1   **R277. Education, Administration.**

2   **R277-912. Law Enforcement Related Incident Reporting.**

3   **R277-912-1. Authority and Purpose.**

4   (1) This rule is authorized by:

5   (a) Utah Constitution Article X, Section 3, which vests general control and

6   supervision over public education in the Board;

7   (b) Subsection 53E-3-401(4), which allows the Board to make rules to execute the

8   Board's duties and responsibilities under the Utah Constitution and state law; and

9   (c) Subsection 53E-3-516 which directs the Board to establish rules regarding a

10   collaborative annual report meeting all the requirements of Subsection 53E-3-516(2).

11   (2) The purpose of this rule is to generate the report required by Subsection 53E-3-

12   516 and the form that the report may be accessed.

13

14   **R277-912-2. LEA Reporting Requirements.**

15   (1) An LEA shall work with the Superintendent and the relevant law enforcement

16   agencies and school personnel to collect the following data for incidents that occurred on

17   school grounds while school is in session or during a school-sponsored activity:

18   (a) arrests of a minor;

19   (b) other law enforcement activities as defined in Section 53E-3-516(1);

20   (c) disciplinary actions as defined in section 53E-3-516(1); and

21   (d) all other data as outlined in subsection 53E-3-516(3) and (4).

22   (2) An LEA shall collect the data in a form agreed upon by the Superintendent and

23   the relevant law enforcement agencies.

24   (3) An LEA shall report the data required to the Superintendent in a timely manner;

25   (4) [Beginning in the 2022-2023 school year, a]An LEA shall report the data compiled

26   for each school year to the Superintendent on or before September 1st of the year in which

27   the school year ended.

28   (5) An LEA shall report the data to the Superintendent as prescribed by the

29   Superintendent.

30

31 **R277-912-3. Annual Report Content and Access.**

32   (1)   The Superintendent shall compile the data to form an aggregated report
33 consistent with the requirements of Subsection 53E-3-516(3), (4) and (5).

34   (2) The report shall exclude all identifiable student information and data.

35   (3) The report shall be compiled no later than November 1st of each year in which
36 the school year ended and provided to the board.

37   (4) An external entity may request access to the data used to compile the report
38 consistent with Utah Code Title 63G, Chapter 2, Government Records Access Management
39 Act.

40   (5) The Superintendent shall respond to the request within 15 business days and
41 provide the report within 30 business days of the request by providing the most recent data
42 set available at the time of the request, so long as the data set is aggregated and no student
43 identifiable information is included in the data set.

44   (6) If the request is for the data being used for an upcoming report that is more than
45 30 days from being compiled, the Superintendent may wait longer than 30 days to provide
46 the requested report.

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48 **KEY: incident reporting; law enforcement**
49 **Date of Enactment or Last Substantive Amendment: September 24, 2020**
50 **Authorizing, and Implemented or Interpreted Law: Art X Sec 3; 53E-3-401(3); 53E-3-**
51 **516**