

1 **R277. Education, Administration.**

2 **R277-630. Child Sex Abuse and Human Trafficking Prevention Training and**
3 **Instruction.**

4 **R277-630-1. Authority, [and] Purpose, and Oversight Category.**

5 (1) This rule is authorized by:

6 (a) Utah Constitution [Article X, Section 3](#), which vests general control and
7 supervision over public education in the Board;

8 (b) Subsection [53E-3-401](#)(4), which allows the Board to make rules to execute
9 the Board's duties and responsibilities under the Utah Constitution and state law; and

10 (c) Section [53G-9-207](#), which requires the Board to approve, in partnership with
11 the Utah Department of Health and Human Services, age-appropriate instructional
12 materials for the child sex abuse and human trafficking prevention training and
13 instruction.

14 (2) The purpose of this rule is to provide the process for a third-party provider of
15 instructional materials for the child sex abuse and human trafficking prevention training
16 and instruction to be approved for use by an LEA.

17 (3) This Rule R277-630 is categorized as Category 2 as described in Rule [R277-111](#).

19 **R277-630-2. Definitions.**

20 (1) "Age-appropriate instructional material" means the same as that term is
21 defined in Section [53G-9-207](#).

22 (2) "Alternative provider" means the same as that term is defined in Section
23 [53G-9-207](#).

24 (3) "School personnel" means the same as that term is defined in Section [53G-9-203](#).

26 (4) "Primary provider" means the statewide entity selected by the Board through
27 the request for proposals process that provides the elementary student materials for

28 child sexual abuse and human trafficking prevention training as outlined in [53G-9-207](#)
29 (8).

30 (5) “Provider” means an LEA or third-party organization that submits child sexual
31 abuse and human trafficking prevention materials to the Board for consideration.

32

33 **R277-630-[2]3. [Application Process and Criteria For Alternative Provider]**
34 **Instructional Material Approval Process.**

35 (1) A [third-party] provider offering child sex abuse [or] and human trafficking
36 training or instruction shall apply to the Superintendent and be approved by the Board
37 before being utilized by an LEA.

38 (2) An LEA may only use instructional materials from a provider that have been
39 approved by the Board.

40 (3) A [third-party] provider shall apply according to the form and deadlines
41 established by the Superintendent and include the following within the application
42 submission:

43 (a) a table showing how the materials and trainings align with state law,
44 including Sections:

45 (i) [53G-9-207](#); and
46 (ii) [53G-10-402](#);

47 (b) an assurance that the materials and trainings are vetted and do not lead to
48 the accessibility of materials or resources that violate Section [53G-10-103](#) or train
49 school staff, educators, or administrators on topics prohibited by Rule [R277-328](#);

50 (c) a copy of all materials to be used for instruction or training purposes and
51 notation for each regarding the intended audience;

52 (d) a list of evidence-based research that has been used to inform the materials
53 or training; and

54 (e) additional information as requested by the Superintendent.

55 (4) The Superintendent, in partnership with the Department of Health and
56 Human Services, shall establish a review committee to determine a potential third-party
57 provider's advancement to the Board for final approval.

58 (5) The review committee members shall sign a non-disclosure agreement
59 regarding the materials provided.

60 (6) The review committee shall use a scoring rubric to assess several key
61 program components including:

62 (a) training expectations, including:

63 (i) familiarity with state and federal law, including Subsection 80-4A-201(1);

64 (ii) specialized instruction that considers cultural differences and needs of
65 specialized populations;

66 (iii) how to adapt instruction to be age-appropriate; and
67 (iv) a general understanding of child sex abuse and human trafficking, including
68 human trafficking as a form of abuse;

69 (b) required program concepts, including:

70 (i) human trafficking definition aligned with state law;

71 (ii) sex trafficking definition;

72 (iii) labor trafficking definition;

73 (iv) grooming cycle;

74 (v) examples of trafficker conduct or behavior;

75 (vi) risk factors;

76 (vii) populations that are vulnerable to being victims of human trafficking;

77 (viii) concepts showing how human trafficking can happen to any individual; and

78 (ix) concepts surrounding refusal skills consistent with Section 53G-10-402;

79 (c) focus areas regarding prevention and reporting of sexual abuse or human
80 trafficking including:

81 (i) how to be safe in various situations;

82 (ii) appropriate use of technology;

83 (iii) appropriate adult behavior;

84 (iv) concepts of self-awareness and trust;
85 (v) disclosure of inappropriate activities;
86 (vi) recognizing warning signs; and
87 (vii) appropriate mechanism, including time and place, for reporting when sexual
88 abuse or human trafficking violations are suspected; and
89 (d) how an individual can create a reporting plan including a method of reporting
90 sex abuse or human trafficking.

91 (7) A [third-party] provider that is sent to the Board for final approval shall make
92 all application materials available to the Board for review and Board members shall be
93 bound to keep the materials confidential.

94 (8) If the Board denies an application for approval, the Board shall notify the
95 [third party] provider within 30 days of the Board's determination the reason for the
96 denial.

97 (9) A [third-party] provider that has been denied may reapply for approval if the
98 reasons for the denial have been shown by the [third-party] provider to be remediated.

99 (10) An approved [third-party] provider shall reapply for approval of materials or
100 trainings every three years and when updates to the approved materials or trainings are
101 made.

103 R277-630-4. Application for Primary Provider for Elementary Student
104 Instructional Materials in Child Sexual Abuse and Human Trafficking Prevention.

105 (1) Applicants for primary provider for elementary student instructional materials
106 in child sexual abuse and human trafficking prevention shall apply according to the form
107 and deadlines established by the Superintendent and include the following within the
108 application submission:

109 (a) the applicant's Board approved instructional materials in both child sexual
110 abuse and human trafficking prevention;

111 (b) demonstration of engagement in outreach efforts to support elementary
112 schools to participate in the training and instruction of their materials;

113 (c) all materials for instruction involving students in elementary schools;
114 (d) assurance that the applicant's materials and training comply with state law;
115 (e) demonstration of experience and expertise in providing instruction with age-
116 appropriate materials to elementary students regarding Child Sexual Abuse and Human
117 Trafficking prevention; and
118 (f) assurance that the applicant's materials are accessible to elementary
119 students, including students with a disability.
120 (2) Once awarded, the primary provider shall:
121 (a) comply with reporting requirements as required by the Superintendent; and
122 (b) make efforts to annually increase the number of elementary schools that are
123 provided with the training or materials.

124

125 **R277-630-5. Process to Become an Alternative Provider.**

126 (1) An LEA or third-party organization applying to become an alternative provider
127 shall use the process designated by the Superintendent and shall include the following
128 within the application submission:

129 (a) the applicant's Board approved instructional materials;
130 (b) the name of the instructional materials to be utilized;
131 (c) a process for ensuring fidelity to the instructional materials; and
132 (d) the process used to ensure that all staff responsible for instruction are
133 trained:

134 (i) in the specific curriculum being presented; and
135 (ii) in reporting child abuse and neglect as defined in Section 76-5-109.
136 (2) An LEA or third-party organization applying to become an alternative provider
137 may not be the same as the primary provider.
138 (3) An LEA or third-party organization applying to become an alternative provider
139 may be an LEA who utilizes staff to provide the training.
140 (4) The approval for alternative provider status is valid for three years.
141 (5) An LEA or third-party organization renewing alternative provider status after

142 three years shall provide in the application:

143 (a) all the requirements listed in Subsection (2); and

144 (b) a written favorable recommendation from an LEA administrator.

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146 **R277-630-6. Grant Process for LEAs that Choose to Use an Alternative Provider**
147 **to Provide Elementary Instruction for Child Sexual Abuse and Human Trafficking**
148 **Prevention.**

149 (1) An LEA may apply for a grant to use an alternative provider to provide
150 elementary instruction for child sexual abuse and human trafficking prevention by
151 submitting a proposal on a form approved by the Superintendent.

152 (2) A proposal submitted in accordance with Subsection (1) shall:

153 (a) provide the name of the approved alternative provider that the LEA is
154 utilizing;

155 (b) indicate whether the alternative provider is employed within the LEA or at a
156 third party organization; and

157 (c) provide the amount of funds being requested and a plan for how the funds
158 will be used in compliance with [53G-9-207](#).

159 (3) The Superintendent shall grant awards to qualifying applicants on a first-
160 come, first-served basis.

161 (4) Grant awardees shall comply with reporting and evaluation requirements
162 established by the Superintendent.

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164 **KEY: child sex abuse, human trafficking, prevention**

165 **Date of Last Change: December 22, 2022**

166 **Authorizing and Implemented, or Interpreted Law: [Art X Sec 3](#); [53E-3-401\(4\)](#); [53G-9-207](#)**