

1 **R277. Education, Administration.**

2 **R277-706. Public Education Regional Service Centers.**

3 **R277-706-~~[4]~~2. Definitions.**

4 ~~[A. "Board" means the Utah State Board of Education.]~~

5 ~~[B.](1) "Eligible regional service center" has the same meaning as the term is~~
6 ~~defined in Section 53G-4-410.[means a regional service center formed by two or more~~
7 ~~school districts by means of an interlocal entity in accordance with Title 11, Chapter 13,~~
8 ~~Interlocal Cooperation Act.~~

9 ~~———C. "USOE" means the Utah State Office of Education.]~~

10 **R277-706-~~[2]~~1. Authority and Purpose.**

11 ~~[A.](1) This rule is authorized by:~~

12 ~~(a) the Utah Constitution Article X, Section 3, which vests general control and~~
13 ~~supervision of public education in the Board[;];~~

14 ~~(b) Section ~~[53A-3-429(6)]53G-4-410~~, which ~~[that]~~ directs the Board to make rules~~
15 ~~regarding eligible regional service[s] center's[;]; and~~

16 ~~(c) Section ~~[53A-1-401(3)]53E-3-401(4)~~, which permits the Board to adopt rules in~~
17 ~~accordance with ~~[its]~~the Board's responsibilities.~~

18 ~~[B.](2) The purpose of this rule is:~~

19 ~~(a) to provide definitions and procedures for school districts to form interlocal~~
20 ~~agreements; and~~

21 ~~(b) to provide for distribution of legislative funds to eligible regional service centers~~
22 ~~by the Board.~~

23 **R277-706.3. Eligible Regional Service Centers.**

24 ~~[A.](1) Two or more school districts may enter into an interlocal agreement and form~~
25 ~~an ~~[interlocal entity]~~eligible regional service center as described in Section 53G-4-410.~~

26 ~~[B. An eligible regional service center may receive funds from the Superintendent~~
27 ~~if the Legislature appropriates money.]~~

28 ~~[C.](2) An interlocal agreement described in Subsection (1) shall confirm~~[-and ratify]~~~~

29 ~~the regional service center as of the effective date of the interlocal agreement]or formalize~~
30 a regional service center as described in Subsection 53G-4-410(4) as of the effective date
31 of the agreement.

32 **R277-706-4. Distribution of Funds.**

33 ~~[A.](1) The [USOE]Superintendent shall distribute funds, if provided by the~~
34 ~~Legislature, in equal amounts to each eligible regional service center[~~s based on~~]if the~~
35 ~~eligible regional service center:~~

36 ~~[(1)](a) [~~requests from eligible regional service centers~~] submits a request for funds;~~
37 ~~and~~

38 ~~[(2)](b) satisfies all [~~satisfaction~~][~~and submission of all information and~~]requirements~~
39 ~~[~~set~~]established by the Board.~~

40 ~~[B.](2) The [USOE]Superintendent shall provide notice [~~that completed applications~~~~
41 ~~for regional service center funds are due to the USOE consistent with timelines provided~~
42 ~~by the USOE]to an eligible regional service center of the deadlines and requirements for~~
43 ~~a request for funds described in Subsection (1).~~

44 ~~[C. The Board may review and consider a different distribution plan for future years.~~

45 ~~— D.](3) [~~Legislative funding, if provided,~~]Subject to legislative appropriation, the~~
46 ~~Superintendent shall [~~be~~] distribute[~~d~~] funds to an eligible regional service center[s] after~~
47 ~~July 1 annually.~~

48 **R277-706-5. Eligible Regional Service Center Responsibilities.**

49 ~~[A.](1) An [E]eligible regional service center[s] shall submit an annual application~~
50 ~~for available funds to the Superintendent[~~Board consistent with USOE timelines~~].~~

51 ~~[B.](2) An eligible regional service center's application for funds shall include:~~

52 ~~[(1)](a) a copy of the eligible regional service center's completed interlocal~~
53 ~~agreement[~~(s)~~];~~

54 ~~[(2)](b) a proposed budget and request for funds [~~from the Board~~];~~

55 ~~[(3)](c) a current external audit of [~~current~~]the eligible regional service center's~~
56 ~~assets and liabilities[~~in the initial application for funds and with each annual application~~];~~

57 ~~[(4)]~~(d) assurance, signed by all parties to the interlocal agreement, that the
58 ~~[USOE]~~eligible regional service center will ~~[shall have access to all]~~provide the eligible
59 regional service center's records to the Superintendent upon request;

60 ~~[(5)]~~(e) an annual financial report from the previous fiscal year; and

61 ~~[(6)]~~(f) a plan for the use and distribution of the eligible regional service center's
62 funds for the applicable fiscal year with specific attention to:

63 (i) the delivery of Utah Education Network and Telehealth services to the ~~[school~~
64 ~~districts]~~LEAs within the eligible regional service center; and~~[-and-]~~

65 (ii) the delivery of education-related services.

66 ~~[(3)]~~(3) An eligible regional service center shall provide an annual performance report
67 to the Superintendent and the Board ~~[beginning with fiscal year 2012]~~, including the
68 following information ~~[about]~~:

69 ~~[(1)]~~(a) the eligible regional service center's delivery of Utah Education and
70 Telehealth Network services;

71 ~~[(2)]~~(b) the eligible regional service center's type, amount, and effectiveness of
72 delivery of public and higher education related services; and

73 ~~[(3)]~~(c) the eligible regional service center's coordination of public and higher
74 education related services.

75 **KEY: eligible regional service center**

76 **Date of Enactment or Last Substantive Amendment: October 9, 2014**

77 **Notice of Continuation: September 2, 2014**

78 **Authorizing, and Implemented, or Interpreted Law: Art X Sec 3; ~~[53A-3-429(6)]~~53G-4-**
79 **410; ~~[53A-1-401(3)]~~53E-3-401**