

1 **R277. Education, Administration.**

2 **R277-606. Dropout Prevention and Recovery [Program]Services.**

3 **R277-606-1. Authority, Purpose, and Oversight Category.**

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

9 (c) Section [53G-9-802](#), which requires the Board to develop rules to set policies
10 related to a dropout prevention and recovery [program]services and plan.

11 (2) The purpose of this rule is to:

12 (a) develop policies related to an LEA's dropout prevention and recovery
13 [program]services and plan; and

14 (b) set reporting requirements for LEAs with a dropout prevention and recovery
15 [program]services and plan.

16 (3) This Rule R277-606 is categorized as Category 2 as described in Rule [R277-111](#).

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19 **R277-606-2. Definitions.**

20 For purposes of this rule:

21 [~~(1) "Attainment goal" has the same meaning as that term is defined in Section
22 53G-9-801.]~~

23 [~~(2) "Average daily membership" means the same as that term is defined in
24 Section 53F-2-102.~~

25 [~~(3) "Cohort" means the same as that term is defined in Section 53G-9-801.~~

26 [~~(4) "College and career readiness work" means the same as that term is defined
27 in Section 53G-9-801.]~~

28 [~~(5) "Designated student" means a student:~~

29 (a) who has withdrawn from a secondary school before earning a diploma;

30 (ii) who was dropped from average daily membership; and
31 (iii) whose cohort has not yet graduated; or
32 (b) who is at risk of meeting the criteria described in Subsection (5)(a), as
33 determined by the student's LEA, using the risk factors described in Subsection
34 [§10](5).
35 [— (6) "Graduation rate" means the same as that term is defined in Section 53G-9
36 801.]

37 [7] (4) "LEA" means the same as that term is defined in Section [53G-9-801](#).
38 [] (8) "Nontraditional program" means the same as that term is defined in Section

39 53G-9-801.]

40 [(9)"Proxy graduation rate" means the benchmark graduation percentage
41 assigned by the Board, based on:

42 _____ (a) in a manner similar to the regular graduation rate for each year of grades 9
43 through 12

44 (b) treating a student as having graduated if the student returned after each
45 grade year; and

46 (c) treating a student as dropping out if the student:

47 _____ (i) did not return after each year: or

48 (ii) the student did not have an acceptable exit code entered into the UTREx
49 system.]

50 [(10)] (5) "Risk factors" means:

51 (a) low academic performance, as measured by grades, test scores, or course
52 failure;

53 (b) poor behavior, as measured by office disciplinary referrals, suspensions, or
54 expulsions; and

55 (c) absenteeism, whether excused or unexcused absences, and including days
56 tardy and truant.

57 [41)](6) "Third party" means the same as that term is defined in Section 53G-9-
58 801.

59

60 **R277-606-3. LEA Dropout Prevention and Recovery [Programs]Services.**

61 [(1)] An LEA that serves students in grades 9, 10, 11, or 12 shall provide [a
62] dropout prevention and recovery [program]services for a designated student with the
63 dropout prevention and recovery services described in Sections 53G-9-802 and 53G-9-
64 803.

65 [(2) To provide the dropout and recovery services described in Subsection (1) an
66 LEA may:

67 (a) contract with a third party; or

68 (b) create a dropout prevention and recovery services plan.

69 (3) An LEA that enrolls a designated student in a dropout prevention and
70 recovery program shall:

71 (a) develop a written policy that describes:

72 (i) how the LEA or the LEA's third party will measure and report if the designated
73 student made a year's worth of progress toward an attainment goal as required in
74 Section R277-606-4; and

75 (ii) how membership days will be determined for the designated student in
76 accordance with the LEA's established school schedule and enrollment policies; and
77 (b) indicate that the designated student is enrolling in the LEA's dropout
78 prevention and recovery program in accordance with current UTREx specifications.

79 (4)(a) If a designated student chooses to enroll in a dropout prevention and
80 recovery program, the LEA, in consultation with the designated student, shall prepare,
81 in accordance with the LEA's written policy described in Subsection (2), a learning plan
82 for the designated student that includes an attainment goal for the designated student.

83 (b) If an LEA chooses to contract with a third party to provide dropout prevention
84 and recovery services, the third party shall:

85 (i) work with the LEA to prepare a learning plan for a designated student
86 described in Subsection (3)(a);

87 (ii) regularly report a designated student's progress toward the designated
88 student's attainment goal in accordance with the LEA's written policy described in
89 Subsection (2); and
90 (iii) maintain documentation required by the LEA for the LEA to meet the
91 requirements of Subsection R277-606-4(4).
92 (5)(a) If a designated student is a student with a disability and an LEA provides
93 dropout prevention and recovery services without using a third party, the LEA shall:
94 (i) prepare an IEP or Section 504 plan for the designated student; and
95 (ii) provide the dropout prevention and recovery services in accordance with the
96 designated student's IEP or Section 504 plan.
97 (b) If a designated student is a student with a disability and an LEA contracts
98 with a third party to provide dropout prevention and recovery services to the designated
99 student:
100 (i) the LEA shall prepare an IEP or Section 504 plan for the designated student;
101 and
102 (ii) the third party shall provide the dropout prevention and recovery services to
103 the designated student in accordance with the designated student's IEP or Section 504
104 plan.]
105

106 **R277-606-4. Reporting Requirements and Audits.**

107 (1)[(a)] An LEA shall submit an annual report to the Superintendent on the LEA's
108 dropout prevention and recovery services by October 30.
109 (a) An LEA shall submit the report using a survey provided by the
110 Superintendent.
111 [(b) The report described in Subsection (1)(a):
112 (i) the information described in Section 53G-9-802
113 (ii) the total number of designated students in the LEA
114 (iii) if applicable, the name of a third party the LEA is contracting with to provide
115 dropout prevention and recovery services.

116 ——— (2) An LEA shall submit annually to the Superintendent, if applicable, the LEA's
117 dropout prevention and recovery plan by October 30.

118 ——— (3) A third party working with an LEA on the LEA's dropout prevention and
119 recovery program shall report any information requested by the LEA including any
120 information required for the LEA to submit a report described in Subsection (1).]

121 [(4)](2) The Superintendent shall:

122 (a) review LEA reports described in Subsection (1);

123 (b) by [April 1]December 15 each year, [inform]determine whether an LEA [that
124 the LEA shall enter into a contract with a third party as]meets the conditions described
125 in Subsection [53G-9-802](#)(3);[-and]

126 (c) except as provided in Subsection [53G-9-802](#)(5), ensure that an LEA
127 [described in Subsection 53G-9-802(3) and Subsection R277-606-3(3)]identified under
128 Subsection (4)(b) provides dropout prevention and recovery services as required under
129 Subsection [53G-9-802](#)(1), and implements such services through:

130 (i) a contract[s] with a third party provider as required in Section [53G-9-802](#)(6)
131 [and Section R277-606-3.]; or

132 (ii) an evidence-based or evidence-informed plan consistent with Subsection
133 [53G-9-802](#)(4) and Section [53G-11-303](#);

134 (d) require an LEA identified under Subsection (4)(b) to notify the
135 Superintendent of the method by which the LEA will implement dropout prevention and
136 recovery services under Subsection (4)(c), no later than January 15;

137 (e) administer responsibilities delegated by the board pursuant to Subsection
138 [53G-9-804](#).

139 [(5)](3)(a) An LEA shall maintain documentation to comply with the requirements
140 of Section [53G-9-802](#) and this rule.

141 (b) The Board or the Superintendent may request an audit of an LEA's dropout
142 prevention and recovery [program]services.

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144 **KEY: dropout, prevention and recovery, pupil accounting**

145 **Date of Last Change: March 10, 2025**
146 **Notice of Continuation: April 15, 2025**
147 **Authorizing, and Implemented or Interpreted Law: Art X, Sec 3; 53E-4-401(4);**
148 **53G-9-802**
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