

FULL-DAY KINDERGARTEN

2011 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Johnny Anderson

Senate Sponsor: _____

LONG TITLE

General Description:

This bill modifies the voluntary extended-day kindergarten program, with certain funding priorities.

Highlighted Provisions:

This bill:

- ▶ allows a school district or charter school to apply for funding to enroll a kindergarten student in two part-time kindergarten classes during the same day;
- ▶ prohibits school districts and charter schools from using certain state money to fund extended-day kindergarten; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill takes effect on July 1, 2011.

Utah Code Sections Affected:

AMENDS:

53A-1a-901, as enacted by Laws of Utah 2007, Chapter 386

53A-1a-902, as last amended by Laws of Utah 2008, Chapter 382

53A-1a-903, as last amended by Laws of Utah 2010, Chapter 3



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

29 Section 1. Section **53A-1a-901** is amended to read:

30 **53A-1a-901. Definitions.**

31 As used in this part:

32 (1) "Extended-day kindergarten" means a kindergarten program that provides:

33 (a) at least the same number of instructional hours per school year as first grade, as
34 established under State Board of Education rule; or

35 (b) additional instruction hours that are outside the regular school year, including
36 summer programs.

37 (2) "Full-day kindergarten" means a kindergarten program that provides for a student
38 to enroll in two part-day kindergarten classes in the same day.

39 [~~(2)~~] (3) "Part-day kindergarten" means a kindergarten program that provides fewer
40 instructional hours than first grade, as established under State Board of Education rule.

41 Section 2. Section **53A-1a-902** is amended to read:

42 **53A-1a-902. Voluntary full-day kindergarten program.**

43 (1) If funds are appropriated for this purpose, the State Board of Education shall
44 allocate available funds, consistent with Section 53A-1a-903, to charter schools and school
45 districts that apply to offer [~~extended-day~~] full-day kindergarten.

46 (2) A school district shall coordinate program application, funding, administration, and
47 reporting for its schools that participate in the program.

48 (3) A charter school or school district:

49 (a) may not require a student to participate in [~~extended-day~~] full-day kindergarten;

50 (b) shall continue to offer part-day kindergarten for students not participating in the
51 program; [~~and~~]

52 (c) shall continue to honor the provisions of any preexisting contractual agreement
53 related to other early intervention programs offered at the school site, through the remaining
54 term of the contract[~~-~~]; and

55 (d) may not use funds allocated under this part to fund extended-day kindergarten.

56 (4) A charter school or school district that receives funds under this part shall:

57 (a) annually conduct a kindergarten readiness assessment for incoming kindergarten
58 students prior to the beginning of the school year;

59 (b) ensure that ~~[(i) a majority of]~~ students enrolled in ~~[an extended-day]~~ full-day
 60 kindergarten ~~[class]~~ under this part are students who have the greatest need for additional
 61 instruction, as determined by the kindergarten readiness assessment ~~[-and];~~

62 ~~[(ii) an extended-day kindergarten class does not have more enrolled students than~~
 63 ~~other kindergarten classes in the school;]~~

64 (c) utilize allocated funds to establish ~~[extended-day]~~ full-day kindergarten in the
 65 schools with greatest need as measured by the percentage of students eligible for free lunch;
 66 and

67 (d) annually report to the State Board of Education regarding:

68 (i) the number of students served;

69 (ii) the specific results achieved by the program, including any standardized testing or
 70 district-directed assessment;

71 (iii) challenges encountered in administering the program and suggestions for
 72 improvement; and

73 (iv) specific accountability for and tracking of the voluntary ~~[extended-day]~~ full-day
 74 kindergarten program dollars each year.

75 (5) Until ~~[2012]~~ 2015, the superintendent of public instruction shall annually report to
 76 the Education Interim Committee on the program, including a summary of information
 77 reported under Subsection (4)(d).

78 (6) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, and
 79 consistent with this part, the State Board of Education shall make rules establishing application
 80 and reporting procedures necessary to administer this part.

81 Section 3. Section **53A-1a-903** is amended to read:

82 **53A-1a-903. Voluntary extended-day kindergarten program funding.**

83 (1) As used in this section, "Title I school" means a school receiving federal money
 84 under Title I of the No Child Left Behind Act of 2001, Pub. L. No. 107-110, for a schoolwide
 85 or targeted assistance program.

86 (2) If funds are appropriated for this purpose, the State Board of Education shall
 87 allocate funds to charter schools and school districts.

88 (3) For charter schools, the State Board of Education shall:

89 (a) determine the total allocation for charter schools by:

90 (i) dividing the number of charter school students eligible to receive free lunch by the
91 total number of students in the public education system eligible to receive free lunch in the
92 prior school year; and

93 (ii) multiplying the resulting percentage by the total amount of available funds; and

94 (b) allocate the resulting amount of funds to individual charter schools with the greatest
95 need for [~~extended-day~~] full-day kindergarten, as determined by the State Board of Education
96 in consultation with the State Charter School Board.

97 (4) For school districts, the State Board of Education shall:

98 (a) determine the total allocation for school districts by subtracting the charter school
99 amount calculated under Subsection (3)(a) from the total amount of available funds; and

100 (b) allocate the resulting amount to applicant school districts by:

101 (i) allocating to each school district the amount calculated by:

102 (A) multiplying the value of the weighted pupil unit established each year in statute by
103 0.45; and

104 (B) multiplying the result by 20; and

105 (ii) allocating any remaining funds after the allocation under Subsection (4)(b)(i) by:

106 (A) determining the number of students eligible to receive free lunch in the prior
107 school year for each school district; and

108 (B) prorating the remaining funds based on the number of students eligible to receive
109 free lunch in each district.

110 (5) The State Board of Education may modify the allocation of funds described under
111 this section to provide sufficient funding for each Title I school to participate in the voluntary
112 [~~extended-day~~] full-day kindergarten program.

113 Section 4. **Effective date.**

114 This bill takes effect on July 1, 2011.

Legislative Review Note
as of 2-2-11 2:24 PM

Office of Legislative Research and General Counsel

FISCAL NOTE

H.B. 111

SHORT TITLE: Full-day Kindergarten

SPONSOR: Anderson, J.

2011 GENERAL SESSION, STATE OF UTAH

STATE GOVERNMENT (UCA 36-12-13(2)(b))

Enactment of this bill likely will not materially impact the state budget.

LOCAL GOVERNMENTS (UCA 36-12-13(2)(c))

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for local governments.

DIRECT EXPENDITURES BY UTAH RESIDENTS AND BUSINESSES (UCA 36-12-13(2)(d))

Enactment of this bill likely will not result in direct, measurable expenditures by Utah residents or businesses.