

**APPOINTING SCHOOL SUPERINTENDENTS
AND BUSINESS ADMINISTRATORS**

1999 GENERAL SESSION

STATE OF UTAH

Sponsor: Judy Ann Buffmire

AN ACT RELATING TO PUBLIC EDUCATION; PROVIDING PROCEDURES FOR THE APPOINTMENT OF LOCAL SCHOOL SUPERINTENDENTS AND BUSINESS ADMINISTRATORS IN THE EVENT OF VACANCIES DURING THEIR TERMS OF APPOINTMENT; AND MAKING CERTAIN TECHNICAL CHANGES.

This act affects sections of Utah Code Annotated 1953 as follows:

AMENDS:

53A-3-301, as last amended by Chapter 78, Laws of Utah 1990

53A-3-302, as last amended by Chapter 78, Laws of Utah 1990

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

Section 1. Section **53A-3-301** is amended to read:

53A-3-301. Superintendent of schools -- Appointment -- Term -- Qualifications -- Compensation.

(1) A local school board shall appoint a district superintendent of schools who serves as the board's chief executive officer.

(2) [~~The appointment shall occur at the board's first meeting in June.~~] The superintendent's term of office [~~begins July 1 and~~] is for two years [~~or~~] and until a successor is appointed and qualified.

(3) If it becomes necessary to appoint an interim superintendent due to a vacancy in the office of superintendent, then the board shall make an appointment during a public meeting for an indefinite term not to exceed one year, which term shall end upon the appointment and qualification of a new superintendent.

(4) The superintendent shall hold an administrative/supervisory certificate issued by the State Board of Education.

[~~(4)~~] (5) The board shall set the superintendent's compensation for services.

[(5)] (6) The superintendent qualifies for office by taking the constitutional oath of office.
Section 2. Section **53A-3-302** is amended to read:

53A-3-302. Business administrator -- Term -- Oath and bond.

(1) Each board shall appoint a business administrator [~~whose~~].

(2) The business administrator's term of office is for two years and until a successor is appointed and qualified.

(3) If it becomes necessary to appoint an interim business manager due to a vacancy in the office of business administrator, then the board shall make an appointment during a public meeting for an indefinite term not to exceed one year, which term shall end upon the appointment and qualification of a new business manager.

[(2)] (4) The business administrator qualifies for office by taking the constitutional oath of office and by posting any required bond or undertaking.