

## HB0168S01 compared with HB0168

~~{deleted text}~~ shows text that was in HB0168 but was deleted in HB0168S01.

Inserted text shows text that was not in HB0168 but was inserted into HB0168S01.

**DISCLAIMER:** This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Representative V. Lowry Snow proposes the following substitute bill:

### KINDERGARTEN SUPPLEMENTAL ENRICHMENT PROGRAM

2017 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: V. Lowry Snow**

Senate Sponsor: \_\_\_\_\_

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#### LONG TITLE

##### General Description:

This bill establishes the kindergarten supplemental enrichment program.

##### Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ establishes the kindergarten supplemental enrichment program;
- ▶ requires the State Board of Education to:
  - develop kindergarten entry and exist assessments for use in a kindergarten supplemental enrichment program; and
  - administer a grant program to support certain kindergarten supplemental enrichment programs; and
- ▶ gives rulemaking authority.

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### Money Appropriated in this Bill:

~~{None}~~ This bill appropriates:

- ▶ to the State Board of Education -- Initiative Programs, as an ongoing appropriation:
  - from the Education Fund, \$20,000:
- ▶ to the State Board of Education -- Initiative Programs, as a one-time appropriation:
  - from the Education Fund, \$186,600:
- ▶ to the State Board of Education -- Initiative Programs, as a one-time appropriation:
  - from the Revenue Transfer - Temporary Assistance for Needy Families, \$2,880,000; and
- ▶ to Department of Workforce Services - Operations and Policy, as a one-time appropriation:
  - from federal funds, \$2,880,000.

### Other Special Clauses:

None

### Utah Code Sections Affected:

ENACTS:

**53A-15-2001**, Utah Code Annotated 1953

**53A-15-2002**, Utah Code Annotated 1953

**53A-15-2003**, Utah Code Annotated 1953

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

Section 1. Section **53A-15-2001** is enacted to read:

**Part 20. Kindergarten Supplemental Enrichment Program**

**53A-15-2001. Title.**

This part is known as "Kindergarten Supplemental Enrichment Program."

Section 2. Section **53A-15-2002** is enacted to read:

**53A-15-2002. Definitions.**

As used in this part:

(1) "Board" means the State Board of Education.

(2) "Eligible school" means a charter or school district school in which:

(a) at least 10% of the students experience intergenerational poverty; or

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(b) 50% of students were eligible to receive free or reduced lunch in the previous school year.

(3) "Intergenerational poverty" means the same as that term is defined in Section 35A-9-102.

(f2)4) "Kindergarten supplemental enrichment program" means a program to improve the academic competency of kindergarten students that:

(a) meets the criteria described in Section 53A-15-2003;

(b) receives funding from a grant program described in Section 53A-15-2003; and

(c) is administered by ~~fa public~~an eligible school.

Section 3. Section **53A-15-2003** is enacted to read:

**53A-15-2003. Grant funding for kindergarten supplemental enrichment programs.**

(1) (a) In accordance with this section, the board shall distribute funds appropriated under this section to support kindergarten supplemental enrichment programs, giving priority first to awarding funds to an eligible school with at least 10% of the students in an eligible school experiencing intergenerational poverty and second priority to an eligible school in which 50% of students were eligible to receive free or reduced lunch in the previous school year.

(b) The board may use up to 1% of the funds described in Subsection (1)(a) for the administrative cost of running the grant programs described in Subsection (2).

(c) The board shall develop kindergarten entry and exit assessments for use by a kindergarten supplemental enrichment program.

(2) (a) The board shall administer a qualifying grant program as described in this Subsection (2) to distribute funds described in Subsection (1)(a) to ~~fa public~~an eligible school:

(~~fa~~)i) that applies for a grant;

(~~fb~~)ii) that offers a kindergarten supplemental enrichment program that meets the requirements described in Subsection (3);

~~{~~ (c) where 50% of students were eligible to receive free or reduced lunch in the prior school year;

~~†~~ (~~fd~~)iii) that has an overall need for a kindergarten supplemental enrichment program.

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based on the results of the ~~public~~ eligible school's kindergarten entry and exit assessments described in Subsection (3)(b)(ii):

~~(f)iv~~ if the eligible school has previously established a kindergarten supplemental enrichment program under this section, that shows success of the ~~public~~ eligible school's kindergarten supplemental enrichment program, based on the results of the ~~public~~ eligible school's kindergarten entry and exit assessments described in Subsection (3)(b)(ii); and

~~(ff)v~~ that proposes a kindergarten supplemental enrichment program that addresses the particular needs of students at risk of experiencing intergenerational poverty ~~, as defined in Section 35A-9-102, using eligibility for~~.

(b) An eligible school shall include in a grant application a letter from the principal of the eligible school certifying that the eligible school's proposed kindergarten supplemental enrichment program will meet the needs of either children in intergenerational poverty or children who are eligible to receive free or reduced lunch as ~~a primary indicator~~ appropriate for the eligible school."

(3) ~~A public~~ An eligible school that receives a grant as described in Subsection (2) shall:

(a) use the grant money to offer a kindergarten supplemental enrichment program ~~that~~ to:

(i) target kindergarten students at risk for not meeting grade 3 core standards for Utah public schools, established by the board under Section 53A-1-402.6, by the end of each student's grade 3 year;

(ii) use an evidence-based early intervention model;

(iii) focus on academically improving age-appropriate literacy and numeracy skills;

(iv) emphasize the use of live instruction;

(v) administer the kindergarten entry and exit assessments described in Subsection (1)(c); and

(vi) deliver the kindergarten supplemental enrichment program through additional hours or other means; and

(b) report to the board annually regarding:

(i) how the ~~public~~ eligible school used grant money received under Subsection (2);

(ii) the results of the ~~public~~ eligible school's kindergarten entry and exit assessments

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for the prior year:

(iii) with assistance from board employees, the number of students served, including the number of students who are eligible for free or reduced lunch; and

(iv) with assistance from board employees, student performance outcomes achieved by the ~~{public}~~eligible school's kindergarten supplemental enrichment program, disaggregated by economic and ethnic subgroups.

(4) ~~{A public}~~An eligible school that receives a grant as described in Subsection (2) may not receive funds appropriated under Section 53A-17a-167.

(5) A parent or legal guardian may decline participation of the parent or legal guardian's kindergarten student in ~~{a public}~~an eligible school's kindergarten supplemental enrichment program.

(6) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the board shall make rules to establish reporting procedures and administer this section.

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### **Legislative Review Note**

#### **~~Office of Legislative Research and General Counsel~~ Section 4. Appropriation.**

The following sums of money are appropriated for the fiscal year beginning July 1, 2017, and ending June 30, 2018. These are additions to amounts previously appropriated for fiscal year 2018. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the Legislature appropriates the following sums of money from the funds or accounts indicated for the use and support of the government of the state of Utah.

#### Item 1

##### To State Board of Education - Initiative Programs

|   |                    |
|---|--------------------|
| <u>From Education Fund</u>  | <u>\$20,000</u>    |
| <u>From Education Fund, One-time</u>                                    | <u>\$186,600</u>   |
| <u>From Revenue Transfer - Temporary Assistance for Needy Families,</u> |                    |
| <u>One-time</u>   | <u>\$2,880,000</u> |

##### Schedule of Programs:

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### Kindergarten Supplement

Enrichment Program                      \$3,086,600

### Item 2

#### To Department of Workforce Services - Operations and Policy

From Federal Funds, One-time    \$2,880,000

#### Schedule of Programs:

#### Temporary Assistance for

Needy Families    \$2,880,000

The Legislature intends that the Department of Workforce Services (DWS) authorize Temporary Assistance for Needy Families (TANF) for three years for the Kindergarten Supplemental Enrichment Program (\$2,880,000 per year). This TANF funding is dependent upon availability of TANF funding and expenditures meeting the necessary requirements to qualify for the federal Temporary Assistance for Needy Families program. The Legislature further intends that DWS report to the Office of the Legislative Fiscal Analyst no later than September 1, 2017, regarding the status of these efforts.