

AGREEMENT FOR WAIVER OF
UTAH STATE BOARD OF EDUCATION ADMINISTRATIVE RULE
RE: ALPINE SCHOOL DISTRICT

This Agreement is entered into by and between the Utah State Board of Education ("Board"), and ALPINE SCHOOL DISTRICT, a local education agency ("LEA").

RECITALS

- I. The Board has general supervision and control of Utah's public education system and has been granted the authority to make rules to execute its duties and responsibilities under the Utah Constitution and state law;
- II. The Board has exercised this authority and adopted Utah Administrative Code, Title R277. Education;
- III. LEA is subject to the requirements of UAC R277 Education;
- IV. UAC R277-121, allows an LEA to petition the Board for a waiver of requirements contained in an administrative rule adopted by the Board;
- V. UAC R277-484-5 "Deadlines for Data Submissions" requires: "(6) A new school as defined in Subsection R277-484-2[15] shall meet the deadline submission requirements required of LEAs, as outlined in the Board Reporting Deadline Table, Notice of School Opening, in Subsection R277-484-4(2)(a).;"
- VI. UAC R277-484-2(15) states that "New School" for purposes of Rule R277-484 means any school that receives a unique institutional identifier, including: (a) a newly created school;
- VII. According to the Board Reporting Deadline Table, a new school must publish a Notice of School Opening by January 1, prior to the opening of a new school.

- VIII. LEA, in the process of splitting into three separate School Districts, has created three new schools, numbered 811, 816, and 817, to open in August for the 2026-2027 academic year.
- IX. LEA has petitioned the Board for a waiver of the requirements of R277-484-5(6), to waive the deadline submission requirements as outlined in the Board Reporting Deadline Table, which would have required that they publish Notice of School Opening on January 1, 2026, prior to opening to students;
- X. LEA submitted all necessary information called for under R277-121-2;
- XI. The Law and Licensing committee reviewed and discussed LEA's waiver request during its meeting on June 5, 2026, and by motion, forwarded the request to the Board with a recommendation to approve the waiver.
- XII. The Board reviewed and discussed LEA's waiver request during its meeting on August 6, 2026, and by motion, approved the waiver request by a majority vote subject to the terms and conditions set forth below.

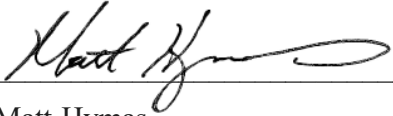
AGREEMENT

- 1. Waiver and Purpose. Alpine School District is exempted from the requirements of the Administrative Rule R277-484-5(6), thereby waiving the requirement of publishing Notice of School Opening for schools 811, 816, and 817 on January 1, 2026.
- 2. Alternative or Amended Compliance. During the term of this waiver, LEA shall: comply with any requests for annual reports as noted below.
- 3. Effective Dates. The effective date of this waiver is for the 2026-2027 academic year, subject to the fulfillment of all the terms and conditions found herein as well as compliance with all other applicable statutes and regulations. There will be no extension

of this waiver except by reapplication to the Board through the Board's waiver process in effect at the time of reapplication.

5. Amendment. This waiver may not be amended except in writing signed by both parties and accompanied by such additional Board action as is necessary to approve any amendment.
6. Termination. This waiver may be terminated by the Board at any time, upon 30 days' notice, if it finds that there has been any material misrepresentation of any fact(s) in the request for waiver or in the requested reporting, or if the Board determines there are material deficiencies in student performance/achievement or unreasonable increases in costs to the LEA or its students not anticipated by either Party or not represented to the Board by the LEA. LEA may terminate this waiver at any time prior to its expiration upon providing written notice to the Board.

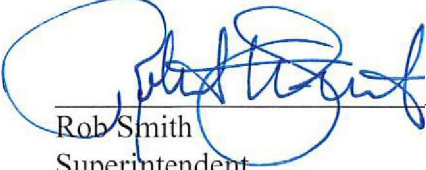
UTAH STATE BOARD OF EDUCATION



Matt Hymas
Chair, Utah State Board of Education

9/9/2026
Date

Alpine School District



Rob Smith
Superintendent

9/8/26
Date