

R277-712 received final approval by the Utah State Board of Education on September 2, 2021. R277-712 will be or was published in the October 1, 2021, Utah State Bulletin, subject to a 30-day comment period, with a first possible effective date of November 8, 2021.

R277. Education, Administration.

R277-712. Personalized, Competency-based Learning Grant Programs.

R277-712-1. 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; and

(b) Section 53F-5-502, which requires the Board to:

(i) define outcome-based measures for each type of grant awarded to LEA's;

(ii) establish a grant application process;

(iii) establish a review committee; and

(iv) adopt metrics to analyze the quality of a grant application; and

(c) 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.

(2) The purpose of this rule is to:

(a) define outcome-based measures for each type of grant awarded to LEA's;

(b) establish a grant application process;

(c) establish a review committee; and

(d) adopt metrics to analyze the quality of a grant application.

R277-712-2. Definitions.

~~[(1) "Advisory committee" means the advisory committee established by the Board in accordance with Subsection 53F-5-502(3)(c).]~~

~~[(2)]~~^[1] "Grant" means:

(a) a planning grant under Section 53F-5-503;

(b) an implementation grant under Section 53F-5-504; or

(c) an expansion grant under Section 53F-5-505.

~~[(3)]~~^[2] "Grant program" means the same as that term is defined in ~~S[ub]s[er]ption 53F-5-501~~^[5].

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(3) "Review committee" means the committee established by the Board in accordance with Subsection 53F-5-502(3)(c).

R277-712-3. Personalized Competency-based Learning [Advisory]Review Committee Membership and Duties.

(1) The [~~advisory~~]review committee shall include the following individuals:

(a) the Deputy Superintendent of Instructional Services or the Deputy's designee, who is a non-voting member of the [~~advisory~~]review committee;

(b) one member who is an expert in blended learning;

(c) one member who is an expert in STEM education;

(d) one member who is an expert in assessment of student learning;

(e) one member who is a former school district [~~s~~]Superintendent;

(f) one member who is a current school administrator;

(g) one member who is a current charter school administrator;

(h) one member who is a former LEA administrator;

(i) one member who is a current teacher; [~~and~~]

(j) one member who is a former teacher[-]; and

(k) one member who is a current school district superintendent.

(2) In addition to the committee members described in Subsection (1), the [~~advisory~~]review committee may select additional grant application reviewers to assist the [~~advisory~~]review committee with the work described in Subsection (3).

(3) The [~~advisory~~]review committee shall:

(a) establish metrics to analyze the quality of a grant application;

(b) review an LEA's grant application to determine whether the grant application:

(i) meets the criteria described in applicable statute and rule; and

(ii) should be selected by the Board to receive a grant;

(c) make a recommendation to the Superintendent and the Board on which grant applications should be selected by the Board; and

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(d) perform other duties as directed by:

- (i) the Board; or
- (ii) the Superintendent.

R277-712-4. Pre-grant Approval Requirements.

(1) Before an LEA submits a grant application to the [~~advisory~~]review committee for approval by the Board, the LEA shall have at least two LEA representatives participate in the personalized, competency[-]based learning grant application technical assistance training conducted by the Superintendent, including;

- (a) the school district superintendent or charter school executive director; and
- (b)(i) the LEA's curriculum director; or
- (ii) the LEA's proposed personalized, competency-based [~~education~~]learning program manager.

(2) A member of an LEA's local school board or charter school governing board and other staff identified by the applying LEA may also participate in the technical assistance training described in Subsection (1).

R277-712-5. Grant Application.

(1) An LEA may apply for a grant by submitting an application to the Superintendent.

(2) The Superintendent shall:

- (a) develop a grant application for each phase of the grant program;
- (b) set a deadline for the application to be submitted to the Superintendent; and
- (c) make the grant application available to LEAs on the Board's website.

R277-712-6. Procedure and Requirements for Awarding a Grant.

(1) The [~~advisory~~]review committee and the Superintendent shall make recommendations to the Board based on:

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- (a)(i) the criteria described in Subsection 53F-5-503(2) for a planning grant;
- (ii) the criteria described in Subsection 53F-5-504(2) for an implementation grant;

or

- (iii) the criteria described in Subsection 53F-5-505(2) for an expansion grant;
- (b) the LEA's proposed budget for the LEA's personalized, competency-based learning program; and

(c) the LEA's outcome[-]-based measurements described in Subsection (2).

(2)(a) An LEA shall include outcome-based measurements as part of the LEA's personalized, competency-based learning program to measure the performance of the LEA's plan.

(b) The outcome-based measurements described in Subsection (2)(a) shall include at least one measurement of student growth and proficiency.

(c) The outcome-based measurements described in Subsection (2)(a) may include:

(i) parent and student satisfaction with the LEA's personalized, competency-based learning program;

(ii) cost savings;

(iii) an increase in the LEA's graduation rate;

(iv) number of credits earned by students through the personalized, competency-based learning program; and

(v) other quality program indicators as listed in Utah's Personalized Competency-Based [Education] Learning Education Framework.

(3) An LEA may be awarded each subsequent phase of the grant program only after:

(a) successful participation in the previous phase; and

(b) Board approval of the LEA's plan.

(4) If an LEA's grant application is denied by the Board:

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(a) an LEA may submit a new grant application the next year following the first denial;

(b) an LEA may only submit a planning grant application the next year following a second denial and the LEA shall:

- (i) request technical assistance from the Superintendent prior to re-applying; and
- (ii) demonstrate increased understanding of personalized, competency-based [education]learning implementation upon re-application.

KEY: personalized, competency-based [education]learning, grant programs

Date of Last Change: 2021~~[June 22, 2020]~~

Notice of Continuation: April 21, 2021

Authorizing, and Implemented or Interpreted Law: Art X Sec 3; Title 53F, Chapter 5, Part 5; 53E-3-401(4)