

1 **LOCAL SCHOOL BOARD MEETINGS REQUIREMENTS**

2 2015 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Craig Hall**

5 Senate Sponsor: Deidre M. Henderson

7 **LONG TITLE**

8 **General Description:**

9 This bill establishes meeting location requirements for local school boards.

10 **Highlighted Provisions:**

11 This bill:

12 ▶ requires a local school board to hold the local school board's public meetings within
13 the geographic boundary of the local school board's school district;

14 ▶ provides an exception for meetings held during a declared disaster or local
15 emergency; and

16 ▶ makes technical changes.

17 **Money Appropriated in this Bill:**

18 None

19 **Other Special Clauses:**

20 None

21 **Utah Code Sections Affected:**

22 AMENDS:

23 **53A-3-106**, as enacted by Laws of Utah 2011, Chapter 107

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

26 Section 1. Section **53A-3-106** is amended to read:

27 **53A-3-106. Local school board meetings -- Rules of order and procedure --**



28 **Location requirements.**

29 ~~[(1) As used in this section, "rules of order and procedure" means a set of rules that~~
30 ~~govern and prescribe in a public meeting:]~~

31 ~~[(a) parliamentary order and procedure;]~~

32 ~~[(b) ethical behavior; and]~~

33 ~~[(c) civil discourse.]~~

34 (1) As used in this section:

35 (a) "Disaster" means an event that:

36 (i) causes, or threatens to cause, loss of life, human suffering, public or private property
37 damage, or economic or social disruption resulting from attack, internal disturbance, natural
38 phenomenon, or technological hazard; and

39 (ii) requires resources that are beyond the scope of local agencies in routine responses
40 to emergencies and accidents and may be of a magnitude or involve unusual circumstances that
41 require a response by a governmental, not-for-profit, or private entity.

42 (b) "Local emergency" means a condition in any municipality or county of the state,
43 which requires that emergency assistance be provided by the affected municipality or county or
44 another political subdivision to save lives and protect property within its jurisdiction in
45 response to a disaster, or to avoid or reduce the threat of a disaster.

46 (c) "Rules of order and procedure" means a set of rules that governs and prescribes in a
47 public meeting:

48 (i) parliamentary order and procedure;

49 (ii) ethical behavior; and

50 (iii) civil discourse.

51 (2) Subject to Subsection (3), a local school board shall:

52 (a) adopt rules of order and procedure to govern a public meeting of the local school
53 board;

54 (b) conduct a public meeting in accordance with the rules of order and procedure
55 described in Subsection (2)(a); and

56 (c) make the rules of order and procedure described in Subsection (2)(a) available to
57 the public:

58 (i) at each public meeting of the local school board; and

59 (ii) on the local school board's public website, if available.

60 (3) (a) Except as provided in Subsection (3)(b), a local school board may not hold a
61 public meeting outside of the geographic boundary of the local school board's school district.

62 (b) A local school board may hold a public meeting outside of the geographic boundary
63 of the local school board's school district if it is necessary for the local school board to hold a
64 meeting during a disaster or local emergency.

65 [~~(3) Subjection (2)(a) does~~] (4) The requirements of this section do not affect a local
66 school board's duty to comply with Title 52, Chapter 4, Open and Public Meetings Act.

Legislative Review Note
as of 12-19-14 11:55 AM

Office of Legislative Research and General Counsel