

1 **53G-7-1206**

2 **School LAND Trust Program.**

3

4 (1) As used in this section:

5 ~~[(a) "Charter school authorizer" means the same as that term is defined in Section~~
6 ~~53G-5-102.]~~

7 ~~[(b)]~~ (a) "Charter trust land council" means a council established by a charter school
8 governing board under Section 53G-7-1205.

9 ~~[(c)]~~ (b) "Council" means a school community council or a charter trust land council.

10 ~~[(d)]~~ (c) "LAND trust plan" means a school's plan to use School LAND Trust Program
11 money to implement a component of the school's success plan.

12 ~~[(e)]~~ (d) "School community council" means a council established at a district school in
13 accordance with Section 53G-7-1202.

14 ~~[(f)]~~ (e) "Teacher and student success plan" or "success plan" means the same as that
15 term is defined in Section 53G-7-1301.

16 (2) There is established the School LAND (Learning And Nurturing Development) Trust
17 Program under the state board to:

18 (a) provide financial resources to public schools to enhance or improve student
19 academic achievement and implement a component of a district school or charter
20 school's teacher and student success plan; and

21 (b) involve parents of a school's students in decision making regarding the expenditure
22 of School LAND Trust Program money allocated to the school.

23 (3) To receive an allocation under Section 53F-2-404:

24 (a) a district school shall have established a school community council in accordance
25 with Section 53G-7-1202;

26 (b) a charter school shall have established a charter trust land council in accordance
27 with Section 53G-7-1205; and

28 (c) the school's principal shall provide a signed, written assurance that the school is
29 in compliance with Subsection (3)(a) or (b).

30 (4)

- 31 (a) A council shall create a program to use the school's allocation distributed
32 under Section 53F-2-404 to implement a component of the school's success
33 plan, including: (i) the school's identified most critical academic needs;
34 (ii) a recommended course of action to meet the identified academic needs;
35 (iii) a specific listing of any programs, practices, materials, or equipment that the
36 school will need to implement a component of the school's success plan to have
37 a direct impact on the instruction of students and result in measurable increased
38 student performance; and
39 (iv) how the school intends to spend the school's allocation of funds under this
40 section to enhance or improve academic excellence at the school.
- 41 (b)
- 42 (i) A council shall create and vote to adopt a LAND trust plan in a meeting of the
43 council at which a quorum is present.
- 44 (ii) If a majority of the quorum votes to adopt a LAND trust plan, the LAND trust plan
45 is adopted.
- 46 (c) A council shall:
- 47 (i) post a LAND trust plan that is adopted in accordance with Subsection (4)(b) on
48 the School LAND Trust Program website; and
- 49 (ii) include with the LAND trust plan a report noting the number of council members
50 who voted for or against the approval of the LAND trust plan and the number of
51 council members who were absent for the vote.
- 52 (d)
- 53 (i) The local school board of a district school shall approve or disapprove a LAND
54 trust plan.
- 55 (ii) If a local school board disapproves a LAND trust plan:
- 56 (A) the local school board shall provide a written explanation of why the LAND trust
57 plan was disapproved and request the school community council who
58 submitted the LAND trust plan to revise the LAND trust plan; and
- 59 (B) the school community council shall submit a revised LAND trust plan in
60 response to a local school board's request under Subsection (4)(d)(ii)(A).

- 61 (iii) Once a LAND trust plan has been approved by a local school board, a school
62 community council may amend the LAND trust plan, subject to a majority vote of
63 the school community council and local school board approval.
- 64 (e) A charter trust land council's LAND trust plan is subject to
65 approval by the: (i) charter school governing board; and
66 (ii) [~~charter school's charter school authorizer~~] LEA business administrator
- 67 (5)
- 68 (a) A district school or charter school shall:
- 69 (i) implement the program as approved;
70 (ii) provide ongoing support for the council's program; and
71 (iii) meet state board reporting requirements regarding financial and
72 performance accountability of the program. (b)
- 73 (i) A district school or charter school shall prepare and post an annual report of the
74 program on the School LAND Trust Program website before the council submits
75 a plan for the following year.
- 76 (ii) The report shall detail the use of program funds received by the school under
77 this section and an assessment of the results obtained from the use of the funds.
- 78 (iii) A summary of the report shall be provided to parents of students attending the
79 school.
- 80 (6) An LEA shall record the LEA's expenditures of School LAND Trust Program funds
81 through a financial reporting system that the board identifies to assist schools in
82 developing the annual report described in Subsection (5)(b).
- 83 (7) The president or chair of a local school board or charter school governing board
84 shall ensure that the members of the local school board or charter school governing
85 board are provided with annual training on the requirements of this section.
- 86 (8)
- 87 (a) The state board shall provide training to the entities described in Subsection
88 (8)(b) on:
89 (i) the School LAND Trust Program; and
90 (ii)

91 (A) a school community
92 council; or (B) a charter
93 trust land council.

94 (b) The state board shall provide the training to:

95 (i) a local school board or a charter school
96 governing board; (ii) a school district or a charter
97 school; and (iii) a school community council.

98 (9) The state board shall annually review each school's compliance with applicable law,
99 including rules adopted by the state board in accordance with Title 63G, Chapter 3,
100 Utah Administrative Rulemaking Act, by:

101 (a) reading each LAND trust plan submitted; and

102 (b) reviewing expenditures made from School LAND Trust Program money.

103 (10) The state board shall designate a staff member who administers the School LAND
104 Trust Program:

105 (a) to serve as a member of the Land Trusts Protection and Advocacy Committee
106 created under Section 53D-2-202; and

107 (b) who may coordinate with the Land Trusts Protection and Advocacy Office director,
108 appointed under Section 53D-2-203, to attend meetings or events within the
109 School and Institutional Trust System, as defined in Section 53D-2-102, that relate
110 to the School LAND Trust Program.

111 Amended by Chapter 144, 2021 General Session