

1 **R277. Education, Administration.**

2 **R277-494. Charter, Online, Home, and Private School Student Participation in**
3 **Extracurricular or Co-curricular School Activities.**

4 **R277-494-1. 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 of public education in the Board;

8 (b) Subsection [53E-3-401](#)(4), which permits the Board to adopt rules in accordance
9 with its responsibilities;

10 (c) Subsection [53G-6-704](#)(6)(a), which directs the Board to make rules establishing
11 fees for a charter school student's participation in extracurricular or co-curricular activities
12 at certain public schools; and

13 (d) Subsection [53G-6-705](#)(6), which directs the Board to make rules establishing
14 fees for an online student's participation in extracurricular or co-curricular activities at
15 certain public schools.

16 (2) The purpose of this rule is to inform school districts, charter and online schools,
17 and parents of:

18 (a) school participation fees; and

19 (b) state-determined requirements for a charter school or a public online school
20 student to participate in an extracurricular activity at a student's boundary school.

21 **R277-494-2. Definitions.**

22 (1) "Activity fee" means a fee that:

23 (a) is approved by a local school board or public school;

24 (b) is charged to all students to participate in an extracurricular or co-curricular
25 activity sponsored by or through the public school; and

26 (c) entitles a public school student to:

27 (i) participate in a school activity;

- 28 (ii) try out for an extracurricular or co-curricular school activity;
29 (iii) receive transportation to an activity; and
30 (iv) attend a regularly scheduled public school activity.

31 (2) "Co-curricular activity" means the same as that term is defined in Section 53G-
32 7-501~~[a school district or school activity, course, or experience that includes a required~~
33 ~~regular school day component and an after school component, including a special program~~
34 ~~or activity such as a program for a gifted and talented student, a summer program, and a~~
35 ~~science or history fair].~~

36 (3) "Extracurricular activity" means the same as that term is defined in Section 53G-
37 7-501~~[an athletic program or activity sponsored by a public school and offered,~~
38 ~~competitively or otherwise, to a public school student outside of the regular school day or~~
39 ~~program].~~

40 (4) "Online school" means a formally constituted public school that offers full-time
41 education delivered primarily over the internet.

42 (5) "Qualifying school" means:

43 (a) for purposes of a charter school student, a school described in Subsection
44 53G-6-704(1);

45 (b) for purposes of an online school student, a school described in Subsection
46 53G-6-705(2); and

47 (c) for purposes of a private or home school student, a school described in
48 Subsection 53G-6-703(2)(c).

49 (6) "School of enrollment" means the public school that maintains the student's
50 cumulative file, enrollment information and transcript for purposes of high school
51 graduation.

52 (7) "School participation fee" means the fee paid by a charter or online school to
53 a qualifying school consistent with Subsections R277-494-3(2) or R277-494-4(2) for the
54 charter or online school student's participation in an extracurricular or co-curricular activity.

55 (8) "Student activity specific fee" means the activity fee charged to all participating

56 students by a qualifying school for a designated extracurricular or co-curricular activity
57 consistent with Rule [R277-407](#).

58 **R277-494-3. Charter and Online School Student Participation in Extracurricular**
59 **Activities at Another Public School.**

60 (1) A charter or online school student may participate in an extracurricular activity
61 at a qualifying school if:

- 62 (a) the extracurricular activity is not offered by the student's charter or online school;
- 63 (b) the student satisfies:
 - 64 (i) for a charter school student, the requirements of Subsection [53G-6-704\(3\)](#);
 - 65 (ii) for an online school student, the requirements of Subsection [53G-6-705\(3\)](#); and
 - 66 (iii) the requirements of this rule;
- 67 (c) the student meets the qualifying school's standards and requirements; and
- 68 (d) the student's parent agrees to provide the student transportation to the qualifying
69 school for the extracurricular activity.

70 (2)(a) A charter or online school student's school of enrollment shall pay a one-time
71 annual school participation fee of \$75.00 per student to the qualifying school at which the
72 charter or online school student desires to participate.

73 (b) Upon annual payment of the school participation fee, the student may participate
74 in all extracurricular or co-curricular school activities at the school during the school year
75 for which the student is qualified and eligible.

76 (3) The school participation fee described in Subsection (2)(a) is in addition to:
77 (a) a student activity specific fee for a specific extracurricular activity; and
78 (b) the activity fee charged to all students in a qualifying school to supplement a
79 school activity as assessed by the school consistent with this rule.

80 (4) Except as provided in Subsection (7), a charter or online school student who
81 participates in an extracurricular activity at a qualifying school shall pay all required student
82 activity specific fees to the qualifying school in accordance with deadlines set by the

83 qualifying school.

84 (5) All fees, including school participation fees and student activity specific fees shall
85 be paid prior to a charter or online school student's participation in an activity at the
86 qualifying school.

87 (6) A charter or online school of enrollment shall cooperate fully with all qualifying
88 schools:

89 (a) regarding students' participation in try-outs, practices, pep rallies, team fund
90 raising efforts, scheduled games, and required travel; and

91 (b) by providing complete and prompt reports of student academic and citizenship
92 progress or grades, upon request.

93 (7)(a) If a participating charter or online school student qualifies for a fee waiver, in
94 accordance with Rule R277-~~470~~407, the charter or online student's school of enrollment
95 shall pay the school participation fee described in Subsection (2)(a) and any waived
96 student activity specific fees to the qualifying school.

97 (b) A charter or online school that is required to pay a fee waiver student's
98 participation fee or student activity specific fee as described in Subsection (7)(a) shall pay
99 the student participation fee and any student activity specific fees to the qualifying school
100 before the charter or online school student may begin to participate in the extracurricular
101 activity at the qualifying school.

102 **R277-494-4. Charter or Online School Student Participation in Co-Curricular**
103 **Activities.**

104 (1)(a) A charter or online school student may participate in a co-curricular activity
105 at a qualifying school if:

106 (i) the co-curricular activity is not offered by the student's charter or online school;

107 (ii) the student satisfies:

108 (A) for a charter school student, the requirements of Subsection [53G-6-704](#)(3);

109 (B) for an online school student, the requirements of Subsection [53G-6-705](#)(3); and

110 (C) the requirements of this rule;
111 (iii) the student meets the qualifying school's standards and requirements; and
112 (iv) the student's parent agrees to provide the student transportation to the qualifying
113 school for the co-curricular activity.

114 (b) A charter or online school may negotiate with a public school other than a school
115 described in Subsection (1) to participate in a co-curricular activity at the other public
116 school, including:

- 117 (i) a debate, drama, or choral program;
- 118 (ii) a specialized course or program offered during the regular school day; and
- 119 (iii) a school's sponsored enrichment program or activity.

120 (c) A student who participates in a co-curricular activity described in Subsection
121 (1)(b) shall meet:

- 122 (i) the same attendance, discipline, and course requirements expected of the public
123 school's full-time students;
- 124 (ii) for a charter school student, the requirements of Subsection [53G-6-704\(3\)](#); and
- 125 (iii) for an online school student, the requirements of Subsection [53G-6-705\(3\)](#).

126 (2)(a) A charter or online school of enrollment shall determine if the school will allow
127 students to participate in co-curricular school activities at qualifying schools.

128 (b) If a charter or online school allows one student to participate in a co-curricular
129 activity at a qualifying school, the charter or online school shall allow all interested students
130 to participate.

131 (3)(a) A charter or online school student's school of enrollment shall pay a one-time
132 annual school participation fee of \$75.00 per student to the qualifying school at which the
133 charter or online school student desires to participate.

134 (b) If a charter or online school of enrollment pays a \$75.00 school participation fee
135 to a qualifying school as described in Subsection R277-494-3(2)(a), the charter or online
136 school of enrollment is not required to pay an additional \$75.00 school participation fee
137 described in Subsection (3)(a) to the qualifying school in the same year.

- 138 (4) A charter or online school student participating under this rule shall:
- 139 (a) pay the required student activity specific fees for each co-curricular activity; and
- 140 (b) meet all eligibility requirements and timelines of the public school.
- 141 (5)(a) If a participating charter or online school student qualifies for a fee waiver, in
- 142 accordance with Rule [R277-407](#), the charter or online student's school of enrollment shall
- 143 pay any waived student activity specific fees to the qualifying school.
- 144 (b) A charter or online school that is required to pay a fee waiver student's activity
- 145 specific fees as described in Subsection (5)(a), shall pay the student activity specific fees
- 146 to the qualifying school before the charter or online school student may begin to participate
- 147 in the co-curricular activity at the qualifying school.

148 **R277-494-5. Private or Home School Student Participation in Extracurricular**

149 **Activities.**

- 150 (1) In accordance with Section [53G-6-703](#), a private or home school student may
- 151 participate in an extracurricular activity at a qualifying school if:
- 152 (a) for a private school student, the extracurricular activity is not offered by the
- 153 student's private school;
- 154 (b) the student satisfies the requirements of:
- 155 (i) Section [53G-6-703](#); and
- 156 (ii) this rule; and
- 157 (c) the student meets the qualifying school's standards and requirements.
- 158 (2) Except as provided in Subsection (3), a private or home school student shall pay
- 159 the required student activity specific fees for each extracurricular activity to the qualifying
- 160 school:
- 161 (a) before the student may participate in the extracurricular activity at the qualifying
- 162 school; and
- 163 (b) in accordance with deadlines set by the qualifying school.
- 164 (3) If a private or home school student qualifies for a fee waiver in accordance with

165 Rule R277-407, the qualifying school shall waive any required student activity specific fees
166 in accordance with the requirements of Rule [R277-407](#), School Fees.

167 **R277-494-6. Private or Home School Student Participation in Co-curricular Activities.**

168 A private or home school student may participate in a co-curricular activity at a
169 public school in accordance with the dual enrollment provisions of rule [R277-438](#).

170 **KEY: extracurricular, co-curricular, activities, student participation**

171 **Date of Enactment or Last Substantive Amendment: March 9, 2016**

172 **Notice of Continuation: October 15, 2015**

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

174 **[53G-6-704\(5\)](#); [53G-6-705\(6\)](#)**