

R277-706 received final approval by the Utah State Board of Education on August 1, 2019. R277-706 is published in the September 1, 2019 Utah State Bulletin, subject to a 30-day comment period, with a first possible effective date of October 8, 2019.

R277. Education, Administration.

R277-706. Public Education Regional Service Centers.

R277-706-~~[1]~~2. Definitions.

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

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

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

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

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

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

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

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

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

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

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

R277-706.3. Eligible Regional Service Centers.

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

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

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~~[C.](2) An interlocal agreement described in Subsection (1) shall confirm and ratify the regional service center as of the effective date of the interlocal agreement or formalize a regional service center as described in Subsection 53G-4-410(4) as of the effective date of the agreement.~~

R277-706-4. Distribution of Funds.

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

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

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

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

~~[C. The Board may review and consider a different distribution plan for future years.
— D.](3) ~~[Legislative funding, if provided,]~~ Subject to legislative appropriation, the Superintendent shall ~~[be]~~ distribute ~~[d]~~ funds to an eligible regional service center ~~[s]~~ after July 1 annually.~~

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

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

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

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

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

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

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

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

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

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

(ii) the delivery of education-related services.

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

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

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

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

KEY: eligible regional service center

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

Notice of Continuation: September 2, 2014

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