

## **Agency: UTAH STATE BOARD OF EDUCATION**

### **Request Title:** *Reintegration Planning Code Alignment*

**Purpose Statement:** In 53G-8-213 the code refers to only Districts having the responsibility for the creation of a reintegration plan, and in 53G-8-403 it refers to LEA's. We would like both codes to align and refer to LEA's to ensure that all LEAs, including charter schools, have the responsibility to develop reintegration plans when required by code.

### **What is the nature of your request?**

**POLICY REQUEST** – You are seeking changes to Utah State Code to improve your program/services.

### **Rationale:**

Currently there is confusion about who holds the responsibility to develop and maintain reintegration plans required by law. This code alignment would clear up any confusion and ensure that all students requiring a reintegration plan have the support that they need at the LEA where they attend.

### **USB E Lead Point of Contact:**

**Name:** David Sollami

**Email Address:** david.sollami@schools.utah.gov

**Phone Number:** (801) 538-7727

**USB E Section:** School Improvement

### **POLICY REQUEST**

*This section only needs to be completed if you are making a policy request (creating or changing existing Utah Code language).*

**1. Section(s) of State Code to be addressed (if none, insert "N/A"):**

53G-8-213

**2. What are the suggested legislative solutions? Include code references and suggested language where possible:**

**53G-8-213:**

(5) ~~[A school district]~~ An LEA may not reintegrate a student into a school where:

(a) a student or staff member has a protective order against the student being reintegrated; or

(b) a student or staff member is the victim of a sexual crime or forcible felony committed by the student being reintegrated.

(6) (a) Notwithstanding Subsection (2), ~~[a school district]~~ an LEA may elect to not integrate a student into a school if the student has committed, or allegedly committed, a forcible felony.

(b) If ~~[a school district]~~ an LEA elects to not integrate a student under Subsection (6)(a), ~~[the school district]~~ the LEA shall provide alternative education options for the student.

(7) A reintegration plan under this section is classified as a protected record under Section 63G-2-305.

(8) All other records of disclosures under this section are governed by Title 63G, Chapter 2, Government Records Access and Management Act, and the Family Educational Rights and Privacy Act, 20 U.S.C. Sec. 1232g.