

1 **R277. Education, Administration.**

2 **R277-736. Juvenile Court or Law Enforcement Notice and Information**
3 **Dissemination.**

4 **R277-736-1. Authority and Purpose.**

5 _____ (1) This rule is authorized by:

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

8 _____ (b) Section 53E-3-401(4), which allows the Board to make rules to execute the
9 Board's duties and responsibilities under the Utah Constitution and state law;

10 _____ (c) Section 53G-8-404, which requires the Board to make rules governing the
11 dissemination of information related to a student charged with a violent felony.

12 _____ (2) The purpose of this rule is to provide the process for information
13 dissemination within an LEA and a school when a student of the LEA and school has
14 been taken into custody or adjudicated by a juvenile court.

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16 **R277-736-2. Definitions.**

17 _____ (1) "Evidence-based" means the same as the term is defined in Subsection 53G-
18 8-211(1).

19 _____ (2) "Information" means any notifications regarding a student received from a
20 juvenile court or law enforcement agency by an LEA or school pursuant to Subsections
21 78A-6-112(3)(b) and 78A-6-117(1)(c).

22 _____ (3) "Multi-disciplinary team" means the same as the term is used in Section
23 R277-400-8.

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25 **R277-736-3. Dissemination of Information Received.**

26 _____ (1)(a) A school principal that receives information from the LEA's governing
27 authority shall not share the information before consulting with the school's multi-
28 disciplinary team.

29 _____ (b) A school principal may share the information without consulting the school's

30 multi-disciplinary team when the information demonstrates possible imminent harm to
31 self or others.

32 (2) A school principal and the school's multi-disciplinary team shall use the
33 information regarding a student to assess the level of threat the student poses including
34 potential for:

35 (a) self-harm;

36 (b) suicide ideation;

37 (c) harm to others; or

38 (d) harm to school property.

39 (3) A school principal and the school's multi-disciplinary team shall use an
40 evidence-based threat assessment, [as approved by the board](#), to perform the
41 requirements described in Subsection (2).

42 (4) A school principal and the school's multi-disciplinary team shall determine,
43 based on the level of threat, the appropriate school staff to inform regarding the
44 information of a student.

45 (5) A school principal and the school's multi-disciplinary team shall only share
46 the information and data needed to ensure the safety of the student or the school's
47 general population [and the victim](#).

48 (6) An LEA shall ensure that any action taken toward a student related to the
49 information received is in accordance with restorative justice practices as described in
50 Subsection R277-613-2(12).

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52 **KEY: juvenile justice; information sharing**

53 **Date of Enactment or Last Substantive Amendment: April 2020**

54 **Authorizing, and Implemented, or Interpreted Law: Art X Sec 3; 53E-3-401(4);**

55 **53G-8-404**