

1 **FULL-DAY KINDERGARTEN**

2 2006 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Kory M. Holdaway**

5 Senate Sponsor: _____

7 **LONG TITLE**

8 **General Description:**

9 This bill establishes a voluntary full-day kindergarten program, with certain funding
10 priorities.

11 **Highlighted Provisions:**

12 This bill:

13 ▶ establishes a program, administered by the State Board of Education, through which
14 school districts can provide voluntary full-day kindergarten;

15 ▶ amends the weighted pupil unit for a kindergarten student participating in the
16 program;

17 ▶ establishes program funding priorities;

18 ▶ requires districts to report certain information on the program's outcomes to the
19 State Board of Education; and

20 ▶ requires the Superintendent of Public Instruction to report to the Education Interim
21 Committee on the program.

22 **Monies Appropriated in this Bill:**

23 This bill appropriates as an ongoing appropriation subject to future budget constraints,
24 \$7,000,000 from the Uniform School Fund for fiscal year 2006-07 to the State Board of
25 Education.

26 **Other Special Clauses:**

27 This bill takes effect on July 1, 2006.



28 **Utah Code Sections Affected:**

29 AMENDS:

30 **53A-17a-106**, as last amended by Chapter 73, Laws of Utah 2001

31 ENACTS:

32 **53A-1a-801**, Utah Code Annotated 1953



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

35 Section 1. Section **53A-1a-801** is enacted to read:

36 **Part 8. Voluntary Full-day Kindergarten Program**

37 **53A-1a-801. Voluntary full-day kindergarten program.**

38 (1) As used in this section:

39 (a) "full-day kindergarten" means a kindergarten program that provides at least the
40 same number of instructional hours per school year as a nonkindergarten grade, as defined
41 under State Board of Education rule; and

42 (b) "school" means a public school, including a charter school.

43 (2) (a) If funds are appropriated for this purpose, the State Board of Education shall
44 allocate available funds to schools that apply to offer full-day kindergarten.

45 (b) In allocating funds, the State Board of Education shall:

46 (i) for each school that requests funding, determine the percentage of students who
47 receive free or reduced price school lunch;

48 (ii) beginning with the school with the highest percentage of free or reduced price
49 lunch recipients, allocate funds to schools in descending order of percentage of free or reduced
50 price lunch recipients, until available funds are allocated; and

51 (iii) allocate to each recipient school an amount calculated by:

52 (A) subtracting the minimum school program amount corresponding to a kindergarten
53 pupil under Subsection 53A-17a-106(2) from the minimum school program amount
54 corresponding to a full-day kindergarten pupil under Subsection 53A-17a-106(1); and

55 (B) multiplying the result by the school's number of full-day kindergarten participants
56 under this section, as measured by average daily membership.

57 (c) (i) A school district shall coordinate program application, funding, administration,
58 and reporting for its schools that participate in the program.

59 (ii) The State Board of Education shall allocate funds to a school that is not a charter
60 school through the school district.

61 (3) A school or school district may not require a student to participate in full-day
62 kindergarten.

63 (4) Each participating school shall annually report to the State Board of Education
64 regarding:

65 (a) the number of students served;

66 (b) the specific results achieved by the program, including any standardized testing or
67 district-directed assessment; and

68 (c) challenges encountered in administering the program and suggestions for
69 improvement.

70 (5) Until 2011, the Superintendent of Public Instruction shall annually report to the
71 Education Interim Committee on the program, including a summary of information reported
72 under Subsection (4).

73 (6) In accordance with Title 63, Chapter 46a, Utah Administrative Rulemaking Act,
74 and consistent with this part, the State Board of Education shall make rules establishing
75 application and reporting procedures necessary to administer this part.

76 Section 2. Section **53A-17a-106** is amended to read:

77 **53A-17a-106. Determination of weighted pupil units.**

78 The number of weighted pupil units in the minimum school program for each year is
79 the total of the units for each school district determined as follows:

80 (1) The number of units is computed by adding the average daily membership of all
81 pupils of the district attending schools, other than:

82 (a) kindergarten pupils who do not attend a full-day kindergarten under Section
83 53A-1a-801; and

84 (b) self-contained classes for children with a disability.

85 (2) (a) The number of units is computed by adding the average daily membership of all
86 pupils of the district enrolled in kindergarten who are not enrolled in full-day kindergarten
87 under Section 53A-1a-801 and multiplying the total by .55.

88 [~~a~~] (b) (i) In those districts that do not elect to hold kindergarten for a full nine-month
89 term, the local school board may approve a shorter term of nine weeks' duration.

90 ~~(b)~~ (ii) Upon board approval, the number of pupils in average daily membership at
91 the short-term kindergarten shall be counted for the purpose of determining the number of units
92 allowed in the same ratio as the number of days the short-term kindergarten is held, not
93 exceeding nine weeks, compared to the total number of days schools are held in that district in
94 the regular school year.

95 (3) (a) The State Board of Education shall use prior year plus growth to determine
96 average daily membership in distributing monies under the minimum school program where
97 the distribution is based on kindergarten through grade 12 ADMs or weighted pupil units.

98 (b) Under prior year plus growth, kindergarten through grade 12 average daily
99 membership for the current year is based on the actual kindergarten through grade 12 average
100 daily membership for the previous year plus an estimated percentage growth factor.

101 (c) The growth factor is the percentage increase in total average daily membership on
102 the first school day of October in the current year as compared to the total average daily
103 membership on the first school day of October of the previous year.

104 **Section 3. Appropriation.**

105 As an ongoing appropriation subject to future budget constraints, there is appropriated
106 from the Uniform School Fund for fiscal year 2006-07, \$7,000,000 to the State Board of
107 Education, for allocation to school districts and charter schools pursuant to Section
108 53A-1a-801.

109 **Section 4. Effective date.**

110 This bill takes effect on July 1, 2006.

Legislative Review Note
as of 1-11-06 9:26 AM

Based on a limited legal review, this legislation has not been determined to have a high probability of being held unconstitutional.

Office of Legislative Research and General Counsel

State Impact

Provisions of this bill appropriate \$7,000,000 in ongoing Uniform School Fund revenue to the State Board of Education to implement a full day kindergarten program.

	<u>FY 2007</u> <u>Approp.</u>	<u>FY 2008</u> <u>Approp.</u>	<u>FY 2007</u> <u>Revenue</u>	<u>FY 2008</u> <u>Revenue</u>
Uniform School Fund	\$7,000,000	\$7,000,000	\$0	\$0
TOTAL	\$7,000,000	\$7,000,000	\$0	\$0

Individual and Business Impact

No fiscal impact
