

**Representative V. Lowry Snow** proposes the following substitute bill:

**KINDERGARTEN SUPPLEMENTAL ENRICHMENT PROGRAM**

2017 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: V. Lowry Snow**

Senate Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill establishes the kindergarten supplemental enrichment program.

**Highlighted Provisions:**

This bill:

- ▶ defines terms;
- ▶ establishes the kindergarten supplemental enrichment program;
- ▶ requires the State Board of Education to:
  - develop kindergarten entry and exist assessments for use in a kindergarten supplemental enrichment program; and
  - administer a grant program to support certain kindergarten supplemental enrichment programs; and
- ▶ gives rulemaking authority.

**Money Appropriated in this Bill:**

This bill appropriates:

- ▶ to the State Board of Education -- Initiative Programs, as an ongoing appropriation:
  - from the Education Fund, \$20,000;
- ▶ to the State Board of Education -- Initiative Programs, as a one-time appropriation:
  - from the Education Fund, \$186,600;



- 26           ▶ to the State Board of Education -- Initiative Programs, as a one-time appropriation:
- 27           • from the Revenue Transfer - Temporary Assistance for Needy Families,
- 28 \$2,880,000; and
- 29           ▶ to Department of Workforce Services - Operations and Policy, as a one-time
- 30 appropriation:
- 31           • from federal funds, \$2,880,000.

32 **Other Special Clauses:**

33           None

34 **Utah Code Sections Affected:**

35 ENACTS:

36           **53A-15-2001**, Utah Code Annotated 1953

37           **53A-15-2002**, Utah Code Annotated 1953

38           **53A-15-2003**, Utah Code Annotated 1953



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

41           Section 1. Section **53A-15-2001** is enacted to read:

42                           **Part 20. Kindergarten Supplemental Enrichment Program**

43           **53A-15-2001. Title.**

44           This part is known as "Kindergarten Supplemental Enrichment Program."

45           Section 2. Section **53A-15-2002** is enacted to read:

46           **53A-15-2002. Definitions.**

47           As used in this part:

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

49           (2) "Eligible school" means a charter or school district school in which:

50           (a) at least 10% of the students experience intergenerational poverty; or

51           (b) 50% of students were eligible to receive free or reduced lunch in the previous  
52 school year.

53           (3) "Intergenerational poverty" means the same as that term is defined in Section  
54 35A-9-102.

55           (4) "Kindergarten supplemental enrichment program" means a program to improve the  
56 academic competency of kindergarten students that:

- 57 (a) meets the criteria described in Section 53A-15-2003;
- 58 (b) receives funding from a grant program described in Section 53A-15-2003; and
- 59 (c) is administered by an eligible school.

60 Section 3. Section 53A-15-2003 is enacted to read:

61 **53A-15-2003. Grant funding for kindergarten supplemental enrichment**  
62 **programs.**

63 (1) (a) In accordance with this section, the board shall distribute funds appropriated  
64 under this section to support kindergarten supplemental enrichment programs, giving priority  
65 first to awarding funds to an eligible school with at least 10% of the students in an eligible  
66 school experiencing intergenerational poverty and second priority to an eligible school in  
67 which 50% of students were eligible to receive free or reduced lunch in the previous school  
68 year.

69 (b) The board may use up to 1% of the funds described in Subsection (1)(a) for the  
70 administrative cost of running the grant programs described in Subsection (2).

71 (c) The board shall develop kindergarten entry and exit assessments for use by a  
72 kindergarten supplemental enrichment program.

73 (2) (a) The board shall administer a qualifying grant program as described in this  
74 Subsection (2) to distribute funds described in Subsection (1)(a) to an eligible school:

75 (i) that applies for a grant;

76 (ii) that offers a kindergarten supplemental enrichment program that meets the  
77 requirements described in Subsection (3);

78 (iii) that has an overall need for a kindergarten supplemental enrichment program,  
79 based on the results of the eligible school's kindergarten entry and exit assessments described  
80 in Subsection (3)(b)(ii);

81 (iv) if the eligible school has previously established a kindergarten supplemental  
82 enrichment program under this section, that shows success of the eligible school's kindergarten  
83 supplemental enrichment program, based on the results of the eligible school's kindergarten  
84 entry and exit assessments described in Subsection (3)(b)(ii); and

85 (v) that proposes a kindergarten supplemental enrichment program that addresses the  
86 particular needs of students at risk of experiencing intergenerational poverty.

87 (b) An eligible school shall include in a grant application a letter from the principal of

88 the eligible school certifying that the eligible school's proposed kindergarten supplemental  
89 enrichment program will meet the needs of either children in intergenerational poverty or  
90 children who are eligible to receive free or reduced lunch as appropriate for the eligible  
91 school."

92 (3) An eligible school that receives a grant as described in Subsection (2) shall:

93 (a) use the grant money to offer a kindergarten supplemental enrichment program to:

94 (i) target kindergarten students at risk for not meeting grade 3 core standards for Utah

95 public schools, established by the board under Section [53A-1-402.6](#), by the end of each

96 student's grade 3 year;

97 (ii) use an evidence-based early intervention model;

98 (iii) focus on academically improving age-appropriate literacy and numeracy skills;

99 (iv) emphasize the use of live instruction;

100 (v) administer the kindergarten entry and exit assessments described in Subsection

101 (1)(c); and

102 (vi) deliver the kindergarten supplemental enrichment program through additional

103 hours or other means; and

104 (b) report to the board annually regarding:

105 (i) how the eligible school used grant money received under Subsection (2);

106 (ii) the results of the eligible school's kindergarten entry and exit assessments for the

107 prior year;

108 (iii) with assistance from board employees, the number of students served, including

109 the number of students who are eligible for free or reduced lunch; and

110 (iv) with assistance from board employees, student performance outcomes achieved by

111 the eligible school's kindergarten supplemental enrichment program, disaggregated by

112 economic and ethnic subgroups.

113 (4) An eligible school that receives a grant as described in Subsection (2) may not

114 receive funds appropriated under Section [53A-17a-167](#).

115 (5) A parent or legal guardian may decline participation of the parent or legal

116 guardian's kindergarten student in an eligible school's kindergarten supplemental enrichment

117 program.

118 (6) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the

119 board shall make rules to establish reporting procedures and administer this section.

120 Section 4. **Appropriation.**

121 The following sums of money are appropriated for the fiscal year beginning July 1,  
122 2017, and ending June 30, 2018. These are additions to amounts previously appropriated for  
123 fiscal year 2018. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures  
124 Act, the Legislature appropriates the following sums of money from the funds or accounts  
125 indicated for the use and support of the government of the state of Utah.

126 Item 1

127 To State Board of Education - Initiative Programs

128 From Education Fund \$20,000

129 From Education Fund, One-time \$186,600

130 From Revenue Transfer - Temporary Assistance for Needy Families,  
131 One-time \$2,880,000

132 Schedule of Programs:

133 Kindergarten Supplement

134 Enrichment Program \$3,086,600

135 Item 2

136 To Department of Workforce Services - Operations and Policy

137 From Federal Funds, One-time \$2,880,000

138 Schedule of Programs:

139 Temporary Assistance for

140 Needy Families \$2,880,000

141 The Legislature intends that the Department of Workforce Services (DWS) authorize  
142 Temporary Assistance for Needy Families (TANF) for three years for the Kindergarten  
143 Supplemental Enrichment Program (\$2,880,000 per year). This TANF funding is dependent  
144 upon availability of TANF funding and expenditures meeting the necessary requirements to  
145 qualify for the federal Temporary Assistance for Needy Families program. The Legislature  
146 further intends that DWS report to the Office of the Legislative Fiscal Analyst no later than  
147 September 1, 2017, regarding the status of these efforts.