

1 **EARLY INTERVENTION PROGRAM AMENDMENTS**

2 2012 FOURTH SPECIAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Brad L. Dee**

5 Senate Sponsor: Scott K. Jenkins

7 **LONG TITLE**

8 **General Description:**

9 This bill modifies an early intervention program.

10 **Highlighted Provisions:**

11 This bill:

- 12 ▶ expands an early intervention computer software program to allow the State Board
13 of Education to include the prekindergarten grade level in the request for proposals
14 process; and
15 ▶ makes technical changes.

16 **Money Appropriated in this Bill:**

17 This bill appropriates:

- 18 ▶ to the State Board of Education - State Office of Education - Initiative Programs, as
19 a one-time appropriation:
20 • from the Education Fund, \$100,000.

21 **Other Special Clauses:**

22 This bill provides an effective date.

23 **Utah Code Sections Affected:**

24 AMENDS:

25 **53A-17a-167**, as enacted by Laws of Utah 2012, Chapter 420

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



28 Section 1. Section **53A-17a-167** is amended to read:

29 **53A-17a-167. Early Intervention Program.**

30 (1) The State Board of Education shall distribute funds appropriated under this section,
31 consistent with guidelines in this section, to school districts and charter schools that apply for
32 the funds.

33 (2) A school district or charter school shall use funds appropriated in this section to
34 offer an early intervention program, delivered through an enhanced kindergarten program that:

35 (a) is an academic program focused on building age-appropriate literacy and numeracy
36 skills;

37 (b) uses an evidence-based early intervention model;

38 (c) is targeted to at-risk students; and

39 (d) is delivered through additional hours or other means.

40 (3) A school district or charter school may not require a student to participate in an
41 enhanced kindergarten program described in Subsection (2).

42 (4) The State Board of Education shall distribute funds appropriated under this section
43 to school districts and charter schools based on the number of kindergarten students eligible to
44 receive free or reduced price school lunch in each school district or charter school that applies
45 for funding under Subsection (1).

46 (5) In addition to an enhanced kindergarten program described in Subsection (2), the
47 early intervention program includes a component to address early intervention through the use
48 of an interactive computer software program.

49 (6) The State Board of Education shall select one or more technology providers,
50 through a request for proposals process, to provide an interactive computer software program
51 for literacy or numeracy instruction, or both, and assessments for students ~~[in]~~ at one or more
52 of the following grade levels:

53 (a) prekindergarten;

54 (b) kindergarten ~~and~~; or

55 (c) grade 1.

56 (7) On or before November 1, 2013, and every year thereafter, the State Board of
57 Education shall report final testing data regarding an interactive computer software program
58 described in Subsection (6), including student learning gains as a result of the interactive

59 computer software program, to:

60 (a) the Education Interim Committee; and

61 (b) the governor.

62 Section 2. **Appropriation.**

63 Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the
64 following sums of money are appropriated from resources not otherwise appropriated, or
65 reduced from amounts previously appropriated, out of the funds or accounts indicated for the
66 fiscal year beginning July 1, 2012 and ending June 30, 2013. These are additions to any
67 amounts previously appropriated for fiscal year 2013.

68 To State Board of Education - Utah State Office of Education - Initiative Programs
69 From Education Fund, one-time \$100,000

70 Schedule of Programs:

71 Contracts and Grants \$100,000

72 The Legislature intends that:

73 (1) the \$100,000 appropriation for Contracts and Grants shall be used by the State
74 Board of Education to carry out the requirements of Subsection 53A-17a-167(6); and

75 (2) the appropriation under this section:

76 (a) be one-time; and

77 (b) not lapse at the close of fiscal year 2013.

78 Section 3. **Effective date.**

79 If approved by two-thirds of all the members elected to each house, this bill takes effect
80 upon approval by the governor, or the day following the constitutional time limit of Utah
81 Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto,
82 the date of veto override, except that Section 2, Appropriation, takes effect on July 1, 2012.

Legislative Review Note
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Office of Legislative Research and General Counsel