

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
9 accordance with its responsibilities;

10 (c) Subsection [53G-6-704](#)(~~6~~)(~~a~~), which directs the Board to make rules
11 establishing fees for a charter school student's participation in extracurricular or co-
12 curricular activities 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 schools, ~~and~~
17 online schools, private schools, and parents of:

18 (a) school participation fees; and

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

22

23 **R277-494-2. Definitions.**

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

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

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

28 (c) entitles a public school student to:

29 (i) participate in a school activity;

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

33 (2) "Association" has the same meaning as defined in Section [53G-7-1101](#).

34 (~~2~~3) "Co-curricular activity" means the same as that term is defined in Section
35 [53G-7-501](#).

36 (~~3~~4) "Extracurricular activity" means the same as that term is defined in Section
37 [53G-7-501](#).

38 (~~4~~5) "Online school" means a formally constituted public school that offers full-
39 time education delivered primarily over the internet.

40 (~~5~~6) "Qualifying school" means:

41 (a) for purposes of a charter school student, a school described in Subsection
42 [53G-6-704](#)(~~1~~2);

43 (b) for purposes of an online school student, a school described in Subsection
44 [53G-6-705](#)(2); and

45 (c) for purposes of a private or home school student, a school described in
46 Subsection [53G-6-703](#)(2)(c).

47 (~~6~~7) "School of enrollment" means the public school that maintains the student's
48 cumulative file, enrollment information and transcript for purposes of high school
49 graduation.

50 (~~7~~8) "School participation fee" means the fee paid by a charter or online school
51 to a qualifying school consistent with Subsections R277-494-3(2) or R277-494-4(2) for
52 the charter or online school student's participation in an extracurricular or co-curricular
53 activity.

54 (~~8~~9) "Student activity specific fee" means the activity fee charged to all
55 participating students by a qualifying school for a designated extracurricular or co-
56 curricular activity consistent with Rule [R277-407](#).

57

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
63 school;

64 (b) the student satisfies:

65 (i) for a charter school student, the requirements of ~~[Subsection]~~ Section 53G-6-
66 704~~(3)~~;

67 (ii) for an online school student, the requirements of ~~[Subsection]~~ Section 53G-6-
68 705~~(3)~~;

69 (iii) any participation requirements established by an association for a sanctioned
70 interscholastic activity; and

71 ~~(iii)~~iv) the requirements of this rule;

72 (c) the student meets the qualifying school's standards and requirements; and

73 (d) the student's parent agrees to provide the student transportation to the
74 qualifying school for the extracurricular activity.

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

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

81 (3) The school participation fee described in Subsection (2)(a) is in addition to:

82 (a) a student activity specific fee for a specific extracurricular activity; and

83 (b) the activity fee charged to all students in a qualifying school to supplement a
84 school activity as assessed by the school consistent with this rule.

85 (4) Except as provided in Subsection (7), a charter or online school student who
86 participates in an extracurricular activity at a qualifying school shall pay all required

87 student activity specific fees to the qualifying school in accordance with deadlines set by
88 the qualifying school.

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

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

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

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

98 (7)(a) If a participating charter or online school student qualifies for a fee waiver,
99 in accordance with Rule [R277-407](#), the charter or online student's school of enrollment
100 shall pay the school participation fee described in Subsection (2)(a) and any waived
101 student activity specific fees to the qualifying school.

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

107

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

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

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

113 (ii) the student satisfies:

114 (A) for a charter school student, the requirements of [~~Subsection~~] Section 53G-6-
115 704[(3)];

116 (B) for an online school student, the requirements of [~~Subsection~~] Section 53G-6-
117 705~~[(3)]~~;

118 (C) any participation requirements established by an association for a sanctioned
119 interscholastic activity; and

120 ~~(C)D~~ the requirements of this rule;

121 (iii) the student meets the qualifying school's standards and requirements; and

122 (iv) the student's parent agrees to provide the student transportation to the
123 qualifying school for the co-curricular activity.

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

127 (i) a debate, drama, or choral program;

128 (ii) a specialized course or program offered during the regular school day; and

129 (iii) a school's sponsored enrichment program or activity.

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

132 (i) the same attendance, discipline, and course requirements expected of the
133 public school's full-time students;

134 (ii) for a charter school student, the requirements of [~~Subsection~~] Section 53G-6-
135 704~~[(3)]~~; and

136 (iii) for an online school student, the requirements of [~~Subsection~~] Section 53G-6-
137 705~~[(3)]~~.

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

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

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

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

150 (4) A charter or online school student participating under this rule shall:

151 (a) pay the required student activity specific fees for each co-curricular activity;
152 and

153 (b) meet all eligibility requirements and timelines of the public school.

154 (5)(a) If a participating charter or online school student qualifies for a fee waiver,
155 in accordance with Rule [R277-407](#), the charter or online student's school of enrollment
156 shall pay any waived student activity specific fees to the qualifying school.

157 (b) A charter or online school that is required to pay a fee waiver student's activity
158 specific fees as described in Subsection (5)(a), shall pay the student activity specific fees
159 to the qualifying school before the charter or online school student may begin to
160 participate in the co-curricular activity at the qualifying school.

161

162 **R277-494-5. Private or Home School Student Participation in Extracurricular**
163 **Activities.**

164 (1) In accordance with Section [53G-6-703](#), a private or home school student may
165 participate in an extracurricular activity at a qualifying school if:

166 (a) for a private school student, the extracurricular activity is not offered by the
167 student's private school;

168 (b) the student satisfies the requirements of:

169 (i) Section [53G-6-703](#);

170 (ii) any participation requirements established by an association for a sanctioned
171 interscholastic activity; and

172 ([#]iii) this rule; and

173 (c) the student meets the qualifying school's standards and requirements.

174 (2) Except as provided in Subsection (3), a private or home school student shall
175 pay the required student activity specific fees for each extracurricular activity to the
176 qualifying school:

177 (a) before the student may participate in the extracurricular activity at the qualifying
178 school; and

179 (b) in accordance with deadlines set by the qualifying school.

180 (3) If a private or home school student qualifies for a fee waiver in accordance
181 with Rule [R277-407](#), the qualifying school shall waive any required student activity
182 specific fees in accordance with the requirements of Rule [R277-407](#), School Fees.

183

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

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

188

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

190 **Date of Enactment or Last Substantive Amendment: December 16, 2020**

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

192 **Authorizing, and Implemented or Interpreted Law: [Art X Sec 3](#); [53E-3-401\(4\)](#); [53G-](#)
193 [6-704\(5\)](#); [53G-6-705\(6\)](#)**