

MEMORANDUM

TO: Members, Utah State Board of Education

FROM: Angie Stallings, Associate Superintendent
Policy and Communication

DATE: June 9-10-2016

ACTION: R277-923 *American Indian and Alaskan Native Education State Plan Pilot Program (New)*

Background:

At the May 2016 Board meeting, R277-923 received preliminary approval by the Board. Following the Board meeting, a substantive problem within the rule was discovered. R277-923-4(1) provides that the Superintendent shall award one grant to an LEA to serve "two program sites." Some LEAs do not have two program sites so the language is changed from "two program sites" to "one or more program sites" and returned to the Law and Licensing Committee for consideration.

Board Strategic Plan:

This item supports the following imperative and strategies in the Board's Strategic Plan: Oversight - Monitor, review, and provide general supervision to all public education institutions and other entities for which the State Board has responsibility.

Anticipated Action:

It is proposed that the Law and Licensing Committee consider approving R277-923 on second reading and, if approved by the Committee, the Board consider approving R277-923 on third and final reading.

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1 **R277. Education, Administration.**

2 **R277-923. American Indian and Alaskan Native Education State Plan Pilot**
3 **Program.**

4 **R277-923-1. Authority and Purpose.**

5 (1) This rule is authorized by:

6 (a) Utah Constitution Article X, Section 3, which vests general control and
7 supervision over public education in the Board; and

8 (b) Section 53A-31-404, which provides that the Board may make rules
9 related to the pilot program; and

10 (c) Section 53A-1-401, which allows the Board to make rules to execute the
11 Board's duties and responsibilities under the Utah Constitution and state law.

12 (2) The purpose of this rule is to provide:

13 (a) criteria for evaluating grant applications; and

14 (b) procedures for:

15 (i) a school district to apply to the Board to receive grant money; and

16 (ii) the review of the use of grant money.

17 **R277-923-2. Definitions.**

18 (1) "American Indian and Alaskan Native concentrated school" has the same
19 meaning as that term is defined in Section 53A-31-402.

20 (2) "Program site" means the school where an LEA plans to use grant money
21 and implement the LEA's program.

22 **R277-923-3. Grant Application.**

23 (1) An LEA may apply for a grant described in Section 53A-31-404 by
24 submitting an application to the Superintendent on or before the last Friday in May.

25 (2) The Superintendent shall develop a grant application and make the grant
26 application available to LEAs that meet the eligibility as an American Indian and
27 Alaskan Native concentrated school.

28 **R277-923-4. Procedure and Criteria for Awarding a Grant.**

29 (1) The Superintendent shall award one grant to an LEA to serve one or more

30 program sites.

31 (2) The Superintendent shall award the grant described in Subsection (1) to
32 the LEA based on the following criteria:

33 (a) up to 20 points will be awarded based on the percentage of American
34 Indian and Alaskan Native students enrolled in the program sites;

35 (b) up to 15 points will be awarded based on the educator recruiting and
36 retention needs of the program sites;

37 (c) up to 15 points will be awarded based on the strength of the LEA's
38 program design plan;

39 (d) up to 10 points will be awarded based on the LEA's plan to objectively
40 evaluate the success of the LEA's program design plan; and

41 (e) up to 10 points will be awarded based on the strength of the LEA's
42 proposed budget and how many educators the LEA plans to serve.

43 **KEY: Native American, Alaskan Native, grant program, teacher retention**

44 **Date of Enactment of Last Substantive Amendment: 2016**

45 **Authorizing, and Implemented or Interpreted Law: Art X Sec 3; 53A-31-404;**
46 **53A-1-401**