

## SB0284S01 compared with SB0284

~~{deleted text}~~ shows text that was in SB0284 but was deleted in SB0284S01.

inserted text shows text that was not in SB0284 but was inserted into SB0284S01.

**DISCLAIMER:** This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Senator Jerry W. Stevenson proposes the following substitute bill:

### EDUCATIONAL TECHNOLOGY AMENDMENTS

2013 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Jerry W. Stevenson**

House Sponsor: \_\_\_\_\_

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#### LONG TITLE

##### General Description:

This bill modifies provisions relating to the deployment of educational technology in public schools.

##### Highlighted Provisions:

This bill:

- ▶ ~~{modifies a pilot project known as the Smart School Technology Program by requiring the State Board of Education, with input from a Smart School Technology Program evaluating committee, to:~~

- ~~• issue a request for proposals for the deployment of whole-school one to one mobile device technology in public schools;~~
- ~~• select a single smart school technology provider; and~~
- ~~• select schools to participate in}~~ removes the repeal date for the Smart School

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Technology Program;

- ▶ ~~{specifies the components of a whole-school}~~ requires the Board of Business and Economic Development to select, through a request for proposals process, a single technology provider with integrated whole-school technology deployment ~~{plan;~~  
→ ~~expands}~~ experience in Utah's public schools to develop and implement a whole-school one to one technology deployment plan for public schools;
- ▶ requires the State Board of ~~{Education's authority}~~ Education to make rules ~~{pertaining to the selection of}~~ requiring schools ~~{that}~~ to provide matching funds to participate in the Smart School Technology Program; and
- ▶ ~~{specifies criteria for the evaluation of the Smart School Technology Program}~~ makes technical amendments.

### Money Appropriated in this Bill:

This bill appropriates in fiscal year 2014:

- ▶ to the ~~{State Board}~~ Governor's Office of ~~{Education}~~ Economic Development - Administration as a one-time appropriation:
  - from the ~~{Education}~~ General Fund, ~~{3}~~ \$2,000 ~~{000}~~ 400,000.

### Other Special Clauses:

This bill provides an effective date.

### Utah Code Sections Affected:

AMENDS:

**53A-1-709**, as enacted by Laws of Utah 2012, Chapter 208

**63I-2-253**, as last amended by Laws of Utah 2012, Chapters 57, 208, 273, 280, 318, 329, 381, and 394

**63I-2-263**, as last amended by Laws of Utah 2012, Chapters 208, 266, and 369

**63M-1-909**, as last amended by Laws of Utah 2012, Chapter 208

**63M-1-909.5**, as enacted by Laws of Utah 2012, Chapter 208

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

Section 1. Section **53A-1-709** is amended to read:

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

(1) As used in this section, "program" means the Smart School Technology Program.

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(2) ~~[A three-year pilot project known as the]~~ 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~~{}~~ State Board of Education~~}~~ with input from ~~{}~~an independent~~{}~~ a Smart School Technology Program~~}~~ 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~~{}~~ a Smart School Technology Program~~}~~ evaluating committee, the ~~{}~~Board of Business and Economic Development~~{}~~ State Board of Education~~}~~ shall select a single ~~{}~~education~~{}~~ smart school~~}~~ technology provider with integrated whole-school technology deployment experience through the request for proposals process.

(5) (a) ~~{}~~An independent~~{}~~ A Smart School Technology Program~~}~~ evaluating committee shall be established to:

(i) advise the ~~{}~~Board of Business and Economic Development~~{}~~ State Board of Education~~}~~ 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~~{}~~ Smart School Technology Program~~}~~ 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~~{}~~ Smart School Technology Program~~}~~ evaluating committee shall evaluate a proposal on:

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- (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 {} A smart school~~ 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 {} shall~~ include the following components:

- (a) a personal mobile learning device [~~or digital textbook~~] for each student ~~{} and teacher~~;
- (b) desktop or laptop computers for [~~classrooms~~] 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)~~ (f) on and off campus Internet filtering;
- ~~{} (g)~~ (g) operating software for the technology system, including software that connects [~~digital~~] 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 curriculum and skill building on the use of technology;
- (i) device repair and replacement criteria;
- ~~{} (j)~~ (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)~~ (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 {} Smart School Technology Program~~ evaluating committee established under Subsection (5), the State Board of Education shall

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select schools to participate in the program.

(c) In selecting schools, the State Board of Education shall seek to include [students] in the program schools:

- (i) from different regions of the state;
- (ii) from urban and rural areas; [~~and~~]
- (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

curriculum; and

(B) software that provides students with skill building on the use of technology.

(d) The State Board of Education ~~{}~~shall ~~{}~~may~~}~~ 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[-; and];

~~{~~ (iii) relating to the ownership of a personal mobile learning device.

~~}~~ (9) (a) The State Board of Education, in collaboration with the ~~{}~~education~~{}~~smart school~~}~~ 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.

Section 2. Section 63I-2-253 is amended to read:

63I-2-253. Repeal dates -- Titles 53, 53A, and 53B.

(1) Section 53A-1-402.7 is repealed July 1, 2014.

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(2) Section 53A-1-403.5 is repealed July 1, 2017.

(3) Section 53A-1-411 is repealed July 1, 2016.

(4) Section 53A-1-412 is repealed July 1, 2013.

[(5) Section 53A-1-709 is repealed July 1, 2015.]

[(6)] (5) Section 53A-1a-513.5 is repealed July 1, 2017.

[(7)] (6) Title 53A, Chapter 1a, Part 10, UPSTART, is repealed July 1, 2014.

[(8)] (7) Title 53A, Chapter 8a, Part 8, Peer Assistance and Review Pilot Program, is repealed July 1, 2017.

[(9)] (8) Subsection 53A-13-110(4) is repealed July 1, 2013.

[(10) Section 53A-15-1215 is repealed July 1, 2012.]

Section 3. Section 63I-2-263 is amended to read:

**63I-2-263. Repeal dates, Title 63A to Title 63M.**

(1) Section 63A-1-115 is repealed on July 1, 2014.

(2) [Section 63M-1-909.5] Subsection 63M-1-903(1)(d) is repealed on July 1, 2015.

Section 4. Section 63M-1-909 is amended to read:

**63M-1-909. Financial assistance to entities offering economic opportunities.**

(1) Subject to the duties and powers of the board under Section 63M-1-303, the administrator may provide money from the Industrial Assistance Account to an entity offering an economic opportunity if that entity:

(a) applies to the administrator; and

(b) meets the qualifications of Subsection (2).

(2) The applicant shall:

(a) demonstrate to the satisfaction of the administrator the nature of the economic opportunity and the related benefit to the economic well-being of the state by providing evidence documenting the logical and compelling linkage, either direct or indirect, between the expenditure of money necessitated by the economic opportunity and the likelihood that the state's tax base, regions of the state's tax base, or specific components of the state's tax base will not be reduced but will be maintained or enlarged;

(b) demonstrate how the funding request will act in concert with other state, federal, or local agencies to achieve the economic benefit;

(c) demonstrate how the funding request will act in concert with free market principles;

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(d) in the case of an economic opportunity that includes the retention of jobs, demonstrate how the potential relocation of jobs outside the state is related to a merger, acquisition, consolidation, or similar business reason other than the applicant simply requesting state assistance to remain in the state;

(e) satisfy other criteria the administrator considers appropriate; and

(f) be either:

(i) an entity whose purpose is to exclusively or substantially promote, develop, or maintain the economic welfare and prosperity of the state as a whole, regions of the state, or specific components of the state, including:

(A) an entity that is a sports development organization under contract with the state for sports development and sporting event attraction and related activities that provide an economic impact or promotional value to the state; or

(B) an entity that implements technology innovation in public schools, including whole-school one to one mobile device technology deployment for the purpose of incubating technology solutions related to economic and workforce development.

(ii) a company or individual that does not otherwise qualify under Section 63M-1-906.

(3) Subject to the duties and powers of the board under Section 63M-1-303, the administrator shall:

(a) make findings as to whether an applicant has satisfied each of the conditions set forth in Subsection (2);

(b) establish benchmarks and timeframes in which progress toward the completion of the agreed upon activity is to occur;

(c) monitor compliance by an applicant with any contract or agreement entered into by the applicant and the state as provided by Section 63M-1-907; and

(d) make funding decisions based upon appropriate findings and compliance.

Section 5. Section 63M-1-909.5 is amended to read:

**63M-1-909.5. Selection of educational technology provider to implement whole-school one to one mobile device technology deployment plan for schools.**

The board shall select an educational technology provider to develop and implement a whole-school one to one mobile device technology deployment plan for schools in accordance with the requirements of this part and Section 53A-1-709.

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### Section ~~{2}~~6. **Appropriation.**

Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following sums of money are appropriated from resources not otherwise appropriated, or reduced from amounts previously appropriated, out of the funds or accounts indicated. These sums of money are in addition to any amounts previously appropriated for fiscal year 2014.

To ~~{State Board}~~ Governor's Office of ~~{Education}~~ Economic Development - Administration

From ~~{Education}~~ General Fund, One-time ~~{\$3}~~ \$2,000, ~~400~~,000

Schedule of Programs:

~~{USOE Initiatives - Contracts and Grants}~~ Administration

~~{\$3}~~ \$2,000, ~~400~~,000

The Legislature intends that the appropriation provided in this section be used for the deployment of whole-school one to one mobile device technology as provided in Section 53A-1-709.

### Section ~~{3}~~7. **Effective date.**

(1) Except as provided in Subsection (2), if approved by two-thirds of all the members elected to each house, this bill takes effect upon approval by the governor, or the day following the constitutional time limit of Utah Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto, the date of veto override.

(2) Uncodified Section ~~{2}~~6, Appropriation, takes effect on July 1, 2013.

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**Legislative Review Note**

~~as of 3-4-13 5:31 PM~~

~~Office of Legislative Research and General Counsel}~~