

H.B. 349

OPEN ENROLLMENT REVISIONS

Representative **Julie Fisher** proposes the following amendments:

1. *Page 6, Lines 167 through 172:*

167 (10) (a) ~~{A}~~ **Except as provided in Subsection (10)(c), a** student who transfers between
168 schools, whether effective on the first day of
169 the school year or after the school year has begun, by exercising an open enrollment option
170 under this section may not transfer to a different school during the same school year by
171 exercising an open enrollment option under this section.

171 (b) The restriction on transfers specified in Subsection (10)(a) does not apply to a
172 student transfer made for health or safety reasons. =

(c) A local school board may adopt a policy allowing a student to exercise an open enrollment option more than once in a school year.

2. *Page 6, Line 180 through Page 7, Line 185:*

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

181 (a) for an elementary school, the capacity of the [program, class,] grade level[, or
182 school building];

183 (b) maintenance of heterogeneous student populations if necessary to avoid violation of
184 constitutional or statutory rights of students;

185 (c) not offering {a} **, or having capacity in, an elementary or secondary special education or**
other special program the student requires; [and]

3. *Page 7, Lines 207 through 209:*

207 (4) **(a)** The State Board of Education, in consultation with the Utah High School Activities
208 Association, shall establish policies regarding nonresident student participation in
209 interscholastic competition. =

(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).

4. *Page 7, Line 210 through Page 8, Line 216:*

210 (5) For each school in the district, the local school board shall post on the school
211 district's website:

- 212 (a) the school's maximum capacity;
213 (b) the school's adjusted capacity;
214 (c) the school's projected enrollment used in the calculation of the open enrollment
215 threshold;
216 (d) actual enrollment ~~{ for each semester }~~ on October 1, January 2, and April 1 ;

5. Page 9, Lines 261 through 263:

- 261 {+} (ii) In granting interdistrict and intradistrict transfers to a particular school, the local
262 school board shall take into consideration the fact that an applicant's brother or sister is
263 attending the school or another school within the district. {+}