

28 level by the principal of the school subject to the following requirements:

29 (i) the adopting authority shall hold a public hearing on the matter prior to formal adoption
30 of the school uniform policy;

31 (ii) (A) the adopting authority shall hold an election for approval of a school uniform
32 policy prior to its adoption and must receive an affirmative vote from a majority of those voting
33 at the election; and

34 (B) only parents and guardians of students subject to the proposed uniform policy may vote
35 at the election, limited to one vote per family.

36 ~~[(4)]~~ (5) (a) A local school board or principal is required to hold an election to consider
37 adoption of a school district or individual school uniform policy if initiative petitions are presented
38 as follows:

39 (i) for a district uniform policy, a petition signed by a parent or guardian of 20% of the
40 district's students presented to the local school board; and

41 (ii) for an individual school, a petition signed by a parent or guardian of 20% of the
42 school's students presented to the principal.

43 (b) The procedures required in Subsection ~~[(3)]~~ (4)(b) apply to Subsection ~~[(4)]~~ (5).

44 ~~[(5)]~~ (6) (a) The procedures set forth in Subsections ~~[(3)]~~ (4) and ~~[(4)]~~ (5) shall apply to
45 the discontinuance or modification of a school uniform policy adopted under this section.

46 (b) A vote to discontinue an adopted school uniform policy may not take place during the
47 first year of its operation.

48 ~~[(6)]~~ (7) The adopting authority shall establish the manner and time of an election required
49 under this section.

50 ~~[(7)(a)]~~ (8) A school uniform policy adopted under this section shall include a provision
51 ~~[that would exempt a student from wearing a uniform at school if requested by the student's~~
52 ~~custodial parent or legal guardian. (b) The request under Subsection (7)(a) must be made: (i) prior~~
53 ~~to the beginning of the school year for a student who is enrolled at the school at the beginning of~~
54 ~~the school year; or (ii) within 15 days from enrollment at the school for a student who enrolls~~
55 ~~during the school year. (c) The principal may] allowing a principal~~ at any time during the school
56 year to grant an exemption from wearing a uniform to a student ~~h~~ ~~[who;]~~ ~~h~~ because of extenuating
57 circumstances ~~h~~ ~~[, would not be able to wear a uniform]~~ ~~h~~ .

Legislative Review Note

as of 8-1-01 1:49 PM

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

Office of Legislative Research and General Counsel

Committee Note

The Education Interim Committee recommended this bill.