

R277-556 received final approval by the Utah State Board of Education on September 2, 2021. R277-556 will be published in the October 1, 2021, Utah State Bulletin, subject to a 30-day comment period, with a first possible effective date of November 8, 2021.

1 **R277. Education, Administration.**

2 **R277-556. Charter School Closure Reserve Account.**

3 **R277-556-1. 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) Section [53E-3-401\(4\)](#), which allows the Board to make rules to execute the
8 Board's duties and responsibilities under the Utah Constitution and state law; and

9 (c) Section [53F-9-307](#), which directs the Board to make rules to implement the
10 Charter School Closure Reserve Account.

11 (2) The purpose of this rule is to provide is to establish procedures to establish
12 and maintain the Charter School Closure Reserve Account.

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14 **R277-556-2. Definitions.**

15 (1) "Account" means the Charter School Closure Reserve Account established
16 in Section [53F-9-307](#).

17 (2) "Per pupil contribution" means the annual contribution required of each
18 charter school in the state in accordance with Section [53F-9-307](#).

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20 **R277-556-3. Superintendent Responsibilities.**

21 (1) The Superintendent shall calculate a charter school's annual per pupil
22 contribution based on the school's most recent October 1 count in accordance with
23 Subsections [53F-9-307\(5\)\(b\)](#) and [\(c\)](#) and notify each charter school by December 1
24 annually.

25 (2) The sum of per pupil contributions for all charter schools in the state may not
26 cause the balance of the account to exceed the amounts established in Subsection
27 [53F-9-307\(6\)](#).

28 (3) The Superintendent shall withhold the per pupil contribution from a charter

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29 school's mid-year budgetary allotment update.

30 (4) The Superintendent shall transfer funds withheld in accordance with
31 Subsection (3) to the account.

32 (5) The Superintendent may only use funds in the account consistent with the
33 limitations established in Subsections [53F-9-307\(7\)](#) through [\(9\)](#).

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35 **KEY: Charter School Closure Fund**

36 **Date of Enactment or Last Substantive Amendment: 2021**

37 **Authorizing, and Implemented, or Interpreted Law: Art X Sec 3; [53E-3-401\(4\)](#)**