

~~[R277. Education, Administration.~~

~~R277-523. Teacher Salary Supplement Program.~~

~~R277-523-1. 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-2-504, which directs the Board to make rules regarding the administration of the Teacher Salary Supplement Program.~~

~~———(2) The purpose of this rule is to establish application and appeal procedures for administration of the Teacher Salary Supplement Program.~~

~~R277-523-2. Definitions.~~

~~———(1) "Certificate teacher" means the same as that term is defined in Subsection 53F-2-504(1)(b).~~

~~———(2) "Eligible teacher" means the same as that term is defined in Subsection 53F-2-504(1)(c).~~

~~———(3) "Substantially equivalent" means commonly recognized by a Utah university for a degree in a specific subject.~~

~~———(4) "Teacher Salary Supplement Program" or "TSSP" means the salary supplement program authorized by the Legislature in Section 53F-2-504.~~

~~R277-523-3. Program Administration.~~

~~———(1) The Superintendent shall allocate funds for salary supplements to eligible teachers and certificate teachers in accordance with Subsection 53F-2-504(3).~~

~~———(2) The Superintendent shall maintain an online application system for the TSSP and make it available to educators no later than October 1 each school year.~~

~~———(3) An applicant for the TSSP shall apply to the Superintendent by the following deadlines:~~

- ~~—— (a) Trimester payments, prior to November 15;~~
- ~~—— (b) Semester payments, prior to January 31; and~~
- ~~—— (c) Annual payments, prior to April 30.~~
- ~~—— (4) A Title I certificate teacher shall receive a partial award if the certificate teacher has a partial assignment in a Title I school or works less than the full school year, which shall be proportional to the teacher's assignment, the portion of the assignment worked in a Title I school, and the overall portion of the school year worked.~~
- ~~—— (5)(a) If an applicant is denied funds under this Section R277-523-3, the applicant may submit a written appeal to the Superintendent prior to June 1.~~
- ~~—— (b) An appeal under Subsection (5)(a) is limited to the following issues:~~
  - ~~—— (i) whether the applicant has a degree or degree major with course requirements that are substantially equivalent to the course requirements for a degree listed in Section 53F-2-504;~~
  - ~~—— (ii) whether the applicant holds a current National Board Certification;~~
  - ~~—— (iii) whether the applicant was assigned to teach at a Title I school during the period covered by the TSSP award;~~
  - ~~—— (iv) whether the Superintendent's initial denial was inconsistent with Section 53F-2-504 or this Rule R277-523; or~~
  - ~~—— (v) whether the Superintendent's initial denial was based on inaccurate or missing information.~~
- ~~—— (c) The Superintendent may designate a panel of at least two Board staff members to review an appeal made under Subsection (5)(a) and make a recommendation to the Superintendent.~~
  - ~~—— (i) A panel designated in accordance with Subsection (5)(c) shall make a recommendation in accordance with the provisions of Section 53F-2-504 or this Rule R277-523.~~
  - ~~—— (ii) The panel shall make a recommendation on an appeal within 30 days of receipt of the written appeal.~~
- ~~—— (6) The Superintendent shall issue a ruling on an appeal within 15 days of receipt of the panel's recommendation.~~

**REPEAL**  
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~~—— (d) The decision of the Superintendent on an appeal is the final Board administrative action.~~

~~—— (7) If the appropriation for TSSP is insufficient to cover all eligible teachers and certificate teachers entitled to awards, the Superintendent shall reduce all awards by the same ratio and proportion.~~

**KEY: TSSP, salary**

**Date of Enactment of Last Substantive Amendment: 2018**

**Authorizing, and Implemented or Interpreted Law: Art X Sec 3; 53E-3-401; 53F-2-504]**