

APPENDIX A THE SB 230 LEGISLATION

Utah Code Title 53A, Chapter 17a, Section 150
The K–3 Reading Improvement Program
Enacted by Chapter 305, 2004 General Session (SB230)

- (1) As used in this section:
 - (a) “program” means the K–3 Reading Improvement Program; and
 - (b) “program monies” means:
 - (i) school district revenue from the levy authorized under Section 53A-17a-151;
 - (ii) school district revenue allocated to the program from other monies available to the school district, except monies provided by the state, for the purpose of receiving state funds under this section; and
 - (iii) monies appropriated by the Legislature to the program.
- (2) The K–3 Reading Improvement Program consists of program monies and is created to achieve the state’s goal of having third graders reading at or above grade level.
- (3) Subject to future budget constraints, the Legislature may annually appropriate money to the K–3 Reading Improvement Program.
- (4) (a) Prior to using program monies, a school district or charter school shall submit a plan to the State Board of Education for reading proficiency improvement that incorporates the following components:
 - (i) assessment;
 - (ii) intervention strategies;
 - (iii) professional development;
 - (iv) reading performance standards; and
 - (v) specific measurable goals that are based upon gain scores.
- (b) The State Board of Education shall provide model plans which a school district or charter school may use, or the district or school may develop its own plan.
- (c) Plans developed by a school district or charter school shall be approved by the State Board of Education.
- (5) There is created within the K–3 Reading Improvement Program three funding programs:
 - (a) the Base Level Program;
 - (b) the Guarantee Program; and
 - (c) the Low Income Students Program.
- (6) Monies appropriated to the State Board of Education for the K–3 Reading Improvement Program shall be allocated to the three funding programs as follows:
 - (a) 8% to the Base Level Program;
 - (b) 46% to the Guarantee Program; and
 - (c) 46% to the Low Income Students Program.
- (7) (a) To participate in the Base Level Program, a school district or charter school shall submit a reading proficiency improvement plan to the State Board of Education as provided in Subsection (4) and must receive approval of the plan from the board.
 - (b) (i) Each school district qualifying for Base Level Program funds and the qualifying elementary charter schools combined shall receive a base amount.

- (ii) The base amount for the qualifying elementary charter schools combined shall be allocated among each school in an amount proportionate to:
 - (A) each existing charter school's prior year fall enrollment in grades kindergarten through grade 3; and
 - (B) each new charter school's estimated fall enrollment in grades kindergarten through grade 3.
- (8) (a) A school district that applies for program monies in excess of the Base Level Program funds shall choose to first participate in either the Guarantee Program or the Low Income Students Program.
- (b) A school district must fully participate in either the Guarantee Program or the Low Income Students Program before it may elect to either fully or partially participate in the other program.
- (c) To fully participate in the Guarantee Program, a school district shall:
- (i) levy a tax rate of .000056 under Section 53A-17a-151;
 - (ii) allocate to the program other monies available to the school district, except monies provided by the state, equal to the amount of revenue that would be generated by a tax rate of .000056; or
 - (iii) levy a tax under Section 53A-17a-151 and allocate to the program other monies available to the school district, except monies provided by the state, so that the total revenue from the combined revenue sources equals the amount of revenue that would be generated by a tax rate of .000056.
- (d) To fully participate in the Low Income Students Program, a school district shall:
- (i) levy a tax rate of .000065 under Section 53A-17a-151;
 - (ii) allocate to the program other monies available to the school district, except monies provided by the state, equal to the amount of revenue that would be generated by a tax rate of .000065; or
 - (iii) levy a tax under Section 53A-17a-151 and allocate to the program other monies available to the school district, except monies provided by the state, so that the total revenue from the combined revenue sources equals the amount of revenue that would be generated by a tax rate of .000065.
- (9) (a) A school district that fully participates in the Guarantee Program shall receive state funds in an amount that is:
- (i) equal to the difference between \$21 times the district's total WPUs and the revenue the school district is required to generate or allocate under Subsection (8)(c) to fully participate in the Guarantee Program; and
 - (ii) not less than \$0.
- (b) An elementary charter school shall receive under the Guarantee Program an amount equal to \$21 times the school's total WPUs.
- (10) The State Board of Education shall distribute Low Income Students Program funds in an amount proportionate to the number of students in each school district or charter school who qualify for free or reduced price school lunch multiplied by two.

- (11) A school district that partially participates in the Guarantee Program or Low Income Students Program shall receive program funds based on the amount of district revenue generated for or allocated to the program as a percentage of the amount of revenue that could have been generated or allocated if the district had fully participated in the program.
- (12) (a) Each school district and charter school shall use program monies for reading proficiency improvement in grades kindergarten through grade three.
- (b) Program monies may not be used to supplant funds for existing programs, but may be used to augment existing programs.
- (13) (a) Each school district and charter school shall annually submit a report to the State Board of Education accounting for the expenditure of program monies in accordance with its plan for reading proficiency improvement.
- (b) If a school district or charter school uses program monies in a manner that is inconsistent with Subsection (12), the school district or charter school is liable for reimbursing the State Board of Education for the amount of program monies improperly used, up to the amount of program monies received from the State Board of Education.
- (14) (a) The State Board of Education shall make rules to implement the program.
- (b) (i) The rules under Subsection (14)(a) shall require each school district or charter school to annually report progress in meeting goals stated in the district's or charter school's plan for student reading proficiency as measured by gain scores.
- (ii) If a school district or charter school does not meet or exceed the goals, the school district or charter school shall prepare a new plan which corrects deficiencies. The new plan must be approved by the State Board of Education before the school district or charter school receives an allocation for the next year.
- (15) If after 36 months of program operation, a school district fails to meet goals stated in the district's plan for student reading proficiency as measured by gain scores, the school district shall terminate any levy imposed under Section 53A-17a-151.

APPENDIX B**UTAH'S K-3 READING IMPROVEMENT PROGRAM:
STATE AND LOCAL FUNDING FOR FISCAL 2005-07**TABLE B1
Districts

District	FY05 state	FY05 local	FY05 total	FY06 state	FY06 local	FY06 total	FY07 state	FY07 local	FY07 total
Alpine	\$1,451,657	\$1,076,437	\$2,528,094	\$1,260,285	\$1,059,148	\$2,319,433	\$1,277,695	\$1,121,916	\$2,399,611
Beaver	61,901	31,220	93,121	50,873	25,712	76,585	50,721	25,721	76,442
Box Elder	386,588	264,752	651,340	315,816	258,219	574,035	305,189	274,689	579,878
Cache	461,017	255,807	716,824	380,384	275,467	655,851	378,318	287,370	665,688
Carbon	123,269	176,848	300,117	91,110	164,618	255,728	83,527	176,127	259,654
Daggett	30,702	12,334	43,036	26,273	12,621	38,894	26,266	13,474	39,740
Davis	1,597,988	1,283,811	2,881,799	1,383,537	1,136,032	2,519,569	1,392,239	1,199,317	2,591,556
Duchesne	197,236	95,054	292,290	154,166	109,916	264,082	151,184	119,351	270,535
Emery	82,789	53,521	136,310	65,869	40,615	106,484	65,629	40,629	106,258
Garfield	79,197	43,872	123,069	63,796	38,292	102,088	63,899	39,118	103,017
Grand	69,408	70,538	139,946	53,253	64,538	117,791	50,535	67,117	117,652
Granite	2,207,231	2,067,486	4,274,717	1,782,182	2,013,815	3,795,997	1,731,000	2,100,791	3,831,791
Iron	261,331	246,749	508,080	210,136	238,119	448,255	210,071	252,749	462,820
Jordan	1,670,377	1,657,157	3,327,534	1,364,100	1,685,036	3,049,136	1,302,920	1,825,162	3,128,082
Juab	59,372	26,526	85,898	49,790	29,870	79,660	46,047	34,160	80,207
Kane	69,897	60,304	130,201	52,949	58,723	111,672	49,864	62,312	112,176
Logan	217,951	182,876	400,827	180,951	179,021	359,972	168,604	191,658	360,262
Millard	90,051	169,249	259,300	74,392	154,013	228,405	74,103	154,607	228,710
Morgan	73,662	48,836	122,498	58,028	46,017	104,045	57,655	48,112	105,767
Murray	158,011	199,821	357,832	103,645	173,128	276,773	96,365	181,748	278,113
Nebo	758,280	491,876	1,250,156	673,697	473,883	1,147,580	678,889	482,917	1,161,806
North Sanpete	128,678	57,633	186,311	102,404	64,717	167,121	101,390	67,155	168,545
North Summit	29,268	0	29,268	25,000	0	25,000	25,000	0	25,000
Ogden	603,176	330,725	933,901	497,479	331,830	829,309	469,927	387,828	857,755
Park	37,200	7,932	45,132	31,142	6,104	37,246	31,106	6,106	37,212
Piute	52,215	7,511	59,726	45,371	9,000	54,371	44,095	9,559	53,654
Provo	432,851	451,383	884,234	382,897	418,053	800,950	368,575	428,541	797,116
Rich	29,268	0	29,268	25,000	0	25,000	25,000	0	25,000
Salt Lake	669,727	1,355,459	2,025,186	546,370	1,289,053	1,835,423	543,319	1,463,319	2,006,638
San Juan	211,027	57,856	268,883	172,580	62,609	235,189	169,794	68,970	238,764
Sevier	211,671	97,798	309,469	166,073	121,447	287,520	162,473	128,726	291,199
South Sanpete	160,271	49,601	209,872	137,360	54,125	191,485	138,259	56,507	194,766
South Summit	40,340	77,097	117,437	34,178	72,935	107,113	34,124	72,404	106,528
Tintic	48,960	3,627	52,587	0	0	0	0	0	0
Tooele	388,594	227,787	616,381	343,050	252,352	595,402	348,142	277,919	626,061
Uintah	202,732	234,540	437,272	117,560	91,986	209,546	117,018	92,018	209,036

(continued)

TABLE B1 (CONTINUED)

Districts

District	FY05 state	FY05 local	FY05 total	FY06 state	FY06 local	FY06 total	FY07 state	FY07 local	FY07 total
Wasatch	78,262	48,994	127,256	67,071	41,810	108,881	25,000	0	25,000
Washington	524,136	672,698	1,196,834	425,768	704,765	1,130,533	405,743	774,043	1,179,786
Wayne	59,289	19,741	79,030	48,038	19,279	67,317	47,773	19,753	67,526
Weber	836,356	611,754	1,448,110	724,782	571,761	1,296,543	718,352	598,041	1,316,393
Total	\$14,851,936	\$12,827,210	\$27,679,146	\$12,287,355	\$12,348,629	\$24,635,984	\$12,035,810	\$13,149,934	\$25,185,744

Note: Figures provided to REL West by Utah State Office of Education in October 2006. Funding totals for fiscal 2007 are preliminary.

TABLE B2

Charter schools

Charter schools	FY2005	FY2006	FY2007
American Leadership	—	\$30,793	\$30,738
American Prep	15,316	12,411	12,627
Entheos	—	—	9,497
Freedom Academy	17,324	19,565	19,385
John Hancock	9,561	8,108	7,841
Lakeview	—	—	14,194
Legacy Prep	—	—	11,122
Liberty	—	—	9,859
Lincoln Academy	—	12,107	11,660
Moab Community School	2,076	5,735	2,126
Monticello	—	—	14,787
Mountainville	—	—	13,562
Navigator Pointe	—	11,499	11,141
North Davis Prep	15,591	17,304	18,083
North Star Academy	—	10,913	10,560
Ogden Prep	17,019	17,335	23,143
Pinnacle Canyon	19,475	17,142	18,212
Renaissance	—	—	13,039
Soldier Hollow	—	2,354	2,618
South Ridge	—	—	13,658
Spectrum	—	—	8,276
Summit Academy	16,184	12,718	12,287
Syracuse Arts	—	—	11,037
Thomas Edison North	10,983	9,120	9,120
Thomas Edison South	—	7,187	6,765
Timpanogos Academy	13,169	10,275	11,392
Wasatch Peak Academy	—	8,079	7,592
Washington Academy	—	—	9,579
Webster	—	—	11,035
TOTAL	\$136,698	\$212,645	\$354,935

APPENDIX C
SUMMARY OF WESTED'S SB 230 YEAR 1 REPORT

In May 2005, following the first year of Utah's K-3 Reading Improvement Program, State Superintendent of Public Instruction Patti Harrington asked WestEd to review its implementation. In early 2006 WestEd presented its Year 1 findings to the Utah State Board of Education, the Legislative Committee on Education, and the state's school districts. Overall, in Year 1 (SY2004/05) WestEd found that:

- Large-scale program implementation was under way.
- Self-reports indicated that research-based literacy strategies and best practices were being implemented.

- Leadership was provided by the Utah State Office of Education.
- Legislation presented both opportunities and challenges for evaluation.
- End-of-year outcomes from the first months of implementation were encouraging.
- Districts and charters should review the rigor of their goals to ensure they align with the objectives of the legislation.

The full report (WestEd, 2005) is available at www.schools.utah.gov/curr/lang_art/elem/k3Framework/2005WestEdReview.pdf.