

1 **R277. Education, Administration.**

2 **R277-419. Pupil Accounting.**

3 **R277-419-1. 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;

9 (c) Subsection 53E-3-501(1)(e), which directs the Board to establish rules and
10 standards regarding:

11 (i) cost-effectiveness;

12 (ii) school budget formats; and

13 (iii) financial, statistical, and student accounting requirements;

14 (d) Subsection 53E-3-602(2), which requires a local school board's auditing
15 standards to include financial accounting and student accounting;

16 (e) Subsection 53E-3-301(3)(d), which requires the Superintendent to present to
17 the Governor and the Legislature data on the funds allocated to LEAs;

18 (f) Section 53G-4-404, which requires annual financial reports from school
19 districts; and

20 (g) Subsection 53G-5-404(4), which requires charter schools to make the same
21 annual reports required of other public schools.

22 (2) The purpose of this rule is to specify pupil accounting procedures used in
23 apportioning and distributing state funds for education.

24 (3) This rule is categorized as Category 4 as described in Rule R277-111.

25

26 **R277-419-2. Definitions.**

27 (1) "Aggregate Membership" means the sum of all days in membership during a
28 school year for eligible students enrolled in a public school.

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29 (2) "Approved CTE course" means a course approved by the Board within the
30 Career and Technical Education (CTE) Pathways.

34 (4) "Blended learning program" means a formal education program under the
35 direction of an LEA in which a student learns through an integrated experience that is in
36 part:

37 (a) through online learning, with an element of student control over time, place,
38 path, or pace; and

39 (b) in a supervised brick and mortar school away from home.

40 (5) "Brick and mortar school" means a school where classes are conducted in a
41 physical school building.

42 (6) "Data Clearinghouse" means the electronic data collection system used by
43 the Superintendent to collect information required by law from LEAs about individual
44 students at certain points throughout the school year to support the allocation of funds
45 and accountability reporting.

46 (7) "Educational services" means providing learning opportunities and services
47 designed to support a student to be prepared to succeed and lead by having the
48 knowledge and skills to learn, engage civically, and lead meaningful lives, including by
49 providing:

50 (a) high quality instruction for each student;
51 (b) personalized learning supports for each student; and
52 (c) implementation of evidence-based student health and wellness practices.

53 (8) "Eligible student" means a student who satisfies the criteria for enrollment in
54 an LEA, set forth in Section R277-419-5.

55 (9) "Enrollment verification data" includes:

56 (a) a student's birth certificate or other verification of age;

57 (b) verification of immunization or exemption from immunization form;

58 (c) proof of Utah public school residency;

59 (d) family income verification; or

60 (e) special education program information, including:

61 (i) an individualized education program;

62 (ii) a Section 504 accommodation plan; or

63 (iii) an English learner plan.

64 (10)(a) "Home school" means the formal instruction of children in their homes
65 instead of in an LEA.

66 (b) "Home school" does not include public school instruction provided in a home,
67 including when:

68 (i) an online student receives instruction at home, but the student is enrolled in a
69 public school that follows state Core Standards;

70 (ii) an online student is:

71 (A) subject to laws and rules governing state and federal mandated tests; and

72 (B) included in accountability measures; or

73 (iii) an online student receives instruction under the direction of a highly

74 qualified, licensed teacher who is subject to the licensure requirements of Rule R277-
75 301 and fingerprint and background checks consistent with Rules R277-214 and R277-
76 309.

77 (iv) instruction is received by a home-based scholarship student consistent with
78 Section 53F-6-401.

79 (11) "Home school course" means instruction:

80 (a) delivered in a home school environment where the curriculum and instruction
81 methods, evaluation of student progress or mastery, and reporting, are provided or
82 administered by the parent, guardian, custodian, or other group of individuals; and

83 (b) not supervised or directed by an LEA.

84 (12)(a) "Influenza pandemic" or "pandemic" means a global outbreak of serious
85 illness in people.

86 (b) "Influenza pandemic" or "pandemic" may be caused by a strain of influenza
87 that most people have no natural immunity to and that is easily spread from person to
88 person.

89 (13) "ISI-1" means a student who receives 1 to 59 minutes of YIC related
90 services during a typical school day.

91 (14) "ISI-2" means a student who receives 60 to 179 minutes of YIC related
92 services during a typical school day.

93 (15) "Instructional time" means time during which a school is responsible for a
94 student and the student is required or expected to be actively engaged in a learning
95 activity as defined in 53G-7-701(7)(a).

96 [(15)](16) "Learner validated enrollment measurement" means a methodology
97 used to establish a student's membership or enrollment status for purposes of
98 generating membership days.

99 [(16)](17) "Learner validated program" means a program within an LEA that
100 consists of eligible, enrolled public school students where the student receives
101 instruction through:

102 (a) an online learning program;
103 (b) a blended learning program; or
104 (c) a personalized, competency-based learning program.

105 [(17)](18)(a) "Membership" means a public school student is on the current roll
106 of a public school class or public school as of a given date.

107 (b) A student is a member of a class or school from the date of entrance at the
108 school and is placed on the current roll until official removal from the class or school due
109 to the student having left the school.

110 (c) Removal from the roll does not mean that an LEA should delete the student's
111 record, only that the student should no longer be counted in membership.

112 [(18)](19) "Minimum School Program" means the same as that term is defined in
113 Section 53F-2-102.

114 [(19)](20) "Online learning program" means a program:

115 (a) that is under the direction of an LEA; and
116 (b) in which students receive educational services primarily over the internet.
117 [(20)](21) "Personalized, Competency-based Learning Grants Program" means
118 an education program that provides instruction through personalized, competency-
119 based learning as defined in Section 53F-5-501.

120 [(21)](22) "Private school" means an educational institution that:
121 (a) is not an LEA;
122 (b) is owned or operated by a private person, firm, association, organization, or
123 corporation; and
124 (c) is not subject to governance by the Board consistent with the Utah
125 Constitution.

126 [(22)](23) "Program" means a course of instruction within a school that is
127 designed to accomplish a predetermined curricular objective or set of objectives.

128 [(23)](24) "Qualifying school age" means:
129 (a) a person who is at least five years old and no more than 18 years old on or
130 before September 1;
131 (b) with respect to special education, a person who is at least three years old
132 and no more than 21 years old on or before July 1;
133 (c) with respect to YIC, a person who is at least five years old and no more than
134 21 years old on or before September 1.

135 [(24)](25) "Resource" means a student who receives 1 to 179 minutes of special
136 education services during a typical school day consistent with the student's IEP
137 provided for under the Individuals with Disabilities Education Act (IDEA), 20 U.S.C. Sec.
138 1400 et seq., amended in 2004.

139 [(25)](26) "Retained senior" means a student beyond the general compulsory
140 school age who is authorized at the discretion of an LEA to remain in enrollment as a
141 high school senior in the years after the student's cohort has graduated due to:
142 (a) sickness;
143 (b) hospitalization;

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144 (c) pending court investigation or action; or
145 (d) other extenuating circumstances beyond the control of the student.
146 ~~(26)~~⁽²⁷⁾ "S1" means the record maintained by the Superintendent containing
147 individual student demographic and school membership data in a Data Clearinghouse
148 file.

149 (27)](28) "S2" means the record maintained by the Superintendent containing
150 individual student data related to participation in a special education program in a Data
151 Clearinghouse file.

152 [§28] "S3" means the record maintained by the Superintendent containing
153 individual student data related to participation in a YIC program in a Data Clearinghouse
154 file.

155 [§29] "School" means an educational entity governed by an LEA that:

156 (a) is supported with public funds;

157 (b) includes enrolled or prospectively enrolled full-time students;

158 (c) employs licensed educators as instructors that provide instruction consistent

159 with Rule R277-301;

- (d) has one or more assigned administrators;
- (e) is accredited consistent with Section R277-410-3; and
- (f) administers required statewide assessments to the school's students.

163 [§30] "School day" means a day where an LEA provides educational
164 services to students subject to the requirements described in Section R277-419-4.

165 [34](32) "School membership" means membership other than in a special
166 education or YIC program in the context of the Data Clearinghouse.

167 [§32][§33] "School of enrollment" means:

168 (a) a student's school of record; and
169 (b) the school that maintains the student's cumulative file, enrollment
170 information, and transcript for purposes of high school graduation.

171 [§33](34) "School year" means the 12 month period from July 1 through June
172 30.

173 [(34)](35) "Self-contained" means a public school student with an IEP or YIC,
174 who receives 180 minutes or more of special education or YIC related services during a
175 typical school day.

176 [(35)](36) "Self-Contained Resource Attendance Management (SCRAM)" means
177 a record that tracks the aggregate membership of public school special education
178 students for state funding purposes.

179 [(36)](37) "SSID" means Statewide Student Identifier.

180 [(37)](38) "Student with a disability" means a student who:

181 (a)(i)(A) is of an age during which it is mandatory under state law to provide
182 educational services to persons with disabilities as described in Subsection 53E-3-
183 503(1)(a); or

184 (B) is of an age during which a student without a disability is provided
185 educational services; and

186 (ii) is entitled to receive a free appropriate public education under the Individuals
187 with Disabilities Education Act or Board rules related to special education, including
188 Rule R277-750; or

189 (b) is entitled to receive a free appropriate public education under Section 504 of
190 the Rehabilitation Act of 1973 because the student:

191 (i) has a physical or mental impairment which substantially limits one or more
192 major life activities;

193 (ii) has a record of an impairment described in Subsection (37)(b)(i); or

194 (iii) is regarded as having an impairment described in Subsection (37)(b)(i).

195 [(38)](39) "Unexcused absence" means an absence charged to a student when:

196 (a) the student was not physically present at school at any of the times
197 attendance checks were made in accordance with Subsection R277-419-8(5); and
198 (b) the student's absence could not be accounted for by evidence of a legitimate
199 or valid excuse in accordance with local board policy on truancy as defined in Section
200 53G-6-201.

201 [(39)](40) "Weighted pupil unit" or "WPU" means the same as that term is
202 defined in Section 53F-2-102.

203 [(40)](41) "Year end upload" means the Data Clearinghouse file due annually by
204 July 15 from LEAs to the Superintendent for the prior school year.

205 [(41)](42) "Youth in care or YIC" means a person under the age of 21 who is:
206 (a) in the custody of the Department of Health and Human Services;
207 (b) in the custody of an equivalent agency of a Native American tribe recognized
208 by the United States Bureau of Indian Affairs and whose custodial parent or legal
209 guardian resides within the state; or
210 (c) being held in a juvenile detention facility.

211

212 **R277-419-3. Schools and Programs.**

213 (1)(a) The Superintendent shall provide a list to each school detailing the
214 required accountability reports and other state-mandated reports for the school type and
215 grade range.

216 (b) A school shall submit a Clearinghouse report to the Superintendent.

217 (c) A school shall employ at least one licensed educator and one administrator.

218 (2)(a) A student who is enrolled in a program is considered a member of a public
219 school.

220 (b) The Superintendent may not require programs to receive separate
221 accountability and other state-mandated reports.

222 (c) A student reported under an LEA's program shall be included in the LEA's
223 WPU and student enrollment calculations of the LEA's school of enrollment.

224 (d) A course taught at a program shall be credited to the appropriate school of
225 enrollment.

226 (3) A private school or program may not be required to submit data to the
227 Superintendent.

228 (4) A private school or program may not receive annual accountability reports.

229

230 **R277-419-4. Minimum School Days.**

231 (1)(a) Except as provided in Subsection (1) and Subsection 53F-2-102(4), an
232 LEA shall provide educational services over a minimum of 180 school days each school
233 year.

234 (b)(i) Except as provided in Subsection (1)(b)(ii), an LEA that participates in the
235 National School Lunch Program shall provide school meals on each day that the LEA
236 schedules toward the LEA's 180 educational service days described in Subsection
237 (1)(a).

238 (ii) The requirement to provide school meals described in Subsection (1)(b)(i)
239 does not apply to:

240 (A) an unplanned school closure or unplanned learn from home day due to
241 snow, inclement weather, or other emergency;

242 (B) a day that an LEA governing board reallocates as a teacher preparation or
243 teacher professional development day as described in Subsection 53F-2-102(4)(d);

244 (C) a day that an LEA counts in student membership for professional
245 development or parent-teacher conference days as described in Subsection (6); or

246 (D) a day where the LEA provides educational services while all the LEA's
247 students engage in distance learning.

248 (c) An LEA may seek an exception to the number of school days described in
249 Subsection (1)(a):

250 (i) except as provided in Subsection (1)(c)(ii), for a whole school or LEA as
251 described in Rule R277-121;

252 (ii) for a school closure due to snow, inclement weather, or other emergency as
253 described in Section R277-121-5; or

254 (iii) for an individual student as described in Section R277-419-11.

255 (2) An LEA may offer the required school days described in Subsection (1)(a) at
256 any time during the school year, consistent with the law.

257 (3) An LEA shall plan for emergency, activity, and weather-related exigency time
258 in its annual calendaring.

259 (4) Minimum standards apply to a public school in all settings unless Utah law or
260 this rule provides for a specific exception.

261 (5) An LEA's governing board shall provide adequate contingency school days in
262 the LEA's yearly calendar to avoid the necessity of requesting a waiver except in the
263 most extreme circumstances.

264 (6)(a) A school may conduct parent-teacher and student Plan for College and
265 Career Readiness conferences during the school day.

266 (b) Parent-teacher and college and career readiness conferences may only be
267 held for a total of the equivalent of three full school days for the school year.

268 (c) Student membership for professional development or parent-teacher
269 conference days shall be counted as that of the previous school day.

270 (d) The final decision and approval regarding planning time, parent-teacher and
271 Student Plan for College and Career Readiness conferences rests with an LEA,
272 consistent with Utah Code and Board administrative rules.

273 (7)(a) An LEA may designate no more than a total of five educational service
274 days at the beginning of the school year for the assessment of students entering
275 kindergarten.

276 (b) If an LEA designates educational services days for kindergarten assessment:

277 (i) an LEA shall designate the days in an open meeting;

278 (ii) an LEA shall provide adequate notice and explanation to kindergarten

279 parents well in advance of the assessment period; and

280 (iii) assessment time per student shall be adequate to justify the forfeited

281 instruction time.

282 (8) An LEA shall approve total instructional time and school calendars in an
283 open meeting.

284

R277-419-5. Student Membership Eligibility and Learner Validated Enrollment Measurements.

287 (1) A student may enroll in two or more LEAs at the discretion of the LEAs.

288 (2) A kindergarten student may only enroll in one LEA at a time.

289 (3) To generate membership for funding through the Minimum School Program

290 on any school day, an LEA shall ensure that a student being counted by the LEA in

291 membership:

292 (a) has not previously earned a basic high school diploma or certificate of

293 completion;

294 (b) has not been enrolled in a YIC program with a YIC time code other than ISI-1

295 or ISI-2;

296 (c) does not have unexcused absences, which are determined using one of the

297 learner validated enrollment measurements described in Subsection (4);

298 (d) is a resident of Utah as defined under Section 53G-6-302;

299 (e) is of qualifying school age or is a retained senior;

300 (f)(i) is expected to attend a regular learning facility operated or recognized by

301 an LEA on each regularly scheduled school day, if enrolled in an attendance validated

302 program;

303 (ii) has direct instructional contact with a licensed educator provided by an LEA

304 at:

305 (A) an LEA-sponsored center for tutorial assistance; or

306 (B) the student's place of residence or convalescence for at least 120 minutes

307 each week during an expected period of absence, if physically excused from such a

308 facility for an extended time, due to:

309 (I) injury;

310 (II) illness;

311 (III) surgery;

312 (IV) suspension;

313 (V) pregnancy;

314 (VI) pending court investigation or action; or

315 (VII) an LEA determination that home instruction is necessary;

316 (iii) is enrolled in an approved CTE course on the campus of another state

317 funded institution where such a course is:

318 (A) not offered at the student's school of membership;

319 (B) being used to meet Board-approved CTE graduation requirements under

320 Subsection R277-700-6(16); and

321 (C) a course consistent with the student's Plan for College and Career

322 Readiness: or

(iv) is enrolled in a learner validated program under the direction of an LFA that:

(A) is consistent with the student's Plan for College and Career Readiness;

325 (B) has been approved by the student's counselor; and

(C) includes regular instruction or facilitation by a designated employee of an

327 | EA

(4) An LEA shall use one of the following learner validated enrollment measures:

329 (a) For a student primarily enrolled in an attendance validated program, the LEA

330 may not count a student as an eligible student if the eligible student has unexcused

331 absences during the prior ten consecutive school days

332 (b) For a student enrolled in a learner validated program, an LFA shall:

333 (i) adopt a written policy that designates a learner-validated enrollment

334 measurement to document the learner validated membership or enrollment status for

335 each student enrolled in the learner validated program consistent with this section;

(ii) document each student's continued enrollment status in compliance with the

227 learner validated enrollment policy at least once every ten consecutive school days; and

(iii) appropriate to a client and update student research in regards to the student.

555 (...). Appropriately adjust and update student membership records in the student
556 information system of the educational institution in accordance with the
557 information provided by the student.

Information System for students that did not meet the learner validated enrichment

348 measurement, consistent with this section.

(c) For a student enrolled in a learner validated program, the EEA may not count

342 a student as an eligible student if the student is

545 prior ten consecutive school days.

345 (a) shall continue to provide a student with a disability a free and appropriate
346 public education even when the student has not attended school or engaged with the
347 LEA during the prior ten consecutive days;

348 (b) shall maintain the student with a disability's enrollment in the LEA; and
349 (c) may continue to count the student with a disability in membership for funding
350 purposes up to 30 days if the LEA documents that the LEA is working to locate and
351 engage with the student with a disability.

352 (6) The learner validated enrollment measurement described in Subsection
353 (4)(b) may include the following components, in addition to other components, as
354 determined by an LEA:

- 355 (a) a minimum student login or teacher contact requirement;
- 356 (b) required periodic contact with a licensed educator;
- 357 (c) a minimum hourly requirement, per day or week, when students are engaged
- 358 in course work; or
- 359 (d) required timelines for a student to provide or demonstrate completed
- 360 assignments, coursework, or progress toward academic goals.

361 (7)(a) Beginning with the 2021-22 school year, an LEA shall submit each
362 student's attendance validated or learner validated enrollment status through the
363 UTREx or Data Clearinghouse.

364 (b) For a student who participates in both attendance validated, and learner
365 validated programs, the LEA shall designate the student's status as learner validated
366 enrollment.

367 (8)(a) An LEA desiring to generate membership for student enrollment in
368 courses outlined in Subsection (3)(f)(iii), or to seek a waiver from a requirement in
369 Subsection (3)(f)(iii), shall submit an application for course approval by April 1 of the
370 year before which the membership will be counted.

371 (b) An LEA shall be notified within 30 days of the application deadline if courses
372 have been approved.

373

374 **R277-419-6. Student Membership Calculations.**

375 (1)(a) Except as provided in Subsection (1)(b) or (1)(c), a student enrolled in
376 only one LEA during a school year is eligible for no more than 180 days of regular
377 membership per school year.

378 (b) With written verification from the student's parent that the student intends to
379 graduate early, an early graduation student may be counted for more than 180 days of
380 regular membership in accordance with the student's Plan for College and Career
381 Readiness.

382 (c) A student transferring within an LEA to or from a year-round school is eligible
383 for no more than 205 days of regular membership per school year.

384 (2)(a) Except as provided in Subsection (2)(b), (2)(c), or (2)(d), a student
385 enrolled in two or more LEAs during a school year is eligible for no more than 180 days
386 of regular membership per school year.

387 (b) A student transferring to or from an LEA with a schedule approved under
388 Subsection R277-419-4(1)(b) is eligible for no more than 220 days of regular
389 membership per school year.

390 (c) A student transferring to or from an LEA where the student attended or will
391 attend a year-round school is eligible for no more than 205 days of regular membership
392 per school year.

393 (d) If the exceptions in Subsections (2)(b) and (2)(c) do not apply but a student
394 transfers from one LEA to another at least one time during the school year, the student
395 is eligible for regular membership in an amount not to exceed the sum of:

396 (i) 170 days; plus

397 (ii) 10 days multiplied by the number of LEAs the student attended during the
398 school year.

399 (3) If a student is enrolled in two or more LEAs during a school year and the
400 aggregate regular membership generated for the student between the LEAs exceeds
401 the amount allowed under Subsection (2), the Superintendent shall apportion the days
402 of regular membership allowed between the LEAs.

403 (4) If a student was enrolled for only part of the school day or only part of the
404 school year, an LEA shall prorate the student's membership according to the number of
405 hours, periods or credits for which the student was enrolled in relation to the number of
406 hours, periods or credits for which a full-time student normally would have been
407 enrolled, for example:

408 (a) if the student was enrolled for four periods each day in a seven period school
409 day for 180 school days, the student's aggregate membership would be 4/7 of 180 days
410 or 103 days; or

411 (b) if the student was enrolled for seven periods each day in a seven period
412 school day for 103 school days, the student's membership would also be 103 days.

413 (5)(a) An LEA shall calculate the days in membership for all students [using a
414 method equivalent to the following: total clock hours of educational services for which
415 the student was enrolled during the school year divided by 990 hours and then
416 multiplied by 180 days and finally rounded up to the nearest whole day.

417 (b) For example, if a student was enrolled for only 900 hours during the school
418 year, the student's aggregate membership would be $(900/990) \times 180$, and the LEA would
419 report 164 days]using the proration method described in Subsection (4).

420 (6) The sum of regular plus self-contained special education and self-contained
421 YIC membership days may not exceed 180 days.

422 (7) The sum of regular and resource special education membership days may
423 not exceed 360 days.

424 (8) The sum of regular, ISI-1 and ISI-2 YIC membership days may not exceed
425 360 days.

426 (9) An LEA may also count a student in membership for the equivalent in hours
427 of up to:

428 (a) one period each school day, if the student has been:

429 (i) released by the school, upon a parent or guardian's request, during the school
430 day for religious instruction or individual learning activity consistent with the student's
431 Plan for College and Career Readiness; or

432 (ii) participating in one or more co-curricular activities under Rule R277-438, but
433 has otherwise been exempted from school attendance under Section 53G-6-204 for
434 home schooling;

435 (b) two periods each school day per student for time spent in bus travel during
436 the regular school day to and from another state funded institution, if the student is
437 enrolled in CTE instruction consistent with the student's Plan for College and Career
438 Readiness;

439 (c) all periods each school day, if the student is enrolled in:

440 (i) a concurrent enrollment program that satisfies the Title 53E, Chapter 10, Part
441 3, Concurrent Enrollment;

442 (ii) a private school without religious affiliation under a contract initiated by an
443 LEA to provide special education services which directs that the instruction be paid by
444 public funds if the contract with the private school is approved by an LEA board in an
445 open meeting;

446 (iii) a foreign exchange student program under Section 53G-6-707; or

447 (iv) a school operated by an LEA under a Utah Schools for the Deaf and the
448 Blind IEP provided that:

449 (A) the student may only be counted in S1 membership and may not have an S2
450 record; and

451 (B) the S2 record for the student is submitted by the Utah Schools for the Deaf
452 and the Blind.

453 (10)(a) Except as provided in Subsection (10)(b), a student receiving instruction
454 delivered in a home school course or by a private school is not eligible to be claimed in
455 an LEA's membership and does not qualify for funding under the Minimum School
456 Program in Title 53F, Chapter 2, Minimum School Program Act.

457 (b) Subsection (10)(a) does not apply to public school instruction provided by an
458 LEA to a home school or private school student participating in dual enrollment as
459 described in Section 53G-6-702.

460

461 **R277-419-7. Calculations for a First Year Charter School.**

462 (1) For the first operational year of a charter school or a new satellite campus,
463 the Superintendent shall determine the charter school's WPU funding based on October
464 1 counts.

465 (2) For the second operational year of a charter school or a new satellite
466 campus, the Superintendent shall determine the charter school's WPU funding based
467 on Section 53F-2-302.

468

469 **R277-419-8. Reporting Requirements and LEA Records.**

470 (1) An LEA shall report aggregate membership for each student via the School
471 Membership field in the S1 record and special education membership in the SCRAM
472 Membership field in the S2 record and YIC membership in the S3 record of the Year
473 End upload of the Data Clearinghouse file.

474 (2) In the Data Clearinghouse, aggregate membership is calculated in days of
475 membership.

476 (3) To determine student membership, an LEA shall ensure that records of daily
477 student attendance or student engagement are maintained in each school which clearly
478 and accurately show for each student the:

479 (a) entry date;
480 (b) exit date;
481 (c) exit or high school completion status;
482 (d) whether or not an absence was excused as a valid excuse as listed in 53G-
483 6-201;
484 (e) disability status, resource or self-contained, if applicable; and
485 (f) YIC status, ISI-1, ISI-2 or self-contained, if applicable.

486 (4) An LEA shall ensure that:

487 (a) computerized or manually produced records for CTE programs are kept by
488 teacher, class, and core code; and

489 (b) the records described in Subsection (4)(a) clearly and accurately show for
490 each student in a CTE class the:

491 (i) entry date;

492 (ii) exit date; and

493 (iii) excused or unexcused status of absence.

494 (5) An LEA shall ensure that each school within the LEA completes a minimum
495 of one attendance check each school day.

496 (6) Due to school activities requiring schedule and program modification during
497 the first days and last days of the school year:

498 (a) for the first five school days, an LEA may report aggregate days of
499 membership equal to the number recorded for the second five-day period of the school
500 year;

501 (b) for the last five-day period, an LEA may report aggregate days of
502 membership equal to the number recorded for the immediately preceding five-day
503 period; and

504 (c) schools shall continue educational service activities throughout required
505 calendared days.

506 (7) The Superintendent:

507 (a) shall review each LEA's student membership and fall enrollment reports as
508 they relate to the allocation of state funds; and

509 (b) may periodically or for cause review LEA records and practices for
510 compliance with federal and state laws and this rule.

511

512 R277-419-9. High School Completion Status.

513 (1) An LEA shall account for the final status of students who enter high school,
514 grades 9-12, whether they graduate or leave high school for other reasons, using the
515 following decision rules to state the high school completion or exit status of each
516 student who leaves the Utah public education system:

517 (a) graduates are students who earn a basic high school diploma by satisfying
518 one of the options consistent with Rule R277-705 or out-of-school youths of school age
519 who complete adult education secondary diploma requirements consistent with Rule
520 R277-733;

521 (b) completers are students who have not satisfied Utah's requirements for
522 graduation but who:

523 (i) are in membership in twelfth grade on the last day of the school year; and
524 (ii)(A) meet any additional criteria established by an LEA consistent with its
525 authority under Rule R277-705:

526 (B) meet any criteria established for special education students under Utah State
527 Board of Education Special Education Rules, Revised, June 2016, and available at:
528 <http://www.schools.utah.gov/sars/Laws.aspx> and the Utah State Board of Education;
529 (C) meet any criteria established for special education students under
530 Subsection R277-700-8(5); or

531 (D) pass a General Educational Development or GED test with a designated
532 score:

533 (c) continuing students are students who:

534 (i) transfer to higher education, without first obtaining a diploma;

535 (ii) transfer to the Utah Center for Assistive Technology without first obtaining a

536 diploma; or

537 (iii) age out of special education;

538 (d) dropouts are students who:

539 (i) leave school with no legitimate reason for departure or absence;

540 (ii) withdraw due to a situation so serious that educational services cannot be
541 continued even under the conditions of Subsection R277-419.5(3)(f)(ii);]

542 [(iii)] (ii) are expelled and do not re-enroll in another public education institution;

543 or

544 [(iv)] (iii) transfer to adult education;

545 (e) an LEA shall exclude a student from the cohort calculation if the student:

546 (i) transfers out of state, out of the country, to a private school, or to home
547 schooling;

548 (ii) is a U.S. citizen who enrolls in another country as a foreign exchange
549 student;

550 (iii) is a non-U.S. citizen who enrolls in a Utah public school as a foreign
551 exchange student under Section 53G-6-707 in which case the student shall be identified
552 by resident status, J for those with a J-1 visa, F for all others, not by an exit code;

553 (iv) dies; or

554 (v) beginning with the 2015-2016 school year, is attending an LEA that is not the
555 student's school of enrollment.

556 (2)(a) An LEA shall report the high school completion status or exit code of each
557 student to the Superintendent as specified in Data Clearinghouse documentation.

558 (b) High School completion status or exit codes for each student are due to the
559 Superintendent by year end upload for review.

560 (c) Except as provided in Subsection (2)(d), an LEA shall submit any further
561 updates of completion status or exit codes by October 1 following the end of a student's
562 graduating cohort pursuant to Rule R277-484.

563 (d) An LEA with an alternative school year schedule where the students have an
564 extended break in a season other than summer, shall submit the LEA's data by the next
565 complete data submission update, following the LEA's extended break, as defined in
566 Rule R277-484.

567 (3)(a) The Superintendent shall report a graduation rate for each school, LEA,
568 and the state.

569 (b) The Superintendent shall calculate the graduation rates in accordance with
570 applicable federal law.

571 (c) The Superintendent shall include a student in a school's graduation rate if:

572 (i) the school was the last school the student attended before the student's
573 expected graduation date; and

574 (ii) the student does not meet any exclusion rules as stated in Subsection (1)(e).

575 (d) The last school a student attended will be determined by the student's exit
576 dates as reported to the Data Clearinghouse.

577 (e) A student's graduation status will be attributed to the school attended in the
578 student's final cohort year.

579 (f) If a student attended two or more schools during the student's final cohort
580 year, a tie-breaking logic to select the single school will be used in the following
581 hierarchical order of sequence:

- (i) school with an attached graduation status for the final cohort year;
- (ii) school with the latest exit date;
- (iii) school with the earliest entry date;
- (iv) school with the highest total membership;
- (v) school of choice;
- (vi) school with highest attendance; or
- (vii) school with highest cumulative GPA.

589 (g) The Superintendent shall report the four-year cohort rate on the annual state
590 reports.

592 R277-419-10. Student Identification and Tracking.

593 (1)(a) Pursuant to Section 53E-4-308, an LEA shall:

594 (i) use the SSID system maintained by the Superintendent to assign every
595 student enrolled in a program under the direction of the Board or in a program or a
596 school that is supported by public school funding a unique student identifier; and

597 (ii) display the SSID on student transcripts exchanged with LEAs and Utah
598 public institutions of higher education.

599 (b) The unique student identifier:

600 (i) shall be assigned to a student upon enrollment into a public school program
601 or a public school-funded program;

602 (ii) may not be the student's social security number or contain any personally
603 identifiable information about the student.

604 (2)(a) An LEA shall require all students to provide their legal first, middle, and
605 last names at the time of registration to ensure that the correct SSID follows students
606 who transfer among LEAs.

(b) A school shall transcribe the names from the student's birth certificate or other reliable proof of the student's identity and age, consistent with Section 53G-6-603;

609 (c) The direct transcription of student names from birth certificates or other
610 reliable proof of student identity and age shall be the student's legal name for purposes
611 of maintaining school records; and

612 (d) An LEA may modify the order of student names, provide for nicknames, or
613 allow for different surnames, consistent with court documents or parent preferences, so
614 long as legal names are maintained on student records and used in transmitting student
615 information to the Superintendent.

616 (3) The Superintendent and LEAs shall track students and maintain data using
617 students' legal names.

618 (4) If there is a compelling need to protect a student by using an alias, an LEA
619 should exercise discretion in recording the name of the student.

620 (5) An LEA is responsible to verify the accuracy and validity of enrollment
621 verification data, before enrolling students in the LEA, and provide students and their
622 parents with notification of enrollment in a public school.

623 (6) An LEA shall ensure enrollment verification data is collected, transmitted,
624 and stored consistent with sound data policies, established by the LEA as required in
625 Rule R277-487.

626

627 R277-419-11. Exceptions.

628 (1)(a) An LEA may, at its discretion, make an exception for school attendance
629 for a public school student, in the length of the school day or year, for a student with
630 compelling circumstances.

631 (b) The time an excepted student is required to attend school shall be
632 established by the student's IEP or Plan for College and Career Readiness.

633 (2) A school using a modified 45-day/15-day year-round schedule initiated
634 before July 1, 1995 is in compliance with this rule if the school's schedule [includes a
635 ~~minimum of 990 hours of time the LEA will provide educational services~~] meets the
636 minimum instructional day requirements described in Subsection R277-419- 4(1) over a
637 minimum of 172 days.

638

639 KEY: education finance, school enrollment, pupil accounting

640 Date of Last Change: February 7, 2025

641 Notice of Continuation: December 2, 2021

642 **Authorizing, and Implemented or Interpreted Law: Art X Sec 3; 53E-3-401(4); 53F-
643 2-102(7); 53E-3-501(1)(e); 53E-3-602(2); 53E-3-301(3)(d); 53G-4-404**

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