

1 **EDUCATION INNOVATION PROGRAM AMENDMENTS**

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Douglas R. Welton

Senate Sponsor: Lincoln Fillmore

3 **LONG TITLE**

4 **General Description:**

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

7 **Highlighted Provisions:**

8 This bill:

9 ▸ amends certain teacher application requirements for the Education Innovation Program
10 (program), including:

- 11 • the number of signatures from parents of prospective students; and
- 12 • the time for submission of the application;

13 ▸ amends the time for a local education agency governing board to approve or deny a
14 program application;

15 ▸ converts the grant program into a permanent program;

16 ▸ requires the director of ULEAD to market the program to educators; and

17 ▸ makes technical and conforming changes.

18 **Money Appropriated in this Bill:**

19 None

20 **Other Special Clauses:**

21 This bill provides a special effective date.

22 **Utah Code Sections Affected:**

23 AMENDS:

24 **53E-10-703 (Effective 05/01/24)**, as last amended by Laws of Utah 2022, Chapters 236, 401

25 **53G-10-602 (Effective 05/01/24)**, as enacted by Laws of Utah 2022, Chapter 236

26 **53G-10-608 (Effective 05/01/24)**, as enacted by Laws of Utah 2022, Chapter 236

27 **63I-1-253 (Effective 05/01/24) (Superseded 07/01/24)**, as last amended by Laws of Utah

28 2023, Chapters 30, 52, 133, 161, 367, and 494
 29 **63I-1-253 (Effective 07/01/24) (Contingently Superseded 01/01/25)**, as last amended by
 30 Laws of Utah 2023, Chapters 30, 52, 133, 161, 310, 367, and 494
 31 **63I-1-253 (Contingently Effective 01/01/25)**, as last amended by Laws of Utah 2023,
 32 Chapters 30, 52, 133, 161, 187, 310, 367, and 494

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

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

36 **53E-10-703 (Effective 05/01/24). ULEAD director -- Qualification and**
 37 **employment -- Duties -- Reporting -- Annual conference.**

38 (1) The ULEAD director shall:

- 39 (a) (i) hold a doctorate degree in education or an equivalent degree; and
 40 (ii) have demonstrated experience in research and dissemination of best practices in
 41 education; and
 42 (b) (i) be a full-time employee;
 43 (ii) report to the state superintendent; and
 44 (iii) provide a report to the selection committee, at least twice per year, on the status
 45 of the ULEAD program.

46 (2) The state superintendent shall:

- 47 (a) evaluate the director's performance annually;
 48 (b) report on the director's performance to the selection committee; and
 49 (c) provide space for the director and the director's staff.

50 (3) The director may:

- 51 (a) hire staff, using only money specifically appropriated to ULEAD; and
 52 (b) with approval from the superintendent, utilize state board staff.

53 (4) The director shall perform the following duties and functions:

- 54 (a) gather current research on innovative and effective practices in K-12 education for
 55 use by policymakers and practitioners;
 56 (b) facilitate collaboration between LEAs, higher education researchers, and
 57 practitioners by:
 58 (i) sharing innovative and effective practices in Utah shown to improve student
 59 learning;
 60 (ii) identifying experts in Utah in specific areas of practice; and
 61 (iii) maintaining a research clearinghouse and directory of researchers; and

- 62 (c) analyze barriers to replication or adaption of innovative and successful practices
63 studied by ULEAD or contributed to the ULEAD research clearinghouse.
- 64 (5) The director shall:
- 65 (a) prioritize reports and other research based on recommendations of the steering
66 committee in accordance with Subsection 53E-10-707(5), and after consulting with
67 individuals described in Subsection 53E-10-707(6);
- 68 (b) identify Utah LEAs, or schools outsideof the public school system, that are:
- 69 (i) innovative in specific areas of practice; and
70 (ii) more effective or efficient than comparable LEAs in improving student learning,
71 especially for students performing below proficiency;
- 72 (c) establish criteria for innovative practice reports to be performed by participating
73 institutions and included in the research clearinghouse, including report templates;
- 74 (d) arrange with participating institutions to generate innovative practice reports on
75 effective and innovative K-12 education practices; and
- 76 (e) (i) disseminate each innovative practice report to the state board for dissemination
77 to LEAs and school leaders; and
78 (ii) publish innovative practice reports on the ULEAD website.
- 79 (6) In an innovative practice report, a participating institution shall:
- 80 (a) include or reference a review of research regarding the practice in which the subject
81 LEA has demonstrated success;
- 82 (b) identify through academically acceptable, evidence-based research methods the
83 causes of the LEA's successful practice;
- 84 (c) identify opportunities for LEAs to adopt or customize innovative or best practices;
- 85 (d) address limitations to successful replication or adaptation of the successful practice
86 by other LEAs, which may include barriers arising from federal or state law, state or
87 LEA policy, socioeconomic conditions, or funding limitations;
- 88 (e) include practical templates for successful replication and adaptation of successful
89 practices, following criteria established by the director;
- 90 (f) identify experts in the successful practice that is the subject of the innovative practice
91 report, including teachers or administrators at the subject LEA; and
- 92 (g) include:
- 93 (i) an executive summary describing the innovative practice report; and
94 (ii) a video component or other elements designed to ensure that an innovative
95 practice report is readily understandable by practitioners.

- 96 (7) (a) The director may, if requested by an LEA leader or policymaker, conduct an
97 evidence-based review of a possible innovation in an area of practice.
- 98 (b) The director shall:
- 99 (i) review the performance of an innovation program, as defined in Section
100 53G-10-601, to determine the extent to which the learning and performance of
101 students in an opportunity class, as defined in Section 53G-10-601, met the
102 criteria established in the innovation program; [~~and~~]
- 103 (ii) report on the director's findings under Subsection (7)(b)(i):
104 (A) to the LEA governing board that approved the innovation program; and
105 (B) within 120 days after the completion of the school year during which the
106 opportunity class was functioning[~~ing~~]; and
- 107 (iii) market the innovation program, as described in Title 53G, Chapter 10, Part 6,
108 Education Innovation Program, to Utah educators.
- 109 (8) The director may also accept innovative practice reports from trained practitioners that
110 meet the criteria set by the director.
- 111 (9) The director or a participating institution, to enable successful replication or adaption of
112 successful practices, may recommend to:
- 113 (a) the Legislature, amendments to state law; or
114 (b) the state board, revisions to state board rule, made in accordance with Title 63G,
115 Chapter 3, Utah Administrative Rulemaking Act, or policy.
- 116 (10) (a) The director shall:
- 117 (i) report on the activities of ULEAD annually to the state board; and
118 (ii) provide reports or other information to the state board upon state board request.
- 119 (b) The report described in Subsection (10)(a)(i) shall include:
- 120 (i) examples identified for innovative practice reports; and
121 (ii) the current status of ULEAD's relationship with participating institutions.
- 122 (11) The director shall:
- 123 (a) prepare an annual report on ULEAD research and other activities;
124 (b) submit the report in accordance with Sections 53E-1-201 and 53E-1-202;
125 (c) publish the annual report on the ULEAD website; and
126 (d) disseminate the report to the state board for dissemination to LEAs and school
127 leaders through electronic channels.
- 128 (12) The director shall facilitate and conduct an annual conference on successful and
129 innovative K-12 education practices in Utah, featuring:

- 130 (a) Utah education leaders; and
 131 (b) practitioners and researchers, chosen by the director, to discuss the subjects of LEA
 132 and other ULEAD activities, or other innovative and successful education practices.

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

134 **53G-10-602 (Effective 05/01/24). Establishment of innovation program -- LEA**
 135 **governing board approval -- Parental consent required -- Renewal of program.**

- 136 (1) An innovation program may be established for a K-12 class as provided in this part if
 137 the innovation program is approved by the LEA governing board for the LEA in which
 138 the proposed innovation program is to be implemented.
- 139 (2) A public school teacher may submit an innovation program application to the LEA
 140 governing board for the LEA of the class or school in which the teacher proposes to
 141 implement an innovation program.
- 142 (3) Before submitting an innovation program application, the public school teacher
 143 intending to submit the innovation program application shall obtain the written consent
 144 described in Section 53G-10-603 [~~signed by parents of at least 20 prospective~~
 145 ~~participating students~~].
- 146 (4) An innovation program application shall be submitted no less than [~~90~~] 60 days before
 147 the beginning of student registration for the school year for which the innovation
 148 program is proposed.
- 149 (5) (a) An LEA governing board shall approve or deny an innovation program
 150 application within [~~60~~] 45 days after the day on which the application is submitted.
- 151 (b) An LEA governing board may approve an innovation program application subject to
 152 modifications or additional terms that the LEA governing board determines
 153 appropriate.
- 154 (6) An innovation program may be renewed for another school year if:
- 155 (a) the teacher in the opportunity class requests renewal;
- 156 (b) the teacher submits with the renewal request the written consent described in Section
 157 53G-10-603 [~~signed by parents of at least 20 prospective participating students~~]; and
- 158 (c) the LEA governing board approves the renewal.

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

160 **53G-10-608 (Effective 05/01/24). Innovation grants.**

- 161 (1) An LEA governing board may approve a grant of up to \$5,000 per opportunity class for
 162 the school year if:
- 163 (a) a request for an innovation grant is included in the innovation application; and

- 164 (b) the LEA governing board determines that the grant is needed to:
- 165 (i) cover innovation program costs; and
- 166 (ii) help fulfill the goals and purposes of the opportunity class.
- 167 (2) If an LEA governing board approves a request for an innovation grant, the LEA
- 168 governing board shall send the state board written notice of the approval and the name
- 169 of the teacher who submitted the request for the innovation grant.
- 170 (3) (a) (i) Upon receipt of the written notice and authorization under Subsection (2),
- 171 the state board shall, subject to Subsection (3)(b), disburse the amount of the
- 172 approved innovation grant to the LEA governing board.
- 173 (ii) The LEA governing board shall distribute the money to the teacher of the
- 174 opportunity class to cover innovation program costs.
- 175 (b) (i) Except as provided in Subsection (3)(b)(iii), the maximum amount of money
- 176 that the state board may distribute for approved innovation grants is \$500,000 per
- 177 school year.
- 178 (ii) If the state board receives a written notice and authorization under Subsection (2)
- 179 after already distributing \$500,000 for the school year, the state board shall notify
- 180 the LEA governing board that the grant money has been expended for the school
- 181 year and that the state board cannot distribute money for the approved innovation
- 182 grant.
- 183 (iii) If the state board distributes less than \$500,000 for approved innovation grants
- 184 for a school year, the difference between \$500,000 and the amount distributed
- 185 shall be rolled over and included in the money available for distribution for
- 186 approved innovation grants for the following school year.
- 187 (4) The state board shall keep and account for all money appropriated for innovation grants
- 188 separate from other state board funds.
- 189 (5) A teacher receiving an innovation grant under this section may not use the money from
- 190 the grant for any purpose other than for innovation program costs.
- 191 [~~(6) Any innovation grant money appropriated to the state board by the Legislature that the~~
- 192 ~~state board has not distributed as provided in this section by June 30, 2027 shall lapse to~~
- 193 ~~the Education Fund.]~~
- 194 Section 4. Section **63I-1-253** is amended to read:
- 195 **63I-1-253 (Effective 05/01/24) (Superseded 07/01/24). Repeal dates: Titles 53**
- 196 **through 53G.**
- 197 (1) Section 53-2a-105, which creates the Emergency Management Administration Council,

- 198 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 July
202 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 July 1,
208 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 from
216 the Land Exchange Distribution Account to the Geological Survey for test wells and
217 other 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
223 53E-4-203" is 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 1,
 233 2025.
- 234 (19) Section 53F-5-215, in relation to an elementary teacher preparation grant, is repealed
 235 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** is amended to read:
 246 **63I-1-253 (Effective 07/01/24) (Contingently Superseded 01/01/25). Repeal dates:**
 247 **Titles 53 through 53G.**
- 248 (1) Section 53-2a-105, which creates the Emergency Management Administration Council,
 249 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 July
 254 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 July 1,
 260 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 from
268 the Land Exchange Distribution Account to the Geological Survey for test wells and
269 other 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
275 53E-4-203" is 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 1,
285 2025.
- 286 (20) Section 53F-5-215, in relation to an elementary teacher preparation grant, is repealed
287 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** 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 Council,

- 300 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 July
305 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 July 1,
311 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 from
319 the Land Exchange Distribution Account to the Geological Survey for test wells and
320 other 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
326 53E-4-203" is 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 1,
336 2025.
- 337 (20) Section 53F-5-215, in relation to an elementary teacher preparation grant, is repealed
338 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.