

Ryan D. Wilcox proposes the following substitute bill:

School Safety Amendments

2025 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Ryan D. Wilcox

Senate Sponsor:

LONG TITLE

General Description:

This bill modifies school safety provisions.

Highlighted Provisions:

This bill:

- defines terms;
- modifies communication device requirements for new construction to post-completion determination;
- amends building standards;
- revises screening and training requirements for school safety personnel;
- adjusts school safety personnel provisions;
- changes safety assessment deadlines and responsibilities;
- establishes a school safety foundation for certain purposes;
- creates compliance supports;
- modifies certain administrative structures within the school safety program; and
- makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides a special effective date.

Utah Code Sections Affected:

AMENDS:

15A-5-203, as last amended by Laws of Utah 2024, Chapters 21, 381

53-22-102, as last amended by Laws of Utah 2024, Chapter 21

53-22-103, as last amended by Laws of Utah 2024, Chapter 21

53-22-104.1, as enacted by Laws of Utah 2024, Chapter 21

29 **53-22-104.2**, as enacted by Laws of Utah 2024, Chapter 21
 30 **53-22-105**, as enacted by Laws of Utah 2024, Chapter 21
 31 **53-22-106**, as enacted by Laws of Utah 2024, Chapter 21
 32 **53B-28-401**, as last amended by Laws of Utah 2024, Chapters 65, 378
 33 **53B-28-403**, as enacted by Laws of Utah 2021, Chapter 332
 34 **53G-8-102**, as enacted by Laws of Utah 2018, Chapter 3
 35 **53G-8-701**, as last amended by Laws of Utah 2024, Chapter 21
 36 **53G-8-701.5**, as repealed and reenacted by Laws of Utah 2024, Chapter 21
 37 **53G-8-701.6**, as enacted by Laws of Utah 2024, Chapter 21
 38 **53G-8-701.8**, as enacted by Laws of Utah 2024, Chapter 21
 39 **53G-8-704**, as enacted by Laws of Utah 2024, Chapter 21
 40 **53G-8-802**, as last amended by Laws of Utah 2024, Chapter 23
 41 **53G-8-803**, as last amended by Laws of Utah 2024, Chapter 21
 42 **53G-8-805**, as enacted by Laws of Utah 2024, Chapter 21
 43 **53G-9-207**, as last amended by Laws of Utah 2024, Chapter 520
 44 **53G-9-703**, as last amended by Laws of Utah 2024, Chapter 20
 45 **53G-10-408**, as enacted by Laws of Utah 2022, Chapter 292
 46 **63I-1-253**, as last amended by Laws of Utah 2024, Third Special Session, Chapter 5

47 ENACTS:

48 **53-22-104.3**, Utah Code Annotated 1953
 49 **53-22-108**, Utah Code Annotated 1953
 50 **53-22-109**, Utah Code Annotated 1953
 51 **53-25-601**, Utah Code Annotated 1953
 52 **53B-28-404**, Utah Code Annotated 1953
 53 **76-5-417**, Utah Code Annotated 1953

54 REPEALS:

55 **53F-4-208**, as enacted by Laws of Utah 2023, Chapter 383

56

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

58 Section 1. Section **15A-5-203** is amended to read:

59 **15A-5-203 . Amendments and additions to IFC related to fire safety, building,**
 60 **and site requirements.**

61 (1) For IFC, Chapter 5, Fire Service Features:

62 (a) In IFC, Chapter 5, a new Section 501.5, Access grade and fire flow, is added as

- 63 follows: "An authority having jurisdiction over a structure built in accordance with
64 the requirements of the International Residential Code as adopted in the State
65 Construction Code, may require an automatic fire sprinkler system for the structure
66 only by ordinance and only if any of the following conditions exist:
- 67 (i) the structure:
 - 68 (A) is located in an urban-wildland interface area as provided in the Utah
69 Wildland Urban Interface Code adopted as a construction code under the State
70 Construction Code; and
 - 71 (B) does not meet the requirements described in Utah Code, Subsection 65A-8-203
72 (4)(a) and Utah Administrative Code, R652-122-1300, Minimum Standards for
73 County Wildland Fire Ordinance;
 - 74 (ii) the structure is in an area where a public water distribution system with fire
75 hydrants does not exist as required in Utah Administrative Code, R309-550-5,
76 Water Main Design;
 - 77 (iii) the only fire apparatus access road has a grade greater than 10% for more than
78 500 continual feet;
 - 79 (iv) the total floor area of all floor levels within the exterior walls of the dwelling unit
80 exceeds 10,000 square feet; or
 - 81 (v) the total floor area of all floor levels within the exterior walls of the dwelling unit
82 is double the average of the total floor area of all floor levels of unsprinkled
83 homes in the subdivision that are no larger than 10,000 square feet.
 - 84 (vi) Exception: A single family dwelling does not require a fire sprinkler system if
85 the dwelling:
 - 86 (A) is located outside the wildland urban interface;
 - 87 (B) is built in a one-lot subdivision; and
 - 88 (C) has 50 feet of defensible space on all sides that limits the propensity of fire
89 spreading from the dwelling to another property."
 - 90 (b) In IFC, Chapter 5, Section 506.1, Where Required, is deleted and rewritten as
91 follows: "Where access to or within a structure or an area is restricted because of
92 secured openings or where immediate access is necessary for life-saving or
93 fire-fighting purposes, the fire code official, after consultation with the building
94 owner, may require a key box to be installed in an approved location. The key box
95 shall contain keys to gain necessary access as required by the fire code official. For
96 each fire jurisdiction that has at least one building with a required key box, the fire

97 jurisdiction shall adopt an ordinance, resolution, or other operating rule or policy that
98 creates a process to ensure that each key to each key box is properly accounted for
99 and secure."

100 (c) In IFC, Chapter 5, a new Section 507.1.1, Isolated one- and two-family dwellings, is
101 added as follows: "Fire flow may be reduced for an isolated one- and two-family
102 dwelling when the authority having jurisdiction over the dwelling determines that the
103 development of a full fire-flow requirement is impractical."

104 (d) In IFC, Chapter 5, a new Section 507.1.2, Pre-existing subdivision lots, is added as follows:
105 "507.1.2 Pre-existing subdivision lots.

106 The requirements for a pre-existing subdivision lot shall not exceed the requirements
107 described in Section 501.5."

108 (e) In IFC, Chapter 5, Section 507.5.1, here required, a new exception is added: "3. One
109 interior and one detached accessory dwelling unit on a single residential lot."

110 (f) IFC, Chapter 5, Section 510.1, Emergency responder communication coverage in
111 new buildings, is amended by adding: "When required by the fire code official,
112 unless the new building is a public school as that term is defined in Section
113 53G-9-205.1 or a private school, [~~then~~] if determined by the fire code official to be
114 necessary after construction of the new building is completed, then the fire code
115 official shall require," at the beginning of the first paragraph.

116 (2) For IFC, Chapter 6, Building Services and Systems:

117 (a) IFC, Chapter 6, Section 604.6.1, Elevator key location, is deleted and rewritten as
118 follows: "Firefighter service keys shall be kept in a "Supra-Stor-a-key" elevator key
119 box or similar box with corresponding key system that is adjacent to the elevator for
120 immediate use by the fire department. The key box shall contain one key for each
121 elevator, one key for lobby control, and any other keys necessary for emergency
122 service. The elevator key box shall be accessed using a 6049 numbered key."

123 (b) IFC, Chapter 6, Section 606.1, General, is amended as follows: On line three, after
124 the word "Code", add the words "and NFPA 96".

125 (c) IFC, Chapter 6, Section 607.2, a new exception 5 is added as follows: "5. A Type 1
126 hood is not required for a cooking appliance in a microenterprise home kitchen, as
127 that term is defined in Utah Code, Section 26B-7-401, for which the operator obtains
128 a permit in accordance with Section 26B-7-416."

129 (3) IFC, Chapter 7, Fire and Smoke Protection Features, Section 702.5, is deleted.

130 Section 2. Section **53-22-102** is amended to read:

131 **53-22-102 . State security chief -- Creation -- Appointment.**

- 132 (1) There is created within the department a state security chief.
- 133 (2) The state security chief:
- 134 (a) is appointed by the commissioner with the approval of the governor;
- 135 (b) is subject to the supervision and control of the commissioner;
- 136 (c) may be removed at the will of the commissioner;
- 137 (d) shall be qualified by experience and education to:
- 138 (i) enforce the laws of this state relating to school safety;
- 139 (ii) perform duties prescribed by the commissioner; and
- 140 (iii) enforce rules made under this chapter.
- 141 (3) The state security chief shall:
- 142 (a) establish building and safety standards for all public and private schools, including:
- 143 (i) coordinating with the State Board of Education to establish the required minimum
- 144 safety and security standards for all public and private school facilities, including:
- 145 (A) limited entry points, including, if applicable, secured entry points for specific
- 146 student grades or groups;
- 147 (B) internal video surveillance~~[of entrances when school is in session];~~
- 148 (C) [ground level] exterior windows, which are windows surrounding points of
- 149 entry, and interior windows, which are windows entering areas of instruction,
- 150 protected by security ~~[film]~~ glazing or ballistic windows;
- 151 (D) internal classroom door locks;
- 152 (E) bleed kits and first aid kits;
- 153 (F) exterior cameras on entrances, parking areas, and campus grounds; ~~[and]~~
- 154 (G) fencing around playgrounds; and
- 155 (H) compliance with universal access key box requirements under Section
- 156 53G-8-305;
- 157 (ii) establishing a schedule or timeline for existing buildings to come into compliance
- 158 with this section;
- 159 (iii) creating a process to examine plans and specifications for construction or
- 160 remodeling of a school building, in accordance with Section 53E-3-706;
- 161 (iv) recommending to the commissioner the denial or revocation a public or private
- 162 school's occupancy permit for a building if:
- 163 (A) the building does not meet the standards established in this section; and
- 164 (B) after consultation with the local governing board, the building remains

- 165 non-compliant with the standards established in this section;
- 166 (v) creating minimum standards for radio communication equipment in every school;
- 167 ~~(vi) establishing an incident response method or system that a school shall use;~~ and
- 168 ~~[(vi)]~~ (vii) establishing a process to approve the safety and security criteria the state
- 169 superintendent of public instruction establishes for building inspectors described
- 170 in Section 53E-3-706;
- 171 (b) oversee the implementation of the school safety personnel requirements described in
- 172 Section 53G-8-701.5, including:
- 173 (i) in consultation with a county security chief, overseeing the school guardian
- 174 program described in Section 53-22-105, including approving and coordinating
- 175 the relevant training programs;
- 176 (ii) establishing an application process for approved alternatives to the school safety
- 177 personnel requirements described in Section 53G-8-701.5;
- 178 (iii) selecting training requirements for school safety and security specialists in
- 179 consultation with the State Board of Education as described in Section
- 180 53G-8-701.6;
- 181 (iv) as required by Section 53G-8-701.8, tracking each school safety and security
- 182 director for a local education agency and ensuring that the contact information for
- 183 the school safety and security directors is readily available to the local law
- 184 enforcement agency of relevant jurisdiction; and
- 185 (v) reviewing and approving the State Board of Education's school resource officer
- 186 training program as described in Section 53G-8-702;
- 187 (c) oversee the creation of school safety trainings, protocols, and incident responses,
- 188 including:
- 189 (i) in consultation with the State Board of Education, defining what constitutes an
- 190 "active threat" and "developmentally appropriate" for purposes of the emergency
- 191 response training described in Section 53G-8-803;
- 192 (ii) in consultation with the Office of Substance ~~[Abuse]~~ Use and Mental Health,
- 193 establishing or selecting an adolescent mental health and de-escalation training for
- 194 school safety personnel;
- 195 (iii) consulting with the School Safety Center to develop the model critical incident
- 196 response that all schools and law enforcement will use during a threat, including:
- 197 (A) standardized response protocol terminology for use throughout the state,
- 198 including what constitutes a threat;

- 199 (B) protocols for planning and safety drills, including drills required in a school
200 before the school year begins;
- 201 (C) integration and appropriate use of a panic alert device described in Subsection
202 53G-8-805;
- 203 (D) the establishment of incident command for a threat or safety incident,
204 including which entity and individual runs the incident command;
- 205 (E) the required components for a communication plan to be followed during an
206 incident or threat;
- 207 (F) reunification plan protocols, including the appropriate design and use of an
208 incident command by others responding to or involved in an incident; and
- 209 (G) recommendations for safety equipment for schools, including amounts and
210 types of first aid supplies;
- 211 (iv) reviewing and suggesting any changes to the response plans and training under
212 Section 53G-8-803;
- 213 (v) creating the official standard response protocol described in Section 53G-8-803
214 for use by schools and law enforcement for school safety incidents;
- 215 (vi) ensuring a school physically marks doorways and hallways consistent with the
216 incident response method required in Subsection (3)(a); and
- 217 ~~[(vi)]~~ (vii) establishing a manner for any security personnel described in Section
218 53G-8-701.5 to be quickly identified by law enforcement during an incident;
- 219 (d) in collaboration with the School Safety Center, create a needs assessment that a local
220 education agency shall use to ensure compliance with the needs assessment
221 requirement described in Section 53G-8-701.5;
- 222 (e) in consultation with the School Safety Center, select a system to track relevant data,
223 including the tracking required in Sections 53-22-105, 53G-8-701.5, 53G-8-701.8,
224 and 53G-8-704;
- 225 (f) in consultation with the School Safety Center established in Section 53G-8-802:
- 226 (i) create a process to receive and analyze the school safety needs assessments
227 described in Section 53G-8-701.5; and
- 228 (ii) establish a required data reporting system for public schools to report serious and
229 non-serious threats and other data related to threat assessment that the state
230 security chief determines to be necessary;
- 231 (g) establish, in collaboration with the Utah Education and Telehealth Network created
232 in Section 53B-17-105 and the School Safety Center established in Section

- 233 53G-8-802, minimum cybersecurity standards for local education agencies, including:
 234 (i) adoption of nationally recognized cybersecurity framework;
 235 (ii) requirements for regular cybersecurity assessments that may be part of the needs
 236 assessment described in Section 53G-8-701.5;
 237 (iii) cybersecurity incident response protocols; and
 238 (iv) additional data protection standards;
 239 (h) review, authorize, and oversee foundation activities under Section 53-22-108; and
 240 [(e)] (i) fulfill any other duties and responsibilities determined by the commissioner.
 241 (4) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
 242 department, in consultation with the state security chief, shall make rules to fulfill the
 243 duties described in this section.
 244 (5) The state security chief may delegate duties under this section to a sworn department
 245 member with the approval of the commissioner.

246 Section 3. Section **53-22-103** is amended to read:

247 **53-22-103 . County sheriff responsibilities -- Coordination.**

- 248 (1) Each county sheriff shall identify an individual as a county security chief within the
 249 sheriff's office to coordinate security responsibilities, protocols, and required trainings
 250 between the state security chief, the county sheriff's office, and the corresponding police
 251 chiefs whose jurisdiction includes a public school within the county.
 252 (2) The county security chief shall:
 253 (a) in collaboration with the school safety and security specialist described in Section
 254 53G-8-701.6 and a member of the local law enforcement agency of relevant
 255 jurisdiction as described in Section 53-25-601:
 256 (i) ~~[conduct, or coordinate]~~ administer or coordinate with a designee from the local
 257 law enforcement agency of relevant jurisdiction to ~~[conduct]~~ participate in, by any
 258 appropriate means the county security chief determines, the school safety needs
 259 assessment described in Section 53G-8-701.5; and
 260 (ii) conduct a building safety evaluation at least annually using the results of the
 261 school safety needs assessment to recommend and implement improvements to
 262 school facilities, policies, procedures, protocols, rules, and regulations relating to
 263 school safety and security;
 264 (b) collaborate and maintain effective communications regarding school safety with
 265 each:
 266 (i) school safety and security specialist in the county security chief's county, as

- 267 described in Section 53G-8-701.6;
- 268 (ii) school safety and security director in the county security chief's county, as
- 269 described in Section 53G-8-701.8; and
- 270 (iii) local law enforcement agency within the county;
- 271 (c) administer with the corresponding police chiefs whose jurisdiction includes a public
- 272 school, the trainings described in Sections 53-22-105 and 53G-8-704, including:
- 273 (i) assessing if an individual is capable of the duties and responsibilities that the
- 274 trainings cover; and
- 275 (ii) denying an individual the ability to be a school safety personnel described in
- 276 Section 53G-8-701.5 if the county security chief finds the individual is not
- 277 capable of the duties and responsibilities that the trainings cover; and
- 278 (d) in conjunction with the state security chief, administer the school guardian program
- 279 established in Section 53-22-105 at any school participating in the program in the
- 280 county security chief's county.

281 Section 4. Section **53-22-104.1** is amended to read:

282 **53-22-104.1 . School Security Task Force -- Membership -- Duties -- Per diem --**
 283 **Report -- Expiration.**

- 284 (1) There is created a School Security Task Force composed of the following members:
- 285 (a) the House chair and vice chair of the House Law Enforcement and Criminal Justice
- 286 Standing Committee during the 2024 General Session, with the House chair serving
- 287 as the co-chair of the task force;
- 288 (b) two members from the Senate, whom the president of the Senate selects and one of
- 289 whom the president of the Senate appoints as co-chair of the task force;
- 290 (c) the state security chief;
- 291 (d) one member of the State Board of Education, whom the chair of State Board of
- 292 Education selects;
- 293 (e) a member of the School Safety Center or designee, whom the state security chief
- 294 selects;
- 295 (f) the director of the Utah Division of Juvenile Justice Youth Services or the director's
- 296 designee;
- 297 (g) a member of the Utah School Superintendents Association, whom the chairs select;
- 298 (h) the Commissioner of Higher Education or designee;
- 299 (i) a school security expert, whom the state security chief selects;
- 300 (j) a cybersecurity expert, whom the state security chief selects in consultation with the

- 301 director of the Utah Education Telehealth Network created in Section 53B-17-105;
302 (k) the director of a school safety foundation established under Section 53-22-108 or the
303 director's designee;
304 ~~(h)~~ (l) one member of the Chiefs of Police Association from a county of the first or
305 second class;
306 ~~(i)~~ (m) one member of the Sheriff's Association from a county of the third, fourth, fifth,
307 or sixth class, whom the president of the association selects;
308 ~~(j)~~ (n) one county security chief, whom the state security chief selects;
309 ~~(k)~~ (o) a school safety and security director, whom the chairs select;
310 ~~(l)~~ (p) a school resource officer, whom the state security chief selects; and
311 ~~(m)~~ (q) a member of the SafeUT and School Safety Commission, whom the chairs
312 select.
- 313 (2) The task force shall:
- 314 (a) review school safety updates;
- 315 (b) consult with the Education Advisory Board created in Section 53-22-104.2; and
- 316 (c) develop legislation recommendations as necessary.
- 317 (3)(a) A majority of the members of the task force constitutes a quorum.
- 318 (b) The action of a majority of a quorum constitutes an action of the task force.
- 319 (4) The Office of Legislative Research and General Counsel shall provide staff for the task
320 force.
- 321 (5)(a) Salaries and expenses of the members of the task force who are legislators shall be
322 paid in accordance with:
- 323 (i) Section 36-2-2;
- 324 (ii) Legislative Joint Rules, Title 5, Chapter 2, Lodging, Meal, and Transportation
325 Expenses; and
- 326 (iii) Legislative Joint Rules, Title 5, Chapter 3, Legislator Compensation.
- 327 (b) A member of the task force who is not a legislator may not receive compensation for
328 the member's work associated with the task force but may receive per diem and
329 reimbursement for travel expenses incurred as a member of the task force at the rates
330 established by the Division of Finance under:
- 331 (i) Sections 63A-3-106 and 63A-3-107; and
- 332 (ii) rules made by the Division of Finance in accordance with Sections 63A-3-106
333 and 63A-3-107.
- 334 Section 5. Section **53-22-104.2** is amended to read:

335 **53-22-104.2 . The School Security Task Force -- Public Education Advisory**
 336 **Board.**

- 337 (1) There is created an advisory board to the task force called the Public Education
 338 Advisory Board.
- 339 (2) The advisory board shall consist of the following members:
- 340 (a) the state security chief, who acts as chair of the advisory board;
- 341 (b) the construction and facility specialist at the State Board of Education;
- 342 (c) the Director of School Safety and Student Services at the State Board of Education or
 343 the director's designee;
- 344 (d) a school nurse, whom the state security chief selects;
- 345 (e) a representative from the state school district technology directors, whom the
 346 Director of School Safety and Student Services selects;
- 347 [~~e~~] (f) a superintendent from a county of the fourth, fifth, or sixth class, whom the state
 348 security chief selects;
- 349 [~~d~~] (g) a superintendent from a county of the first, second, or third class, whom the state
 350 security chief selects;
- 351 [~~e~~] (h) a charter school director who is employed in [~~from~~] a county of the fourth, fifth,
 352 or sixth class, whom the state security chief selects;
- 353 [~~f~~] (i) a charter school director from a county of the first, second, or third class, whom
 354 the state security chief selects;
- 355 [~~e~~] (j) the president of the Utah School Boards Association or the president's designee;
- 356 [~~h~~] (k) a parent representative from a school community council or parent teacher
 357 organization, whom the state security chief selects;
- 358 [~~t~~] (l) a facilities manager from an LEA in a county of the fourth, fifth, or sixth class,
 359 whom the state security chief selects;
- 360 [~~j~~] (m) a facilities manager from an LEA in county of the first, second, or third class,
 361 whom the state security chief selects;
- 362 [~~k~~] (n) a representative of private schools, whom the state security chief selects; and
- 363 [~~t~~] (o) a member of the Office of Substance Abuse and Mental Health, whom the state
 364 security chief selects.
- 365 (3) The advisory board's purpose is to:
- 366 (a) review and provide input on official business of the task force;
- 367 (b) provide recommendations and suggestions for the task force's consideration; and
- 368 (c) study and evaluate the policies, procedures, and programs implemented for school

- 369 safety and provide proactive information regarding the implementation.
- 370 (4)(a) A majority of the members of the advisory board constitutes a quorum.
- 371 (b) The action of a majority of a quorum constitutes an action of the advisory board.
- 372 (5)(a) The advisory board shall select two members to serve as co-chairs.
- 373 (b) The co-chairs are responsible for the call and conduct of meetings.
- 374 (6) The staff of the state security chief shall provide staff for the advisory board.
- 375 (7) A member of the advisory board who is not a legislator may not receive compensation
- 376 for the member's work associated with the task force but may receive per diem and
- 377 reimbursement for travel expenses incurred as a member of the task force at the rates
- 378 established by the Division of Finance under:
- 379 (a) Sections 63A-3-106 and 63A-3-107; and
- 380 (b) rules made by the Division of Finance in accordance with Sections 63A-3-106 and
- 381 63A-3-107.

382 Section 6. Section **53-22-104.3** is enacted to read:

383 **53-22-104.3 . The School Security Task Force -- Higher Education Advisory**
384 **Board.**

- 385 (1) There is created an advisory board to the task force called the Higher Education
386 Advisory Board.
- 387 (2) The advisory board shall consist of the following members:
- 388 (a) the state security chief, who acts as chair of the advisory board;
- 389 (b) the Commissioner of Higher Education or the commissioner's designee;
- 390 (c) one representative from a Utah higher education institution, whom the state security
391 chief and commissioner jointly select from either:
- 392 (i) a degree-granting institution; or
- 393 (ii) a technical college;
- 394 (d) a facilities management director from a higher education institution, whom the state
395 security chief selects;
- 396 (e) a campus security director from a higher education institution, whom the state
397 security chief selects;
- 398 (f) a Title IX coordinator from a higher education institution, whom the state security
399 chief selects; and
- 400 (g) additional members as the state security chief and the commissioner determine
401 necessary.
- 402 (3) The advisory board's purpose is to:

- 403 (a) review and provide input on official business of the task force;
 404 (b) provide recommendations and suggestions for the task force's consideration,
 405 including potential higher education campus use of the standard response protocol
 406 described in Section 5G-8-803; and
 407 (c) study and evaluate the policies, procedures, and programs implemented for campus
 408 safety and provide proactive information regarding implementation.
- 409 (4)(a) A majority of the members of the advisory board constitutes a quorum.
 410 (b) The action of a majority of a quorum constitutes an action of the advisory board.
- 411 (5) The chair is responsible for the call and conduct of meetings.
- 412 (6) The staff of the state security chief shall provide staff for the advisory board.
- 413 (7) A member of the advisory board who is not a legislator may not receive compensation
 414 for the member's work associated with the task force but may receive per diem and
 415 reimbursement for travel expenses incurred as a member of the task force at the rates
 416 established by the Division of Finance under:
- 417 (a) Sections 63A-3-106 and 63A-3-107; and
 418 (b) rules made by the Division of Finance in accordance with Sections 63A-3-106 and
 419 63A-3-107.
- 420 Section 7. Section **53-22-105** is amended to read:
 421 **53-22-105 . School guardian program.**
- 422 (1) As used in this section:
- 423 (a) "Annual training" means an annual four-hour training that:
- 424 (i) a county security chief or a designee administers in coordination with personnel
 425 from local law enforcement of relevant jurisdiction as described in Section
 426 53-25-601(2)(b);
- 427 (ii) the state security chief approves;
- 428 (iii) can be tailored to local needs;
- 429 (iv) allows an individual to practice and demonstrate firearms proficiency at a
 430 firearms range using the firearm the individual carries for self defense and defense
 431 of others;
- 432 (v) includes the following components:
- 433 (A) firearm safety, including safe storage of a firearm;
- 434 (B) de-escalation tactics;
- 435 (C) the role of mental health in incidents; and
- 436 (D) disability awareness and interactions; and

- 437 (vi) contains other training needs as determined by the state security chief.
- 438 (b) "Biannual training" means a twice-yearly training that:
- 439 (i) is at least four hours, unless otherwise approved by the state security chief;
- 440 (ii) a county security chief or a designee administers in coordination with personnel
- 441 from local law enforcement of relevant jurisdiction as described in Section
- 442 53-25-601(2)(b);
- 443 (iii) the state security chief approves;
- 444 (iv) can be tailored to local needs; and
- 445 (v) through which a school guardian at a school or simulated school environment:
- 446 (A) receives training on the specifics of the building or buildings of the school,
- 447 including the location of emergency supplies and security infrastructure; and
- 448 (B) participates in a live-action practice plan with school administrators in
- 449 responding to active threats at the school; and
- 450 (vi) shall be taken with at least three months in between the two trainings.
- 451 (c) "Firearm" means the same as that term is defined in Section 76-10-501.
- 452 (d) "Initial training" means an in-person training that:
- 453 (i) a county security chief or a designee administers in coordination with personnel
- 454 from local law enforcement of relevant jurisdiction as described in Section
- 455 53-25-601(2)(b);
- 456 (ii) the state security chief approves;
- 457 (iii) can be tailored to local needs; and
- 458 (iv) provides:
- 459 (A) training on general familiarity with the types of firearms that can be concealed
- 460 for self-defense and defense of others;
- 461 (B) training on the safe loading, unloading, storage, and carrying of firearms in a
- 462 school setting;
- 463 (C) training at a firearms range with instruction regarding firearms fundamentals,
- 464 marksmanship, the demonstration and explanation of the difference between
- 465 sight picture, sight alignment, and trigger control, and a recognized pistol
- 466 course;
- 467 (D) current laws dealing with the lawful use of a firearm by a private citizen,
- 468 including laws on self-defense, defense of others, transportation of firearms,
- 469 and concealment of firearms;
- 470 (E) coordination with law enforcement officers in the event of an active threat;

- 471 (F) basic trauma first aid;
- 472 (G) the appropriate use of force, emphasizing the de-escalation of force and
473 alternatives to using force;
- 474 (H) situational response evaluations, including:
- 475 (I) protecting and securing a crime or accident scene;
- 476 (II) notifying law enforcement;
- 477 (III) controlling information; and
- 478 (IV) other training that the county sheriff, designee, or department deems
479 appropriate.
- 480 (e) "Program" means the school guardian program created in this section.
- 481 (f)(i) "School employee" means an employee of a school whose duties and
482 responsibilities require the employee to be physically present at a school's campus
483 while school is in session.
- 484 (ii) "School employee" does not include a principal, teacher, or individual whose
485 primary responsibilities require the employee to be primarily present in a
486 classroom to teach, care for, or interact with students, unless:
- 487 (A) the principal, teacher, or individual is employed at a school with [~~100~~] 350 or
488 fewer students;
- 489 (B) the principal, teacher, or individual is employed at a school with adjacent
490 campuses as determined by the state security chief; or
- 491 (C) as provided in Subsection 53G-8-701.5(3).
- 492 (g) "School guardian" means a school employee who meets the requirements of
493 Subsection (3).
- 494 (2)(a)(i) There is created within the department the school guardian program[;] .
- 495 (ii) [~~the~~] The state security chief shall oversee the school guardian program[;] .
- 496 (iii) [~~the~~] The applicable county security chief shall administer the school guardian
497 program in each county.
- 498 (b) The state security chief shall ensure that the school guardian program includes:
- 499 (i) initial training;
- 500 (ii) biannual training; and
- 501 (iii) annual training.
- 502 (c) A county sheriff may partner or contract with:
- 503 (i) another county sheriff to support the respective county security chiefs in jointly
504 administering the school guardian program in the relevant counties; and

- 505 (ii) a local law enforcement agency of relevant jurisdiction to provide the:
- 506 (A) initial training;
- 507 (B) biannual training; and
- 508 (C) annual training.
- 509 (3)(a) A school employee that volunteers to participate is eligible to join the program as
- 510 a school guardian if:
- 511 (i) the school administrator approves the volunteer school employee to be designated
- 512 as a school guardian;
- 513 (ii) the school employee satisfactorily completes initial training within six months
- 514 before the day on which the school employee joins the program;
- 515 (iii) the school employee holds a valid concealed carry permit issued under [~~Title 53,~~]
- 516 Chapter 5, Part 7, Concealed Firearm Act;
- 517 (iv) the school employee certifies to the sheriff of the county where the school is
- 518 located that the school employee has undergone the training in accordance with
- 519 Subsection (3)(a)(ii) and intends to serve as a school guardian; and
- 520 (v) the school employee [~~successfully completes a mental health screening selected~~
- 521 ~~by the state security chief in collaboration with the Office of Substance Abuse and~~
- 522 ~~Mental Health established in Section 26B-5-102.] :~~
- 523 (A) completes an initial "fit to carry" assessment the Department of Health and
- 524 Human Services approves and a provider administers; and
- 525 (B) maintains compliance with mental health screening requirements consistent
- 526 with law enforcement standards.
- 527 (b) After joining the program a school guardian shall complete annual training and
- 528 biannual training to retain the designation of a school guardian in the program.
- 529 (4) The state security chief shall:
- 530 (a) for each school that participates in the program, track each school guardian at the
- 531 school by collecting the photograph and the name and contact information for each
- 532 guardian;
- 533 (b) make the information described in Subsection (4)(a) readily available to each law
- 534 enforcement agency in the state categorized by school; and
- 535 (c) provide each school guardian with a one-time stipend of \$500.
- 536 (5) A school guardian:
- 537 (a) may store the school guardian's firearm on the grounds of a school only if:
- 538 (i) the firearm is stored in a biometric gun safe;

- 539 (ii) the biometric gun safe is located in the school guardian's office; and
540 (iii) the school guardian is physically present on the grounds of the school while the
541 firearm is stored in the safe;
- 542 (b) shall carry the school guardian's firearm in a concealed manner; and
543 (c) may not, unless during an active threat, display or open carry a firearm while on
544 school grounds.
- 545 (6) Except as provided in Subsection (5)(c), this section does not prohibit an individual who
546 has a valid concealed carry permit but is not participating in the program from carrying a
547 firearm on the grounds of a public school or charter school under Subsection 76-10-505.5
548 (4).
- 549 (7) A school guardian:
550 (a) does not have authority to act in a law enforcement capacity; and
551 (b) may, at the school where the school guardian is employed:
552 (i) take actions necessary to prevent or abate an active threat; and
553 (ii) temporarily detain an individual when the school guardian has reasonable cause
554 to believe the individual has committed or is about to commit a forcible felony, as
555 that term is defined in Section 76-2-402.
- 556 (8) A school may designate a single volunteer or multiple volunteers to participate in the
557 school guardian program to satisfy the school safety personnel requirements of Section
558 53G-8-701.5.
- 559 (9) The department may adopt, according to Title 63G, Chapter 3, Utah Administrative
560 Rulemaking Act, rules to administer this section.
- 561 (10) A school guardian who has active status in the guardian program is not liable for any
562 civil damages or penalties if the school guardian:
563 (a) when carrying or storing a firearm:
564 (i) is acting in good faith; and
565 (ii) is not grossly negligent; or
566 (b) threatens, draws, or otherwise uses a firearm reasonably believing the action to be
567 necessary in compliance with Section 76-2-402.
- 568 (11) A school guardian shall file a report described in Subsection (12) if, during the
569 performance of the school guardian's duties, the school guardian points a firearm at an
570 individual.
- 571 (12)(a) A report described in Subsection (11) shall include:
572 (i) a description of the incident;

- 573 (ii) the identification of the individuals involved in the incident; and
574 (iii) any other information required by the state security chief.
- 575 (b) A school guardian shall submit a report required under Subsection (11) to the school
576 administrator, school safety and security director, and the state security chief within
577 48 hours after the incident.
- 578 (c) The school administrator, school safety and security director, and the state security
579 chief shall consult and review the report submitted under Subsection (12)(b).
- 580 (13) The requirements of Subsections (11) and (12) do not apply to a training exercise.
- 581 (14) A school guardian may have the designation of school guardian revoked at any time by
582 the school principal, county sheriff, or state security chief.
- 583 (15)(a) Any information or record created detailing a school guardian's participation in
584 the program is:
- 585 (i) a private, controlled, or protected record under Title 63G, Chapter 2, Government
586 Records Access and Management Act; and
- 587 (ii) available only to:
- 588 (A) the state security chief;
589 (B) administrators at the school guardian's school;
590 (C) if applicable, other school safety personnel described in Section 53G-8-701.5;
591 (D) a local law enforcement agency that would respond to the school in case of an
592 emergency; and
593 (E) the individual designated by the county sheriff in accordance with Section
594 53-22-103 of the county of the school where the school guardian in the
595 program is located.
- 596 (b) The information or record described in Subsection (15)(a) includes information
597 related to the school guardian's identity and activity within the program as described
598 in this section and any personal identifying information of a school guardian
599 participating in the program collected or obtained during initial training, annual
600 training, and biannual training.
- 601 (c) An individual who intentionally or knowingly provides the information described in
602 Subsection (15)(a) to an individual or entity not listed in Subsection (15)(a)(ii) is
603 guilty of a class B misdemeanor.

604 Section 8. Section **53-22-106** is amended to read:

605 **53-22-106 . Substantial threats against a school reporting requirements --**

606 **Exceptions.**

- 607 (1) As used in this section, "substantial threat" means a threat made with serious intent to
608 cause harm.
- 609 (2) Except as provided in Subsection (3), if a state employee or person in a position of
610 special trust as defined in Section 76-5-404.1, including an individual licensed under
611 Title 58, Chapter 31b, Nurse Practice Act, or Title 58, Chapter 67, Utah Medical
612 Practice Act, has reason to believe a substantial threat against a school, school
613 employee, or student attending a school or is aware of circumstances that would
614 reasonably result in a substantial threat against a school, school employee, or student
615 attending a school, the state employee or person in a position of special trust shall
616 immediately report the suspected substantial threat to:
- 617 ~~[(a) the state security chief;]~~
618 ~~[(b)]~~ (a) the local education agency that the substantial threat would impact; ~~[(or)]~~
619 ~~[(c)]~~ (b) to the nearest peace officer or law enforcement agency~~[-]~~ ; and
620 (c) the state security chief.
- 621 (3)(a)(i) If the state security chief, a peace officer, or law enforcement agency
622 receives a report under Subsection (2), the state security chief, peace officer, or
623 law enforcement agency shall immediately notify the local education agency that
624 the substantial threat would impact.
- 625 (ii) If the local education agency that the substantial threat would impact receives a
626 report under Subsection (2), the local education agency that the substantial threat
627 would impact shall immediately notify the appropriate local law enforcement
628 agency and the state security chief.
- 629 (b)(i) A local education agency that the substantial threat would impact shall
630 coordinate with the law enforcement agency on the law enforcement agency's
631 investigation of the report described in Subsection (1).
- 632 (ii) If a law enforcement agency undertakes an investigation of a report under
633 Subsection (2), the law enforcement agency shall provide a final investigatory
634 report to the local education agency that the substantial threat would impact upon
635 request.
- 636 (4) Subject to Subsection (5), the reporting requirement described in Subsection (2) does
637 not apply to:
- 638 (a) a member of the clergy with regard to any confession an individual makes to the
639 member of the clergy while functioning in the ministerial capacity of the member of
640 the clergy if:

- 641 (i) the individual made the confession directly to the member of the clergy;
- 642 (ii) the member of the clergy is, under canon law or church doctrine or practice,
- 643 bound to maintain the confidentiality of the confession; and
- 644 (iii) the member of the clergy does not have the consent of the individual making the
- 645 confession to disclose the content of the confession; or
- 646 (b) an attorney, or an individual whom the attorney employs, if:
- 647 (i) the knowledge or belief of the substantial threat arises from the representation of a
- 648 client; and
- 649 (ii) if disclosure of the substantial threat would not reveal the substantial threat to
- 650 prevent reasonably certain death or substantial bodily harm in accordance with
- 651 Utah Rules of Professional Conduct, Rule 1.6.
- 652 (5)(a) When a member of the clergy receives information about the substantial threat
- 653 from any source other than a confession, the member of the clergy shall report the
- 654 information even if the member of the clergy also received information about the
- 655 substantial threat from the confession of the perpetrator.
- 656 (b) Exemption of the reporting requirement for an individual described in Subsection (4)
- 657 does not exempt the individual from any other actions required by law to prevent
- 658 further substantial threats or actual harm related to the substantial threat.
- 659 (6) The physician-patient privilege does not:
- 660 (a) excuse an individual who is licensed under Title 58, Chapter 67, Utah Medical
- 661 Practice Act, or Title 58, Chapter 68, Utah Osteopathic Medical Practice Act, from
- 662 reporting under this section; or
- 663 (b) constitute grounds for excluding evidence in a judicial or administrative proceeding
- 664 resulting from a report under this section.
- 665 Section 9. Section **53-22-108** is enacted to read:
- 666 **53-22-108 . School safety foundation.**
- 667 (1) As used in this section:
- 668 (a) "Authorized foundation" means a nonprofit foundation that:
- 669 (i) meets the requirements of this section; and
- 670 (ii) the state security chief authorizes in consultation with the School Safety Center
- 671 created in Section 53G-8-802.
- 672 (b) "School safety product" means equipment, technology, service, or material that
- 673 enhances school safety and security.
- 674 (2) The state security chief may approve a nonprofit foundation to be an authorized

- 675 foundation if the foundation:
- 676 (a) maintains status as a nonprofit organization under 26 U.S.C. Sec. 501(c)(3);
- 677 (b) has operated continuously in the state for three or more years;
- 678 (c) maintains a primary mission focused on school safety;
- 679 (d) operates under a board of directors that includes:
- 680 (i) a law enforcement representative;
- 681 (ii) an educator or school administrator; and
- 682 (iii) an emergency management professional;
- 683 (e) demonstrates financial stability through:
- 684 (i) an annual independent audit;
- 685 (ii) maintained reserves; and
- 686 (iii) a clean financial record; and
- 687 (f) provides evidence of:
- 688 (i) successful project management;
- 689 (ii) an existing relationship with an educational institution; and
- 690 (iii) knowledge of school safety requirements described in federal and state law.
- 691 (3) A foundation seeking authorization shall submit to the state security chief:
- 692 (a) a written application that demonstrates compliance with Subsection (2);
- 693 (b) a financial record for the previous three years;
- 694 (c) a current board member qualification;
- 695 (d) a proposed school safety initiative; and
- 696 (e) an internal procurement policy for purchases not made from a state cooperative
- 697 contract.
- 698 (4) The state security chief shall:
- 699 (a) review an application within 60 days;
- 700 (b) request additional information if needed;
- 701 (c) issue a written decision; and
- 702 (d) maintain a public record of an authorized foundation, including records related to the
- 703 approval process of an authorized foundation.
- 704 (5) An authorized foundation may:
- 705 (a) use a state cooperative contract in accordance with Section 63G-6a-2105;
- 706 (b) make a bulk purchase of a school safety product; and
- 707 (c) in coordination with the state security chief and the School Safety Center:
- 708 (i) facilitate a donation of a school safety product; and

- 709 (ii) distribute a product to a school.
- 710 (6) An authorized foundation shall:
- 711 (a) follow Title 63G, Chapter 6a, Utah Procurement Code, when utilizing a state
- 712 cooperative contract;
- 713 (b) maintain separate accounting for a school safety purchase;
- 714 (c) by August 1 of each year, submit an annual report to the state security chief that
- 715 includes:
- 716 (i) any product procured through a state cooperative contract;
- 717 (ii) the annual independent audit required in Subsection (2)(e);
- 718 (iii) all schools served;
- 719 (iv) the total value of a donation facilitated; and
- 720 (v) a compliance certification; and
- 721 (d) renew authorization every three years.
- 722 (7) The state security chief:
- 723 (a) may revoke authorization if the authorized foundation:
- 724 (i) fails to maintain a requirement of this section;
- 725 (ii) engages in financial mismanagement; or
- 726 (iii) submits false information in a report required by this section; and
- 727 (b) shall, before revoking authorization:
- 728 (i) provide written notice to the foundation;
- 729 (ii) allow a 30-day period to remedy the violation;
- 730 (iii) provide an opportunity for a hearing; and
- 731 (iv) issue a final written decision.
- 732 (8) Authorization under this section does not:
- 733 (a) create state liability;
- 734 (b) imply state endorsement;
- 735 (c) override a local procurement requirement; and
- 736 (d) exempt the foundation from an applicable law.
- 737 Section 10. Section **53-22-109** is enacted to read:
- 738 **53-22-109 . School safety -- Compliance.**
- 739 (1) As used in this section:
- 740 (a) "Compliance issue" means a violation of a school safety requirement under:
- 741 (i) this chapter; or
- 742 (ii) rules established in accordance with this chapter.

- 743 (b) "Tiered system of support" means an escalating system of:
 744 (i) technical assistance;
 745 (ii) intervention; and
 746 (iii) corrective action.
- 747 (2) The state security chief shall, in collaboration with the School Safety Center:
 748 (a) establish a tiered system of support for a compliance issue;
 749 (b) develop implementation procedures for the system; and
 750 (c) define criteria for:
 751 (i) evaluating a compliance issue;
 752 (ii) assigning an appropriate tier; and
 753 (iii) monitoring progress.
- 754 (3) In establishing the system under Subsection (2), the state security chief and School
 755 Safety Center shall consider:
 756 (a) severity of the compliance issue;
 757 (b) risk to student and staff safety;
 758 (c) available technical assistance resources;
 759 (d) local education agency capacity; and
 760 (e) required corrective action timelines.
- 761 Section 11. Section **53-25-601** is enacted to read:
- 762 **Part 6. Requirements for School Safety**
- 763 **53-25-601 . Requirements for school safety.**
- 764 (1) As used in this section:
 765 (a) "Local law enforcement agency" means the law enforcement agency with primary
 766 jurisdiction over a school's physical location.
 767 (b) "School safety needs assessment" means the assessment required under Section
 768 53G-8-701.5.
 769 (c) "Security camera system" means the system described in Section 53G-8-805.
- 770 (2) Each local law enforcement agency shall:
 771 (a) as coordinated with the county security chief described in Section 53-22-103,
 772 allocate adequate personnel to participate in the annual school safety needs
 773 assessments with a school's school safety and security specialist as required by
 774 Section 53G-8-701.5 for each school within the local law enforcement's jurisdiction;
 775 (b) if a school within the local law enforcement agency's jurisdiction elects to satisfy the
 776 requirements described in Subsection 53G-8-701.5(2)(a)(ii) by employing school

777 guardians, assign adequate personnel time as the the county security chief determines
778 to assist the county security chief in administering the trainings required under
779 Section 53-22-105;

780 (c) ensure the school safety and security specialist for each school has all relevant
781 information collected by the county security chief or the local law enforcement
782 agency to submit the completed assessments to the School Safety Center created in
783 Section 53G-8-802 by October 15 of each year;

784 (d) coordinate with each school within the local law enforcement's jurisdiction to obtain
785 and maintain access to school security camera systems as described in Section
786 53G-8-805; and

787 (e) coordinate with the relevant county security chiefs as specified in Sections 53-22-103
788 and 53-22-105.

789 Section 12. Section **53B-28-401** is amended to read:

790 **53B-28-401 . Campus safety plans and training -- Institution duties -- Governing**
791 **board duties.**

792 (1) As used in this section:

793 (a) "Covered offense" means:

794 (i) sexual assault;

795 (ii) domestic violence;

796 (iii) dating violence; or

797 (iv) stalking.

798 (b) "Institution" means an institution of higher education described in Section 53B-1-102.

799 (c) "Student organization" means a club, group, sports team, fraternity or sorority, or
800 other organization:

801 (i) of which the majority of members is composed of students enrolled in an
802 institution; and

803 (ii)(A) that is officially recognized by the institution; or

804 (B) seeks to be officially recognized by the institution.

805 (2) An institution shall develop a campus safety plan that addresses:

806 (a) where an individual can locate the institution's policies and publications related to a
807 covered offense;

808 (b) institution and community resources for a victim of a covered offense;

809 (c) the rights of a victim of a covered offense, including the measures the institution
810 takes to ensure, unless otherwise provided by law, victim confidentiality throughout

- 811 all steps in the reporting and response to a covered offense;
- 812 (d) how the institution informs the campus community of a crime that presents a threat
813 to the campus community;
- 814 (e) availability, locations, and methods for requesting assistance of security personnel on
815 the institution's campus;
- 816 (f) guidance on how a student may contact law enforcement for incidents that occur off
817 campus;
- 818 (g) institution efforts related to increasing campus safety, including efforts related to the
819 institution's increased response in providing services to victims of a covered offense,
820 that:
- 821 (i) the institution made in the preceding 18 months; and
822 (ii) the institution expects to make in the upcoming 24 months;
- 823 (h) coordination and communication between institution resources and organizations,
824 including campus law enforcement;
- 825 (i) institution coordination with local law enforcement or community resources,
826 including coordination related to a student's safety at an off-campus location; and
- 827 (j) how the institution requires a student organization to provide the campus safety
828 training as described in Subsection (5).
- 829 (3) An institution shall:
- 830 (a) prominently post the institution's campus safety plan on the institution's website and
831 each of the institution's campuses; and
- 832 (b) annually update the institution's campus safety plan.
- 833 (4) An institution shall develop a campus safety training curriculum that addresses:
- 834 (a) awareness and prevention of covered offenses, including information on institution
835 and community resources for a victim of a covered offense;
- 836 (b) bystander intervention; and
- 837 (c) sexual consent.
- 838 (5) An institution shall require a student organization, in order for the student organization
839 to receive or maintain official recognition by the institution, to annually provide campus
840 safety training, using the curriculum described in Subsection (4), to the student
841 organization's members.
- 842 ~~[(6) An institution shall report annually to the Education Interim Committee and the Law
843 Enforcement and Criminal Justice Interim Committee, at or before the committees'
844 November meetings, on crime statistics aggregated by housing facility as described in~~

845 ~~Subsection 53B-28-403(2).]~~

846 Section 13. Section **53B-28-403** is amended to read:

847 **53B-28-403 . Student housing crime reporting.**

848 (1) As used in this section:

849 (a) "Campus law enforcement" means an institution's police department.

850 (b) "Crime statistics" means the number of each of the crimes in 34 C.F.R. Sec.

851 668.46(c)(1) that are reported to a local police agency or campus law enforcement,

852 listed by type of crime.

853 (c) "Institution" means an institution of higher education described in Section 53B-2-101.

854 (d)(i) "Institution noncampus housing facility" means a building or property that:

855 (A) is used for housing students;

856 (B) is not part of the institution's campus; and

857 (C) the institution owns, manages, controls, or leases;

858 (ii) "Institution noncampus housing facility" includes real property that is adjacent to,

859 and is used in direct support of, the building or property described in Subsection

860 (1)(d)(i).

861 (e) "Local law enforcement agency" means a state or local law enforcement agency

862 other than campus law enforcement.

863 (f)(i) "On-campus housing facility" means a building or property that is:

864 (A) used for housing students; and

865 (B) part of the institution's campus.

866 (ii) "On-campus housing facility" includes real property that is:

867 (A) adjacent to the on-campus housing facility; and

868 (B) used in direct support of the on-campus housing facility.

869 (g) "Student housing" means:

870 (i) an institution noncampus housing facility;

871 (ii) an on-campus housing facility; or

872 (iii) a student organization noncampus housing facility.

873 (h) "Student organization" means the same as that term is defined in Section 53B-28-401.

874 (i) "Student organization noncampus housing facility" means a building or property that:

875 (i) is used for housing students;

876 (ii) is not part of the institution's campus; and

877 (iii)(A) a student organization owns, manages, controls, or leases; or

878 (B) is real property that is adjacent to the student organization noncampus housing

- 879 facility and is used in direct support of the noncampus housing facility.
- 880 (2) An institution with the types of housing facilities described in this Subsection (2) shall:
- 881 (a) create a report of crime statistics aggregated by:
- 882 (i) on-campus housing facility, identified and listed individually using the institution's
- 883 system for inventorying institution facilities;
- 884 (ii) institution noncampus housing facility, identified and listed individually using the
- 885 institution's system for inventorying institution facilities; and
- 886 (iii) student organization noncampus housing facilities, identified and listed
- 887 individually using the institution's system for identifying student organization
- 888 noncampus housing facilities; and
- 889 (b) ~~[include the report described in Subsection (2)(a) in the report described in~~
- 890 Subsection 53B-28-401(6).] report annually to the Education Interim Committee and
- 891 the Law Enforcement and Criminal Justice Interim Committee, at or before the
- 892 committee's November meetings, on crime statistics aggregated by housing facility
- 893 as described in Subsection(2)(a).
- 894 (3) An institution that does not have the types of housing described in Subsection (2) shall
- 895 report the crime statistics as required by 20 U.S.C. Section 1092(f), the Jeanne Clery
- 896 Disclosure of Campus Security Policy and Campus Crime Statistics Act, to the entities
- 897 specified in Subsection (2).
- 898 (4) Upon request from an institution, a local law enforcement agency shall provide to the
- 899 institution crime statistics for each student housing facility over which the local law
- 900 enforcement agency has jurisdiction.
- 901 ~~[(4)]~~ (5) Except as provided in Section 53B-28-303, when campus law enforcement receives
- 902 a complaint or report of a crime that campus law enforcement reasonably determines
- 903 occurred outside of campus law enforcement's jurisdiction, campus law enforcement
- 904 shall share any record of the complaint or report with the local law enforcement agency
- 905 with jurisdiction.
- 906 Section 14. Section **53B-28-404** is enacted to read:
- 907 **53B-28-404 . Higher Education Safety Needs Assessment.**
- 908 (1) As used in this section:
- 909 (a) "Institution" means an institution of higher education described in Section 53B-2-101.
- 910 (b) "Safety needs assessment" means a comprehensive evaluation of:
- 911 (i) campus security infrastructure;
- 912 (ii) emergency response protocols;

- 913 (iii) threat assessment capabilities;
914 (iv) mental health resources;
915 (v) cybersecurity measures;
916 (vi) communication systems; and
917 (vii) other safety-related elements as the state security chief determines.
- 918 (2) An institution shall:
- 919 (a) by June 15, 2025, provide to the state security chief described in Section 53-22-102:
- 920 (i) written notice of intent to conduct the initial safety needs assessment; and
921 (ii) an executive summary describing:
- 922 (A) the proposed timeline for conducting the assessment;
923 (B) key personnel responsible for overseeing the assessment; and
924 (C) the general methodology to be used in evaluating each element described
925 under Subsection (1)(b);
- 926 (b) by October 15 of each year, complete an annual safety needs assessment that:
- 927 (i) evaluates the institution's current safety and security measures;
928 (ii) identifies potential vulnerabilities and risks;
929 (iii) assesses compliance with applicable safety regulations;
930 (iv) reviews emergency response plans; and
931 (v) examines the effectiveness of safety-related policies and procedures;
- 932 (c) submit the assessment results to:
- 933 (i) the state security chief;
934 (ii) the institution's board of trustees;
935 (iii) the Utah Board of Higher Education;
936 (iv) the School Security Task Force established in Section 53-22-104.1; and
937 (v) local law enforcement agencies with jurisdiction over the institution's campus;
- 938 (d) develop and implement an action plan to address identified safety needs; and
939 (e) maintain records of completed assessments and improvement actions.
- 940 (3) The state security chief in collaboration with the Office of the Higher Education
941 Commissioner, shall:
- 942 (a) establish the elements of the safety needs assessment in accordance with this section;
943 and
944 (b) review assessment results and action plans.
- 945 (4) The Utah Board of Higher Education shall:
- 946 (a) ensure institutions comply with this section;

- 947 (b) coordinate resources to assist institutions in implementing safety improvements;
 948 (c) facilitate sharing of best practices among institutions; and
 949 (d) establish policies for maintaining confidentiality of sensitive security information
 950 contained in the assessments.

951 Section 15. Section **53G-8-102** is amended to read:

952 **53G-8-102 . Definitions.**

953 [Reserved] As used in this chapter:

- 954 (1) "Climate" means the perceptions and experiences of students, staff, parents, and the
 955 community regarding the school's environment and the resources that support the
 956 experiences.
- 957 (2) "Culture" means the beliefs, values, and practices that shape how a school functions and
 958 influences student learning and well-being through policies, procedures, and safety
 959 protocols.
- 960 (3) "K-12 School Campus" means an LEA governed property or building where K-12
 961 students gather daily for instructional purposes or has an assigned administrator.
- 962 (4) "Physical Space" means the way in which a building is designed and structured to
 963 promote safety including the minimum safety and security standards as described in
 964 Section 53-22-102.
- 965 (5) "School safety means" the physical space, culture, and climate of a school.

966 Section 16. Section **53G-8-701** is amended to read:

967 **53G-8-701 . Definitions.**

968 As used in this part:

- 969 (1) "Armed school security guard" means the same as that term is defined in Section [
 970 53G-8-804] 53G-8-704.
- 971 (2) "County security chief" means the same as that term is defined in Section 53-22-101.
- 972 (3) "Law enforcement agency" means the same as that term is defined in Section 53-1-102.
- 973 (4) "Public school" means the same as that term is defined in Section 53G-9-205.1.
- 974 (5) "School guardian" means the same as that term is defined in Section 53-22-106.
- 975 (6) "School is in session" means the same as that term is defined in Section 53E-3-516.
- 976 (7) "School resource officer" means a law enforcement officer, as defined in Section
 977 53-13-103, who contracts with or whose law enforcement agency contracts with an LEA
 978 to provide law enforcement services for the LEA.
- 979 (8) "School safety and security director" means an individual whom an LEA designates in
 980 accordance with Section 53G-8-701.8.

- 981 (9) "School safety and security specialist" means a school employee designated under
982 Section 53G-8-701.6 who is responsible for supporting school safety initiatives.
- 983 (10) "School [~~safety center~~] Safety Center" means the same as that term is defined in
984 Section 53G-8-801.
- 985 (11) "State security chief" means the same as that term is defined in Section 53-22-101.
986 Section 17. Section **53G-8-701.5** is amended to read:

987 **53G-8-701.5 . School safety needs assessment -- School safety personnel --**

988 **Alternative requirements.**

- 989 (1)(a) No later than [~~December 31, 2024~~] October 15 of each year, an LEA shall:
- 990 (i) ensure a school safety needs assessment the state security chief selects is
991 conducted in accordance with Subsection (1)(b) for each school or K-12 campus
992 within the LEA to determine the needs and deficiencies regarding:
- 993 (A) appropriate school safety personnel, including necessary supports, training,
994 and policy creation for the personnel;
- 995 (B) physical building security and safety, including required upgrades to facilities
996 and safety technology, and a list of current deferred maintenance; and
- 997 (C) a school's current threat and emergency response protocols, including any
998 emergency response agreements with local law enforcement;
- 999 (D) cybersecurity preparedness and compliance with the cybersecurity standards
1000 established under Section 53-22-102;
- 1001 (E) cardiac emergency preparedness, including presence and accessibility of
1002 automated external defibrillators, automated external defibrillator maintenance
1003 status and replacement needs, staff training levels for using an automated
1004 external defibrillator, and integration with local emergency services;
- 1005 (F) compliance with universal access key box requirements under Section
1006 53G-7-220; and
- 1007 (ii) report the results of the school safety needs assessment for each school within the
1008 LEA to the state security chief and the School Safety Center.
- 1009 (b)(i) The school safety specialist described in Section 53G-8-701.6, in collaboration
1010 with the county security chief, [~~or designee described in Section 53-22-103~~] and
1011 with the local law enforcement of relevant jurisdiction over the school as
1012 described in Section 53-25-601, shall conduct the school safety needs assessment
1013 for each school.
- 1014 (ii) A school safety and security director may fulfill the role of a school safety and

- 1015 security specialist in conducting the school safety needs assessment.
- 1016 [~~(e)~~] ~~In collaboration with the School Safety Center described in Section 53G-8-802, the~~
1017 ~~state security chief described in Section 53-22-102 shall create a school safety needs~~
1018 ~~assessment that an LEA shall use to ensure compliance with this Subsection (1).]~~
- 1019 [~~(d)~~] (c) The state board shall use the results of the school safety needs assessment for
1020 each school within an LEA to award a grant to an LEA in accordance with Section
1021 53F-5-220.
- 1022 [~~(e)~~] (d) Any information or record detailing a school's needs assessment results is:
- 1023 (i) a private, controlled, or protected record under Title 63G, Chapter 2, Government
1024 Records Access and Management Act; and
- 1025 (ii) available only to:
- 1026 (A) the state security chief;
- 1027 (B) the School Safety Center;
- 1028 (C) members of an LEA governing board;
- 1029 (D) administrators of the LEA and school the needs assessment concerns;
- 1030 (E) only to the extent necessary to award a grant under Section 53F-5-220, the
1031 state board;
- 1032 (F) the applicable school safety personnel described in Subsection (2);
- 1033 (G) a local law enforcement agency that would respond to the school in case of an
1034 emergency; and
- 1035 (H) the county security chief.
- 1036 [~~(f)~~] (e) An individual who intentionally or knowingly provides the information
1037 described in Subsection (1)(e) to an individual or entity not listed in Subsection
1038 (1)(e)(ii) is guilty of a class B misdemeanor.
- 1039 (2)(a) An LEA shall ensure each school within the LEA has the following school safety
1040 personnel:
- 1041 (i) a school safety and security specialist described in Section 53G-8-701.6; and
- 1042 (ii) based on the results of the needs assessment described in Subsection (1), at least
1043 one of the following:
- 1044 (A) a school resource officer;
- 1045 (B) a school guardian; or
- 1046 (C) an armed school security guard.
- 1047 (b) In addition to the school safety personnel described in Subsection (2)(a), an LEA
1048 shall designate a school safety and security director described in Section 53G-8-701.8.

- 1049 (c) [~~If a school has more than 350 students enrolled at the school, the~~] The same
1050 individual may [~~not~~] serve in more than one of the roles listed in Subsections (2)(a)
1051 and (b) if the school notifies the School Safety Center and the state security chief of
1052 the decision to have the same individual serve in multiple roles as described in this
1053 Subsection (2).
- 1054 (d) An LEA may implement the requirements of Subsection (2)(a)(ii) before the LEA
1055 has completed the school safety needs assessment described in Subsection (1).
- 1056 (e) The state security chief in consultation with the School Safety Center shall establish
1057 a timeline for an LEA to comply with the school safety personnel requirements of
1058 this Subsection (2).
- 1059 (3)(a) An LEA, school administrator, or private school may apply to the state security
1060 chief for an approved alternative to the requirements described in:
- 1061 (i) Section 53-22-105;
1062 (ii) this section;
1063 (iii) Section 53G-8-701.6;
1064 (iv) Section 53G-8-701.8; and
1065 (v) Section 53G-8-704.
- 1066 (b) In approving or denying an application described in Subsection (3)(a), the state
1067 security chief may consider factors that impact a school or LEA's ability to adhere to
1068 the requirements of this section, including the school or LEA's:
- 1069 (i) population size;
1070 (ii) staffing needs or capacity;
1071 (iii) geographic location;
1072 (iv) available funding; or
1073 (v) general demonstration of need for an alternative to the requirements of this
1074 section.
- 1075 (4) A private school shall identify an individual at the private school to serve as the safety
1076 liaison with the local law enforcement of relevant jurisdiction and the state security chief.
1077 Section 18. Section **53G-8-701.6** is amended to read:
1078 **53G-8-701.6 . School safety and security specialist.**
- 1079 (1) As used in this section, "principal" means the chief administrator at a public school,
1080 including:
- 1081 (a) a school principal;
1082 (b) a charter school director; or

- 1083 (c) the superintendent of the Utah Schools for the Deaf and the Blind.
- 1084 (2)(a) Subject to Subsection (2)(b) and except as provided in Subsection 53G-8-701.5
- 1085 (3), every campus within an LEA shall designate a school safety and security
- 1086 specialist from the employees of the relevant campus.
- 1087 (b) The school safety and security specialist:
- 1088 (i) may not be a principal; and
- 1089 (ii) may be the school safety and security director at one campus within the LEA.
- 1090 (3) The school safety and security specialist shall:
- 1091 (a) report directly to the principal;
- 1092 (b) oversee school safety and security practices to ensure a safe and secure school
- 1093 environment for students and staff;
- 1094 (c) ensure adherence with all policies, procedures, protocols, rules, and regulations
- 1095 relating to school safety and security through collaborating and maintaining effective
- 1096 communications with the following as applicable:
- 1097 (i) the principal;
- 1098 (ii) school staff;
- 1099 (iii) the school resource officer;
- 1100 (iv) the armed school security guard;
- 1101 (v) the school guardian;
- 1102 (vi) local law enforcement;
- 1103 (vii) the county security chief;
- 1104 (viii) the school safety and security director;
- 1105 (ix) the LEA; and
- 1106 (x) school-based behavioral and mental health professionals;
- 1107 (d) in collaboration with the county security chief [~~or designee described in Section~~
- 1108 ~~53-22-103]~~ and with the local law enforcement of relevant jurisdiction over the school
- 1109 as described in Section 53-25-601:
- 1110 (i) conduct the school safety needs assessment described in Section 53G-8-701.5;
- 1111 (ii) in accordance with Sections 53-25-601 and 53G-8-701.5, submit the completed
- 1112 assessments to the School Safety Center created in Section 53G-8-802 by October
- 1113 15 of each year; and
- 1114 [(ii)] (iii) conduct a building safety evaluation at least annually using the results of the
- 1115 school safety needs assessment to recommend and implement improvements to
- 1116 school facilities, policies, procedures, protocols, rules, and regulations relating to

- 1117 school safety and security;
- 1118 (e) ~~[if the specialist is also an employee of an LEA,]~~participate on the multidisciplinary
- 1119 team that the ~~[LEA]~~ school establishes;
- 1120 (f) conduct a behavioral threat assessment when the school safety and security specialist
- 1121 deems necessary using an evidence-based tool the state security chief recommends in
- 1122 consultation with the school safety center and the Office of Substance ~~[Abuse]~~ Use
- 1123 and Mental Health;
- 1124 (g) regularly monitor and report to the principal, local law enforcement, and, if
- 1125 applicable, the LEA superintendent or designee, security risks for the school resulting
- 1126 from:
- 1127 (i) issues with school facilities; or
- 1128 (ii) the implementation of practices, policies, procedures, and protocols relating to
- 1129 school safety and security;
- 1130 (h) coordinate with local first responder agencies to implement and monitor safety and
- 1131 security drills in accordance with policy and applicable procedures and protocols;
- 1132 (i) ensure that school staff, and, when appropriate, students, receive training on and
- 1133 remain current on the school's safety and security procedures and protocols;
- 1134 (j) following an event where security of the school has been significantly compromised,
- 1135 organize a debriefing with the individuals listed in Subsection (3)(c) following the
- 1136 recommendations from the state security chief, in collaboration with the School
- 1137 Safety Center, regarding strengthening school safety and security practices, policies,
- 1138 procedures, and protocols;
- 1139 (k) abide by any LEA, school, or law enforcement agency policy outlining the chain of
- 1140 command;
- 1141 (l) during an emergency, coordinate with the following individuals as applicable, the:
- 1142 (i) school resource officer;
- 1143 (ii) school guardians;
- 1144 (iii) armed school security guards;
- 1145 (iv) school administrators; and
- 1146 (v) responding law enforcement officers;
- 1147 (m) follow any LEA, school, or law enforcement agency student privacy policies,
- 1148 including state and federal privacy laws;
- 1149 (n) participate in an annual training the state security chief selects in consultation with
- 1150 the School Safety Center; and

- 1151 (o) remain current on:
- 1152 (i) a comprehensive school guideline the state security chief selects;
- 1153 (ii) the duties of a school safety and security specialist described in this Subsection
- 1154 (3); and
- 1155 (iii) the school's emergency response plan.
- 1156 (4) During an active emergency at the school, the school safety and security specialist is
- 1157 subordinate to any responding law enforcement officers.
- 1158 Section 19. Section **53G-8-701.8** is amended to read:
- 1159 **53G-8-701.8 . School safety and security director.**
- 1160 (1) Except as provided in Subsection 53G-8-701.5(3), an LEA shall designate a school
- 1161 safety and security director as the LEA point of contact for the county security chief,
- 1162 local law enforcement, and the state security chief.
- 1163 (2) A school safety and security director shall:
- 1164 (a) participate in and satisfy the training requirements~~[, including the annual and~~
- 1165 ~~biannual requirements, described in]~~ as follows:
- 1166 (i) only once, the training requirements described in Section 53-22-105 for school
- 1167 guardians;
- 1168 (ii) ~~[Section 53G-8-702 for]~~ the school resource [officers] officer and administrator
- 1169 training the state security chief approves in consultation with the School Safety
- 1170 Center; and
- 1171 ~~[(iii) Section 53G-8-704 for armed school security guards;]~~
- 1172 ~~[(b) have a valid concealed carry permit issued under Title 53, Chapter 5, Part 7,~~
- 1173 ~~Concealed Firearm Act;]~~
- 1174 ~~[(e)]~~ (b) if serving as a backup school guardian, satisfy all requirements described in
- 1175 53-22-105;
- 1176 (c) if the designee is an employee of an LEA, participate on the multidisciplinary team
- 1177 the LEA establishes;
- 1178 (d) coordinate security responses among, if applicable, the following individuals in the
- 1179 LEA that employs the school safety and security director:
- 1180 (i) school safety and security specialists;
- 1181 (ii) school resource officers;
- 1182 (iii) armed school security guards; and
- 1183 (iv) school guardians; and
- 1184 (e) collaborate and maintain effective communications with local law enforcement, a

- 1185 county security chief, the LEA, and school-based behavioral and mental health
 1186 professionals to ensure adherence with all policies, procedures, protocols, rules, and
 1187 regulations relating to school safety and security.
- 1188 (3) A school safety and security director:
- 1189 (a) does not have authority to act in a law enforcement capacity; and
- 1190 (b) may, at the LEA that employs the director:
- 1191 (i) take actions necessary to prevent or abate an active threat; and
- 1192 (ii) temporarily detain an individual when the school safety and security director has
 1193 reasonable cause to believe the individual has committed or is about to commit a
 1194 forcible felony, as that term is defined in Section 76-2-402[~~5~~].
- 1195 (4) Notwithstanding Subsection 76-10-505.5(4), if a school safety and security director is
 1196 carrying a firearm, the school safety and security director shall carry the school safety
 1197 and security director's firearm in a concealed manner and may not, unless during an
 1198 active threat, display or open carry a firearm while on school grounds.
- 1199 (5) A school may use the services of the school safety and security director on a temporary
 1200 basis to satisfy the school safety personnel requirement of Subsection 53G-8-701.5(2).
- 1201 (6) The state security chief shall:
- 1202 (a) for each school safety and security director, track each school safety and security
 1203 director by collecting the photograph and the name and contact information for each
 1204 school safety and security director; and
- 1205 (b) make the information described in Subsection (6)(a) readily available to each law
 1206 enforcement agency in the state categorized by LEA.
- 1207 Section 20. Section **53G-8-704** is amended to read:
- 1208 **53G-8-704 . Contracts between an LEA and a contract security company for**
 1209 **armed school security guards.**
- 1210 (1) As used in this section:
- 1211 (a) "Armed private security officer" means the same as that term is defined in Section
 1212 58-63-102.
- 1213 (b) "Armed school security guard" means an armed private security officer who[~~is~~]:
- 1214 (i) is licensed as an armed private security officer under Title 58, Chapter 63,
 1215 Security Personnel Licensing Act; and
- 1216 (ii) has met the requirements described in Subsection (4)(a).
- 1217 (c) "Contract security company" means the same as that term is defined in Section
 1218 58-63-102.

- 1219 (d) "State security chief" means the same as that term is defined in Section 53-22-102.
- 1220 (2)(a) An LEA may use an armed school security guard to satisfy the school safety
1221 personnel requirements of Section 53G-8-701.5.
- 1222 (b) An LEA that uses an armed school security guard under Subsection (2)(a) shall
1223 contract with a contract security company to provide armed school security guards at
1224 each school within the LEA.
- 1225 (3) The contract described in Subsection (2)(b) shall include a detailed description of:
- 1226 (a) the rights of a student under state and federal law with regard to:
- 1227 (i) searches;
- 1228 (ii) questioning;
- 1229 (iii) arrests; and
- 1230 (iv) information privacy;
- 1231 (b) job assignment and duties of an armed school security guard, including:
- 1232 (i) the school to which an armed school security guard will be assigned;
- 1233 (ii) the hours an armed school security guard is present at the school;
- 1234 (iii) the point of contact at the school that an armed school security guard will contact
1235 in case of an emergency;
- 1236 (iv) specific responsibilities for providing and receiving information;
- 1237 (v) types of records to be kept, and by whom; and
- 1238 (vi) training requirements; and
- 1239 (c) other expectations of the contract security company in relation to school security at
1240 the LEA.
- 1241 (4)(a) In addition to the requirements for licensure under Title 58, Chapter 63, Security
1242 Personnel Licensing Act, an armed private security officer may only serve as an
1243 armed school security guard under a contract described in Subsection (2)(b) if the
1244 armed private security officer:
- 1245 (i) has a valid concealed carry permit issued under Title 53, Chapter 5, Part 7,
1246 Concealed Firearm Act; ~~and~~
- 1247 (ii) has undergone training from a county security chief or local law enforcement
1248 agency regarding:
- 1249 (A) the safe loading, unloading, storage, and carrying of firearms in a school
1250 setting;
- 1251 (B) the role of armed security guards in a school setting; and
- 1252 (C) coordination with law enforcement and school officials during an active threat[=] ;

- 1253 (iii) completes an initial "fit to carry" assessment the Department of Health and
1254 Human Services approves and a provider administers; and
- 1255 (iv) maintains compliance with mental health screening requirements consistent with
1256 law enforcement standards.
- 1257 (b) An armed school security guard that meets the requirements of Subsection (4)(a)
1258 shall, in order to remain eligible to be assigned as an armed school security guard at
1259 any school under a contract described in Subsection (2)(b), participate in and satisfy
1260 the training requirements of the initial, annual, and biannual trainings as defined in
1261 Section 53-22-105.
- 1262 (5) An armed school security guard may conceal or openly carry a firearm at the school at
1263 which the armed school security guard is employed under the contract described in
1264 Subsection (2)(b).
- 1265 (6) An LEA that enters a contract under this section shall inform the state security chief and
1266 the relevant county security chief of the contract and provide the contact information of
1267 the contract security company employing the armed security guard for use during an
1268 emergency.
- 1269 (7) The state security chief shall:
- 1270 (a) for each LEA that contracts with a contract security company under this section,
1271 track each contract security company providing armed school security guards by
1272 name and the contact information for use in case of an emergency; and
- 1273 (b) make the information described in Subsection (7)(a) readily available to each law
1274 enforcement agency in the state by school.
- 1275 (8) An armed school security guard shall file a report described in Subsection (9) if, during
1276 the performance of the armed school security guard's duties, the armed school security
1277 guard:
- 1278 (a) points a firearm at an individual; or
- 1279 (b) aims a conductive energy device at an individual and displays the electrical current.
- 1280 (9)(a) A report described in Subsection (8) shall include:
- 1281 (i) a description of the incident;
- 1282 (ii) the identification of the individuals involved in the incident; and
- 1283 (iii) any other information required by the state security chief.
- 1284 (b) An armed school security guard shall submit a report required under Subsection (8)
1285 to the school administrator, school safety and security director, and the state security
1286 chief within 48 hours after the incident.

1287 (c) The school administrator, school safety and security director, and the state security
 1288 chief shall consult and review the report submitted under Subsection (9)(b).

1289 Section 21. Section **53G-8-802** is amended to read:

1290 **53G-8-802 . State Safety and Support Program -- State board duties -- LEA**
 1291 **duties.**

1292 (1) There is created the School Safety Center.

1293 (2) The School Safety Center shall:

1294 (a) develop in conjunction with the Office of Substance Use and Mental Health and the
 1295 state security chief model student safety and support policies for an LEA, including:

1296 (i) requiring an evidence-based behavior threat assessment that includes[:]

1297 [(A)] recommended interventions with an individual whose behavior poses a
 1298 threat to school safety; [and]

1299 [~~(B) establishes defined roles for a multidisciplinary team and school safety~~
 1300 ~~personnel described in Title 53G, Chapter 8, Part 7, School Safety Personnel,~~
 1301 ~~including:]~~

1302 (ii) procedures for referrals to law enforcement; and

1303 (iii) procedures for referrals to a community services entity, a family support
 1304 organization, or a health care provider for evaluation or treatment;

1305 (b) provide training in consultation with the state security chief:

1306 (i) in school safety;

1307 (ii) in evidence-based approaches to improve school climate and address and correct
 1308 bullying behavior;

1309 (iii) in evidence-based approaches in identifying an individual who may pose a threat
 1310 to the school community;

1311 (iv) in evidence-based approaches in identifying an individual who may be showing
 1312 signs or symptoms of mental illness;

1313 (v) on permitted disclosures of student data to law enforcement and other support
 1314 services under the Family Education Rights and Privacy Act, 20 U.S.C. Sec.
 1315 1232g;

1316 (vi) on permitted collection of student data under 20 U.S.C. Sec. 1232h and Sections
 1317 53E-9-203 and 53E-9-305; and

1318 (vii) for administrators on rights and prohibited acts under:

1319 (A) Chapter 9, Part 6, Bullying and Hazing;

1320 (B) Title VI of the Civil Rights Act of 1964, 42 U.S.C. Sec. 2000d et seq.;

- 1321 (C) Title IX of Education Amendments of 1972, 20 U.S.C. Sec. 1681 et seq.;
- 1322 (D) Section 504 of the Rehabilitation Act of 1973, 29 U.S.C. Sec. 701 et seq.; and
- 1323 (E) the Individuals with Disabilities Education Act, 20 U.S.C. Sec. 1400 et seq.;
- 1324 (c) conduct and disseminate evidence-based research on school safety concerns;
- 1325 (d) disseminate information on effective school safety initiatives;
- 1326 (e) encourage partnerships between public and private sectors to promote school safety;
- 1327 (f) provide technical assistance to an LEA in the development and implementation of
- 1328 school safety initiatives;
- 1329 (g) in conjunction with the state security chief, make available to an LEA the model
- 1330 critical incident response training program a school and law enforcement agency
- 1331 shall use during a threat;
- 1332 (h) provide space for the public safety liaison described in Section 53-1-106 and the
- 1333 school-based mental health specialist described in Section 26B-5-102;
- 1334 (i) collaborate with the state security chief to determine appropriate application of school
- 1335 safety requirements in Utah Code to an online school;
- 1336 (j) create a model school climate survey that may be used by an LEA to assess
- 1337 stakeholder perception of a school environment;
- 1338 (k) establish a charter school liaison including defined responsibilities for charter school
- 1339 communication and coordination with the School Safety Center; and
- 1340 (l) assist a foundation described in Section 53-22-108 in distributing school safety
- 1341 products if a foundation seeks assistance;
- 1342 (m) in collaboration with the state security chief established in Section 53-22-102 and
- 1343 the Utah Education and Telehealth Network created in Section 53B-17-105, conduct
- 1344 an initial gap analysis of LEA cybersecurity practices by December 31, 2025;
- 1345 (n) submit findings from the gap analysis described in Subsection (2)(m) to:
- 1346 (i) the state security chief established in Section 53-22-102;
- 1347 (ii) the School Safety Task Force created in Section 53-22-104.1; and
- 1348 (iii) the state board;
- 1349 (o) establishes defined roles for a multidisciplinary team and school safety personnel
- 1350 described in Title 53G, Chapter 8, Part 7, School Safety Personnel, including
- 1351 providing training and standards for cardiac emergency response that includes:
- 1352 (i) CPR and automated external defibrillator operation certification from a nationally
- 1353 recognized organization;
- 1354 (ii) automated external defibrillator placement, maintenance, and operation protocols;

- 1355 (iii) emergency response procedures, including designation of a cardiac emergency
 1356 response coordinator and response team; and
- 1357 (iv) coordination with local emergency medical services for emergency response
 1358 integration; and
- 1359 ~~[(k)]~~ (p) assist LEAs in implementing and maintaining universal access key box
 1360 requirements under Section 53G-8-805;
- 1361 (q) collect aggregate data and school climate survey results from an LEA that
 1362 administers the model school climate survey described in Subsection ~~[(2)(i)]~~ (2)(j).
- 1363 (3) Nothing in this section requires:
- 1364 (a) an individual to respond to a school climate survey; or
- 1365 (b) an LEA to use the model school climate survey or any specified questions in the
 1366 model school climate survey described in Subsection ~~[(2)(i)]~~ (2)(j).
- 1367 (4) The state board shall require an LEA to:
- 1368 (a)(i) if an LEA administers a school climate survey, review school climate data for
 1369 each school within the LEA; and
- 1370 (ii) based on the review described in Subsection (4)(a)(i):
- 1371 (A) revise practices, policies, and training to eliminate harassment and
 1372 discrimination in each school within the LEA;
- 1373 (B) adopt a plan for harassment- and discrimination-free learning; and
- 1374 (C) host outreach events or assemblies to inform students and parents of the plan
 1375 adopted under Subsection (4)(a)(ii)(B);
- 1376 (b) no later than September 1 of each school year, send a notice to each student, parent,
 1377 and LEA staff member stating the LEA's commitment to maintaining a school climate
 1378 that is free of harassment and discrimination; and
- 1379 (c) report to the state board annually on the LEA's implementation of the plan under
 1380 Subsection (4)(a)(ii)(B) and progress.
- 1381 (5) A charter school authorizer as that term is defined in Section 53G-5-102, shall pay a
 1382 portion of the salary of the charter liaison described in Subsection (2)(k) in an amount
 1383 proportionate to the number of charter schools the authorizer has authorized.

1384 Section 22. Section **53G-8-803** is amended to read:

1385 **53G-8-803 . Standard response protocol to active threats in schools.**

1386 The state security chief described in Section 53-22-102, in consultation with the School
 1387 Safety Center, shall make rules, in accordance with Title 63G, Chapter 3, Utah Administrative
 1388 Rulemaking Act, to:

- 1389 (1) in accordance with the standard response protocol established by the state security chief,
 1390 require an LEA or school to develop emergency preparedness plans and emergency
 1391 response plans for use during an emergency that include developmentally appropriate
 1392 training for students and adults regarding:
- 1393 (a) active threats;
 - 1394 (b) emergency preparedness;
 - 1395 (c) cardiac emergency preparedness;
 - 1396 [~~(e)~~] (d) drills as required under Subsection 15A-5-202.5 and by the state security chief;
 - 1397 and
 - 1398 [~~(d)~~] (e) standard response protocols coordinated with community stakeholders; and
- 1399 (2) identify the necessary components of emergency preparedness and response plans,
 1400 including underlying standard response protocols and emerging best practices for an
 1401 emergency.

1402 Section 23. Section **53G-8-805** is amended to read:

1403 **53G-8-805 . Panic alert device -- Security cameras.**

1404 (1) As used in this section:

- 1405 (a) "Universal access key box" means a UL Standard 1037 compliant secure container
 1406 designed to store and protect emergency access keys and devices.
- 1407 (b) "Emergency responder" means law enforcement, fire service, or emergency medical
 1408 personnel authorized by local authorities to respond to school emergencies.

1409 [~~(1)~~] (2) In accordance with the results of the school safety needs assessment described in
 1410 Section 53G-8-701.5, an LEA shall provide [~~a staff person~~] the lead teacher in each
 1411 classroom with a wearable panic alert device that [~~allows for immediate contact with~~
 1412 ~~emergency services or emergency services agencies, law enforcement agencies, health~~
 1413 ~~departments, and fire departments~~] shall communicate directly with public safety
 1414 answering points.

1415 [~~(2)~~] (3) An LEA shall ensure, before the school year begins, all school building personnel
 1416 receive training on the protocol and appropriate use of the panic alert device described in
 1417 Subsection [~~(1)~~] (2).

1418 [~~(3)~~] (4) An LEA shall:

- 1419 (a) ensure all security cameras within a school building are accessible by:
 - 1420 (i) a local law enforcement agency; and
 - 1421 (ii) public safety answering points;
- 1422 (b) coordinate with a local law enforcement agency to establish appropriate access

- 1423 protocols[-] ; and
- 1424 (c) physically mark all hallways and doorways consistent with the incident response
- 1425 method or system the state security chief creates pursuant to Section 53-22-102(3).
- 1426 [(4)]
- 1427 (5) A school building shall include universal access key boxes that:
- 1428 (a) are installed at main entry points;
- 1429 (b) contain master keys and access devices providing complete access to all areas of the
- 1430 school;
- 1431 (c) are accessible only to authorized emergency responders;
- 1432 (d) are electronically monitored for tampering; and
- 1433 (e) are weather-resistant and vandal-resistant.
- 1434 (6) An LEA shall:
- 1435 (a) maintain universal access key boxes by:
- 1436 (i) conducting quarterly inspections;
- 1437 (ii) updating contents within 24 hours of any lock or access control changes;
- 1438 (iii) maintaining current key and access device inventories;
- 1439 (iv) documenting all inspections and updates; and
- 1440 (v) immediately replacing any damaged or malfunctioning boxes;
- 1441 (b) coordinate with local emergency responders to:
- 1442 (i) determine optimal box placement;
- 1443 (ii) establish access protocols;
- 1444 (iii) maintain current emergency contact information; and
- 1445 (iv) conduct annual reviews of box usage and effectiveness;
- 1446 (c) include universal access key box locations and protocols in:
- 1447 (i) school emergency response plans;
- 1448 (ii) building schematic diagrams provided to emergency responders; and
- 1449 (iii) school safety and security training materials.
- 1450 (7) The state board shall:
- 1451 (a) establish standards for:
- 1452 (i) box installation and placement;
- 1453 (ii) access control and monitoring;
- 1454 (iii) maintenance schedules; and
- 1455 (iv) compliance verification;
- 1456 (b) provide technical assistance to LEAs implementing this section.

- 1457 (8) Nothing in this section:
- 1458 (a) affects requirements for fire department key boxes under applicable building or fire
- 1459 codes; or
- 1460 (b) restricts additional security measures implemented by LEAs that exceed these
- 1461 requirements.
- 1462 (9) This section is not subject to the restrictions in Section 41-6a-2003.
- 1463 Section 24. Section **53G-9-207** is amended to read:
- 1464 **53G-9-207 . Child sexual abuse prevention.**
- 1465 (1) As used in this section:
- 1466 (a)(i) "Age-appropriate instructional material" means materials that provide
- 1467 instruction on:
- 1468 (A) the responsibility of adults for the safety of children;
- 1469 (B) how to recognize uncomfortable inner feelings;
- 1470 (C) how to say no and leave an uncomfortable situation;
- 1471 (D) how to set clear boundaries;
- 1472 (E) the risks of sharing intimate images or personal information through electronic
- 1473 means; and
- 1474 [~~E~~] (F) the importance of discussing uncomfortable situations with parents and
- 1475 other trusted adults.
- 1476 (ii) "Age-appropriate instructional material" does not include materials that:
- 1477 (A) invites a student to share personal experiences about abuse during instruction;
- 1478 (B) gives instruction regarding consent as described in Section 76-5-406; or
- 1479 (C) includes sexually explicit language or depictions.
- 1480 (b) "Alternative provider" means a provider other than the provider selected by the state
- 1481 board under Subsection (8) that provides the training and instruction described in
- 1482 Subsection (4) with instructional materials approved under Subsection (2).
- 1483 (c) "School personnel" means the same as that term is defined in Section 53G-9-203.
- 1484 (d) "Sexual extortion" means the criminal offense described in Section 76-5b-204.
- 1485 (2) The state board shall approve, in partnership with the Department of Health and Human
- 1486 Services, age-appropriate instructional materials for the training and instruction
- 1487 described in Subsections (3)(a) and (4).
- 1488 (3)(a) An LEA shall provide~~[, once every three years,]~~ annual training and instruction on
- 1489 child sexual abuse and human trafficking prevention and awareness to:
- 1490 (i) school personnel in elementary and secondary schools on:

- 1491 (A) responding to a disclosure of child sexual abuse in a supportive, appropriate
 1492 manner;
- 1493 (B) identifying children who are victims or may be at risk of becoming victims of
 1494 human trafficking or commercial sexual exploitation; and
- 1495 (C) the mandatory reporting requirements described in Sections 53E-6-701 and
 1496 80-2-602;
- 1497 (D) appropriate responses to incidents of sexual extortion, including connecting
 1498 victims with support services; and
- 1499 (ii) parents of elementary school students on:
- 1500 (A) recognizing warning signs of a child who is being sexually abused or who is a
 1501 victim or may be at risk of becoming a victim of human trafficking or
 1502 commercial sexual exploitation; [~~and~~]
- 1503 (B) effective, age-appropriate methods for discussing the topic of child sexual
 1504 abuse with a child[-] ; and
- 1505 (C) resources available for victims of sexual extortion.
- 1506 (b) An LEA:
- 1507 (i) shall use the instructional materials approved by the state board under Subsection
 1508 (2) to provide the training and instruction under Subsections (3)(a) and (4); or
- 1509 (ii) may use instructional materials the LEA creates to provide the instruction and
 1510 training described in Subsections (3)(a) and (4), if the LEA's instructional
 1511 materials are approved by the state board under Subsection (2).
- 1512 (4)(a) In accordance with Subsections (4)(b) and (5), an LEA may provide instruction on
 1513 child sexual abuse and human trafficking prevention and awareness to elementary
 1514 school students using age-appropriate curriculum.
- 1515 (b) An LEA that provides the instruction described in Subsection (4)(a) shall use the
 1516 instructional materials approved by the state board under Subsection (2) to provide
 1517 the instruction.
- 1518 (5)(a) An elementary school student may not be given the instruction described in
 1519 Subsection (4) unless the parent of the student is:
- 1520 (i) notified in advance of the:
- 1521 (A) instruction and the content of the instruction; and
- 1522 (B) parent's right to have the student excused from the instruction;
- 1523 (ii) given an opportunity to review the instructional materials before the instruction
 1524 occurs; and

- 1525 (iii) allowed to be present when the instruction is delivered.
- 1526 (b) Upon the written request of the parent of an elementary school student, the student
1527 shall be excused from the instruction described in Subsection (4).
- 1528 (c) Participation of a student requires compliance with Sections 53E-9-202 and
1529 53E-9-203.
- 1530 (6) An LEA may determine the mode of delivery for the training and instruction described
1531 in Subsections (3) and (4).
- 1532 (7) Upon request of the state board, an LEA shall provide evidence of compliance with this
1533 section.
- 1534 (8) The state board shall select a provider to provide the training and instruction described
1535 in Subsection (4), including requiring the provider selected to:
- 1536 (a) engage in outreach efforts to support more schools to participate in the training and
1537 instruction;
- 1538 (b) provide materials for the instruction involving students in accordance with
1539 Subsection (4);
- 1540 (c) provide an outline of how many LEAs, schools, and students the provider could
1541 service; and
- 1542 (d) submit a report to the state board that includes:
- 1543 (i) information on the LEAs the provider engaged with in the outreach efforts,
1544 including:
- 1545 (A) how many schools within an LEA increased instructional offerings for
1546 training and instruction; and
- 1547 (B) the reasons why an LEA chose to participate or not in the offered training or
1548 instruction;
- 1549 (ii) the number of schools and students that received the training and instruction;
- 1550 (iii) budgetary information regarding how the provider utilized any funds the state
1551 board allocated; and
- 1552 (iv) additional information the state board requests.
- 1553 (9) Subject to legislative appropriation, there is created a grant program to support an LEA
1554 that chooses to use an alternative provider other than the provider selected by the state
1555 board under Subsection (8) to provide the training and instruction described in
1556 Subsection (4).
- 1557 (10) The state board shall:
- 1558 (a) establish a process to select alternative providers for an LEA to use, including:

- 1559 (i) an application process for a provider to become an alternative provider;
 1560 (ii) required criteria for a provider to become an alternative provider; and
 1561 (iii) relevant timelines;
- 1562 (b) create a process for an LEA to receive a grant award described in Subsection (9),
 1563 including:
 1564 (i) an application process;
 1565 (ii) relevant timelines; and
 1566 (iii) a scoring rubric and corresponding formula for determining a grant amount; and
 1567 (c) make grant awards on a first come first served basis until the state board distributes
 1568 all appropriated funds.

- 1569 (11) An LEA that receives a grant award described in Subsection (10)(b) shall:
 1570 (a) use the grant award to cover the costs needed for implementation of the training or
 1571 instruction described in Subsection (4); and
 1572 (b) upon request of the state board, provide an itemized list of the uses of the grant
 1573 award.

1574 Section 25. Section **53G-9-703** is amended to read:

1575 **53G-9-703 . Parent education -- Mental health -- Bullying -- Safety.**

- 1576 (1)(a) Except as provided in Subsection (3), a school district shall offer a seminar for
 1577 parents of students who attend school in the school district that:
 1578 (i) is offered at no cost to parents;
 1579 (ii)(A) if in person, begins at or after 6 p.m.;~~[-or]~~
 1580 (B) if in person, takes place on a Saturday; or
 1581 (C) may be conducted at anytime online and recorded if the recording is made
 1582 available on the school district's website, including the parent portal created in
 1583 Section 53G-6-806.
 1584 (iii)(A) is held in at least one school located in the school district; or
 1585 (B) is provided through a virtual platform; and
 1586 (iv) covers the topics described in Subsection (2).
- 1587 (b)(i) A school district shall annually offer one parent seminar for each 11,000
 1588 students enrolled in the school district.
 1589 (ii) Notwithstanding Subsection (1)(b)(i), a school district may not be required to
 1590 offer more than three seminars.
- 1591 (c) A school district may:
 1592 (i) develop the district school's own curriculum for the seminar described in

- 1593 Subsection (1)(a); or
- 1594 (ii) use the curriculum developed by the state board under Subsection (2).
- 1595 (d) A school district shall notify each charter school located in the attendance boundaries
- 1596 of the school district of the date and time of a parent seminar, so the charter school
- 1597 may inform parents of the seminar.
- 1598 (2) The state board shall:
- 1599 (a) develop a curriculum for the parent seminar described in Subsection (1) that includes
- 1600 information on:
- 1601 (i) substance abuse, including illegal drugs and prescription drugs and prevention;
- 1602 (ii) bullying;
- 1603 (iii) mental health, depression, suicide awareness, and suicide prevention, including
- 1604 education on limiting access to fatal means;
- 1605 (iv) Internet safety, including pornography addiction; [~~and~~]
- 1606 (v) the SafeUT Crisis Line established in Section 53B-17-1202; and
- 1607 (vi) resources related to the topics described in this Subsection (2); and
- 1608 (b) provide the curriculum, including resources and training, to school districts upon
- 1609 request.
- 1610 (3)(a) A school district is not required to offer the parent seminar if the local school
- 1611 board determines that the topics described in Subsection (2) are not of significant
- 1612 interest or value to families in the school district.
- 1613 (b) If a local school board chooses not to offer the parent seminar, the local school board
- 1614 shall notify the state board and provide the reasons why the local school board chose
- 1615 not to offer the parent seminar.
- 1616 Section 26. Section **53G-10-408** is amended to read:
- 1617 **53G-10-408 . Cardiopulmonary resuscitation instruction -- Grant program.**
- 1618 (1) As used in this section:
- 1619 (a) "Board" means the State Board of Education.
- 1620 (b) "Cardiopulmonary resuscitation" or "CPR" means artificial ventilation or external
- 1621 chest compression applied to a person who is unresponsive and not breathing.
- 1622 (c) "Individualized education program" or "IEP" means the same as that term is defined
- 1623 in Section 53E-1-102.
- 1624 (d) "Local education agency" or "LEA" means a school district or charter school that
- 1625 serves students in grade 9, 10, 11, or 12.
- 1626 (e) "Psychomotor skills" means sequences of physical actions that are practiced in a

- 1627 manner that supports cognitive learning.
- 1628 (2) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, and the
1629 requirements of this section, the board shall make rules to develop and implement CPR
1630 training as part of the core curriculum standards for instruction in health.
- 1631 (3) The state board may consult with the American Heart Association, the American Red
1632 Cross, or other similar organizations to make the rules described in Subsection (2).
- 1633 (4) Rules made under Subsection (2) shall include:
- 1634 (a) a requirement that CPR training be based on current national evidence-based
1635 emergency cardiovascular care guidelines for cardiopulmonary resuscitation;
- 1636 (b) except for a participant who is enrolled in an online-only school, a requirement that
1637 CPR training include the use of psychomotor skills with appropriate CPR training
1638 equipment; [and]
- 1639 (c) a requirement that a student complete CPR training at least once during the period
1640 that begins with the beginning of grade 9 and ends at the end of grade 12, except as
1641 provided in Subsection (7)[-] ; and
- 1642 (d) a requirement that CPR training described in this section include, when possible,
1643 instruction on automated external defibrillator use and operation.
- 1644 (5) Beginning with the 2022-23 school year, and in accordance with the rules made under
1645 Subsection (2), an LEA shall offer CPR training for students.
- 1646 (6) Rules made under Subsection (2) may not allow an LEA to issue a CPR certification to
1647 a student, but may allow a student to receive CPR certification from an individual who
1648 provides the CPR training if the individual is authorized to issue a CPR certification by
1649 the American Heart Association, American Red Cross, or other similar organization.
- 1650 (7) A student is exempt from completing CPR training if:
- 1651 (a) the student's parent or legal guardian requests that the student be exempt from CPR
1652 training;
- 1653 (b) the student provides documentation to the LEA showing that the student has
1654 previously received CPR training or has a current CPR certification; or
- 1655 (c) the student has an IEP and the CPR training is inconsistent with the IEP.
- 1656 (8) An LEA may accept a donation of materials, equipment, or services related to CPR
1657 training if the materials, equipment, or services are in compliance with rules made
1658 pursuant to Subsection (2).
- 1659 (9)(a) There is created the CPR Training Grant Program.
- 1660 (b) Subject to legislative appropriations, the board shall award grants to LEAs to provide

1661 the CPR training described in this section, which may include engaging a qualified
 1662 CPR instructor or replacing materials and equipment used in CPR training.

1663 (c) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
 1664 state board may make rules to establish:

1665 (i) application and eligibility requirements for an LEA that seeks a grant under this
 1666 section; or

1667 (ii) specific materials or equipment that may be purchased using a grant awarded
 1668 under this section.

1669 Section 27. Section **63I-1-253** is amended to read:

1670 **63I-1-253 . Repeal dates: Titles 53 through 53G.**

1671 (1) Section 53-1-122, Road Rage Awareness and Prevention Restricted Account, is
 1672 repealed July 1, 2028.

1673 (2) Section 53-2a-105, Emergency Management Administration Council created --
 1674 Function -- Composition -- Expenses, is repealed July 1, 2029.

1675 (3) Section 53-2a-1103, Search and Rescue Advisory Board -- Members -- Compensation,
 1676 is repealed July 1, 2027.

1677 (4) Section 53-2a-1104, General duties of the Search and Rescue Advisory Board, is
 1678 repealed July 1, 2027.

1679 (5) Title 53, Chapter 2a, Part 15, Grid Resilience Committee, is repealed July 1, 2027.

1680 (6) Section 53-2d-104, State Emergency Medical Services Committee -- Membership --
 1681 Expenses, is repealed July 1, 2029.

1682 (7) Section 53-2d-703, Volunteer Emergency Medical Service Personnel Health Insurance
 1683 Program -- Creation -- Administration -- Eligibility -- Benefits -- Rulemaking --
 1684 Advisory board, is repealed July 1, 2027.

1685 (8) Section 53-5-703, Board -- Membership -- Compensation -- Terms -- Duties, is repealed
 1686 July 1, 2029.

1687 (9) Section 53-11-104, Board, is repealed July 1, 2029.

1688 (10) Section 53-22-104.1, School Security Task Force -- Membership -- Duties -- Per diem
 1689 -- Report -- Expiration, is repealed December 31, [~~2025~~] 2027.

1690 (11) Section 53-22-104.2, The School Security Task Force -- Public Education Advisory
 1691 Board, is repealed December 31, [~~2025~~] 2027.

1692 (12) Section 53-22-104.3, The School Security Task Force -- Higher Education Advisory
 1693 Board, is repealed December 31, 2027.

1694 [~~(12)~~] (13) Subsection 53B-1-301(1)(j), regarding the Higher Education and Corrections

- 1695 Council, is repealed July 1, 2027.
- 1696 [~~(13)~~] (14) Section 53B-7-709, Five-year performance goals, is repealed July 1, 2027.
- 1697 [~~(14)~~] (15) Title 53B, Chapter 8a, Part 3, Education Savings Incentive Program, is repealed
- 1698 July 1, 2028.
- 1699 [~~(15)~~] (16) Title 53B, Chapter 17, Part 11, USTAR Researchers, is repealed July 1, 2028.
- 1700 [~~(16)~~] (17) Section 53B-17-1203, SafeUT and School Safety Commission established --
- 1701 Members, is repealed January 1, 2030.
- 1702 [~~(17)~~] (18) Title 53B, Chapter 18, Part 16, USTAR Researchers, is repealed July 1, 2028.
- 1703 [~~(18)~~] (19) Title 53B, Chapter 18, Part 17, Food Security Council, is repealed July 1, 2027.
- 1704 [~~(19)~~] (20) Title 53B, Chapter 18, Part 18, Electrification of Transportation Infrastructure
- 1705 Research Center, is repealed July 1, 2028.
- 1706 [~~(20)~~] (21) Title 53B, Chapter 35, Higher Education and Corrections Council, is repealed
- 1707 July 1, 2027.
- 1708 [~~(21)~~] (22) Subsection 53C-3-203(4)(b)(vii), regarding the distribution of money from the
- 1709 Land Exchange Distribution Account to the Geological Survey for test wells and other
- 1710 hydrologic studies in the West Desert, is repealed July 1, 2030.
- 1711 [~~(22)~~] (23) Subsection 53E-1-201(1)(q), regarding the Higher Education and Corrections
- 1712 Council, is repealed July 1, 2027.
- 1713 [~~(23)~~] (24) Subsection 53E-2-304(6), regarding foreclosing a private right of action or
- 1714 waiver of governmental immunity, is repealed July 1, 2027.
- 1715 [~~(24)~~] (25) Subsection 53E-3-503(5), regarding coordinating councils for youth in care, is
- 1716 repealed July 1, 2027.
- 1717 [~~(25)~~] (26) Subsection 53E-3-503(6), regarding coordinating councils for youth in care, is
- 1718 repealed July 1, 2027.
- 1719 [~~(26)~~] (27) Subsection 53E-4-202(8)(b), regarding a standards review committee, is repealed
- 1720 January 1, 2028.
- 1721 [~~(27)~~] (28) Section 53E-4-203, Standards review committee, is repealed January 1, 2028.
- 1722 [~~(28)~~] (29) Title 53E, Chapter 6, Part 5, Utah Professional Practices Advisory Commission,
- 1723 is repealed July 1, 2033.
- 1724 [~~(29)~~] (30) Subsection 53E-7-207(7), regarding a private right of action or waiver of
- 1725 governmental immunity, is repealed July 1, 2027.
- 1726 [~~(30)~~] (31) Section 53F-2-420, Intensive Services Special Education Pilot Program, is
- 1727 repealed July 1, 2024.
- 1728 [~~(31)~~] (32) Section 53F-5-214, Grant for professional learning, is repealed July 1, 2025.

- 1729 [~~(32)~~] (33) Section 53F-5-215, Elementary teacher preparation grant, is repealed July 1,
 1730 2025.
- 1731 [~~(33)~~] (34) Section 53F-5-219, Local Innovations Civics Education Pilot Program, is
 1732 repealed July 1, 2025.
- 1733 [~~(34)~~] (35) Title 53F, Chapter 10, Part 2, Capital Projects Evaluation Panel, is repealed July
 1734 1, 2027.
- 1735 [~~(35)~~] (36) Subsection 53G-4-608(2)(b), regarding the Utah Seismic Safety Commission, is
 1736 repealed January 1, 2025.
- 1737 [~~(36)~~] (37) Subsection 53G-4-608(4)(b), regarding the Utah Seismic Safety Commission, is
 1738 repealed January 1, 2025.
- 1739 [~~(37)~~] (38) Section 53G-9-212, Drinking water quality in schools, is repealed July 1, 2027.
 1740 Section 28. Section **76-5-417** is enacted to read:
- 1741 **76-5-417 . Sexual relations with an adult high school student.**
- 1742 (1) As used in this section:
- 1743 (a) "Actor" means an individual who is 21 years old or older.
- 1744 (b) "Adult high school student" means an individual who is 18 to 21 years old and
 1745 enrolled at a high school.
- 1746 (c) "High school" means a district, charter, or private school that is comprised of grade
 1747 9, 10, 11, or 12.
- 1748 (d) "Position of special trust" means the following positions in a high school:
- 1749 (i) a teacher;
- 1750 (ii) an administrator;
- 1751 (iii) a coach;
- 1752 (iv) a counselor; or
- 1753 (v) an individual other than an individual listed in this Subsections (1)(d) who
 1754 occupies a position of authority that enables the individual to exercise undue
 1755 influence over an adult high school student.
- 1756 (e) "Sexual intercourse" means any penetration, however slight, of:
- 1757 (i) the genitals or anus of an individual by another individual using any body part,
 1758 object, or substance; or
- 1759 (ii) the mouth of an individual by another individual's genitals.
- 1760 (f) Terms defined in Section 76-1-101.5 apply to this section.
- 1761 (2) An actor commits sexual relations with an adult high school student if the actor:
- 1762 (a)(i) has sexual intercourse with an adult high school student; or

- 1763 (ii) with the intent to cause substantial emotional or bodily pain to any individual or
1764 with the intent to arouse or gratify the sexual desire of any individual:
1765 (A) touches the anus, buttocks, pubic area, or any part of the genitals of an adult
1766 high school student;
1767 (B) touches the breast of a female adult high school student; or
1768 (C) otherwise takes indecent liberties with an adult high school student;
1769 (b) occupies a position of special trust in relation to the adult high school student
1770 described in Subsection (2)(a); and
1771 (c) knows or should have known that the individual with which the actor committed the
1772 acts described in Subsection (2)(a) was an adult high school student.
1773 (3) A violation of Subsection (2) is a third degree felony.
1774 (4) Any touching, even if accomplished through clothing, is sufficient to constitute the
1775 relevant element of a violation of Subsection (2)(a)(ii).
1776 (5) Consent of an adult high school student to an act described in Subsection (2) is not a
1777 defense to prosecution under this section.
1778 Section 29. **Repealer.**
1779 This bill repeals:
1780 Section **53F-4-208, State board procurement for school security software.**
1781 Section 30. **Effective Date.**
1782 This bill takes effect on July 1, 2025.