

1 **SCHOOL DROPOUT PREVENTION AMENDMENTS**

2 2022 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Karen M. Peterson**

5 Senate Sponsor: Michael K. McKell

6 **LONG TITLE**7 **General Description:**

8 This bill makes changes to provisions related to school dropout prevention.

9 **Highlighted Provisions:**

10 This bill:

- 11 ▶ requires a local education agency that meets certain criteria to provide dropout
12 prevention and recovery services by either:
 - 13 • contracting with a third party; or
 - 14 • creating a dropout prevention and recovery plan;
 - 15 ▶ defines terms; and
 - 16 ▶ makes technical and conforming changes.

17 **Money Appropriated in this Bill:**

18 None

19 **Other Special Clauses:**

20 None

21 **Utah Code Sections Affected:**

22 AMENDS:

23 53G-9-802, as last amended by Laws of Utah 2020, Chapter 137

24

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

25 Section 1. Section 53G-9-802 is amended to read:



28 **53G-9-802. Dropout prevention and recovery -- Flexible enrollment options --**29 **Contracting -- Reporting.**30 (1) (a) Subject to Subsection (1)(b), an LEA shall provide dropout prevention and
31 recovery services to a designated student, including:

32 (i) engaging with or attempting to recover a designated student;

33 (ii) developing a learning plan, in consultation with a designated student, to identify:

34 (A) barriers to regular school attendance and achievement;

35 (B) an attainment goal; and

36 (C) a means for achieving the attainment goal through enrollment in one or more of the
37 programs described in Subsection (2);38 (iii) monitoring a designated student's progress toward reaching the designated
39 student's attainment goal; and40 (iv) providing tiered interventions for a designated student who is not making progress
41 toward reaching the student's attainment goal.42 (b) An LEA shall provide the dropout prevention and recovery services described in
43 Subsection (1)(a):

44 (i) throughout the calendar year; and

45 (ii) except as provided in Subsection (1)(c)(i), for each designated student who
46 becomes a designated student while enrolled in the LEA.47 (c) (i) A designated student's school district of residence shall provide dropout recovery
48 services if the designated student:

49 (A) was enrolled in a charter school that does not include grade 12; and

50 (B) becomes a designated student in the summer after the student completes academic
51 instruction at the charter school through the maximum grade level the charter school is eligible
52 to serve under the charter school's charter agreement as described in Section **53G-5-303**.53 (ii) In accordance with Subsection (1)(c)(iii), a charter school that does not include
54 grade 12 shall notify each of the charter school's student's district of residence, as determined
55 under Section **53G-6-302**, when the student completes academic instruction at the charter
56 school as described in Subsection (1)(c)(i)(B).57 (iii) The notification described in Subsection (1)(c)(ii) shall include the student's name,
58 contact information, and student identification number.

90 (b) create a dropout prevention and recovery services plan.

91 [~~(4)~~] (5) An LEA is not subject to the requirement described in Subsection (3) if:

92 (a) the LEA is in the LEA's first three years of operation;

93 (b) the LEA's average graduation rate for the previous three years is higher than the
94 average statewide graduation rate for the previous three years;

95 (c) the LEA is a special school as that term is used in 34 C.F.R. 300.115; or

96 (d) the quotient of the total number of an LEA's graduating students plus 10, divided by
97 the total number of students in an LEA's graduating class, is equal to or greater than the
98 statewide graduation rate.

99 [~~(5)~~] (6) [~~An~~] If an LEA described in Subsection (3) contracts with a third party, the
100 LEA shall ensure that:

101 (a) a third party with whom the LEA enters into a contract under Subsection [~~(3)~~] (4)

102 has a demonstrated record of effectiveness engaging with and recovering designated students;
103 and

104 (b) a contract with a third party requires the third party to:

105 (i) provide the services described in Subsection (1)(a); and

106 (ii) regularly report progress to the LEA.

107 [~~(6)~~] (7) An LEA shall annually submit a report to the state board on dropout
108 prevention and recovery services provided under this section, including:

109 (a) the methods the LEA or third party uses to engage with or attempt to recover
110 designated students under Subsection (1)(a)(i);

111 (b) the number of designated students who enroll in a program described in Subsection
112 (2) as a result of the efforts described in Subsection [~~(6)(a)~~] (7)(a);

113 (c) the number of designated students who reach the designated students' attainment
114 goals identified under Subsection (1)(a)(ii)(B); and

115 (d) funding allocated to provide dropout prevention and recovery services.

116 [~~(7)~~] (8) The state board shall:

117 (a) ensure that an LEA described in Subsection (3) contracts with a third party or
118 creates a dropout prevention and recovery services plan to provide dropout prevention and
119 recovery services in accordance with Subsections (3) [~~and (5)~~, (4), and (6)]; and

120 (b) report on the provisions of this section in accordance with Section 53E-1-203,

121 including a summary of the reports submitted under Subsection [(6)] (7).