

1 **KINDERGARTEN LITERACY IMPROVEMENT PROGRAM**

2 2011 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Johnny Anderson**

5 Senate Sponsor: _____

7 **LONG TITLE**

8 **General Description:**

9 This bill establishes a computer-based kindergarten literacy program.

10 **Highlighted Provisions:**

11 This bill:

12 ▶ requires the State Board of Education to contract with an educational technology
13 provider, selected through a request for proposals process, for a computer-based
14 kindergarten literacy program;

15 ▶ requires the computer-based kindergarten literacy software program:

- 16 • be made available to all kindergarten students;
- 17 • provide pre- and post-assessments;
- 18 • include instruction in the five domains of reading;
- 19 • be adaptive; and
- 20 • provide multiple remedial activities to struggling students;

21 ▶ requires the contractor that receives the contract to:

- 22 • provide headsets to students;
- 23 • provide installation, training, and support; and
- 24 • provide certain reports;

25 ▶ provides grants to school districts and charter schools to purchase and maintain
26 computers for kindergarten classrooms to participate in the computer-based
27 kindergarten literacy program; and



28 ▶ requires the State Board of Education to report to the Education Interim Committee
29 and the Public Education Appropriations Subcommittee.

30 **Money Appropriated in this Bill:**

31 This bill appropriates:

32 ▶ to the State Board of Education - Utah State Office of Education - Initiative
33 Programs, as an ongoing appropriation for fiscal year 2011-12;

- 34 • \$3,000,000 from the Education Fund; and

35 ▶ to the Related to Basic Program, as an ongoing appropriation for fiscal year
36 2011-12;

- 37 • \$4,500,000 from the Education Fund.

38 **Other Special Clauses:**

39 This bill takes effect on July 1, 2011.

40 **Utah Code Sections Affected:**

41 ENACTS:

42 **53A-1a-1101**, Utah Code Annotated 1953

43 **53A-1a-1102**, Utah Code Annotated 1953

44 **53A-1a-1103**, Utah Code Annotated 1953

45 **53A-1a-1104**, Utah Code Annotated 1953



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

48 Section 1. Section **53A-1a-1101** is enacted to read:

49 **Part 11. Kindergarten Literacy Improvement Program**

50 **53A-1a-1101. Definitions.**

51 As used in this part:

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

53 (2) "Contractor" means the educational technology provider selected by the State Board
54 of Education under Section 53A-1a-1102.

55 (3) "Program" means the Kindergarten Literacy Improvement Program created in
56 Section 53A-1a-1102, which is a computer-based literacy program.

57 Section 2. Section **53A-1a-1102** is enacted to read:

58 **53A-1a-1102. Kindergarten Literacy Improvement Program.**

59 (1) The board shall contract with an educational technology provider, selected through
 60 a request for proposals process, for a computer-based literacy program for kindergarten
 61 students that meets the requirements of this section.

62 (2) The program shall be ~~it~~ optional to school districts and may be ~~it~~ made available
 62a to all kindergarten students in the state.

63 (3) The program shall:

64 (a) include software that has the capability to:

65 (i) assess a student at the beginning and end of the program, and in an ongoing manner,
 66 to show progress;

67 (ii) provide instruction in the five domains of reading as defined in Section
 68 53A-1-606.5;

69 (iii) be adaptive, allowing a student to automatically progress to more challenging
 70 content; and

71 (iv) provide multiple remedial activities when a student struggles;

72 (b) include headsets for student use; and

73 (c) provide the necessary networking hardware.

74 (4) The contractor shall, at no additional cost:

75 (a) provide on-site support within 24 hours;

76 (b) electronically provide monthly reports to a school principal and school district
 77 designee;

78 (c) provide the board with an annual report of pre- and post-assessment results; and

79 (d) provide for installation of the program, initial and ongoing training, and other
 80 required support.

81 Section 3. Section **53A-1a-1103** is enacted to read:

82 **53A-1a-1103. Computer hardware grants for participating schools in the**
 83 **Kindergarten Literacy Improvement Program -- School requirements.**

84 (1) A school district or charter school may apply to the board to receive a computer
 85 hardware grant to participate in the program.

86 (2) From funds appropriated for computer hardware for the program, the board
 86a ~~it~~ [shall] may ~~it~~

87 allocate an equal amount of money for each kindergarten classroom in a participating public
 88 school.

89 (3) (a) For school year 2011-12, a school district or charter school ~~it~~ [shall] may ~~it~~
 89a use the money

90 allocated in Subsection (2) to purchase computers for kindergarten classrooms in participating
 91 schools to be used primarily to operate the program described in Section 53A-1a-1102.

92 (b) For school year 2012-13 and for each subsequent school year, a school district or
 93 charter school may use the money allocated in Subsection (2) to:

94 (i) purchase computers for grade one, grade two, or grade three classrooms, if the
 95 following conditions are met:

96 (A) there is at least one computer for every five kindergarten students in a kindergarten
 97 classroom; and

98 (B) kindergarten students, on average, are meeting the time requirements in Subsection
 99 (4)(c); or

100 (ii) replace, upgrade, or maintain an existing computer purchased with program money
 101 in previous years.

102 (4) A school district or charter school participating in the program ~~shall~~ may :

103 (a) annually conduct a pre- and post-kindergarten reading assessment for a
 104 kindergarten student participating in the program;

105 (b) ensure that a kindergarten student who has the greatest need for literacy
 106 improvement, as determined by pre-assessments, is given priority in using the program;

107 (c) ensure that kindergarten students, on average, spend at least 80 minutes per week
 108 utilizing the program; and

109 (d) annually report to the board:

110 (i) the number of students served by the program;

111 (ii) the number of computers purchased with the money allocated in Subsection (2);

112 and

113 (iii) the results of the pre- and post-assessments in accordance with Subsection (4)(a).

114 (5) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, and
 115 consistent with this part, the board shall make rules establishing application and reporting
 116 procedures necessary to administer this part.

117 Section 4. Section **53A-1a-1104** is enacted to read:

118 **53A-1a-1104. Annual report.**

119 (1) The contractor and board shall annually report to the Public Education
 120 Appropriations Subcommittee and the Education Interim Committee:

121 (a) the number of school districts, schools, and students participating in the program;
122 and

123 (b) the results of the assessments described in Subsections 53A-1a-1102(3)(a)(i) and
124 53A-1a-1103(4)(a).

125 (2) The assessment results described in Subsection (1)(b) shall be reported separately
126 for:

127 (a) students who are at high risk of not attaining proficiency in reading, as determined
128 by the assessments given at the beginning of the program; and

129 (b) students who at low risk of not attaining proficiency in reading, as determined by
130 the assessments given at the beginning of the program.

131 **Section 5. Appropriation.**

132 Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the
133 following sums of money are appropriated from resources not otherwise appropriated out of the
134 funds or accounts indicated for the fiscal year beginning July 1, 2011 and ending June 30,
135 2012. These are additions to amounts previously appropriated for fiscal year 2011-12.

136 Item 1 To State Board of Education - Utah State Office of Education - Initiative Programs

137 From Education Fund \$3,000,000

138 Schedule of Programs:

139 Contracts and Grants \$3,000,000

140 Item 2 To Related to Basic Program

141 From Education Fund \$4,500,000

142 Schedule of Programs:

143 Computer Hardware for Kindergarten Literacy

144 Improvement Program \$4,500,000

145 **Section 6. Effective date.**

146 This bill takes effect on July 1, 2011.

FISCAL NOTE

H.B. 447

SHORT TITLE: Kindergarten Literacy Improvement Program

SPONSOR: Anderson, J.

2011 GENERAL SESSION, STATE OF UTAH

STATE GOVERNMENT (UCA 36-12-13(2)(b))

Enactment of this bill appropriates \$7,500,000 in ongoing Education Funds divided into two functions. First, \$3 million is appropriated to the State Board of Education to provide for the RFP outlined in the bill. Second, \$4.5 million is appropriated to the Minimum School Program for distribution to local education agencies as outlined in the bill.

STATE BUDGET DETAIL TABLE

	FY 2011	FY 2012	FY 2013
Revenue	\$0	\$0	\$0
Expenditure:			
Education Fund	\$0	\$7,500,000	\$7,500,000
Total Expenditure	\$0	\$7,500,000	\$7,500,000
Net Impact, All Funds (Rev.-Exp.)	\$0	(\$7,500,000)	(\$7,500,000)
Net Impact, General/Education Funds	\$0	(\$7,500,000)	(\$7,500,000)

LOCAL GOVERNMENTS (UCA 36-12-13(2)(c))

Enactment of this bill likely will not result in direct, measurable costs for local governments.

DIRECT EXPENDITURES BY UTAH RESIDENTS AND BUSINESSES (UCA 36-12-13(2)(d))

Enactment of this bill likely will not result in direct, measurable expenditures by Utah residents or businesses.