

TRUANCY AMENDMENTS

2014 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Francis D. Gibson

Senate Sponsor: _____

LONG TITLE

General Description:

This bill amends certain provisions related to truancy.

Highlighted Provisions:

This bill:

▶ provides that a local school board or charter school governing board may not issue a habitual truant citation to a school-age minor if the school-age minor:

- has at least a 3.5 cumulative grade point average; and
- is at least ~~H~~→ [14] 16 ←~~H~~ years old; and

▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

53A-11-101.7, as last amended by Laws of Utah 2012, Chapter 203

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

Section 1. Section **53A-11-101.7** is amended to read:

53A-11-101.7. Truancy -- Notice of truancy -- Failure to cooperate with school

H.B. 399



59 truant:

60 (i) has at least a 3.5 cumulative grade point average; and

61 (ii) is at least ~~H~~→ [14] 16 ←~~H~~ years old.

62 (6) A habitual truant to whom a habitual truant citation is issued under Subsection (5):

63 (a) shall be referred to the juvenile court for violation of Subsection (1); and

64 (b) is subject to the jurisdiction of the juvenile court.

65 (7) A notice of truancy or a habitual truant citation may only be issued by:

66 (a) a school administrator, or a truancy specialist, who is authorized by a local school

67 board or ~~[local]~~ charter school governing board;

68 (b) a designee of a school administrator described in Subsection (7)(a); or

69 (c) a law enforcement officer acting as a school resource officer.

70 (8) Nothing in this part prohibits a local school board, ~~[local]~~ charter school governing

71 board, or school district from taking action to resolve a truancy problem with a school-age

72 minor who has been truant less than five times, provided that the action does not conflict with

73 the requirements of this part.

74 (9) Nothing in this part allows a local school board or charter school governing board

75 to issue a citation pursuant to this section if the minor is exempt from school attendance as

76 provided in Section 53A-11-102 or 53A-11-102.5.

Legislative Review Note

as of 2-24-14 5:51 PM

Office of Legislative Research and General Counsel