

1 **R277. Education Administration.**

2 **R277-910. Underage Drinking and Substance Abuse Prevention Program.**

3 **R277-910-1. Authority and Purpose.**

4 (1) This rule is authorized by:

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

7 (b) Subsection [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) Subsection [53G-10-406](#) which directs the Board to establish rules regarding:

10 (i) a requirement that an LEA offer the Underage Drinking and Substance Abuse
11 Prevention Program each school year to each student in grade 4 or 5, grade 7 or 8, and grade
12 9 or 10; and

13 (ii) the criteria for the board to use in selecting a provider for the Underage Drinking
14 and Substance Abuse Prevention Program.

15 (2) The purpose of this rule is to establish the criteria for selecting a provider for the
16 Underage Drinking and Substance Abuse Prevention Program and general requirements of
17 an LEA when offering the program.

18 **R277-910-2. Criteria for Selecting a Provider.**

19 (1) The following criteria, along with the requirements found in [53G-10-406](#), shall be
20 considered in selecting a provider for the Underage Drinking and Substance Abuse Prevention
21 Program:

22 (a) a program that is evidence-based including peer reviewed journals, national
23 registries, and research;

24 (b) a program that is focused on preventing underage consumption of alcohol and use
25 of electronic cigarette products through a curriculum, course, or program that is taught through
26 multiple days of instruction and not a one-time presentation.

27 (c) a program that is delivered in the classroom by the classroom teacher or other
28 trained professional;

29 (d) a program that addresses behavioral risk factors associated with underage drinking
30 and use of electronic cigarette products and integrates skills practice into the curriculum; and

31 (e) a program that aligns with the core standards of the Utah Public School system.

32 (2) The vendor of the Underage Drinking and Substance Abuse Prevention Program
33 shall:

34 (i) have prior experience in successfully reducing underage drinking and substance
35 abuse; and

36 (ii) be available for deployment beginning in the 2018-19 school year.

37 **R277-910-3. Mandatory Offering of Underage Drinking and Substance Abuse**
38 **Prevention Program.**

39 (1) Except as provided in Subsection (3), an [An] LEA shall offer to each student in
40 grades 4 or 5, grades 7 or 8, and grades 9 or 10, respectively, the Underage Drinking and
41 Substance Abuse Prevention Program procured by the Board.

42 (2) An LEA shall offer the Underage Drinking and Substance Abuse Prevention
43 Program to students:

44 (a) for students in grades 4 or 5, beginning on or after January 2021; and

45 (b) for students in grades 7 or 8 and grades 9 or 10,~~[of the grades in subsection (1) of~~
46 ~~this section]~~ beginning in the 2018-19 school year.

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48 **R277-910-4. Reporting Requirements.**

49 (1) An LEA shall report to the Superintendent annually regarding the general
50 participation and deployment of the Underage Drinking and Substance Abuse Prevention
51 Program.

52 (2) The report shall be made via the Annual Assurances Document described in [R277-](#)
53 [108](#) and shall include:

54 (a) if the Underage Drinking and Substance Abuse Prevention Program was offered
55 to students each school year in grades 4 or 5, grades 7 or 8, and in grades 9 or 10;

56 (b) for grades 7 or 8 and grades 9 or 10 only, the name of the course where the
57 Underage Drinking and Substance Abuse Prevention Program was offered including if it was
58 offered as a stand-alone course; and

59 (c) if the instructor has attended the one time training~~[, including online state level~~
60 ~~training]~~ for the Underage Drinking and Substance Abuse Prevention Program.

61 **R277-910-5. LEA Positive Behaviors Plan Annual Report.**

62 (1) An LEA governing board shall submit an annual assurance to the board as
63 described in R277-108, confirming that each school under the governing board's jurisdiction
64 has an approved positive behaviors plan as required in Subsection 53G-10-407(5)(b).

65 **KEY: underage drinking prevention, substance abuse, alcohol, electronic cigarette**
66 **products**

67 **Date of Enactment or Last Substantive Amendment: February 7, 2019**

68 **Authorizing, and Implemented or Interpreted Law: [Art X Sec 3](#); [53E-3-401\(4\)](#); [53G-10-](#)
69 [405](#); [53G-10-406](#)**