

1 **R277. Education, Administration.**

2 ~~**[R277-930. English Language Learner Software.**~~

3 ~~**R277-930-1. Authority and Purpose.**~~

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-1-401, which allows the Board to make rules to execute the~~  
8 ~~Board's duties and responsibilities under the Utah Constitution and state law; and~~

9 ~~—— (c) Section 53F-2-419, which directs the Board to allocate funds to LEAs to fund~~  
10 ~~English language learner software.~~

11 ~~—— (2) The purpose of this rule is to establish procedures for allocating and~~  
12 ~~reimbursing funds to an LEA for English language learner software in accordance with~~  
13 ~~Section 53F-2-419.~~

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15 ~~**R277-930-2. Definitions.**~~

16 ~~—— (1) "Eligible student" means an English language learner student.~~

17 ~~—— (2) "English language learner software" means the software identified in Section~~  
18 ~~53F-4-219.~~

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20 ~~**R277-930-3. Allocation Procedures.**~~

21 ~~—— (1) The Superintendent shall determine the amount available to each LEA for~~  
22 ~~English language learner software under Section 53F-2-419 by adding:~~

23 ~~—— (a) the base amount available to the LEA in accordance with the LEA Base~~  
24 ~~Allocation Table using the LEA's October 1 student count from the prior school year; and~~

25 ~~—— (b) a per student amount for each LEA calculated using the number of eligible~~  
26 ~~students from the LEA's October 1 student count from the prior school year and the funds~~  
27 ~~remaining from the legislative allocation after setting aside the amounts identified in~~  
28 ~~Subsection (1)(a).~~

29 ~~—— (2) The Superintendent shall notify each LEA of the LEA's projected funding~~  
30 ~~amount by July 1 annually.~~

31 ~~—— (3) An LEA shall submit an application to the Superintendent to notify the~~  
32 ~~Superintendent of the LEA's intent to participate and receive funds under the English~~  
33 ~~language learner software program.~~

34 ~~—— (4) An LEA shall use funds allocated under this program in accordance with~~  
35 ~~Subsection 53F-2-419 (2).~~

36 ~~—— (5) The Superintendent shall reimburse an LEA for expenses incurred consistent~~  
37 ~~with this rule and Section 53F-2-419.~~

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39 **TABLE**  
40 **LEA Base Allocation**

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42 Eligible Students	Base Amount
43 1-10	\$1,000
44 11-20	\$2,000
45 21-30	\$3,000
46 31-40	\$4,000
47 41-50	\$5,000
48 51-100	\$10,000
49 101-200	\$20,000
50 201-300	\$30,000
51 301-1,000	\$50,000
52 1,001-5,000	\$60,000
53 5,001-10,000	\$65,000
54 10,001 or more	\$70,000

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56 **KEY: software, allocating, reimbursing**

57 **Date of Enactment of Last Substantive Amendment: August 25, 2021**

**Repeal**  
March 13, 2023

58 ~~Authorizing, and Implemented or Interpreted Law: Art X, Sec 3; 53E-3-401; 53F-4-~~  
59 ~~219]~~