

SB0116S05 compared with SB0116S04

~~text~~ shows text that was in SB0116S04 but was deleted in SB0116S05.

text shows text that was not in SB0116S04 but was inserted into SB0116S05.

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Representative Francis D. Gibson proposes the following substitute bill:

PUBLIC SCHOOL DROPOUT RECOVERY

2015 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Aaron Osmond

House Sponsor: Francis D. Gibson

Cosponsors:	Peter C. Knudson	Stephen H. Urquhart
Curtis S. Bramble	Howard A. Stephenson	Todd Weiler
Lyle W. Hillyard	Jerry W. Stevenson	
Alvin B. Jackson	Daniel W. Thatcher	

LONG TITLE

General Description:

This bill provides for public school dropout recovery services.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ requires a local education agency to provide dropout recovery services;
- ▶ under certain circumstances, requires a local education agency to contract with a

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provider to provide dropout recovery services;

- ▶ requires a local education agency and the State Board of Education to report on the provisions of this bill; and
- ▶ directs the State Board of Education to make rules.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

53A-17a-172, Utah Code Annotated 1953

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

Section 1. Section **53A-17a-172** is enacted to read:

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.

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(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 high school as defined in Section 53A-1-1102; or

(B) a statewide virtual school.

(2) (a) An LEA shall ~~create~~ 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;

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(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 ~~created~~ 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 ~~created~~

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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.

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