

SENATE BILL 1084

By Woodson

AN ACT to amend Tennessee Code Annotated, Title 4,
Chapter 51 and Title 49, relative to after school
programs.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 6, is amended by adding
the following as a new part::

49-6-8301.

(a) The department of education is authorized to establish, administer and
monitor a three-year pilot project of competitive grants for middle school after school and
summer educational programs.

(b) In any fiscal year in which funds are appropriated by the general assembly,
the department shall award three-year grants to public and nonprofit organizations that
provide, or propose to provide, after school and summer educational programs
specifically targeted toward students of middle school age who are enrolled in public
schools.

(c) Use of available federal funds shall be specifically permitted to fund this
program. In the event federal funds are made available to the state, the department of
education is hereby authorized to comply with any additional requirements imposed by
the federal government so long as compliance with such provisions is not prohibited by,
or contrary to, this chapter.

(d) Amounts remaining in the fund at the end of each fiscal year shall not revert
to the general fund, but shall be carried forward into the subsequent fiscal year and
remain available for use by the department for such grants. Moneys in the fund shall be

invested by the state treasurer pursuant to title 9, chapter 4, part 6 for the sole benefit of the fund.

(e) The purpose of the project shall be to provide such students with academic enrichment opportunities that reinforce and complement their schools' academic programs.

49-6-8302.

(a) Competitive priority shall be given in the awarding of grants to community-based organizations that partner with one (1) or more LEAs to conduct a pilot project program and to community based organizations that develop pilot project programs that incorporate comprehensive partnerships from across the state. Applicants may form and are encouraged to form partnerships with LEAs to offer programs for students in schools providing extended contract services or extended day, Title 1 programs, Reading First, 21st Century Community Learning Centers, school-based child care programs or other academic enrichment programs. Applicants may also form, and are encouraged to form, partnerships with organizations providing 21st Century Community Learning Centers and LEAP programs. Such programs may provide the required academic components of the pilot project.

(b) Applicants shall also seek community partners, such as parks and recreation centers, youth organizations, museums and civic or volunteer groups that have capability of assisting with nonacademic requirements.

49-6-8303.

(a) To be eligible for the pilot project, a public or nonprofit organization in existence for no less than three (3) years shall operate, or propose to operate, a new program that is available to students on the average of twenty (20) hours per week after

school and forty (40) hours per week during the summer. The program shall operate a minimum of two hundred ten (210) days per year.

(b) An eligible program shall include:

- (1) Reading skills development and enhancement;
- (2) Math or science skills development and enhancement;
- (3) Computer literacy and skills development;
- (4) Academic mentoring or tutorial assistance;
- (5) Sports or leisure opportunities; and
- (6) Availability of nutritional snacks.

(c) A program shall meet the standards for child care centers and school- age child care programs promulgated by the state board of education under the authority of title 4, chapter 5, part 2, § 49-1-201(c)(24), § 49-1-302(l), title 49, chapter 1, part 11, § 49-2-203(b)(11) and § 49-5-413.

49-6-8304.

(a) Pilot project programs shall be targeted at students from eleven (11) to fifteen (15) years of age who are enrolled in a public middle school or junior high school.

Programs shall maintain an enrollment of children of which at least fifty percent (50%) of the students enrolled meet one (1) of the following requirements; provided, however, that preference shall be given to programs that maintain an enrollment of children of which at least eighty percent (80%) of the students meet one (1) of the following requirements:

- (1) Qualification for free and reduced price lunch pursuant to 42 U.S.C. § 1771;
- (2) At risk of educational disadvantage and failure due to circumstances of abuse, neglect or disability;
- (3) At risk of state custody due to family dysfunction;

(4) Enrollment in and attending a public school failing to make adequate yearly progress; or

(5) At risk of failing one (1) or more subjects or behind grade level by at least one (1) year.

49-6-8305.

Grant recipients shall provide and certify to the department of education matching funds at the ratio of two dollars (\$2.00) of funds provided by the grantee to each dollar of funds provided through the pilot project competitive grant. Matching funds, as specified in the program budget in the grant application, shall be accounted for each year and at the end of the three-year grant period. Any federal funds contributed toward the program may not be used as matching funds.

49-6-8306.

(a) Grantees shall provide a safe and easily accessible facility for a program under this part. The program site may be a middle school or other public school facility or an alternate facility that is at least as accessible as the schools attended by the participants. A program site may serve students from more than one (1) school.

(b) Each program shall establish a transportation plan that provides safe transportation for participating students. Such plan may include, but not be limited to, transportation by bus or by parents. Procedures for safe transportation of participants shall be outlined in the grant application.

49-6-8307.

A grantee shall ensure that program staff have access to high quality training and professional development.

49-6-9308.

Grantees shall participate in tracking student progress in the program and evaluation of program success through assessment of student academic improvement, behavioral and social improvement and student participation and attendance. The department of education or schools with students participating may use onsite monitoring, as they determine to be appropriate, to evaluate the program. Grantees shall provide any requested information needed for adjustment of program design. Grantees shall submit quarterly updates and annual progress reports to the department of education which shall provide an annual summary of the pilot project to the education committees of the senate and house of representatives by December 1 following the end of a grant year.

49-6-8309.

All interested eligible entities from across the state can be included in the pilot project granting process, if they meet the qualifications established by the department of education. Grant amounts may vary, but the total of all grants provided under this part shall not exceed fifteen million dollars (\$15,000,000) over the three-year period of the pilot project or five million dollars (\$5,000,000) per year.

49-6-8310.

The state board of education, upon the recommendation of commissioner of education, is authorized to promulgate rules and regulations to effectuate the purposes of this act. All such rules and regulations shall be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

SECTION 2. The provisions of this act shall not be construed to be an appropriation of funds and no funds shall be obligated or expended pursuant to this act unless such funds are specifically appropriated by the general appropriations act.

SECTION 12. This act shall take effect upon becoming a law, the public welfare requiring it.