

## **Part 7**

### **Educational Technology Programs**

#### **53A-1-706 Purchases of educational technology.**

- (1)
  - (a) A school district, charter school, or college of education shall comply with Title 63G, Chapter 6a, Utah Procurement Code, in purchasing technology, except as otherwise provided in Subsection (1)(b).
  - (b) A school district or charter school may purchase computers from, and contract for the repair or refurbishing of computers with, the Utah Correctional Industries without going through the bidding or competition procedures outlined in Title 63G, Chapter 6a, Utah Procurement Code.
- (2) A school district, charter school, or college of education may purchase technology through cooperative purchasing contracts administered by the state Division of Purchasing or through its own established purchasing program.
- (3) Consistent with policies adopted by a local school board or charter school governing board, a school district or charter school that purchases technology under this section shall ensure that adequate on and off campus Internet filtering is installed and consistently configured to prevent viewing of harmful content by students and school personnel.

Amended by Chapter 220, 2016 General Session

#### **53A-1-708 Grants for online delivery of U-PASS tests.**

- (1) As used in this section:
  - (a) "Adaptive tests" means tests administered during the school year using an online adaptive test system.
  - (b) "Core standards for Utah public schools" means the standards developed and adopted by the State Board of Education that define the knowledge and skills students should have in kindergarten through grade 12 to enable students to be prepared for college or workforce training.
  - (c) "Summative tests" means tests administered near the end of a course to assess overall achievement of course goals.
  - (d) "Uniform online summative test system" means a single system for the online delivery of summative tests required under U-PASS that:
    - (i) is coordinated by the State Board of Education;
    - (ii) ensures the reliability and security of U-PASS tests; and
    - (iii) is selected through collaboration between the State Board of Education and school district representatives with expertise in technology, assessment, and administration.
  - (e) "U-PASS" means the Utah Performance Assessment System for Students.
- (2) The State Board of Education may award grants to school districts and charter schools to implement one or both of the following:
  - (a) a uniform online summative test system to enable parents of students and school staff to review U-PASS test scores by the end of the school year; or
  - (b) an online adaptive test system to enable parents of students and school staff to measure and monitor a student's academic progress during a school year.
- (3)

- (a) Grant money may be used to pay for any of the following, provided it is directly related to implementing a uniform online summative test system, an online adaptive test system, or both:
    - (i) computer equipment and peripherals, including electronic data capture devices designed for electronic test administration and scoring;
    - (ii) software;
    - (iii) networking equipment;
    - (iv) upgrades of existing equipment or software;
    - (v) upgrades of existing physical plant facilities;
    - (vi) personnel to provide technical support or coordination and management; and
    - (vii) teacher professional development.
  - (b) Equipment purchased in compliance with Subsection (3)(a), when not in use for the online delivery of summative tests or adaptive tests required under U-PASS may be used for other purposes.
- (4) The State Board of Education shall make rules:
- (a) establishing procedures for applying for and awarding grants;
  - (b) specifying how grant money shall be allocated among school districts and charter schools;
  - (c) requiring reporting of grant money expenditures and evidence showing that the grant money has been used to implement a uniform online summative test system, an online adaptive test system, or both;
  - (d) establishing technology standards for an online adaptive testing system;
  - (e) requiring a school district or charter school that receives a grant under this section to implement, in compliance with Chapter 1, Part 14, Student Data Protection Act, and Chapter 13, Part 3, Utah Family Educational Rights and Privacy Act, an online adaptive test system by the 2014-15 school year that:
    - (i) meets the technology standards established under Subsection (4)(d); and
    - (ii) is aligned with the core standards for Utah public schools;
  - (f) requiring a school district or charter school to provide matching funds to implement a uniform online summative test system, an online adaptive test system, or both in an amount that is greater than or equal to the amount of a grant received under this section; and
  - (g) ensuring that student identifiable data is not released to any person, except as provided by Chapter 1, Part 14, Student Data Protection Act, Section 53A-13-301, and rules of the State Board of Education adopted under that section.
- (5) If a school district or charter school uses grant money for purposes other than those stated in Subsection (3), the school district or charter school is liable for reimbursing the State Board of Education in the amount of the grant money improperly used.
- (6) A school district or charter school may not use federal funds to provide the matching funds required to receive a grant under this section.
- (7) A school district may not impose a tax rate above the certified tax rate for the purpose of generating revenue to provide matching funds for a grant under this section.

Amended by Chapter 144, 2016 General Session

Amended by Chapter 221, 2016 General Session

**53A-1-709 Smart School Technology Program.**

- (1) As used in this section, "program" means the Smart School Technology Program.
- (2) The Smart School Technology Program is created to encourage the deployment of whole-school one-to-one mobile device technology in public schools.

- (3) The Board of Business and Economic Development with input from an independent evaluating committee, shall issue a request for proposals for the development and implementation of a whole-school one-to-one mobile device technology deployment plan for schools.
- (4) From recommendations submitted by an independent evaluating committee, the Board of Business and Economic Development shall select a single education technology provider with integrated whole-school technology deployment experience through the request for proposals process.
- (5)
  - (a) An independent evaluating committee shall be established to:
    - (i) advise the Board of Business and Economic Development in issuing a request for proposals under Subsection (3);
    - (ii) evaluate proposals submitted through a request for proposals issued under Subsection (3); and
    - (iii) advise the State Board of Education on selecting schools to participate in the program.
  - (b) The membership of the independent evaluating committee shall include:
    - (i) three members of the State Board of Education appointed by the chair of the State Board of Education;
    - (ii) the state chief information officer;
    - (iii) two members appointed by the executive director of the Governor's Office of Economic Development; and
    - (iv) the governor's education director.
  - (c) The independent evaluating committee shall evaluate a proposal on:
    - (i) a provider's experience with integrated whole-school technology deployment; and
    - (ii) the components of a whole-school technology deployment plan.
- (6) An educational technology provider selected under Subsection (4) shall develop a customized whole-school one-to-one mobile device technology deployment plan for each school participating in the program.
- (7) The whole-school technology deployment plan shall be based on submitted proposals to the committee and may include the following components:
  - (a) a personal mobile learning device for each student;
  - (b) desktop or laptop computers for each classroom;
  - (c) peripherals and networking equipment, including a wireless network that is not self-interfering;
  - (d) wireless audio equipment in each classroom;
  - (e) digital projectors or televisions with wireless device mirroring technology;
  - (f) on and off campus Internet filtering;
  - (g) operating software for the technology system, including software that connects personal mobile learning devices among students and a teacher to facilitate classroom interaction;
  - (h) curriculum and instructional software purchase credits per device to be used toward improving student outcomes with respect to the core standards for Utah public schools and skill building on the use of technology;
  - (i) device repair and replacement criteria;
  - (j) professional development for educators and technology specialists on:
    - (i) the operation and use of the technology equipment; and
    - (ii) accessing and using online content; and
  - (k) ongoing technical support.
- (8)

- (a) A school within a school district, with the approval of the local school board, or a charter school, may submit an application to the State Board of Education to participate in the program.
- (b) With input from the independent evaluating committee established under Subsection (5), the State Board of Education shall select schools to participate in the program.
- (c) In selecting schools, the State Board of Education shall seek to include in the program schools:
  - (i) from different regions of the state;
  - (ii) from urban and rural areas;
  - (iii) with a variety of economic and demographic characteristics; and
  - (iv) with documented technology implementation plans, including a plan for the use of:
    - (A) instructional software that improves student outcomes with respect to the core standards for Utah public schools; and
    - (B) software that provides students with skill building on the use of technology.
- (d) The State Board of Education shall make rules:
  - (i) specifying procedures and criteria to be used for selecting schools that may participate in the program; and
  - (ii) requiring selected schools to provide matching funds to participate in the program.
- (9)
  - (a) The State Board of Education, in collaboration with the education technology provider and the schools participating in the program, shall evaluate the program and submit a report on the evaluation to the Governor's Office of Economic Development and the Education Interim Committee by the committee's October meetings in 2013 and 2014.
  - (b) The State Board of Education may contract with an independent evaluator to conduct the evaluation required in Subsection (9)(a).
  - (c) The evaluation shall be based on the following criteria:
    - (i) technology system functionality;
    - (ii) school level outcomes;
    - (iii) teacher instruction and outcomes; and
    - (iv) student engagement and outcomes.

Amended by Chapter 415, 2015 General Session