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MEMORANDUM

To: Utah State Board of Education

From: Ben Rasmussen, Director of Law and Professional Practices

Date: August 1, 2022

Re: Public Hearing on Proposed Amendments to Rule R277-609, Standards for LEA Discipline Plans and Emergency Safety Interventions

This amended memorandum will serve to outline the procedures that will be followed in conjunction with the public hearing scheduled for August 10, 2022 regarding proposed amendments to Rule R277-609. <https://schools.utah.gov/file/5c5ef167-2e0b-4236-a3f3-7a0070e3f62d>. Pursuant to R15-1-5(2), I have been appointed as hearing officer for this public hearing.

The public hearing will commence at 12:30 p.m. on the Zoom virtual platform. USBE will have an anchor location at the offices of the Board. The Board will hear public comment for no less than one hour. Members of the public may watch the hearing on the Board's YouTube channel, <https://www.youtube.com/c/USBEMedia>.

Interested parties are encouraged to submit written comments, statements, or other feedback, which will be made part of the hearing record and posted on the State Board of Education's website. Written comment should be submitted to rule.comments@schools.utah.gov. Written comment to be posted prior to the hearing will be accepted until close of business, Tuesday, August 9, 2022.

This hearing follows a public hearing request by Utah Parents United, the Utah Chapter of the Foundation Against Intolerance and Racism (FAIR), and Path Forward Utah. These groups will each be allowed to make a ten-minute presentation to the Board. The Board welcomes feedback on Rule R277-609 and the amendments proposed for the rule. The Board also received requests to give feedback on 2022 House Bill 428.

<https://le.utah.gov/~2022/bills/static/HB0428.html>. The Board does not have authority to

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make amendments to legislation or Utah code. House Bill 428 is outside the scope of this hearing.

Other parties will be permitted to present as time allows. Individuals wishing to give public comments should email Cybil Child, Board Secretary, at cybil.child@schools.utah.gov, by close of business Monday, August 8, 2022. The Board Secretary will arrange for login information to be provided to those wishing to provide comment during the hearing. Individuals should provide their name and address and indicate whether they wish to speak in favor of or in opposition to the proposed amendments to the rule. Individuals may be allowed between 2-3 minutes as determined by the hearing officer in advance, based on demand. An individual may not yield time to another speaker. Those making public comment are encouraged to avoid restating points made in previous comments and to avoid reading written comments that may be submitted to the hearing officer. Individuals are encouraged to provide specific recommendations for changes to the rule.

Following the hearing, the Board will continue to accept written comment by email through close of business August 19, 2022.

It is anticipated that the hearing record will be submitted to the full Board for consideration at the Board's September 8, 2022 meeting. Further questions regarding the conduct of the hearing may be directed to the hearing officer at ben.rasmussen@schools.utah.gov.