Meeting Minutes

Utah State Board of Education

A regular meeting of the Utah State Board of Education was held on August 6, 2026, and was scheduled to start at 9:00 AM. Chair Hymas presided. As authorized by Utah Code Section 52-4, this meeting was held at the state board offices, located at 250 E. 500 S, Salt Lake City, Utah. The public can view the discussion through live **YouTube** streaming.

Members Present

Board Chair Matt Hymas
First Vice-Chair Amanda Bollinger
Second Vice-Chair LeAnn Wood
Member Joseph Kerry
Member Carol Lear
Member Erin Longacre
Member Cindy Davis
Member Christina Boggess
Member Sarah Reale
Member Jennie Earl
Member Rod Hall
Member Emily Green
Member Joann Brinton
Member Cole Kelley
Member Randy Boothe

Executive Staff Present

Molly Hart, State Superintendent
Scott Jones, Deputy Superintendent
Elisse Newey, Deputy Superintendent

Minutes were taken by:

Cybil Prideaux, Executive Assistant

Others Present

Cammy Whitchurch, Lexi Cunningham, Brody Meier, Lisa Cluff, Jerry Record, Aaron Brough, Greg Connell, Jennifer Wadsworth, Alex Farrah, Carson Miller, Jamie Workman, Royce Van Tassel, Bethany Marker, Kennedy Mickelson, Michelle Bagley, Rahul Nair, Jay Blain, Paul Rice, Adrienne Rything, Eric Gate, Eric Espinoza, Dakota Cambruzzi, Malia Hite, Amy Hunt, Lora Cooper, and Deborah Jacobsen.

Opening Business

Chair Hymas called the meeting to order at 9:01 AM. Member Earl led those present in the Pledge of Allegiance.

Member Message

Member Randy Boothe shared the monthly message.

Employee Recognition

Superintendent Hart announced the Employee of the Month: Milo Maughan and Rebbeca Nielsen.

Acknowledgment of Student Artwork

This month, we get to shine a spotlight on the incredible creativity and artistic talents thriving right here within our own community. The USBE Staff and Board Art Show showcase a unique collection of original works created by our very own colleagues and leadership. We invite everyone to take a moment to explore the exhibition and share these wonderful talents.

Public Comment for USBE

The Board heard from Rahul Nair, Kennedy Mickelson, Jay Blain, Michelle Bagley, Mr. Eric Espinoza, and Julie Cluff.

- The public may sign up to share public comments at [redacted].
- The public may send written public comments to the Board at [redacted]
- Public comments are limited to 2 minutes per person.
- A comment can express support or dissent for regulatory action.
- Individuals should refrain from using public comments to complain about personnel issues or attack or defame another individual.
- Speakers making a highly detailed or complex comment should also consider providing a written outline of their words to the Board.
- Please remember that children may hear your comments. Be thoughtful and professional.
- Keep your comments appropriate for a general audience. If you have material with explicit language or content, submit such material in writing to the Board at [redacted]

Finance Committee Report/Recommendations - (Items duplicated from the June 5, 2026, meeting.)

2027 Legislative Funding Request Information

MOTION was made by Member Davis that the Board add in a 10-year phase in plan for the Additional WPU's for SPED Self-Contained Funding Formula funding request.

The motion passed unanimously.

13 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Davis, Earl, Longacre, Hymas, Green, Kerry, Brinton, Boggess, and Bollinger.

2 ABSENT: Members Hall and Lear.

R277-462, Comprehensive School Counseling Program (Amendment)

MOTION was made by Member Davis that the Board approve R277-462, Comprehensive School Counseling Program, Draft 1, on second and final reading.

The motion carried.

12 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Davis, Earl, Longacre, Hymas, Green, Kerry, Brinton, and Bollinger.

1 OPPOSED: Member Boggess.

2 ABSENT: Members Hall and Lear.

R277-110, Educator Salary Adjustment (Amendment)

MOTION was made by Member Davis that the Board approve R277-110, Educator Salary Adjustment, Draft 1, on second and final reading.

The motion carried.

12 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Davis, Earl, Longacre, Hymas, Green, Kerry, Brinton, and Bollinger.

1 OPPOSE: Member Boggess.

2 ABSENT: Members Hall and Lear.

R277-626, Carson Smith Scholarships Funding and Procedures (Amendment)

MOTION was made by Member Davis that the Board approve R277-626, Carson Smith Scholarships Funding and Procedures, Draft 1, on second and final reading.

The motion passed carried.

13 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Davis, Earl, Longacre, Hymas, Green, Hall, Brinton, Boggess, and Bollinger.

1 OPPOSE: Member Kerry.

1 ABSENT: Member Lear.

R277-445, Classifying Small Schools as Necessarily Existent (Amendment & Continuation)

MOTION was made by Member Davis that the Board continue and approve R277-445, Classifying Small Schools as Necessarily Existent, Draft 1, on second and final reading.

The motion passed unanimously.

13 IN FAVOR: Members Wood, Kelley, Boothe, Davis, Earl, Longacre, Hymas, Green, Hall, Kerry, Brinton, Boggess, and Bollinger.

2 ABSENT: Members Reale and Lear.

R277-460, Distribution of Substance Abuse Prevention Account (Amendment & Continuation)

MOTION was made by Member Davis that the Board continue and approve R277-460, Distribution of Substance Abuse Prevention Account, Draft 1, on second and final reading.

The motion carried.

14 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Davis, Longacre, Lear, Hymas, Green, Hall, Kerry, Brinton, Boggess, and Bollinger.

1 ABSENT: Member Earl.

R277-486, Professional Staff Cost Program (Repeal)

MOTION was made by Member Davis that the Board repeal R277-486, Professional Staff Program, on second and final reading.

The motion passed unanimously.

14 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Davis, Longacre, Lear, Hymas, Green, Hall, Kerry, Brinton, Boggess, and Bollinger.

1 ABSENT: Member Earl.

R277-108, Annual Assurance of Compliance for Local Education Agencies (Amendment)

MOTION was made by Member Davis that the Board approve R277-108, Annual Assurance of Compliance for Local Education Agencies, Draft 2, on second and final reading.

The motion passed unanimously.

14 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Davis, Longacre, Lear, Hymas, Green, Hall, Kerry, Brinton, Boggess, and Bollinger.

1 ABSENT: Member Earl.

R277-465, Cardiopulmonary Resuscitation (CPR) in Schools (Amendment)

MOTION was made by Member Davis that the Board approve R277-465, Cardiopulmonary Resuscitation (CPR) in Schools, Draft 1, on second and final reading.

The motion passed unanimously.

14 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Davis, Longacre, Lear, Hymas, Green, Hall, Kerry, Brinton, Boggess, and Bollinger.

1 ABSENT: Member Earl.

R277-927, Teacher and Student Success Act (TSSA) Program (Amendment)

MOTION was made by Member Davis that the Board approve R277-927, Teacher and Student Success Act (TSSA) Program, Draft 2, on second and final reading, and make a statutory request to reflect the phase-in timeline of the draft into code.

The motion carried.

11 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Davis, Longacre, Lear, Hymas, Hall, Brinton, and Bollinger.

2 OPPOSE: Members Boggess and Kerry.

1 ABSTAINED: Member Green.

1 ABSENT: Member Earl.

Board Policy 5007 Trust Lands Advisory Committee (Amendment)

MOTION was made by Member Davis that the Board approve Board Policy 5007 Trust Lands Advisory Committee, Draft 2, on second and final reading.

The motion passed unanimously.

15 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Davis, Earl, Longacre, Lear, Hymas, Green, Hall, Kerry, Brinton, Boggess, and Bollinger.

Standards and Assessment Committee Report/Recommendations - (Items duplicated from the June 5, 2026, meeting.)

R277-334, Classroom Technology (New)

MOTION was made by Member Earl that the Board approve R277-334, Classroom Technology, Draft 2, on second and final reading.

MOTION TO AMEND was made by Member Earl and seconded by Member Brinton that the Board add a definition on Line 49 "High-risk artificial intelligence interaction" means the same as that term is defined in Section 13-77-101."

And to add after Line 203 "(8) High-risk artificial intelligence interaction may not be used with students."

The motion carried.

10 IN FAVOR: Members Kelley, Boothe, Earl, Longacre, Lear, Green, Hall, Kerry, Brinton, Boggess.

3 OPPOSE: Members Bollinger, Hymas, and Reale.

2 ABSTAIN: Members Davis and Wood.

MOTION TO AMEND was made by Member Earl and seconded by Member Brinton that the Board add after Line 234 "(2) An LEA may provide accommodations or supports leading to meaningful instruction including:"

The motion failed.

7 IN FAVOR: Members Kelley, Davis, Earl, Lear, Green, Hall, Kerry, and Brinton.

8 OPPOSED: Members Lear, Wood, Bollinger, Hymas, Longacre, Boothe, Reale, and Boggess.

MOTION, AS AMENDED

The motion carried.

14 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Earl, Longacre, Lear, Hymas, Green, Hall, Kerry, Brinton, Boggess, and Bollinger.

1 ABSTAINED: Member Davis.

R277-717, High School Course Grading Requirements (Amendment)

MOTION was made by Member Earl that the Board approve R277-717, High School Course Grading Requirements, Draft 1 on second and final reading.

MOTION TO AMEND was made by Member Kelley and seconded by Member Brinton that the Board amend line 112 to strike "class participation and personal engagement: and replace it with: "respectfully listens, interacts and cooperates in classroom activities", and amend line 113 to read as follows: "proactively communicates with the teacher regarding missed classroom time due to parent-excused or school-excused absences."

FIRST DIVIDED MOTION

amend line 112 to strike "class participation and personal engagement: and replace it with: "respectfully listens, interacts and cooperates in classroom activities",

The motion carried.

10 IN FAVOR: Members Kelley, Davis, Earl, Longacre, Lear, Green, Hall, Kerry, Brinton, and Boggess.

5 OPPOSE: Members Hymas, Wood, Bollinger, Reale, and Boothe.

SECOND DIVIDED MOTION

and amend line 113 to read as follows: “proactively communicates with the teacher regarding missed classroom time due to parent-excused or school-excused absences.”

MOTION TO AMEND was made by Member Wood and seconded by Member Brinton that the Board retain “effective communication”.

The motion passed unanimously.

14 IN FAVOR: Members Wood, Kelley, Boothe, Davis, Earl, Longacre, Lear, Hymas, Green, Hall, Kerry, Brinton, Boggess, and Bollinger.

1 ABSENT: Member Reale**.**

MOTION, AS AMENDED

The motion carried.

9 IN FAVOR: Members Wood, Kelley, Boothe, Davis, Earl, Longacre, Lear, Hymas, Green, Hall, Kerry, Brinton, Boggess, and Bollinger.

5 OPPOSED: Members Hymas, Bollinger, Brinton, Kerry, and Boothe.

1 ABSENT: Member Reale**.**

MOTION TO AMEND was made by Member Kerry and seconded by Member Boggess that the Board add a line 117 that reads:

<u>(c) a violation of a religious belief or right of conscience assertion made pursuant to 53G-10-205.</u>

The motion carried.

14 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Earl, Longacre, Lear, Hymas, Green, Hall, Kerry, Brinton, Boggess, and Bollinger.

1 ABSTAINED: Member Davis.

MOTION, AS AMENDED

The motion carried.

12 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Davis, Longacre, Lear, Hymas, Hall, Kerry, Brinton, and Bollinger.

3 OPPOSE: Members Earl, Green, and Boggess.

Child Sexual Abuse and Human Trafficking Instructional Materials Approval

MOTION was made by Member Earl that the Board approve the following:

- 24852, Education to Protect, L-6 Abuse Prevention, Elementary Student – Child Sexual Abuse
- 24846, OnWatch, Combatting Trafficking Through Education, Adult Serving Youth
- 24850, Venture Safe Schools, Human Trafficking Awareness Grade 6 – if changes were made to the curriculum discussed in Committee

The motion carried.

12 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Davis, Earl, Longacre, Lear, Hymas, Hall, Brinton, and Bollinger.

1 OPPOSE: Member Boggess.

2 ABSTAINED: Members Kerry and Green.

Standards Revision Process

MOTION was made by Member Earl that the Board approve the updated Standards Revision Process (June 2026).

MOTION TO AMEND was made by Member Davis and seconded by Member Kerry that the Board to amend Section 1 Bullet 3 to add the words "if one volunteers and if not, staff will act as the liaison."

In Context: Lead Liaisons of each committee are established "if a committee member volunteers. Otherwise, staff will act as a lead liaison"

The motion carried.

9 IN FAVOR: Members Kelley, Davis, Earl, Longacre, Lear, Hymas, Hall, Kerry, and Bollinger.

6 OPPOSE: Members Boggess, Wood, Reale, Green, Brinton, and Boothe.

MOTION TO AMEND was made by Member Bollinger and seconded by Member Brinton at the Board amend the pre-revision process, bullet 2, by striking "5" and replacing it with "7."

In Context: The Core Standards cueing rubric may only be brought forward for revision consideration after a minimum of ~~5~~ "7" years of standards implementation.

The motion carried.

12 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Davis, Longacre, Lear, Hymas, Green, Hall, Brinton, and Bollinger.

3 OPPOSE: Member Boggess, Earl, and Kerry.

MOTION TO AMEND THE AMENDMENT was made by Member Kerry and seconded by Member

Kelley that the Board add to the end after “implementation” “or sooner if good cause is shown.”

Without objection, the motion was withdrawn.

MOTION TO AMEND was made by Member Kerry and seconded by Member Bollinger that the Board place the phrase “or sooner if good cause is shown” on the 4th bullet point.

The motion passed unanimously.

15 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Davis, Longacre, Lear, Hymas, Green, Hall, Brinton, Bollinger, Boggess, Earl, and Kerry.

MOTION TO POSTPONE was made by Member Davis that the Board postpone the agenda item to a future committee meeting. ***Without objection, the motion was moved.***

<u>Sensitive Materials Model Policy Update</u>

MOTION was made by Member Earl that the Board repeal the 2022 Model Policy and adopt the 2026 Model Policy, Draft 4, on second and final reading.

MOTION TO AMEND was made by Member Earl and seconded by Member that the Board amend the 2026 Model Policy, Draft 4, Page 6 to strike “obscene” and “as referenced in Section 76-5c-10.”

The motion carried.

13 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Earl, Longacre, Hymas, Green, Hall, Kerry, Brinton, Boggess, and Bollinger.

1 OPPOSE: Member Lear.

1 ABSENT: Member Davis.

MOTION TO AMEND was made by Member Earl and seconded.

1) That the Board amend the 2026 Model Policy, Draft 4, Page 13, #7 to strike "in deciding whether the material constitute" "the committee must consider whether the" and "taken as a whole" and amending the line to read: "Subjective sensitive material is material that is harmful to minors under Utah Code 76-5c-101(8)(a), pornographic, under Utah Code 76-5c-101(or includes fondling or other erotic touching of the human buttock or female breast."

2) That the Board amend the 2026 Model Policy, Draft 4, Page 13, #7 to read as follows:

a. In deciding whether the material is harmful to minors the committee must consider whether the material contains a description or representation of nudity, sexual conduct, sexual excitement, sadomasochistic abuse, sexual conduct with an animal, or animal crushing that:

i. taken as a whole, appeals to the prurient interest in sex of minors;
ii. is patently offensive to prevailing standards in the adult community as a whole with respect to what is suitable material for minors; and
iii. does not have serious literary, artistic, political, or scientific value for minors.

b. In deciding whether material is harmful to minors, the committee may also consider whether the other criteria found to be harmful to minors, such as violence, pervasive vulgarity, animal abuse, or self-harm.
c. In deciding whether the material is pornographic, the committee must consider whether the material:

i. when applying contemporary community standards, the material, taken as a whole, appeals to prurient interests in sex;
ii. the material is patently offensive in the description or depiction of nudity, sexual conduct, sexual excitement, sadomasochistic abuse, or excretion; and
iii. taken as a whole the material or performance does not have serious literary, artistic, political, or scientific value.

~~a. May consider other criteria found to be harmful to minors, such as violence, pervasive vulgarity, animal abuse as referenced in Section 76-5c-101or self-harm.~~

The motion passed unanimously.

15 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Davis, Longacre, Lear, Hymas, Green, Hall, Brinton, Bollinger, Boggess, Earl, and Kerry.

MOTION, AS AMENDED

The motion passed unanimously.

15 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Davis, Longacre, Lear, Hymas, Green, Hall, Brinton, Bollinger, Boggess, Earl, and Kerry.

USEAP Recommendation: Special Education Teacher Recruitment and Retention

MOTION was made by Member Earl that the Board accept the USEAP recommendations in the Memo titled, "2026 Utah Special Education Advisory Panel (USEAP) Memo Teacher Recruitment and Retention" for consideration and that the new USBE leadership standards are reflective of the USEAP recommendations.

The motion carried.

13 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Davis, Earl, Longacre, Lear, Hymas, Hall, Kerry, Brinton, and Bollinger.

1 OPPOSE: Member Boggess.

1 ABSTAINED: Member Green.

Law and Licensing Committee Report/Recommendations – (Items duplicated from the June 5, 2026, meeting.)

Alpine School District Waiver Request (New)

MOTION was made by Member Kerry that the Board approve Alpine School District's request

for a waiver from R277-484 for all schools necessary.

The motion carried.

12 IN FAVOR: Members Wood, Boothe, Davis, Earl, Longacre, Lear, Hymas, Green, Hall, Kerry, Brinton, and Boggess.

2 ABSTAINED: Members Bollinger and Kelley.

1 ABSENT: Member Reale.

Amendment to Data Sharing Agreement with Department of Health and Human Services and Juvenile Courts (USBE220035MOU Amendment 1)

MOTION was made by Member Kerry that the Board approve the amendment to the data sharing agreement with the Department of Health and Human Services and Juvenile Courts (USBE220035MOU Amendment 1).

The motion carried.

11 IN FAVOR: Members Wood, Kelley, Boothe, Davis, Longacre, Lear, Hymas, Hall, Kerry, Brinton, and Bollinger.

2 OPPOSE: Members Boggess and Green.

2 ABSENT: Member Reale and Earl.

Board Policy 3006: USBE Data Governance Plan (Amendment)

MOTION was made by Member Kerry that the Board approve Board Policy 3006, USBE Data Governance Plan, Draft 2.

MOTION TO AMEND was made by Member Kerry and seconded by Member _____ that the Board amend Board Policy 3006, Draft 2, to add a new section at the end titled "Data Storage." That reads "Student or educator data maintained by the Utah State Board of Education, Local Education Agency, or public school shall not be stored on information systems physically

located outside of the United States or its territories, unless otherwise required by federal or state law."

MOTION TO POSTPONE was made by Member Davis and seconded by Member Lear to postpone the item until the September meeting of the Law and Licensing Committee.

The motion carried.

12 IN FAVOR: Members Reale, Wood, Boothe, Davis, Earl, Longacre, Lear, Hymas, Green, Hall, Brinton, and Bollinger.

3 OPPOSE: Members Kerry, Kelley, and Boggess.

Law and Licensing Committee Report/Recommendations – (Items duplicated from the July 14, 2026, meeting.)

R277-322, Local Education Agency (LEA) Codes of Conduct (Amendment)

MOTION was made by Member Kerry that the Board approve R277-322, Local Education Agency (LEA) Codes of Conduct, Draft 5, on second and final reading.

MOTION TO AMEND was made by Member Wood and seconded by Member Brinton that the Board amend Lines 34-63 to read as follows:

(4) "Sexual conduct" means any interaction between a staff member and student that is sexual in nature, including:

(a) "Sexual abuse" as defined in Section 76-5-404.1;

(b) "Sexual battery" as defined in Section 76-9-702.1; and

(c) sharing sexually explicit or lewd communications, images, or photographs.

The motion passed unanimously.

14 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Davis, Longacre, Lear, Hymas, Green, Hall, Kerry, Brinton, Boggess, and Bollinger.

1 ABSENT: Member Earl.

MOTION, AS AMENDED

The motion carried.

13 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Davis, Longacre, Lear, Hymas, Green, Hall, Kerry, Brinton, and Bollinger.

1 ABSTAINED: Member Boggess.

1 ABSENT: Member Earl.

R277-301, Educator Licensing (Continuation & Amendment)

MOTION was made by Member Kerry that the Board continue and approve R277-301, Educator Licensing, Draft 2, on second and final reading.

The motion carried.

10 IN FAVOR: Members Reale, Wood, Earl, Longacre, Lear, Hymas, Hall, Kerry, Brinton, and Bollinger.

5 OPPOSE: Member Boggess, Green, Kelley, Boothe, and Davis.

R277-304, Teacher Preparation Programs (Amendment)

MOTION was made by Member Kerry that the Board approve R277-304, Teacher Preparation Programs, Draft 1, on second and final reading.

The motion carried.

13 IN FAVOR: Members Reale, Wood, Boothe, Earl, Longacre, Lear, Hymas, Green, Hall, Kerry, Brinton, Boggess, and Bollinger.

2 OPPOSE: Members Kelley and Davis.

R277-306, Educator Preparation Programs for School Psychologists, Audiologists, Speech-Language Pathologists, Speech-Language Technicians, Counselors, and School Social Workers (Amendment)

MOTION was made by Member Kerry that the Board approve R277-306, Educator Preparation Programs for School Psychologists, Audiologists, Speech-Language Pathologists, Speech-Language Technicians, Counselors, and School Social Workers, Draft 2, on second and final reading.

The motion carried.

12 IN FAVOR: Members Reale, Wood, Boothe, Davis, Earl, Longacre, Lear, Hymas, Hall, Kerry, Brinton, and Bollinger.

3 OPPOSE: Members Kelley, Green, and Boggess.

R277-101, Public Participation in Utah State Board of Education Meetings (Continuation)

MOTION was made by Member Kerry that the Board continue R277-101, Public Participation in Utah State Board of Education Meetings.

MOTION TO AMEND was made by Member Kerry and seconded by Member Hall that the Board add as a new line after line 55 "(6) Any comment or materials not permitted to be made or shown during the public comment portion of the meeting will be available in the backup and labeled as potentially explicit or offensive."

MOTION TO AMEND THE AMENDMENT was made by Member Hymas and seconded by Member that the Board add any policy related comments or materials not permitted to be made or shown during the public comment portion of the meeting due to the Board's rules of decorum will be available in the meeting minutes and labeled as explicit or potentially offensive.

The motion passed unanimously.

15 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Davis, Earl, Longacre, Lear, Hymas, Green, Hall, Kerry, Brinton, Boggess, and Bollinger.

MOTION TO AMEND was made by Member Wood and seconded by Member Bollinger that the committee strike Lines 73-78.

The motion carried.

14 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Davis, Earl, Longacre, Lear, Hymas, Green, Hall, Brinton, Boggess, and Bollinger.

1 OPPOSE: Member Kerry.

MOTION, AS AMENDED that the Board continue and approve R277-101, as amended.

The motion passed unanimously.

15 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Davis, Earl, Longacre, Lear, Hymas, Green, Hall, Kerry, Brinton, Boggess, and Bollinger.

R277-409, Public School Membership in Associations (Continuation)

MOTION was made by Member Kerry that the Board continue R277-409, Public School Membership in Associations.

MOTION TO AMEND was made by Member Boggess and seconded by Member Lear that the Board strike on line 29 "~~Beginning in the 17-18 school year,~~" and include after the word "with" on line 29 "or Utah Code."

In Context:

(1) ~~Beginning in the 17-18 school year~~, a public school may not be a member of, or pay dues to an association that adopts rules or policies that are inconsistent with this R277-409-3 or Utah Code.

The motion carried.

13 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Earl, Longacre, Lear, Hymas, Hall, Kerry, Brinton, Boggess, and Bollinger.

2 ABSTAINED: Members Davis and Green.

MOTION, AS AMENDED

The motion carried.

14 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Earl, Longacre, Lear, Hymas, Hall, Kerry, Brinton, Boggess, Green, and Bollinger.

1 ABSTAINED: Member Davis.

R277-211, Utah Professional Practices Advisory Commission (UPPAC), Rules of Procedure: Notification to Educators, Complaints and Final Disciplinary Actions (Amendment)

MOTION was made by Member Kerry that the Board approve R277-211, Utah Professional Practices Advisory Commission (UPPAC), Rules of Procedure: Notification to Educators, Complaints and Final Disciplinary Actions, Draft 1, on second and final reading.

MOTION TO AMEND was made by Member Kerry and seconded by Member Kelley that the Board amend Draft 1 by adding to the list in R277-211-2(2)(b) (new line 40) "(iv) the names and contact information, if known, for any witnesses."

The motion carried.

9 IN FAVOR: Members Wood, Kelley, Earl, Longacre, Kerry, Brinton, Boggess, Green, and Bollinger.

2 OPPOSED: Members Lear and Hymas

1 ABSTAINED: Member Davis.

3 ABSENT: Members Boothe, Reale, and Hall.

MOTION TO AMEND was made by Member Kerry and seconded by Member Kelley that the Board add at the end of R277-211-3:

"(7) The Executive Secretary shall notify the educator of their right to receive a copy of the UPPAC case file and UPPAC evidence file at no cost.

(9) The Executive Secretary shall be under a duty to continually disclose additional evidence added to the UPPAC case file and UPPAC evidence file until the matter is resolved."

The motion passed unanimously.

13 IN FAVOR: Members Wood, Kelley, Earl, Longacre, Lear, Hymas, Hall, Kerry, Brinton, Boggess, Green, Davis, and Bollinger.

2 ABSENT: Members Reale and Boothe.

MOTION TO AMEND was made by Member Kerry and seconded by Member Kelley that the Board add to the end of R277-211-2 after Line 60:

"(7) The Superintendent shall establish an online searchable database of each UPPAC case decided by the Board that results in the revocation or suspension of an educator's license.

(8) The database shall include:

a) the name of the educator;
b) the name of the school where the conduct occurred, if applicable;
c) the name of the LEA where the conduct occurred, if applicable;
d) the disciplinary action issued by the Board; and
e) a brief description of the conduct that led to the disciplinary action.

(9) The Superintendent shall comply with any federal or state privacy laws in including

information in the database and shall remove information if required by law."

MOTION TO AMEND was made by Member Davis and seconded by Member Bollinger that the Board strike (e) from the above motion.

~~e) a brief description of the conduct that led to the disciplinary action.~~

MOTION was made by Member Hymas and seconded by Member Boothe that the language in the most recent above motion be sent to the Law and Licensing Committee to be considered with a revision of R277-312 in September.

That the Board add to the end of R277-211-2 after Line 60:

"(7) The Superintendent shall establish an online searchable database of each UPPAC case decided by the Board that results in the revocation or suspension of an educator's license.

(8) The database shall include:

a) the name of the educator;
b) the name of the school where the conduct occurred, if applicable;
c) the name of the LEA where the conduct occurred, if applicable;
d) the disciplinary action issued by the Board; and
e) a brief description of the conduct that led to the disciplinary action.

(9) The Superintendent shall comply with any federal or state privacy laws in including information in the database and shall remove information if required by law."

The motion passed unanimously.

15 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Davis, Earl, Longacre, Lear, Hymas, Green, Hall, Kerry, Brinton, Boggess, and Bollinger.

MOTION, AS AMENDED

The motion passed unanimously.

15 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Davis, Earl, Longacre, Lear, Hymas, Green, Hall, Kerry, Brinton, Boggess, and Bollinger.

Sensitive Materials Timeline Update

MOTION was made by Member Kerry that the Board adopt the 2026 Timeline Policy, Draft 1, on second and final reading and appropriate $60,000 from Board discretionary funds for implementation.

MOTION TO AMEND was made by Member Bollinger and seconded by Member Kelley that the Board adjust the timeline proportionately with a Monday, August 10, 2026, start date.

The motion passed unanimously.

15 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Davis, Earl, Longacre, Lear, Hymas, Green, Hall, Kerry, Brinton, Boggess, and Bollinger.

MOTION TO AMEND was made by Member Green and seconded by Member Boggess that the Board include the USBE Library Review Addendum Revised, Member Green Draft 1, as part of the 2026 Timeline Policy.

The motion carried.

10 IN FAVOR: Members Kelley, Boothe, Davis, Earl, Longacre, Green, Hall, Kerry, Brinton, and Boggess.

5 OPPOSED: Members Hymas, Lear, Bollinger, Reale, and Wood.

MOTION TO AMEND was made by Member Bollinger and seconded by Member Kerry that the Board strike “include” and replace with “consider.”

that the Board ~~include~~consider the USBE Library Review Addendum Revised, Member Green Draft 1, as part of the 2026 Timeline Policy.

The motion failed.

6 IN FAVOR: Members Reale, Wood, Davis, Lear, Hymas, and Bollinger.

9 OPPOSED: Members Brinton, Kelley, Boggess, Green, Longacre, Hall, Earl, Kerry, and Boothe.

MOTION, AS AMENDED

That the Board adopt the 2026 Timeline Plan, Draft 1, on second and final reading and appropriate $60,000 from Board discretionary funds for implementation and include the USBE Library Review Addendum Revised, Member Green Draft 1, as part of the 2026 Timeline Plan.

MOTION TO AMEND was made by Member Bollinger and seconded by Member Kelley that the board allow staff the flexibility to adjust the timeline to meet the requirements.

Chair Hymas passed the gavel to Vice Chair Bollinger.

The motion passed unanimously.

13 IN FAVOR: Members Reale, Wood, Kelley, Boothe, Earl, Longacre, Lear, Green, Hall, Kerry, Brinton, Boggess, and Bollinger.

2 ABSENT: Member Davis and Hymas.

MOTION, AS AMENDED

That the Board adopt the 2026 Timeline Plan, Draft 1, on second and final reading and appropriate $60,000 from Board discretionary funds for implementation and include the USBE Library Review Addendum Revised, Member Green Draft 1, as part of the 2026 Timeline Plan and that the board allow staff the flexibility to adjust the timeline to meet the requirements.

MOTION TO AMEND was made by Member Green and seconded by Member Kerry that the Board include the Memorandum to the USBE Library Review Addendum Document - August 4, 2026.

The motion carried.

13 IN FAVOR: Members Wood, Kelley, Boothe, Davis, Earl, Longacre, Lear,

Green, Hall, Kerry, Brinton, Boggess, and Bollinger.

1 ABSTAINED: Member Hymas,

1 OPPOSED: Member Reale.

MOTION, AS AMENDED

That the Board adopt the 2026 Timeline Plan, Draft 1, as amended, on second and final reading and appropriate $60,000 from Board discretionary funds for implementation, and include the USBE Library Review Addendum Revised. And give staff the flexibility to adjust the timeline to meet the requirements and that the instrument would be a starting point. And to include the Memorandum to the USBE Library Review Addendum Document - August 4, 2026, Member Green Draft 1 as part of the 2026 Timeline Plan, which clarifies that the additional documents are included "for staff refinement and committee discussion, not as a final form."

The motion carried.

11 IN FAVOR: Members Wood, Kelley, Boothe, Davis, Earl, Longacre, Green, Hall, Kerry, Boggess, and Bollinger.

1 ABSTAINED: Member Hymas.

2 OPPOSED: Members Lear and Reale.

1 ABSENT: Member Brinton.

Vice Chair Bollinger passed the gavel to Chair Hymas.

2027 General Session Legislative Preparation

Reporting Requirements Study

MOTION was made by Member Davis and seconded by Member Brinton that the Board receive the report and send the report to the legislature and to add "or an appropriate section" to recommendation #1.

In context: “That the legislature explicitly incorporate LEA administrative burden into each bill’s fiscal note or an appropriate section.”

The motion passed unanimously.

14 IN FAVOR: Members Wood, Kelley, Boothe, Davis, Earl, Longacre, Lear, Hymas, Green, Hall, Kerry, Brinton, Boggess, and Bollinger.

1 ABSENT: Member Reale.

Legislative Priorities

MOTION was made by Member Bollinger and seconded by Member Boothe that the Board include the following as legislative priorities for 2027:

(June Board Meeting Motions) **Legislative priorities for 2027:**

- Appropriate funding formulas for ~~all students~~ special education
- Prioritize WPU Increases over line-item programs
- Provide ongoing funding to support early literacy and/or mathematics

Divided MOTION TO AMEND was made by Member Kerry and seconded by Member Kelley that the Board amend to add to the list “UPPAC Reform.”

MOTION TO AMEND was made by Member Boggess and seconded by Member Green that the Board add after UPPAC reform “and funding consistent with legislative priorities”

The motion carried.

10 IN FAVOR: Members Wood, Kelley, Boothe, Davis, Earl, Longacre, Green, Hall, Kerry, and Boggess.

4 OPPOSED: Members Lear, Reale, Hymas, and Brinton.

1 ABSTAINED: Member Bollinger.

MOTION, AS AMENDED

The motion failed.

3 IN FAVOR: Members Kelley, Green and Kerry.

2 ABSTAINED: Members Earl and Davis.

10 OPPOSED: Members Lear, Reale, Longacre, Brinton, Bollinger, Hymas, Wood, Boggess, Boothe, and Hall.

CALL THE QUESTION was made by Member Kelley and seconded.

10 IN FAVOR: Members Lear, Reale, Brinton, Green, Hymas, Wood, Kelley, Boothe, Earl, Boothe, and Hall.

3 OPPOSED: Members Kerry, Longacre, and Boggess.

1 ABSTAINED: Member Bollinger.

Divided MOTION TO AMEND was made by Member Kerry and seconded by Member Kelley that the Board add to the 2027 Legislative Priorities list "Provide legislative changes and funding to support constitutional free-speech protections of students and teachers against social scoring and dignity index speech codes in public schools."-

The motion carried.

8 IN FAVOR: Members Kelley, Davis, Earl, Longacre, Green, Hall, Kerry, Brinton, and Boggess.

6 OPPOSE: Members Bollinger, Hymas, Reale, Lear, Boothe, and Wood.

1 ABSTAINED: Member Davis.

Legislative priorities for 2027:

- Appropriate funding formulas for special education
- Prioritize WPU Increases over line-item programs
- Provide ongoing funding to support early literacy and/or mathematics
- UPPAC reform and funding consistent with legislative priorities
- Provide legislative changes and funding to support constitutional free-speech protections of students and teachers against social scoring and dignity index speech codes in public schools.

MOTION TO POSTPONE was made by Member Davis and seconded by Member Hall that the Board postpone Agenda Items 10. 2: Requests for Statutory Changes, 10.3: Legislative Funding Requests for the 2027 General Session and Item 11: Consent Calendar to tomorrow's Unfinished Business.

The motion passed unanimously.

14 IN FAVOR: Members Wood, Kelley, Boothe, Davis, Earl, Longacre, Lear, Hymas, Green, Hall, Kerry, Brinton, Boggess, Reale, and Bollinger.

Monthly Budget Report

Monthly Budget Report

In accordance with the Money Management Act and the Budgetary Procedures Act, the Utah State Board of Education provides a report on the status of funds for its internal budgets.

Discretionary Funds Report

The Utah State Board of Education maintains a Discretionary Funds account. In accordance with the Money Management Act and the Budgetary Procedures Act, the Utah State Board of Education is provided with the status of the funds.

Executive Session (closed in accordance with the Utah Open and Public Meetings Act)

The motion was made by Member Kelley and seconded by Member Kerry that the Board move into executive session for the purpose of

- a person's character, competence, or health;
- pending or imminent litigation;
- certain matters regarding the acquisition or sale of real property, including water rights or shares;
- the deployment of security personnel, devices, or systems;
- an investigation of alleged criminal conduct;
- the receipt or review of an ethics complaint if the public body is the Independent Legislative Ethics Commission;
- certain matters under the jurisdiction of a legislative ethics committee; and
- certain deliberations and decision-making involved in the procurement process.

Upon the voice vote of Members Lear, Reale, Boggess, Boothe, Kerry, Wood, Lear, Brinton, Earl, Longacre, Hymas, Davis, Kelley, and Bollinger, the Board entered a closed session at 8:45 PM. Member Green was opposed.

The following individuals were also present: Molly Hart, Scott Jones, Cybil Prideaux, Kelsey James, Lora Cooper, Dakota Cambruzzi, and Ben Rasmussen.

MOTION was made by Member Earl and seconded by Member Kerry at the Board come out of the executive session.

Members Reale and Lear are excused.

Upon voice votes of Members Boggess, Boothe, Kerry, Wood, Brinton, Earl, Green, Longacre, Hymas, Davis, Kelley, and Bollinger, the Board came out of the executive session at 11:15 PM.

Executive Session Action Items

Educator Licenses

MOTION was made by Member Boggess and seconded by Member Kerry that the Board approve the consent calendar.

The motion passed unanimously.

IN FAVOR: Members Wood, Kelley, Boothe, Davis, Earl, Longacre, Hymas, Boggess, Green, Brinton, Bollinger, Hall, and Kerry.

UPPAC Cases for Review/Action

MOTION was made by Member Boggess and seconded by Member Kerry that the Board adopt the entire findings of the Petition for Voluntary Surrender of License with Investigation Pending document dated May 19, 2026, and accept the voluntary surrender of the educator's license in Case No. 17-1463.

The motion passed unanimously.

13 IN FAVOR: Members Wood, Kelley, Boothe, Davis, Earl, Longacre, Hymas, Boggess, Green, Brinton, Bollinger, Hall, and Kerry.

MOTION was made by Member Boggess and seconded by Member Kerry that the Board adopt the entire findings of the Consent to Discipline document dated July 15, 2026, and accept the

UPPAC recommendation that the educator's license be suspended for not less than three (3) years in Case No. 24-2168.

The motion passed unanimously.

13 IN FAVOR: Members Wood, Kelley, Boothe, Davis, Earl, Longacre, Hymas, Boggess, Green, Brinton, Bollinger, Hall, and Kerry.

MOTION was made by Member Boggess and seconded by Member Kerry that the Board adopt the entire findings in the Consent to Discipline document dated June 26, 2026, and accept the UPPAC recommendation that the educator receive a reprimand for not less than two (2) years from the date the educator's license was originally flagged in Case No. 24-2173. (December 13, 2024)

The motion passed unanimously.

13 IN FAVOR: Members Wood, Kelley, Boothe, Davis, Earl, Longacre, Hymas, Boggess, Green, Brinton, Bollinger, Hall, and Kerry.

MOTION was made by Member Boggess and seconded by Member Kerry that the Board adopt the entire findings in the Consent to Discipline document dated June 18, 2026, and accept the UPPAC recommendation that the educator's license be suspended for not less than one (1) year in Case No. 25-2232.

The motion passed unanimously.

13 IN FAVOR: Members Wood, Kelley, Boothe, Davis, Earl, Longacre, Hymas, Boggess, Green, Brinton, Bollinger, Hall, and Kerry.

Committee Appointments

Trust Lands Advisory Committee

MOTION was made by Member Boggess and seconded by Member Kerry that the Board appoint Amelia Kay Paasi to fill the 2.5 years of a four-year term as the Educator Member on the Trust Lands Advisory Committee.

The motion passed unanimously.

13 IN FAVOR: Members Wood, Kelley, Boothe, Davis, Earl, Longacre, Hymas, Boggess, Green, Brinton, Bollinger, Hall, and Kerry.

Student Data Protection Advisory Group (SDPAG)

MOTION was made by Member Boggess and seconded by Member Kerry that the Board appoint Jodi Shegrud - Director of Privacy, Utah Department of Government Operations, to serve a four-year term as an at-large member with privacy expertise to the Student Data Protection Advisory Group (SDPAG).

The motion passed unanimously.

13 IN FAVOR: Members Wood, Kelley, Boothe, Davis, Earl, Longacre, Hymas, Boggess, Green, Brinton, Bollinger, Hall, and Kerry.

Utah Schools for the Deaf and the Blind Advisory Council

MOTION was made by Member Boggess and seconded by Member Kerry that the Board appoint Phillippe Montalette, as an individual who is deaf or hard of hearing, as a member of the Utah Schools for the Deaf and the Blind Advisory Council.

The motion passed unanimously.

13 IN FAVOR: Members Wood, Kelley, Boothe, Davis, Earl, Longacre, Hymas, Boggess, Green, Brinton, Bollinger, Hall, and Kerry.

MOTION was made by Member Boggess and seconded by Member Kerry that the Board appoint Gretel Sampson, as a teacher of the blind/visually impaired, as a non-voting member of the Utah Schools for the Deaf and the Blind Advisory Council.

The motion passed unanimously.

13 IN FAVOR: Members Wood, Kelley, Boothe, Davis, Earl, Longacre, Hymas, Boggess, Green, Brinton, Bollinger, Hall, and Kerry.

Student Advisory Council

MOTION was made by Member Boggess and seconded by Member Kerry that the Board appoint Arelle Fung District 13, Samantha Vogel District 6, and Elizah Trostle District 14 to the Student Advisory Council.

The motion passed unanimously.

13 IN FAVOR: Members Wood, Kelley, Boothe, Davis, Earl, Longacre, Hymas, Boggess, Green, Brinton, Bollinger, Hall, and Kerry.

ADJOURNMENT

MOTION TO ADJOURN was made by Member Kerry and seconded by Member Boggess.

The meeting adjourned at 11:19 PM.

The executive assistant took the meeting minutes.
The minutes were approved on 9-4-2026.