

SCHOOL FEES AMENDMENTS

2000 GENERAL SESSION

STATE OF UTAH

Sponsor: Katherine M. Bryson

AN ACT RELATING TO PUBLIC EDUCATION; REQUIRING AN ELECTION WITHIN A SCHOOL DISTRICT TO APPROVE A PROPOSED INCREASE IN SCHOOL FEES WITHIN THE SCHOOL DISTRICT.

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

AMENDS:

53A-12-102, as enacted by Chapter 2, Laws of Utah 1988

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

Section 1. Section **53A-12-102** is amended to read:

53A-12-102. State policy on student fees, deposits, or other charges -- Elections on proposed increases.

(1) A fee, deposit, or other charge may not be made, or any expenditure required of a student or the student's parent or guardian, as a condition for student participation in an activity, class, or program provided, sponsored, or supported by or through a public school or school district, unless authorized by the local school board under rules adopted by the State Board of Education.

(2) A fee, deposit, charge, or expenditure may not be required for elementary school activities which are part of the regular school day or for materials used during the regular school day.

(3) (a) A local school board shall at a regular general election, submit to the voters for approval, any proposed increase in a school fee.

(b) The board shall conduct the election required under Subsection (3)(a) according to the procedures and requirements of Title 20A, Election Code.

(c) The proposed increase in the fee shall take effect if approved by a majority of those

28 voting at the election.

Legislative Review Note
as of 12-8-99 8:40 AM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel