

## **R277. Education, Administration.**

### **R277-496. K-3 Reading Software Licenses.**

#### **R277-496-1. Authority and Purpose.**

(1) This rule is authorized by:

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

(b) Subsection 53E-3-401(4), which allows the Board to make rules to execute the Board's duties and responsibilities under the Utah constitution and state law; and

(c) Section 53F-4-203, which requires the Board to administer funds for early interactive reading software for early grades.

(2) The purpose of this rule is to establish criteria and procedures to administer the K-3 reading software program.

#### **R277-496-2. Definitions.**

"Early interactive reading software" or "K-3 reading software license" means technology tools and software that adjust the presentation of educational material according to a student's weaknesses and strengths, as indicated by the student's responses to questions.

#### **R277-496-3. K-3 Reading Software Licenses.**

(1) An LEA shall select one or more technology providers through an LEA-approved selection process.

(2)(a) An LEA shall enter into a data sharing agreement with a provider selected in accordance with Subsection (1).

(b) An LEA's data sharing agreement with a software provider shall require the software provider to share information with a third party program evaluator selected by the Superintendent.

(c) An LEA shall provide a signed copy of the LEA's data sharing agreement to the Superintendent before receiving reimbursement for allocated funds.

(3) A school may not require a student to participate in the K-3 reading software license program.

**R277-496-5. Reporting.**

(1) A provider that provides K-3 reading software licenses shall provide information upon request by the Superintendent or an external evaluator selected by the Board in accordance with Subsections 53F-4-203(3) and (4).

(2) The Superintendent may recommend action to the Board, including withholding of funds, in accordance with Rule R277-114 for an LEA that fails to provide complete, accurate, and timely reporting as required by this rule.

**KEY: reading, software, licenses**

**Date of Last Change: August 8, 2023**

**Notice of Continuation: September 15, 2022**

**Authorizing, and Implemented or Interpreted Law: Art X Sec 3; 53E-3-401(4); 53F-4-203**