

1 **R277. Education, Administration.**

2 **R277-750. Education Programs for Students with Disabilities.**

3 **R277-750-1. Authority and Purpose.**

4 (1) This rule is authorized by:

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

7 (b) Subsection [53E-3-501](#)(1), which directs the Board to adopt rules regarding
8 services for persons with disabilities;

9 (c) [Title 53E, Chapter 7, Part 2](#), Education of Children with Disabilities, which
10 requires the Board to adopt rules regarding educational services to students with
11 disabilities; and

12 (d) Subsection [53E-3-401](#)(4) which allows the Board to make rules to execute the
13 Board's duties and responsibilities under the Utah Constitution and state law .

14 (2) The purpose of this rule is to specify standards and procedures for special
15 education programs.

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17 **R277-750-2. Incorporation of Special Education Rules Manual by Reference.**

18 (1) This rule incorporates by reference the Special Education Rules manual
19 dated [~~October~~] July 20[~~16~~]20, which establishes policies and procedures for:

20 (a) appropriate and timely identification of a student with a disability;

21 (b) evaluation and classification of a student with a disability by qualified
22 personnel;

23 (c) standards for services provided to a student with a disability;

24 (d) provision for multi-district programs for a student with a disability;

25 (e) provision for delivery of service responsibilities;

26 (f) certification and qualifications for instructional staff; and

27 (g) the state's implementation of federal special education programs, including

28 IDEA.

29 (2) A copy of the manual is located at:

30 (a)

31 <https://www.schools.utah.gov/specialeducation/resources/lawsrulesregulations>; and

32 (b) the Utah State Board of Education.

33 **R277-750-3. Standards and Procedures.**

34 (1) The Board adopts and hereby incorporates by reference the [~~Individuals with~~
35 ~~Disabilities Education Improvement Act of 2004, 20 U.S.C., 1400~~] IDEA as the Board's
36 rules for students with disabilities.

37 (2) The Superintendent and LEAs shall provide services to a student with a
38 disability in accordance with:

39 (a) [Section 504 of the Rehabilitation Act of 1973, 29 U.S.C.\[A:\] 794\[-](#)
40 ~~incorporated by reference in R277-112~~];

41 (b) this rule;

42 (c) the Special Education Rules, [~~August~~] June 20[16]20, included in the Special
43 Education Rules manual described in Section R277-750-2; and

44 (d) the annual Utah State Federal Application under Part B of the [~~Individuals~~
45 ~~with Disabilities Education Act as amended in 2004~~] IDEA.

46 **KEY: special education**

47 **Date of Enactment or Last Substantive Amendment: October 11, 2016**

48 **Notice of Continuation: August 15, 2016**

49 **Authorizing, and Implemented, or Interpreted Law: [Art X Sec 3](#); [53E-3-501\(1\)](#); [Title](#)
50 [53E, Chapter 7 Part 2](#); 53E-3-401(4)**