

R277-714 received final approval by the Utah State Board of Education on April 4, 2019. R277-714 is published in the June 1, 2019 Utah State Bulletin, subject to a 30-day comment period, with a first possible effective date of July 8, 2019.

~~[R277. Education, Administration.~~

~~R277-714. Dissemination of Information About Juvenile Offenders.~~

~~R277-714-1. Definitions.~~

~~—— A. "Board" means the Utah State Board of Education.~~

~~—— B. "FERPA" means the Family Educational Rights and Privacy Act of 1974, 20 U.S.C. 1232g, a federal law designed to protect the privacy of students' education records. The law is hereby incorporated by reference.~~

~~—— C. "GRAMA" means the Government Records Access and Management Act, Title 63G, Chapter 2, a Utah law designed to govern access to and control of government records.~~

~~—— D. "LEA" means a local education agency, including local school boards/public school districts, charter schools, and, for purposes of this rule, the Utah Schools for the Deaf and the Blind.~~

~~—— E. "Superintendent" means the State Superintendent of Public Instruction.~~

~~R277-714-2. Authority and Purpose.~~

~~—— A. This rule is authorized by Utah Constitution Article X, Section 3 which vests general control and supervision over public schools in the Board, Subsection 53E-3-401(4), which allows the Board to adopt rules in accordance with its responsibilities, and Section 53G-8-404, which directs the Board to adopt rules governing the dissemination of information about juvenile offenders in the public schools.~~

~~—— B. The purpose of this rule is to provide procedures for LEAs to follow in notifying school personnel of offenders in their schools and for protecting the confidentiality of the information.~~

~~R277-714-3. Dissemination of Information.~~

~~—— A. The dissemination of any information about students among agencies and LEAs shall be consistent with FERPA and GRAMA, including applicable time periods and~~

R277-714 received final approval by the Utah State Board of Education on April 4, 2019. R277-714 is published in the June 1, 2019 Utah State Bulletin, subject to a 30-day comment period, with a first possible effective date of July 8, 2019.

~~protection of confidential information.~~

~~——— B. Each LEA shall establish by written policy which staff members have authority to receive confidential information about students, depending upon the offense and the circumstances. This policy shall be approved by the LEA and available to parents and students upon request.~~

~~——— C. A dispute regarding the dissemination of information shall be decided in favor of a student's rights to privacy, except in the event of apparent imminent danger to persons or property.~~

**~~KEY: public education, dissemination of information, juvenile offenders~~**

**~~Date of Enactment or Last Substantive Amendment: March 12, 2012~~**

**~~Notice of Continuation: June 10, 2014~~**

**~~Authorizing, and Implemented, or Interpreted Law: Art X Sec 3; 53E-3-401(4); 53G-8-404]~~**