

## UTAH STATE BOARD OF EDUCATION

**Subject:**

ACTION: R277-445, Classifying Small Schools as Necessarily Existent (Amendment)

**Agenda item type:**

Action Item

**Recommended Action:**

**MOTION FOR THE BOARD:** That the Board approve R277-445, Classifying Small Schools as Necessarily Existent, Draft 2, on second and final reading.

**Purpose of Memo:**

Result of legislative action

**Background:**

HB 396, Small School District Scale of Operations Formula, significantly changed the requirements for calculating and distributing Necessarily Existing Small School (NESS) funding to LEAs. The proposed rule changes reflect the changes to legislation, including standardizing the new formula and removing any restrictions on the NESS funding spending at the LEA level.

Staff will present R277-445, Classifying Small Schools as Necessarily Existent, Draft 2, for consideration and approval.

Authorizing, and Implemented or Interpreted Law: [Art X Sec 3](#); [53E-3-401](#)(4); [53F-2-304](#)(1)

**Contact:**

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**Attachments:**

1. R277-445 - Draft 2 - June 2025 Committee
2. R277-445 NESS Scale of Operations Weightings 6.5.2025
3. R277-445 - Draft 1 - June 2025 Committee
4. R277- 445- Reporting Burden and Fiscal Impact Estimate Form