

1 **AFTER-SCHOOL PROGRAMS AMENDMENTS**

2 2016 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Luz Escamilla**

5 House Sponsor: Sophia M. DiCaro

7 **LONG TITLE**

8 **General Description:**

9 This bill enacts provisions related to programs for elementary and secondary students
10 offered outside of the regular school day.

11 **Highlighted Provisions:**

12 This bill:

13 ▶ requires the State Board of Education, in consultation with the Department of
14 Workforce Services, to make rules that describe high quality standards for programs
15 for elementary and secondary students that operate outside of the regular school
16 day; and

17 ▶ creates a grant program to provide funding for certain programs offered outside of
18 the regular school day.

19 **Money Appropriated in this Bill:**

20 This bill appropriates:

21 ▶ to the State Board of Education - State Office of Education - Initiative Programs, as
22 an ongoing appropriation:

- 23 • from the Education Fund, \$500,000

24 **Other Special Clauses:**

25 None

26 **Utah Code Sections Affected:**

27 ENACTS:



28 [53A-15-107](#), Utah Code Annotated 1953
29 [53A-17a-171.5](#), Utah Code Annotated 1953



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

32 Section 1. Section **53A-15-107** is enacted to read:

33 **53A-15-107. Rulemaking -- Standards for high quality programs operating**
34 **outside of the regular school day.**

35 (1) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, and
36 in consultation with the Department of Workforce Services, the State Board of Education shall
37 make rules that describe the standards for a high quality program operating outside of the
38 regular school day:

- 39 (a) for elementary or secondary students; and
- 40 (b) offered by a:
 - 41 (i) school district;
 - 42 (ii) charter school;
 - 43 (iii) private provider, including a non-profit provider; or
 - 44 (iv) municipality.

45 (2) The standards described in Subsection (1) shall specify that a high quality program
46 operating outside of the regular school day:

- 47 (a) provides a safe, healthy, and nurturing environment for all participants;
- 48 (b) develops and maintains positive relationships among staff, participants, families,
49 schools, and communities;
- 50 (c) encourages participants to learn new skills; and
- 51 (d) is effectively administered.

52 Section 2. Section **53A-17a-171.5** is enacted to read:

53 **53A-17a-171.5. Educational Opportunities Outside of the Regular School Day**
54 **Grant Program.**

55 (1) As used in this section:

56 (a) "Achievement level" means an LEA or public school's overall level of student
57 achievement:

- 58 (i) as determined in board rule described in Subsection (7); and

- 59 (ii) based on:
- 60 (A) attendance rate;
- 61 (B) graduation rate, for an LEA that offers grade 12;
- 62 (C) assessment scores; and
- 63 (D) other factors determined by the board.
- 64 (b) "Board" means the State Board of Education.
- 65 (c) "Local Education Agency" or "LEA" means a school district or charter school.
- 66 (2) There is created the Educational Opportunities Outside of the Regular School Day
- 67 Grant Program to provide grants to LEAs to fund educational opportunities outside of the
- 68 regular school day.
- 69 (3) Subject to legislative appropriations, the board shall:
- 70 (a) solicit proposals from LEAs to receive a grant under this section; and
- 71 (b) award grants to LEAs based on criteria described in Subsection (4).
- 72 (4) To receive a grant under this section, an LEA shall submit a proposal to the board
- 73 describing:
- 74 (a) the LEA's current or planned program operating outside of the regular school day
- 75 that meets the standards described in Section [53A-15-107](#);
- 76 (b) information that determines the LEA achievement level;
- 77 (c) the number of students the LEA plans to serve, including the number of students
- 78 who qualify for free or reduced lunch; and
- 79 (d) the estimated cost of the program per student.
- 80 (5) (a) In awarding a grant under Subsection (3), the board shall consider:
- 81 (i) the extent to which the LEA's program meets the standards described in Section
- 82 [53A-15-107](#); and
- 83 (ii) the LEA's achievement level, showing preference to an LEA that has a lower
- 84 achievement level.
- 85 (b) In considering an LEA's achievement level, the board may consider the
- 86 achievement level of a particular school in the LEA.
- 87 (6) (a) An LEA that receives a grant under this section shall:
- 88 (i) use the grant to expand or create a high quality program outside of the regular
- 89 school day; and

90 (ii) provide the following information annually to the board:

91 (A) the number of students served by the grant; and

92 (B) the progress the LEA has made to improve the LEA's achievement level.

93 (b) An LEA that receives a grant under this section may use the grant to partner with a
94 private provider, including a nonprofit provider or municipality, that offers a high quality
95 program outside of the regular school day.

96 (7) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
97 board shall make rules to administer this section, including how to determine achievement
98 level.

99 **Section 3. Appropriation.**

100 Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, for
101 the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following sums of money
102 are appropriated from resources not otherwise appropriated, or reduced from amounts
103 previously appropriated, out of the funds or amounts indicated. These sums of money are in
104 addition to amounts previously appropriated for fiscal year 2017.

105 To State Board of Education -- State Office of Education -- Initiative Programs
106 From Education Fund \$500,000

107 Schedule of Programs:

108 Educational Opportunities Grant Program \$500,000

109 The Legislature intends that:

110 (1) the State Board of Education use the appropriation under this section to offer grants
111 described in Section [53A-17a-171.5](#); and

112 (2) the appropriations provided in this section be:

113 (a) ongoing; and

114 (b) nonlapsing.