

**Representative Bradley G. Last** proposes the following substitute bill:

**UPSTART PROGRAM AMENDMENTS**

2014 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: J. Stuart Adams**

House Sponsor: Bradley G. Last

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**LONG TITLE**

**General Description:**

This bill amends provisions related to the UPSTART pilot project.

**Highlighted Provisions:**

This bill:

- ▶ modifies the definition of low income;
- ▶ requires the contractor to give priority to preschool children from low income families and preschool children who are English language learners, if the number of families who would like to participate in the program exceed the number of participants funded by the legislative appropriation;
- ▶ requires the State Board of Education to issue a request for proposals for a home-based educational technology program for preschool children that takes effect upon the expiration of the pilot project, provided that the Legislature reauthorizes and funds the program;
- ▶ extends the repeal date for the UPSTART pilot project; and
- ▶ makes technical amendments.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**



26 None

27 **Utah Code Sections Affected:**

28 AMENDS:

29 **53A-1a-1001**, as enacted by Laws of Utah 2008, Chapter 397

30 **53A-1a-1002**, as enacted by Laws of Utah 2008, Chapter 397

31 **53A-1a-1004**, as enacted by Laws of Utah 2008, Chapter 397

32 **63I-2-253**, as last amended by Laws of Utah 2013, Chapters 173 and 434



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

35 Section 1. Section **53A-1a-1001** is amended to read:

36 **53A-1a-1001. Definitions.**

37 As used in this part:

38 (1) "Contractor" means the educational technology provider selected by the State Board  
39 of Education under Section **53A-1a-1002**.

40 (2) "Low income" means an income below [~~200%~~] 185% of the federal poverty  
41 guideline.

42 (3) "Preschool children" means children who are:

43 (a) age four or five; and

44 (b) have not entered kindergarten.

45 (4) "UPSTART" means the pilot project established by Section **53A-1a-1002** that uses  
46 a home-based educational technology program to develop school readiness skills of preschool  
47 children.

48 Section 2. Section **53A-1a-1002** is amended to read:

49 **53A-1a-1002. UPSTART program to develop school readiness skills of preschool**  
50 **children.**

51 (1) UPSTART, a pilot project that uses a home-based educational technology program  
52 to develop school readiness skills of preschool children, is established within the public  
53 education system.

54 (2) UPSTART is created to:

55 (a) evaluate the effectiveness of giving preschool children access, at home, to  
56 interactive individualized instruction delivered by computers and the Internet to prepare them

57 academically for success in school; and

58 (b) test the feasibility of scaling a home-based curriculum in reading, math, and science  
59 delivered by computers and the Internet to all preschool children in Utah.

60 (3) The State Board of Education shall contract with an educational technology  
61 provider, selected through a request for proposals process, for the delivery of a home-based  
62 educational technology program for preschool children that meets the requirements of  
63 Subsection (4).

64 (4) A home-based educational technology program for preschool children shall meet  
65 the following standards:

66 (a) the contractor shall provide computer-assisted instruction for preschool children on  
67 a home computer connected by the Internet to a centralized file storage facility;

68 (b) the contractor shall:

69 (i) provide technical support to families for the installation and operation of the  
70 instructional software; and

71 (ii) provide for the installation of computer and Internet access in homes of low income  
72 families that cannot afford the equipment and service;

73 (c) the contractor shall have the capability of doing the following through the Internet:

74 (i) communicating with parents;

75 (ii) updating the instructional software;

76 (iii) validating user access;

77 (iv) collecting usage data;

78 (v) storing research data; and

79 (vi) producing reports for parents, schools, and the Legislature;

80 (d) the program shall include the following components:

81 (i) computer-assisted, individualized instruction in reading, mathematics, and science;

82 (ii) a multisensory reading tutoring program; and

83 (iii) a validated computer adaptive reading test that does not require the presence of  
84 trained adults to administer and is an accurate indicator of reading readiness of children who  
85 cannot read;

86 (e) the contractor shall have the capability to quickly and efficiently modify, improve,  
87 and support the product;

88 (f) the contractor shall work in cooperation with school district personnel who will  
89 provide administrative and technical support of the program as provided in Section  
90 [53A-1a-1003](#);

91 (g) the contractor shall solicit families to participate in the program as provided in  
92 Section [53A-1a-1004](#); and

93 (h) in implementing the home-based educational technology program, the contractor  
94 shall seek the advise and expertise of early childhood education professionals within the Utah  
95 System of Higher Education on issues such as:

- 96 (i) soliciting families to participate in the program;
- 97 (ii) providing training to families; and
- 98 (iii) motivating families to regularly use the instructional software.

99 (5) The contract shall provide funding for a home-based educational technology  
100 program for preschool children for one year with an option to extend the contract for additional  
101 years or to expand the program to a greater number of preschool children, subject to the  
102 appropriation of money by the Legislature for UPSTART.

103 (6) (a) The State Board of Education shall issue a request for proposals for a  
104 home-based educational technology program for preschool children that takes effect upon the  
105 expiration of the pilot project on July 1, 2019, provided that the Legislature reauthorizes and  
106 funds the program.

107 (b) The State Board of Education shall evaluate a proposal based on:

- 108 (i) whether the home-based educational technology program meets the standards  
109 specified in Subsection [53A-1a-1002](#)(4);
- 110 (ii) the results of an independent evaluation of the home-based educational technology  
111 program;
- 112 (iii) the experience of the home-based educational technology program provider; and
- 113 (iv) the per pupil cost of the home-based educational technology program.

114 Section 3. Section **53A-1a-1004** is amended to read:

115 **53A-1a-1004. Family participation in UPSTART.**

116 (1) The contractor shall solicit families to participate in UPSTART through a public  
117 information campaign and referrals from participating school districts.

118 (2) (a) Preschool children who participate in UPSTART shall:

119 (i) be from families with diverse socioeconomic and ethnic backgrounds; and

120 (ii) reside in different regions of the state in both urban and rural areas.

121 (b) (i) If the number of families who would like to participate in UPSTART exceeds  
 122 the number of participants funded by the legislative appropriation, the contractor shall give  
 123 priority to preschool children from low income families and preschool children who are  
 124 English language learners.

125 (ii) At least 30% of the preschool children who participate in UPSTART shall be from  
 126 low income families.

127 (3) A low income family that cannot afford a computer and Internet service to operate  
 128 the instructional software may obtain a computer and peripheral equipment on loan and receive  
 129 free Internet service for the duration of the family's participation in the pilot project.

130 (4) (a) The contractor shall make the home-based educational technology program  
 131 available to families at [an agreed upon] a cost agreed upon by the State Board of Education  
 132 and the contractor if the number of families who would like to participate in UPSTART  
 133 exceeds the number of participants funded by the legislative appropriation.

134 (b) The State Board of Education and the contractor shall annually post on their  
 135 websites information on purchasing a home-based educational technology program as provided  
 136 in Subsection (4)(a).

137 Section 4. Section **63I-2-253** is amended to read:

138 **63I-2-253. Repeal dates -- Titles 53, 53A, and 53B.**

139 (1) Section **53A-1-402.7** is repealed July 1, 2014.

140 (2) Section **53A-1-403.5** is repealed July 1, 2017.

141 (3) Section **53A-1-411** is repealed July 1, 2016.

142 [~~(4) Section **53A-1-412** is repealed July 1, 2013.~~]

143 [~~(5)~~] (4) Section **53A-1a-513.5** is repealed July 1, 2017.

144 [~~(6)~~] (5) Title 53A, Chapter 1a, Part 10, UPSTART, is repealed July 1, [~~2014~~] **2019**.

145 [~~(7)~~] (6) Title 53A, Chapter 8a, Part 8, Peer Assistance and Review Pilot Program, is  
 146 repealed July 1, 2017.

147 [~~(8) Subsection **53A-13-110(4)** is repealed July 1, 2013.~~]

148 [~~(9)~~] (7) Section **53A-17a-169** is repealed July 1, 2016.