

EARLY INTERVENTION PROGRAM

2012 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Merlynn T. Newbold

Senate Sponsor: Howard A. Stephenson

LONG TITLE

General Description:

This bill creates an early intervention program in Title 53A, State System of Public Education.

Highlighted Provisions:

This bill:

- ▶ creates an early intervention program, targeted to at-risk students, delivered through a voluntary enhanced kindergarten program at school districts and charter schools that choose to offer the program; ~~§~~ → [and] ← ~~§~~

- ▶ establishes guidelines for the State Board of Education to distribute early intervention funds, based on at-risk indicators ~~§~~ → [:] ;

- ▶ requires the State Board of Education to select at least one technology provider, through a request for proposals process, to provide adaptive learning technology and assessments for early intervention students; and

- ▶ requires the State Board of Education to report final testing data regarding an adaptive learning technology program, including student learning gains, to the Education Interim Committee and the governor. ← ~~§~~

Money Appropriated in this Bill:

This bill appropriates:

- ▶ to Related to Basic, as a one-time appropriation:
 - from the Education Fund, \$7,500,000; and
- ▶ to the State Board of Education - State Office of Education - Initiative Programs, as a one-time appropriation:



24 • from the Education Fund, \$2,500,000.

25 **Other Special Clauses:**

26 This bill provides an effective date.

27 **Utah Code Sections Affected:**

28 ENACTS:

29 **53A-17a-167**, Utah Code Annotated 1953

30

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

32 Section 1. Section **53A-17a-167** is enacted to read:

33 **53A-17a-167. Early Intervention Program.**

34 (1) The State Board of Education shall distribute funds appropriated under this section,
 35 consistent with guidelines in this section, to school districts and charter schools that apply for
 36 the funds.

37 (2) A school district or charter school shall use funds appropriated in this section to
 38 offer an early intervention program, delivered through an enhanced kindergarten program that:

39 (a) is an academic program focused on building age-appropriate literacy and numeracy
 40 skills;

41 (b) uses an evidence-based early intervention model;

42 (c) is targeted to at-risk students; and

43 (d) is delivered through additional hours or other means.

44 (3) A school district or charter school may not require a student to participate in an
 45 enhanced kindergarten program described in Subsection (2).

46 (4) The State Board of Education shall distribute funds appropriated under this section
 47 to school districts and charter schools based on the number of kindergarten students eligible to
 48 receive free or reduced price school lunch in each school district or charter school that applies
 49 for funding under Subsection (1).

49a **§→ (5) In addition to an enhanced kindergarten program described in Subsection (2),**
 49b **the early intervention program includes a component to address early intervention through the**
 49c **use of adaptive learning technology.**

49d **(6) The State Board of Education shall select one or more technology providers,**
 49e **through a request for proposals process, to provide:**

49f **(a) adaptive learning technology and assessments for reading, mathematics, or science**
 49g **for early intervention kindergarten students;**

49h **(b) an adaptive computer software program for literacy instruction for early**
 49i **intervention students in kindergarten through grade 1; or**

49j **(c) both programs described in Subsections (6)(a) and (b) .**

49k **(7) On or before November 1, 2013, and every year thereafter, the State Board of**
 49l **Education shall report final testing data regarding an adaptive learning technology**

49m **program described in Subsection (6), including student learning gains as a result of the**
49n **adaptive learning technology program, to:**

49o **(a) the Education Interim Committee; and**

49p **(b) the governor.** ←§

50 Section 2. Appropriation.

51 Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the
52 following sums of money are appropriated from resources not otherwise appropriated, or
53 reduced from amounts previously appropriated, out of the funds or accounts indicated for the
54 fiscal year beginning July 1, 2012 and ending June 30, 2013. These are additions to any
55 amounts previously appropriated for fiscal year 2013.

56 To Related to Basic

57 From Education Fund, one-time \$7,500,000

58 Schedule of Programs:

59 Early Intervention Program \$7,500,000
60 To the State Board of Education - Utah State Office of Education - Initiative Programs
61 From the Education Fund, one-time \$2,500,000
62 Schedule of Programs:
63 Contracts and Grants \$2,500,000
64 The Legislature intends that:
65 (1) the \$7,500,000 appropriation from Early Intervention Program be used to carry out
66 the requirements of Section 53A-17a-167;
67 (2) the \$2,500,000 appropriation from Contracts and Grants shall be used by the State
68 Board of Education to ~~§~~ → [issue a request for proposals for adaptive learning technology and
69 assessments for early intervention for kindergarten] carry out the requirements of Subsection
69a 53A-17a-167(6) ← ~~§~~ ; and
70 (3) the appropriation under this section:
71 (a) be one-time; and
72 (b) not lapse at the close of fiscal year 2013.
73 **Section 3. Effective date.**
74 (1) Except as provided in Subsection (2), this bill takes effect May 8, 2012.
75 (2) Uncodified Section 2, Appropriation, takes effect on July 1, 2012.

Legislative Review Note
as of 2-27-12 4:57 PM

Office of Legislative Research and General Counsel