

HB0310S03 compared with HB0310S01

~~{Omitted text}~~ shows text that was in HB0310S01 but was omitted in HB0310S03
inserted text shows text that was not in HB0310S01 but was inserted into HB0310S03

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1 **School Reintegration Plan Amendments**
2026 GENERAL SESSION
STATE OF UTAH
Chief Sponsor: Angela Romero
Senate Sponsor: Daniel McCay

2 **LONG TITLE**

3 **General Description:**

4 This bill ~~{amends}~~ modifies provisions ~~{relating}~~ related to reintegration ~~{plans}~~ and enrollment
5 of students with disciplinary issues.

6 **Highlighted Provisions:**

7 This bill:

- 8 ▶ **modifies grounds for denying open enrollment applications;**
- 9 ▶ **modifies timelines and requirements for transferring student records;**
- 10 ▶ ~~{extends the timeline for developing a}~~ modifies reintegration plan requirements for students
11 who have committed serious offenses;
- 12 ▶ ~~{provides additional time during summer months for developing reintegration plans;}~~
- 13 ▶ ~~{allows schools flexibility to tailor reintegration plan components based on student need~~
14 **and risk level; and**
- 15 ▶ **requires local education agencies to digitally maintain and transfer certain student records;**
- 16 ▶ **modifies notification requirements when a minor is taken into temporary custody; and**
- 17 ▶ makes technical and conforming changes{-}

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16 **Money Appropriated in this Bill:**

17 None

18 **Other Special Clauses:**

19 None

20 **Utah Code Sections Affected:**

21 AMENDS:

22 **53G-6-403 , as last amended by Laws of Utah 2019, Chapter 293**

23 **53G-6-604 , as renumbered and amended by Laws of Utah 2018, Chapter 3**

24 **53G-8-213 , as last amended by Laws of Utah 2025, Chapter 348**

25 **53G-8-403 , as last amended by Laws of Utah 2024, Chapter 532**

26 **53G-9-902 , as last amended by Laws of Utah 2025, First Special Session, Chapter 9**

27 **63M-7-208 , as last amended by Laws of Utah 2024, Chapter 240**

28 **80-6-103 , as last amended by Laws of Utah 2025, Chapters 173, 208**

29

30 *Be it enacted by the Legislature of the state of Utah:*

31 Section 1. Section 53G-6-403 is amended to read:

32 **53G-6-403. Policies for acceptance and rejection of applications.**

33 (1)

(a) A local school board shall adopt policies governing acceptance and rejection of applications required under Section 53G-6-402.

35 (b) The policies adopted under Subsection (1)(a) shall include policies and procedures to assure that decisions regarding enrollment requests are administered fairly without prejudice to any student or class of student, except as provided in Subsection (2).

38 (2) Standards for accepting or rejecting an application for enrollment may include:

39 (a) for an elementary school, the capacity of the grade level;

40 (b) for a secondary school, the capacity of a comprehensive program;

41 (c) maintenance of heterogeneous student populations if necessary to avoid violation of constitutional or statutory rights of students;

43 (d) not offering, or having capacity in, an elementary or secondary special education or other special program the student requires;

45 (e) maintenance of reduced class sizes:

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- 46 (i) in a Title I school that uses federal, state, and local money to reduce class sizes for the purpose of
improving student achievement; or
- 48 (ii) in a school that uses school trust money to reduce class size;
- 49 (f) willingness of prospective students to comply with district policies; and
- 50 (g) giving priority to intradistrict transfers over interdistrict transfers.
- 51 (3)
- (a) Standards for accepting or rejecting applications for enrollment may not include:
- 52 (i) previous academic achievement;
- 53 (ii) athletic or other extracurricular ability;
- 54 (iii) the fact that the student requires special education services for which space is available;
- 56 (iv) proficiency in the English language; or
- 57 (v) previous disciplinary proceedings, except as provided in Subsection (3)(b).
- 58 (b) A local school board may provide for the denial of applications from students who:
- 59 (i) have committed serious infractions of the law or school policies, including policies of the district in
which enrollment is sought; ~~or~~
- 61 (ii) have been guilty of chronic misbehavior which would, if it were to continue after the student was
admitted:
- 63 (A) endanger persons or property;
- 64 (B) cause serious disruptions in the school; or
- 65 (C) place unreasonable burdens on school staff[-]; or
- 66 (iii) have any school safety incidents or safe-school violations.
- 67 (c) A local school board may also provide for provisional enrollment of students with prior behavior
problems, establishing conditions under which enrollment of a nonresident student would be
permitted or continued.
- 70 (4)
- (a) The state board, in consultation with the Utah High School Activities Association, shall establish
policies regarding nonresident student participation in interscholastic competition.
- 73 (b) Nonresident students shall be eligible for extracurricular activities at a public school consistent with
eligibility standards as applied to students that reside within the school attendance area, except as
provided by policies established under Subsection (4)(a).
- 77 (5) For each school in the district, the local school board shall post on the school district's website:

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- 79 (a) the school's maximum capacity;
- 80 (b) the school's adjusted capacity;
- 81 (c) the school's projected enrollment used in the calculation of the open enrollment threshold;
- 83 (d) actual enrollment on October 1, January 2, and April 1;
- 84 (e) the number of nonresident student enrollment requests;
- 85 (f) the number of nonresident student enrollment requests accepted; and
- 86 (g) the number of resident students transferring to another school.

87 Section 2. Section 53G-6-604 is amended to read:

88 **53G-6-604. Requirement of school record for transfer of student -- Procedures.**

- 89 (1) Except as provided in Section 53E-3-905, a school shall request a certified copy of a transfer
student's record, directly from the transfer student's previous school~~[, within 14 days after enrolling
the transfer student]~~.
- 92 (2)
- (a)
- (i) Except as provided in Subsection (2)(b) and Section 53E-3-905, a school requested to forward
a certified copy of a transferring student's record to the new school shall comply within ~~[30]~~ 10
school days of the request.
- 95 (ii) The student record shall include the student's discipline file including any safe-school violation,
reintegration, or threat assessment.
- 97 (b) If the record has been flagged ~~[pursuant to]~~ in accordance with Section 53G-6-602, a school may
not forward the record to the new school and the requested school shall notify the division of the
request.
- 100 (c) A school may not enroll a student unless the student record from the previous school is received
or the school administrator or designee reviews the data gateway for any safe-school violation,
reintegration, or threat assessment.

103 Section 3. Section 53G-8-213 is amended to read:

104 **53G-8-213. Reintegration plan for student alleged to have committed violent felony or
weapon offense.**

- 25 (1) As used in this section, "multidisciplinary team" means:
- 26 (a) the local education agency or designee;
 - 27 (b) the juvenile court or designee;

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- 28 (c) the Division of Juvenile Justice and Youth Services or designee;
- 29 (d) a school safety and security specialist designated under Section 53G-8-701.6 or designee if
applicable;
- 31 (e) {~~a~~} school safety and security director designated under Section 53G-8-701.8 or designee if
applicable;
- 33 (f) a school resource officer if applicable; ~~and~~ or
- 34 (g) any other relevant party that should be involved in a reintegration plan.
- 35 (2)
- (a) If ~~[a school district]~~ an LEA receives a notification from the juvenile court or a law enforcement agency that a student was arrested for, charged with, or adjudicated in the juvenile court for a serious offense, the LEA and the relevant school shall develop a reintegration plan for the student with a multidisciplinary team, the student, and the student's parent or guardian, within ~~[five]~~ seven school days after the day on which the school receives a notification while school is in session{
- 41 ~~{(b)} If a school district receives a notification when school is not in session from the juvenile court or a law enforcement agency that a student was arrested for, charged with, or adjudicated in the juvenile court for a serious offense, the school shall develop a reintegration plan for the student with a multidisciplinary team, the student, and the student's parent or guardian, before school is back in session~~}.
- 122 (b) If an LEA receives a notification when school is not in session from the juvenile court or a law enforcement agency that a student was arrested for, charged with, or adjudicated in the juvenile court for a serious offense, the school shall develop a reintegration plan for the student with a multidisciplinary team, the student, and the student's parent within seven school days of school being back in session from summer break.
- 46 (3) The relevant school described in Subsection (2) may deny admission to the student until the school completes the reintegration plan under Subsection (2).
- 48 (4)
- (a) The reintegration plan under Subsection (2) shall ~~address~~ include:
- 49 ~~{(a)}~~ (i) a behavioral intervention for the student;
- 50 ~~{(b)}~~ (ii) a short-term mental health or counseling service for the student;
- 51 ~~{(c)}~~ (iii) an academic intervention for the student; and or
- 52

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(iv) any other interventions that the multidisciplinary team, the student, and the student's parent or guardian determine are necessary.

54 [(d)] (b) [if] If the serious offense was directed at a school employee or another student within the
school, notification of the reintegration plan to that school employee or student and the student's
parent.

57 (5) ~~[A school district]~~ An LEA may not reintegrate a student into a school where:

58 (a) a student or staff member has a protective order against the student being reintegrated; or

60 (b) a student or staff member is the victim ~~{of}~~ [a] ~~{}~~ [sexual crime or forcible felony committed by the
student being reintegrated] ~~{of}~~ an offense listed in {Section76-3-203.5} Section 76-3-203.5 where
the student is seeking reintegration or continued enrollment has been found to be adjudicated.

63 (6) A reintegration plan under this section will remain in effect for an entire school year or 180 days
from the plan's implementation, or as long as the multidisciplinary team deems the reintegration
plan necessary.

66 [(6)] (7)

(a) Notwithstanding Subsection (2), ~~[a school district]~~ an LEA may elect to not integrate a student into a
school if the student has committed, or allegedly committed, a forcible felony.

69 (b) If ~~[a school district]~~ an LEA elects to not integrate a student under Subsection [(6)(a)] (7)(a), the
school district shall provide alternative education options for the student.

71 [(7)] (8) A reintegration plan under this section is classified as a protected record under Section
63G-2-305.

73 [(8)] (9) All other records of disclosures under this section are governed by Title 63G, Chapter 2,
Government Records Access and Management Act, and the Family Educational Rights and Privacy
Act, 20 U.S.C. Sec. 1232g.

159 Section 4. Section 53G-8-403 is amended to read:

160 **53G-8-403. Superintendent required to notify school.**

161 (1) "LEA head" means the superintendent of a school district or the director of a charter school.

163 (2) Within three days of receiving a notification from the juvenile court or a law enforcement agency
under Section 80-6-103, the LEA head or LEA head's designee shall notify the principal of the
school the juvenile attends or last attended.

166 (3) Upon receipt of the information, the principal shall:

167 (a) make a notation in a secure file other than the student's permanent file; and

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- 168 (b) if the student is still enrolled in the school, notify staff members who, in his opinion, should know of
the adjudication.
- 170 (4) A person receiving information [~~pursuant to~~] in accordance with this part may only disclose the
information to other persons having both a right and a current need to know.
- 172 (5) Access to secure files shall be limited to persons authorized to receive information under this part.
- 174 (6) Beginning no later than July 1, 2025, an LEA shall digitally maintain the [~~secure~~] cumulative
file described in Subsection (3) or, if available, the [~~students-~~] student's related reintegration plan
described in 53G-8-213, for one year from the day the notice is received and ensure the secure file
follows the student if the student transfers to a different school or LEA.

179 Section 5. Section 53G-9-902 is amended to read:

180 **53G-9-902. Informed parental consent required -- Parental notification required.**

- 181 (1) Except as provided in a student's IEP or Section 504 accommodation plan:
- 182 (a) an individual who is not authorized personnel may not provide a restricted service; and
- 184 (b) authorized personnel may not provide a restricted service:
- 185 (i) outside the scope of the relevant license; or
- 186 (ii) with other students present.
- 187 (2) For authorized personnel to provide a restricted service, [:-]
- 188 [(A)] the relevant LEA, school, or authorized personnel shall obtain informed written parental consent
before the first session of a restricted service in a given school year, using a standard form that
includes:
- 191 [(i)] (a) fields for at least the following information:
- 192 [(A)] (i) the name of the student;
- 193 [(B)] (ii) the name of the individual giving informed consent; and
- 194 [(C)] (iii) the name of each authorized personnel who has authority under the informed written consent
to provide a restricted service;
- 196 [(ii)] (b) a statement that the authorized personnel will provide information about the restricted service
[in accordance with Subsection (2)(b)], including that the parent has the right to opt out of receiving
notifications at any time; and
- 199 [(iii)] (c) a statement that authorized personnel will adhere to the topics or issues the parent identifies,
in collaboration with authorized personnel, for discussion or exclusion with the student under
Subsection (3)(a), except that the authorized personnel may address topics if the omission would

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compromise the student's immediate safety, the omission would violate mandatory reporting obligations, or, based on behaviors or statements the authorized personnel observes, the authorized personnel determines a need to assess the student's safety[~~and~~] .

- 206 [(b) unless the student's parent opts out of receiving notifications from the authorized personnel
under this Subsection (2)(b), within one business day after each session of a restricted service, the
authorized personnel shall provide to the student's parent:]
- 209 [(i) notice that the restricted service took place; and]
- 210 [(ii) a description of the topic of the restricted service.]
- 211 (3)
- (a)
- (i) When obtaining the informed written parental consent described in Subsection [(2)(a)] (2), the
LEA, school, or authorized personnel shall, through consultation with the parent, provide the
parent an opportunity to identify topics or issues the parent intends the authorized personnel to
address or to not address with the student.
- 216 (ii) Except as described in Subsection (3)(a)(iii), authorized personnel may not address a topic or
issue for which a parent has expressly stated an intent for authorized personnel to not address
with the student under this Subsection (3)(a).
- 219 (iii) Subsection (3)(a)(ii) does not apply if:
- 220 (A) an omission within a restricted service would compromise the student's immediate safety; or
- 222 (B) the student discloses information that creates a duty on the authorized personnel to make a
mandatory report for the purpose of discussing the information with the student to the extent
necessary to make the report, including for suspected cases of child abuse or neglect under Section
80-2-602, abuse of a student under Section 53E-6-701, or any other legally mandated duty to report
an incident.
- 228 (b)
- (i) The requirement to obtain prior informed written parental consent before providing a restricted
service described in Subsection [(2)(a)] (2) does not apply in a case in which a delay to contact
a parent would create an immediate serious risk of suicide or serious bodily injury, as defined in
Section 76-1-101.5, to the student or to another individual.
- 233 (ii) For a circumstance described in Subsection (3)(b)(i), the LEA, school, or authorized personnel shall
notify a parent in accordance with Section 53G-9-604.

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- 235 (c) A student's IEP or Section 504 accommodation plan that includes a restricted service satisfies the
informed parental consent requirement described in Subsection [~~(2)(a)~~] (2).
- 237 (4)
- (a) The state board may make rules, in accordance with Title 63G, Chapter 3, Utah Administrative
Rulemaking Act, regarding the application of this section to the actions of educators and staff in the
public education system.
- 240 (b) The state board shall, in consultation with the Department of Health and Human Services, provide
guidance to authorized personnel, educators, and school support staff on conduct and practices that
constitute and do not constitute a restricted service.
- 243 (5) Nothing in this part authorizes an individual to take an action that exceeds the scope of the
individual's license or certification.
- 245 (6) This section does not apply to a service a student accesses through the SafeUT Crisis Line
established in Section 53H-4-210.
- 247 Section 6. Section 63M-7-208 is amended to read:
- 248 **63M-7-208. Juvenile justice oversight -- Delegation -- Effective dates.**
- 249 (1) The State Commission on Criminal and Juvenile Justice shall:
- 250 (a) support implementation and expansion of evidence-based juvenile justice programs and practices,
including assistance regarding implementation fidelity, quality assurance, and ongoing evaluation;
- 253 (b) examine and make recommendations on the use of third-party entities or an intermediary
organization to assist with implementation and to support the performance-based contracting system
authorized in Subsection (1)(m);
- 256 (c) oversee the development of performance measures to track juvenile justice reforms, and ensure early
and ongoing stakeholder engagement in identifying the relevant performance measures;
- 259 (d) evaluate currently collected data elements throughout the juvenile justice system and contract
reporting requirements to streamline reporting, reduce redundancies, eliminate inefficiencies, and
ensure a focus on recidivism reduction;
- 262 (e) review averted costs from reductions in out-of-home placements for juvenile justice youth placed
with the Division of Juvenile Justice and Youth Services and the Division of Child and Family
Services, and make recommendations to prioritize the reinvestment and realignment of resources
into community-based programs for youth living at home, including the following:
- 267 (i) statewide expansion of:

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- 268 (A) juvenile receiving centers, as defined in Section 80-1-102;
- 269 (B) mobile crisis outreach teams, as defined in Section 26B-5-101;
- 270 (C) youth courts; and
- 271 (D) victim-offender mediation;
- 272 (ii) statewide implementation of nonresidential diagnostic assessment;
- 273 (iii) statewide availability of evidence-based programs and practices including cognitive behavioral and
family therapy programs for minors assessed by a validated risk and needs assessment as moderate
or high risk;
- 276 (iv) implementation and infrastructure to support the sustainability and fidelity of evidence-based
juvenile justice programs, including resources for staffing, transportation, and flexible funds; and
- 279 (v) early intervention programs such as family strengthening programs, family wraparound services,
and proven truancy interventions;
- 281 (f) assist the Administrative Office of the Courts in the development of a statewide sliding scale for the
assessment of fines, fees, and restitution, based on the ability of the minor's family to pay;
- 284 (g) analyze the alignment of resources and the roles and responsibilities of agencies, such as
the operation of early intervention services, receiving centers, and diversion, and make
recommendations to reallocate functions as appropriate, in accordance with Section 80-5-401;
- 288 (h) comply with the data collection and reporting requirements under Section 80-6-104;
- 289 (i) develop a reasonable timeline within which all programming delivered to minors in the juvenile
justice system [~~must~~] shall be evidence-based or consist of practices that are rated as effective for
reducing recidivism by a standardized program evaluation tool;
- 293 (j) provide guidelines to be considered by the Administrative Office of the Courts and the Division of
Juvenile Justice and Youth Services in developing tools considered by the Administrative Office of
the Courts and the Division of Juvenile Justice and Youth Services in developing or selecting tools
to be used for the evaluation of juvenile justice programs;
- 298 (k) develop a timeline to support improvements to juvenile justice programs to achieve reductions
in recidivism and review reports from relevant state agencies on progress toward reaching that
timeline;
- 301 (l) subject to Subsection (2), assist in the development of training for juvenile justice stakeholders,
including educators, law enforcement officers, probation staff, judges, Division of Juvenile Justice
and Youth Services staff, Division of Child and Family Services staff, and program providers;

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- 305 (m) subject to Subsection (3), assist in the development of a performance-based contracting system,
which shall be developed by the Administrative Office of the Courts and the Division of Juvenile
Justice and Youth Services for contracted services in the community and contracted out-of-home
placement providers;
- 309 (n) assist in the development of a validated detention risk assessment tool that is developed or adopted
and validated by the Administrative Office of the Courts and the Division of Juvenile Justice and
Youth Services as provided in Section 80-5-203; and
- 313 (o) annually issue and make public a report to the governor, president of the Senate, speaker of the
House of Representatives, and chief justice of the Utah Supreme Court on the progress of the
reforms and any additional areas in need of review.
- 316 (2) Training described in Subsection (1)(l) should include instruction on evidence-based programs and
principles of juvenile justice, such as risk, needs, responsivity, and fidelity, and ~~[shall-]~~ changes in
legislation that impact the juvenile justice system and may be supplemented by the following topics:
- 320 (a) adolescent development;
- 321 (b) identifying and using local behavioral health resources;
- 322 (c) cross-cultural awareness;
- 323 (d) graduated responses;
- 324 (e) Utah juvenile justice system data and outcomes; and
- 325 (f) gangs.
- 326 (3) The system described in Subsection (1)(m) shall provide incentives for:
- 327 (a) the use of evidence-based juvenile justice programs and practices rated as effective by the tools
selected in accordance with Subsection (1)(j);
- 329 (b) the use of three-month timelines for program completion; and
- 330 (c) evidence-based programs and practices for minors living at home in rural areas.
- 331 (4) The State Commission on Criminal and Juvenile Justice may delegate the duties imposed under this
section to a subcommittee or board established by the State Commission on Criminal and Juvenile
Justice in accordance with Subsection 63M-7-204(2).
- 335 Section 7. Section 80-6-103 is amended to read:
- 336 **80-6-103. Notification to a school -- Civil and criminal liability.**
- 337 (1) As used in this section:
- 338 (a) "School" means a school in a local education agency.

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- 339 (b) "Local education agency" means a school district, a charter school, or the Utah Schools for the Deaf
and the Blind.
- 341 (c) "School official" means the superintendent of a school district or the director of a charter school or
designee in which the minor resides or attends school.
- 343 (d) "Serious offense" means:
- 344 (i) a violent felony as defined in Section 76-3-203.5;
- 345 (ii) an offense that is a violation of an offense under Title 76, Chapter 6, Part 4, Theft, and the property
stolen is a firearm; or
- 347 (iii) an offense that is a violation of an offense under Title 76, Chapter 11, Weapons.
- 348 (e) "Transferee school official" means the superintendent of a school district or the director of a charter
school or designee in which the minor resides or attends school if the minor is admitted to home
detention.
- 351 (2) A notification under this section is provided for a minor's supervision and student safety.
- 352 (3)
- (a) If a minor is taken into temporary custody under Section 80-6-201 for a serious offense, the peace
officer, or other person who has taken the minor into temporary custody, shall notify a school
official within five days after the day on which the minor is [~~taken into~~] released from temporary
custody.
- 356 (b) A notification under this Subsection (3) shall only disclose:
- 357 (i) the name of the minor;
- 358 (ii) the offense for which the minor was taken into temporary custody or admitted to detention; and
- 360 (iii) if available, the name of the victim if the victim resides in the same school district as the minor or
attends the same school as the minor.
- 362 (4) After a detention hearing for a minor who is alleged to have committed a serious offense, the
juvenile court shall order a juvenile probation officer to notify a school official, or a transferee
school official, and the appropriate local law enforcement agency of the juvenile court's decision,
including any disposition, order, or no-contact order.
- 366 (5) If a designated staff member of a detention facility admits a minor to home detention under Section
80-6-205 and notifies the juvenile court of that admission, the juvenile court shall order a juvenile
probation officer to notify a school official, or a transferee school official, and the appropriate local
law enforcement agency that the minor has been admitted to home detention.

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- 371 (6)
- (a) If the juvenile court adjudicates a minor for a serious offense, the juvenile court shall order a juvenile probation officer to notify a school official, or a transferee school official, of the adjudication.
- 374 (b) A notification under this Subsection (6) shall be given to a school official, or a transferee school official, within three days after the day on which the minor is adjudicated.
- 377 (c) A notification under this section shall include:
- 378 (i) the name of the minor;
- 379 (ii) the offense for which the minor was adjudicated; and
- 380 (iii) if available, the name of the victim if the victim:
- 381 (A) resides in the same school district as the minor; or
- 382 (B) attends the same school as the minor.
- 383 (7) If the juvenile court orders formal probation under Section 80-6-702, the juvenile court shall order a juvenile probation officer to notify the appropriate local law enforcement agency and the school official of the juvenile court's order for formal probation.
- 386 (8)
- (a) An employee of the local law enforcement agency, or the school the minor attends, who discloses a notification under this section is not:
- 388 (i) civilly liable except when the disclosure constitutes fraud or willful misconduct as provided in Section 63G-7-202; and
- 390 (ii) civilly or criminally liable except when the disclosure constitutes a knowing violation of Section 63G-2-801.
- 392 (b) An employee of a governmental agency is immune from any criminal liability for failing to provide the information required by this section, unless the employee fails to act due to malice, gross negligence, or deliberate indifference to the consequences.
- 395 (9)
- (a) A notification under this section shall be classified as a protected record under Section 63G-2-305.
- 397 (b) All other records of disclosures under this section are governed by Title 63G, Chapter 2, Government Records Access and Management Act, and the Family Educational Rights and Privacy Act, 20 U.S.C. Sec. 1232g.
- 400 Section 8. **Effective date.**

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Effective Date.

This bill takes effect on May 6, 2026.

3-3-26 6:47 PM