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MEMORANDUM

TO: Members, Utah State Board of Education

FROM: Brad C. Smith
Chief Executive Officer

DATE: June 18-19, 2015

ACTION: R277-099 *Definitions for Utah State Board of Education (Board) Rules*
(New)

Background:

R277-099 *Definitions for Utah State Board of Education (Board) Rules* is created to provide one Board rule that contains many of the definitions commonly used in existing Board rules (R277).

Key Points:

The definitions in R277-099 will apply to all R277 rules. As an existing rule is amended, definitions in R277-099 will be removed from the existing rule. As a new rule is created, definitions in R277-099 will not be included in the new rule. This change represents the first step in a comprehensive review of all Board rules.

Anticipated Action:

It is proposed that the Law and Licensing Committee consider approving R277-099 on first reading and, if approved by the Committee, the Board consider approving R277-099 on second reading.

Contact: Angie Stallings, 801-538-7550

1 **R277. Education, Administration.**

2 **R277-099. Definitions for Utah State Board of Education**
3 **(Board) Rules.**

4 **R277-099. Authority and Purpose.**

5 (1) This rule is authorized by Utah Constitution Article
6 X, Section 3, which vests general control and supervision of
7 public education in the Board and by Subsection 53A-1-401(3)
8 which permits the Board to adopt rules in accordance with its
9 responsibilities.

10 (2) The purpose of this rule is to provide definitions
11 that used in the Board rules beginning with R277.

12 **R277-099-2. Definitions.**

13 (1) "Accreditation" means the formal process for internal
14 and external review and approval under the Standards for the
15 Northwest Accreditation Commission, a division of Advance
16 Education Inc., (AdvancED).

17 (2) "Audit" means an independent appraisal activity
18 established by the Board as a control system to examine and
19 evaluate the adequacy and effectiveness of internal control
20 systems within an agency.

21 (3) "Board" means the State Board of Education.

22 (4) "Charter school" means a school acknowledged as a
23 charter school by chartering entities under Sections
24 53A-1a-515, 53A-1a-521, and this rule or by the Board under
25 Section 53A-1a-505.

26 (5) "Educator" means an individual licensed under Section
27 53A-6-104 and who meets the requirements of R277-501.

28 (6) "Individualized education program" or "IEP" means a
29 written statement for a student with a disability that is
30 developed, reviewed, and revised in accordance with Board
31 Special Education Rules and Part B of the Individuals with
32 Disabilities Education Act (IDEA), 20 U.S.C. Section 1400
33 (2004).

34 (7) "Individuals with Disabilities Education Act" or
35 "IDEA," 20 U.S.C. Section 1400 et seq. (2004), is a four part
36 (A-D) piece of federal legislation that ensures a student with
37 a disability is provided with a Free Appropriate Public
38 Education (FAPE) that is tailored to the student's individual
39 needs.

40 (8)(a) "LEA" or "local education agency" means a school
41 district or charter school.

42 (b) For purposes of certain rules, "LEA" or "local
43 education agency" may include the Utah Schools for the Deaf
44 and the Blind (USDB) if indicated in the specific rule.

45 (9)(a) "LEA governing board" means:

46 (i) for a school district, a local school board; and

47 (ii) for a charter school, a charter school governing
48 board.

49 (b) For purposes of certain rules, "LEA governing board"
50 may include the State Board of Education as the governing
51 board for the Utah Schools for the Deaf and the Blind if
52 indicated in the specific rule.

53 (10) "Parent" means a parent or guardian who has
54 established residency of a child under Sections 53A-2-201,
55 53A-2-202, or 53A-2-207 or another applicable Utah
56 guardianship provision.

57 (11) "SEOP/Plan for College and Career Readiness" means
58 a student education occupation plan for college and career
59 readiness that is a developmentally organized intervention
60 process that includes:

61 (a) a written plan, updated annually, for a secondary
62 student's (grades 7-12) education and occupational
63 preparation;

64 (b) all Board, local board and local charter board
65 graduation requirements;

66 (c) evidence of parent or guardian, student, and school
67 representative involvement annually;

68 (d) attainment of approved workplace skill competencies,
69 including job placement when appropriate; and

70 (e) identification of post secondary goals and approved
71 sequence of courses.

72 (12) "State Charter School Board" or "SCSB" means the
73 State Charter School Board created in Section 53A-1a-501.5.

74 (13) "Superintendent" mean the state State Superintendent
75 of Public Instruction or the Superintendent's designee.

76 (14) "USDB" means the Utah Schools for the Deaf and the
77 Blind.

78 (15) "USOE" means the Utah State Office of Education.

79 (16) "USOR" means the Utah State Office of
80 Rehabilitation.

81 **KEY: Board, rules, definitions**

82 **Date of Enactment of Last Substantive Amendment: 2015**

83 **Authorizing, Implemented, or Interpreted Law: Art X Sec 3;**

84 **53A-1-401(3)**