
237 Program, is repealed on July 1, 2025.
- 238 (21) Subsection 53F-9-203(7), which creates the Charter School Revolving Account
239 Committee, is repealed July 1, 2024.
- 240 (22) Subsections 53G-4-608(2)(b) and (4)(b), related to the Utah Seismic Safety
241 Commission, are repealed January 1, 2025.
- 242 (23) Section 53G-9-212, Drinking water quality in schools, is repealed July 1, 2027.

243 [~~(24) Title 53G, Chapter 10, Part 6, Education Innovation Program, is repealed July 1,~~
244 ~~2027.~~]

245 Section 5. Section **63I-1-253 (Eff 07/01/24) (Cont Sup 01/01/25)** is amended to read:

246 **63I-1-253 (Eff 07/01/24) (Cont Sup 01/01/25). Repeal dates: Titles 53 through**
247 **53G.**

248 (1) Section **53-2a-105**, which creates the Emergency Management Administration
249 Council, is repealed July 1, 2027.

250 (2) Sections **53-2a-1103** and **53-2a-1104**, which create the Search and Rescue Advisory
251 Board, are repealed July 1, 2027.

252 (3) Section **53-2d-703** is repealed July 1, 2027.

253 (4) Section **53-5-703**, which creates the Concealed Firearm Review Board, is repealed
254 July 1, 2024.

255 (5) Section **53B-6-105.5**, which creates the Technology Initiative Advisory Board, is
256 repealed July 1, 2024.

257 (6) Section **53B-7-709**, regarding five-year performance goals for the Utah System of
258 Higher Education is repealed July 1, 2027.

259 (7) Title 53B, Chapter 8a, Part 3, Education Savings Incentive Program, is repealed
260 July 1, 2028.

261 (8) Title 53B, Chapter 17, Part 11, USTAR Researchers, is repealed July 1, 2028.

262 (9) Section **53B-17-1203**, which creates the SafeUT and School Safety Commission, is
263 repealed January 1, 2025.

264 (10) Title 53B, Chapter 18, Part 16, USTAR Researchers, is repealed July 1, 2028.

265 (11) Title 53B, Chapter 18, Part 18, Electrification of Transportation Infrastructure
266 Research Center, is repealed on July 1, 2028.

267 (12) Subsection **53C-3-203(4)(b)(vii)**, which provides for the distribution of money
268 from the Land Exchange Distribution Account to the Geological Survey for test wells and other
269 hydrologic studies in the West Desert, is repealed July 1, 2030.

270 (13) Subsections **53E-3-503(5)** and **(6)**, which create coordinating councils for youth in
271 custody, are repealed July 1, 2027.

272 (14) In relation to a standards review committee, on January 1, 2028:

273 (a) in Subsection **53E-4-202(8)**, the language "by a standards review committee and the

274 recommendations of a standards review committee established under Section 53E-4-203" is
275 repealed; and

276 (b) Section 53E-4-203 is repealed.

277 (15) Section 53E-4-402, which creates the State Instructional Materials Commission, is
278 repealed July 1, 2027.

279 (16) Title 53E, Chapter 6, Part 5, Utah Professional Practices Advisory Commission, is
280 repealed July 1, 2033.

281 (17) Section 53F-2-420, which creates the Intensive Services Special Education Pilot
282 Program, is repealed July 1, 2024.

283 (18) Section 53F-5-213 is repealed July 1, 2023.

284 (19) Section 53F-5-214, in relation to a grant for professional learning, is repealed July
285 1, 2025.

286 (20) Section 53F-5-215, in relation to an elementary teacher preparation grant, is
287 repealed July 1, 2025.

288 (21) Section 53F-5-219, which creates the Local Innovations Civics Education Pilot
289 Program, is repealed on July 1, 2025.

290 (22) Subsection 53F-9-203(7), which creates the Charter School Revolving Account
291 Committee, is repealed July 1, 2024.

292 (23) Subsections 53G-4-608(2)(b) and (4)(b), related to the Utah Seismic Safety
293 Commission, are repealed January 1, 2025.

294 (24) Section 53G-9-212, Drinking water quality in schools, is repealed July 1, 2027.

295 ~~[(25) Title 53G, Chapter 10, Part 6, Education Innovation Program, is repealed July 1,~~
296 ~~2027.]~~

297 Section 6. Section 63I-1-253 (Contingently Effective 01/01/25) is amended to read:

298 **63I-1-253 (Contingently Effective 01/01/25). Repeal dates: Titles 53 through 53G.**

299 (1) Section 53-2a-105, which creates the Emergency Management Administration
300 Council, is repealed July 1, 2027.

301 (2) Sections 53-2a-1103 and 53-2a-1104, which create the Search and Rescue Advisory
302 Board, are repealed July 1, 2027.

303 (3) Section 53-2d-703 is repealed July 1, 2027.

304 (4) Section 53-5-703, which creates the Concealed Firearm Review Board, is repealed

305 July 1, 2024.

306 (5) Section 53B-6-105.5, which creates the Technology Initiative Advisory Board, is
307 repealed July 1, 2024.

308 (6) Section 53B-7-709, regarding five-year performance goals for the Utah System of
309 Higher Education is repealed July 1, 2027.

310 (7) Title 53B, Chapter 8a, Part 3, Education Savings Incentive Program, is repealed
311 July 1, 2028.

312 (8) Title 53B, Chapter 17, Part 11, USTAR Researchers, is repealed July 1, 2028.

313 (9) Section 53B-17-1203, which creates the SafeUT and School Safety Commission, is
314 repealed January 1, 2025.

315 (10) Title 53B, Chapter 18, Part 16, USTAR Researchers, is repealed July 1, 2028.

316 (11) Title 53B, Chapter 18, Part 18, Electrification of Transportation Infrastructure
317 Research Center, is repealed on July 1, 2028.

318 (12) Subsection 53C-3-203(4)(b)(vii), which provides for the distribution of money
319 from the Land Exchange Distribution Account to the Geological Survey for test wells and other
320 hydrologic studies in the West Desert, is repealed July 1, 2030.

321 (13) Subsections 53E-3-503(5) and (6), which create coordinating councils for youth in
322 custody, are repealed July 1, 2027.

323 (14) In relation to a standards review committee, on January 1, 2028:

324 (a) in Subsection 53E-4-202(8), the language "by a standards review committee and the
325 recommendations of a standards review committee established under Section 53E-4-203" is
326 repealed; and

327 (b) Section 53E-4-203 is repealed.

328 (15) Section 53E-4-402, which creates the State Instructional Materials Commission, is
329 repealed July 1, 2027.

330 (16) Title 53E, Chapter 6, Part 5, Utah Professional Practices Advisory Commission, is
331 repealed July 1, 2033.

332 (17) Section 53F-2-420, which creates the Intensive Services Special Education Pilot
333 Program, is repealed July 1, 2024.

334 (18) Section 53F-5-213 is repealed July 1, 2023.

335 (19) Section 53F-5-214, in relation to a grant for professional learning, is repealed July

336 1, 2025.

337 (20) Section 53F-5-215, in relation to an elementary teacher preparation grant, is
338 repealed July 1, 2025.

339 (21) Section 53F-5-219, which creates the Local Innovations Civics Education Pilot
340 Program, is repealed on July 1, 2025.

341 (22) (a) Subsection 53F-9-201.1(2)(b)(ii), in relation to the use of funds from a loss in
342 enrollment for certain fiscal years, is repealed on July 1, 2030.

343 (b) On July 1, 2030, the Office of Legislative Research and General Counsel shall
344 renumber the remaining subsections accordingly.

345 (23) Subsection 53F-9-203(7), which creates the Charter School Revolving Account
346 Committee, is repealed July 1, 2024.

347 (24) Subsections 53G-4-608(2)(b) and (4)(b), related to the Utah Seismic Safety
348 Commission, are repealed January 1, 2025.

349 (25) Section 53G-9-212, Drinking water quality in schools, is repealed July 1, 2027.

350 [~~26) Title 53G, Chapter 10, Part 6, Education Innovation Program, is repealed July 1,~~
351 ~~2027.~~]

352 Section 7. **Effective date.**

353 (1) Except as provided in Subsection (2), this bill takes effect on May 1, 2024.

354 (2) (a) Section 63I-1-253 (Eff 07/01/24) (Cont Sup 01/01/25) takes effect on July 1,
355 2024.

356 (b) Section 63I-1-253 (Contingently Effective 01/01/25) contingently takes effect on
357 January 1, 2025.