

AMENDMENTS TO LB 603

(Amendments to E & R amendments, ER8090)

Introduced by Raikes, 25

1 1. Insert the following new section:

2 Sec. 7. Section 79-1103, Revised Statutes Cumulative
3 Supplement, 2006, is amended to read:

4 79-1103 (1)(a) The State Department of Education shall
5 establish and administer the Early Childhood Education Grant
6 Program. Upon the effective date of an endowment agreement,
7 administration of the Early Childhood Education Grant Program
8 with respect to programs for children from birth to age three
9 shall transfer to the board of trustees. If there is no endowment
10 agreement in effect, the department shall request proposals in
11 accordance with this section for all early childhood education
12 programs from school districts, individually or in cooperation
13 with other school districts or educational service units, working
14 in cooperation with existing nonpublic programs which meet the
15 requirements of subsection (2) of section 79-1104. If there is
16 an endowment agreement in effect, the board of trustees shall
17 administer the Early Childhood Education Grant Program with respect
18 to programs for children from birth to age three pursuant to
19 section 79-1104.02 and the department shall continue to administer
20 the Early Childhood Education Grant Program with respect to
21 other prekindergarten programs pursuant to sections 79-1101 to
22 79-1104.05. All administrative procedures of the board of trustees,

1 including, but not limited to, rules, grant applications, and
2 funding mechanisms, shall harmonize with those established by the
3 department for other prekindergarten programs.

4 (b) The first priority shall be for (i) continuation
5 grants for programs that received grants in the prior school fiscal
6 year and for which the state aid calculation pursuant to the Tax
7 Equity and Educational Opportunities Support Act does not include
8 early childhood education students, in an amount equal to the
9 amount of such grant, except that if the grant was a first-year
10 grant the amount shall be reduced by thirty-three percent, and
11 (ii) continuation grants for programs for which the state aid
12 calculation pursuant to the act includes early childhood education
13 students, in an amount equal to the amount of the grant for the
14 school fiscal year prior to the first school fiscal year for
15 which early childhood education students were included in the state
16 aid calculation for the school district's local system minus the
17 calculated state aid amount, and (iii) for school fiscal year
18 2007-08, continuation grants for programs for which the state aid
19 calculation pursuant to the act includes early childhood education
20 students, but such state aid calculation does not result in the
21 school district receiving any equalization aid, in an amount equal
22 to the amount of the grant received in school fiscal year 2006-07.
23 The calculated state aid amount shall be calculated by multiplying
24 the cost grouping cost per student for the school district's local
25 system cost grouping by the adjusted formula students attributed to
26 the early childhood education programs pursuant to the Tax Equity
27 and Educational Opportunities Support Act.

1 (c) The second priority shall be for new grants and
2 expansion grants for programs that will serve at-risk children who
3 will be eligible to attend kindergarten the following school year.
4 New grants may be given for up to three years in an amount up to
5 one-half of the total budget of the program per year. Expansion
6 grants may be given for one year in an amount up to one-half
7 of the budget for expanding the capacity of the program to serve
8 additional children.

9 (d) The third priority shall be for new grants, expansion
10 grants, and continuation grants for programs serving children
11 younger than those who will be eligible to attend kindergarten
12 the following school year. New grants may be given for up to
13 three years in an amount up to one-half the total budget of the
14 program per year. Expansion grants may be given for one year in
15 an amount up to one-half the budget for expanding the capacity of
16 the program to serve additional children. Continuation grants under
17 this priority may be given annually in an amount up to one-half the
18 total budget of the program per year minus any continuation grants
19 received under the first priority.

20 (e) Programs serving children who will be eligible to
21 attend kindergarten the following school year shall be accounted
22 for separately for grant purposes from programs serving younger
23 children, but the two types of programs may be combined within the
24 same classroom to serve multi-age children. Programs that receive
25 grants for school fiscal years prior to school fiscal year 2005-06
26 to serve both children who will be eligible to attend kindergarten
27 the following school year and younger children shall account for

1 the two types of programs separately for grant purposes beginning
2 with school year 2005-06 and shall be deemed to have received
3 grants prior to school fiscal year 2005-06 for each year that
4 grants were received for the types of programs representing the age
5 groups of the children served.

6 (2) Each program proposal which is approved by the
7 department shall include (a) a planning period, (b) an agreement
8 to participate in periodic evaluations of the program to be
9 specified by the department, (c) evidence that the program will
10 be coordinated or contracted with existing programs, including
11 those listed in subdivision (d) of this subsection and nonpublic
12 programs which meet the requirements of subsection (2) of section
13 79-1104, (d) a plan to coordinate and use a combination of
14 local, state, and federal funding sources, including, but not
15 limited to, programs for children with disabilities below five
16 years of age funded through the Special Education Act, the Early
17 Intervention Act, funds available through the flexible funding
18 provisions under the Special Education Act, the federal Head
19 Start program, 42 U.S.C. 9831 et seq., the federal Even Start
20 Family Literacy Program, 20 U.S.C. 6361 et seq., Title I of
21 the federal Improving America's Schools Act of 1994, 20 U.S.C.
22 6301 et seq., and child care assistance through the Department
23 of Health and Human Services, (e) a plan to use sliding fee
24 scales and the funding sources included in subdivision (d) of
25 this subsection to maximize the participation of economically and
26 categorically diverse groups and to ensure that participating
27 children and families have access to comprehensive services, (f)

1 the establishment of an advisory body which includes families
2 and community members, (g) the utilization of appropriately
3 qualified staff, (h) an appropriate child-to-staff ratio, (i)
4 appropriate group size, (j) compliance with minimum health and
5 safety standards, (k) appropriate facility size and equipment,
6 (l) a strong family development and support component recognizing
7 the central role of parents in their children's development, (m)
8 developmentally and culturally appropriate curriculum, practices,
9 and assessment, (n) sensitivity to the economic and logistical
10 needs and circumstances of families in the provision of services,
11 (o) integration of children of diverse social and economic
12 characteristics, (p) a sound evaluation component, including at
13 least one objective measure of child performance and progress, (q)
14 continuity with programs in kindergarten and elementary grades,
15 (r) instructional hours that are similar to or less than the
16 instructional hours for kindergarten, (s) well-defined language
17 development and early literacy emphasis, including the involvement
18 of parents in family literacy activities, (t) a plan for ongoing
19 professional development of staff, and (u) inclusion of children
20 with disabilities as defined in the Special Education Act, all as
21 specified by rules and regulations of the department in accordance
22 with sound early childhood educational practice.

23 (3) The department shall make an effort to fund programs
24 widely distributed across the state in both rural and urban areas.

25 (4) A report evaluating the programs shall be made to the
26 State Board of Education and the Legislature by January 1 of each
27 odd-numbered year. Up to five percent of the total appropriation

1 for the Early Childhood Education Grant Program may be reserved
2 by the department for evaluation and technical assistance for the
3 programs.

4 (5) Programs may be approved for purposes of the Tax
5 Equity and Educational Opportunities Support Act, expansion grants,
6 and continuation grants on the submission of a continuation
7 plan demonstrating that the program will continue to meet the
8 requirements of subsection (2) of this section and a proposed
9 operating budget demonstrating that the program will continue to
10 receive resources from other sources equal to or greater than the
11 sum of any grant received pursuant to this section for the prior
12 school year plus any calculated state aid as calculated pursuant to
13 subsection (1) of this section for the prior school year.

14 (6) The State Board of Education may adopt and promulgate
15 rules and regulations to implement the Early Childhood Education
16 Grant Program, except that if there is an endowment agreement
17 in effect, the board of trustees shall recommend any rules and
18 regulations relating specifically to the Early Childhood Education
19 Grant Program with respect to programs for children from birth to
20 age three. It is the intent of the Legislature that the rules and
21 regulations for programs for children from birth to age three be
22 consistent to the greatest extent possible with those established
23 for other prekindergarten programs.

24 2. On page 7, line 10; and page 15, line 1, strike
25 "79-1332", show as stricken, and insert "79-1201.01".

26 3. On page 15, line 20, after "Act" insert "and sections
27 79-1336 and 79-1337".

1 4. On page 23, line 24, after the period insert "Such
2 districts shall be compact and contiguous and substantially equal
3 in population.".

4 5. On page 24, strike line 6 and insert "core services
5 and technology infrastructure funding appropriated pursuant to
6 section 24 of this act.".

7 6. On page 57, line 24, strike "8,".

8 7. On page 58, strike beginning with "section" in line
9 3 through "and" in line 4; and in line 7 after the second comma
10 insert "79-1201.01,".

11 8. Amend the operative date and repealer sections so
12 that section 7 added by this amendment becomes operative on its
13 effective date with the emergency clause.

14 9. Renumber the remaining sections and correct internal
15 references accordingly.