

**R277. Education, Administration.**

**R277-910. Underage Drinking and Substance Abuse Prevention Program.**

**R277-910-1. 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) Subsection 53G-10-406 which directs the Board to establish rules regarding:

(i) a requirement that an LEA offer the Underage Drinking and Substance Abuse Prevention Program each school year to each student in grade 4 or 5, grade 7 or 8, and grade 9 or 10; and

(ii) the criteria for the board to use in selecting a provider for the Underage Drinking and Substance Abuse Prevention Program.

(2) The purpose of this rule is to establish the criteria for selecting a provider for the Underage Drinking and Substance Abuse Prevention Program and general requirements of an LEA when offering the program.

**R277-910-2. Criteria for Selecting a Provider.**

(1) The following criteria, along with the requirements found in 53G-10-406, shall be considered in selecting a provider for the Underage Drinking and Substance Abuse Prevention Program:

(a) a program that is evidence-based including peer reviewed journals, national registries, and research;

(b) a program that is focused on preventing underage consumption of alcohol and use of electronic cigarette products through a curriculum, course, or program that is taught through multiple days of instruction and not a one-time presentation.

(c) a program that is delivered in the classroom by the classroom teacher or other trained professional;

(d) a program that addresses behavioral risk factors associated with underage drinking and use of electronic cigarette products and integrates skills practice into the curriculum; and

(e) a program that aligns with the core standards of the Utah Public School system.

(2) The vendor of the Underage Drinking and Substance Abuse Prevention Program shall:

(a) have prior experience in successfully reducing underage drinking and substance abuse; and

(b) be available for deployment beginning in the 2018-19 school year.

**R277-910-3. Mandatory Offering of Underage Drinking and Substance Abuse Prevention Program.**

(1) Except as provided in Subsection (3), an LEA shall offer to each student in grades 4 or 5, grades 7 or 8, and grades 9 or 10, respectively, the Underage Drinking and Substance Abuse Prevention Program procured by the Board.

(2) An LEA shall offer the Underage Drinking and Substance Abuse Prevention Program to students:

(a) in grades 7 or 8 and grades 9 or 10; and

(b) for students in grades 4 or 5, beginning in the 2021-22 school year."

**R277-910-4. Reporting Requirements.**

(1) An LEA shall report to the Superintendent annually regarding the general participation and deployment of the Underage Drinking and Substance Abuse Prevention Program.

(2) The report shall be made via the Annual Assurances Document described in R277-108 and shall include:

(a) if the Underage Drinking and Substance Abuse Prevention Program was offered to students each school year in grades 4 or 5, grades 7 or 8, and in grades 9 or 10;

(b) for grades 7 or 8 and grades 9 or 10 only, the name of the course where the Underage Drinking and Substance Abuse Prevention Program was offered including if it was offered as a stand-alone course; and

(c) if the instructor has attended the one time training for the Underage Drinking and Substance Abuse Prevention Program.

**R277-910-5. LEA Positive Behaviors Plan Annual Report.**

(1) An LEA governing Board shall submit an annual assurance to the Board as described in R277-108, confirming that each school under the governing Board's jurisdiction has an approved positive behavior plan as required in Subsection 53G-10-407(5)(b).

**KEY: underage drinking prevention, substance abuse, alcohol, electronic cigarette products**

**Date of Enactment or Last Substantive Amendment: August 12, 2020**

**Authorizing, and Implemented or Interpreted Law: Art X Sec 3; 53E-3-401(4); 53G-10-405; 53G-10-406**