

Effective 5/12/2015

Repealed 5/10/2016

53A-17a-172 Use of minimum school program funds for dropout recovery services.

(1) As used in this section:

(a) "Adequate monthly progress" means:

- (i) an amount of progress that is measurable on a monthly basis and that, if continued for a full school year, would result in the same amount of academic credit being awarded to an eligible student as would be awarded to a regularly enrolled full-time student during a school year; or
- (ii) completion of one-quarter credit of college and career readiness course work.

(b) "Attainment goal" means:

(i) for an eligible student up to 18 years of age:

- (A) earning a high school diploma;
- (B) earning a Utah High School Completion Diploma, as defined in State Board of Education rule; or
- (C) earning an industry-based certificate that is likely to result in job placement; or

(ii) for an eligible student over 18 years of age, earning a high school diploma as required under Section 53A-12-101.

(c) "Average daily membership" means the same as that term is defined in Section 53A-17a-103.

(d) "Cohort" means a group of students, defined by the year the group enters ninth grade.

(e) "College and career readiness course work" means course work that prepares a student to succeed in a:

(i) post-secondary environment, such as course work designed to teach time management skills and study skills; and

(ii) work environment, such as:

- (A) career and technical education courses;
- (B) career exploration and planning courses;
- (C) course work designed to teach the soft skills that are necessary to succeed in a work environment; and
- (D) course work designed to prepare a student to pass an industry based certification exam.

(f) "Eligible student" means a student:

(i) who has withdrawn from a secondary school prior to earning a diploma with no legitimate reason for departure or absence from school;

(ii) who has been dropped from average daily membership for having a certain number of unexcused absences as described in rules established by the State Board of Education; and

(iii)

(A) whose cohort has not yet graduated; or

(B) whose cohort graduated in the previous school year.

(g)

(i) "Local education agency" or "LEA" means a school district or charter school.

(ii) "Local education agency" or "LEA" does not include:

- (A) an alternative school as defined in Section 53A-1-1102; or
- (B) a statewide virtual school.

(2)

(a) An LEA shall provide a dropout recovery program for eligible students that includes the following dropout recovery services:

(i) recruiting eligible students;

- (ii) working with an eligible student to identify and mitigate social barriers to regular school attendance;
 - (iii) developing a learning plan, in consultation with the eligible student to:
 - (A) identify an attainment goal; and
 - (B) specify adequate monthly progress toward the attainment goal;
 - (iv) monitoring an eligible student's progress against the eligible student's learning plan;
 - (v) providing tiered interventions for an eligible student who is not making adequate monthly progress; and
 - (vi) providing dropout recovery services to eligible students throughout the calendar year.
- (b) An LEA shall allow an eligible student to enroll in a dropout recovery program under Subsection (2)(a) at any point during the calendar year.
- (3) An LEA that does not meet the criteria described in Subsections (4)(a) and (b) may contract with a provider to provide one or more of the dropout recovery services described in Subsection (2)(a).
- (4) An LEA shall contract with a provider to provide the dropout recovery services described in Subsection (2)(a) if:
- (a) the LEA has a graduation rate that is lower than the statewide graduation rate, as annually calculated by the State Board of Education; and
 - (b)
 - (i) on average over the previous calendar year, at least 10% of the eligible students in the LEA have not made adequate monthly progress toward an attainment goal; or
 - (ii) the LEA's graduation rate, as calculated annually by the State Board of Education, has not increased by at least 1% as compared to the previous school year.
- (5) An LEA described in Subsection (4) shall ensure that:
- (a) a provider that is contracted with under Subsection (4) has a demonstrated record of effectiveness engaging with and recovering eligible students; and
 - (b) a contract with a provider requires the provider to:
 - (i) provide the services described in Subsection (2)(a); and
 - (ii) regularly report an eligible student's progress to the LEA.
- (6)
- (a) Subject to Subsection (6)(b), an LEA may count a student who was classified as an eligible student during a previous school year in average daily membership for the current school year if the eligible student is enrolled in a dropout recovery services program under Subsection (2)(a) during the current school year.
 - (b) An LEA may count a student in average daily membership under Subsection (6)(a):
 - (i) for a month during which the student makes adequate monthly progress, calculated in accordance with rules established by the State Board of Education under Subsection (7)(a); and
 - (ii) if a student re-enrolls in an LEA or statewide course or program, in accordance with the pupil accounting provisions under Section 53A-17a-106 and State Board of Education rule.
- (7) The State Board of Education shall:
- (a) make rules specifying procedures for calculating average daily membership under Subsection (6)(b)(i); and
 - (b) ensure that the amount accounted for under Subsection (6):
 - (i) does not exceed one pupil in average daily membership per student;
 - (ii) includes only the value of the kindergarten through grade 12 weighted pupil unit; and
 - (iii) excludes add-on weighted pupil units.

- (8) An LEA shall annually submit a report to the State Board of Education on dropout recovery services provided under this section, including:
 - (a) the number of eligible students:
 - (i) in the LEA;
 - (ii) enrolled in a dropout recovery program under Subsection (2)(a);
 - (iii) making adequate monthly progress toward an attainment goal; and
 - (iv) counted in average daily membership under Subsections (6)(b)(i) and (ii); and
 - (b) funding allocated to provide for a dropout recovery program as described in Subsection (2).
- (9) The State Board of Education shall:
 - (a) review reports submitted under Subsection (8);
 - (b) ensure that an LEA described in Subsection (4) contracts with a provider to provide dropout recovery services in accordance with Subsections (4) and (5); and
 - (c) annually report to the Education Interim Committee on the provisions of this section.