



UTAH STATE SENATE

UTAH STATE CAPITOL COMPLEX • 320 STATE CAPITOL
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February 5, 2008

Mr. President:

The Education Committee reports a favorable recommendation on **S.B. 71**, SCHOOL DISTRICT AMENDMENTS, by Senator C. Walker, with the following amendments:

1. *Page 1, Lines 23 through 24:*

- 23 allocation of school district property; =
- ▶ modifies the required content of an inventory that an existing district is required to provide;
 - ▶ requires transition teams to consider the value of school buildings and associated property in making the allocation of other existing district property;
- 24 ▶ requires an existing school district to make money available to {~~a~~} the remaining district and the new district,

2. *Page 2, Lines 35 through 36:*

- 35 Other Special Clauses:
- 36 {~~None~~} This bill provides an immediate effective date.

3. *Page 12, Line 339:*

- 339 a new school district, to elect] date , to elect :

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4. Page 14, Line 406:

406 (i) prepare an inventory of the existing district's ~~{-assets-}~~ ;
(A) property, both tangible and intangible, real and personal; and
(B) liabilities; and

5. Page 14, Lines 412 through 414:

412 district and the new district in accordance with Subsection (4)(c)(ii)[-];
413 (II) prepare a written report detailing how the existing district's property ~~{-is-}~~ ;
assets, and liabilities are to be
414 allocated, including:

6. Page 15, Lines 438 through 440:

438 (Bb) the school district board of the new district.
439 (ii) Subject to Subsection (4)(c)(iii), all property [of] , assets, and liabilities that
the existing district owns on
440 the allocation date, both tangible and intangible, real and personal, shall be allocated
between

7. Page 15, Lines 449 through 450:

449 (D) any money made available for the use of the new district under Subsection (5); ;
(E) the appraised or agreed value of school buildings and associated property
allocated to the remaining district and the new district under Subsection (4)(c)(iii)(A);
and
450 ~~{-E-}~~ (E) any other factors that the transition teams consider relevant
in dividing the

8. Page 16, Line 486 through Page 17, Line 504:

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486 (5) (a) Within 30 days after the canvass date, the existing district shall make half
487 of its General Fund, to a maximum of \$20,000,000, available
488 for the ~~{new district's}~~ use ~~{:-}~~ of the remaining district and the new
489 district, as provided in this Subsection (5).
490 ~~{(i) \$2,500,000, if the balance of the existing district's fund used for school~~
491 ~~district~~
492 ~~operations is \$5,000,000 or more on the allocation date; or~~
493 ~~—(ii) 50% of the balance of the existing district's fund used for school district~~
494 ~~operations;~~
495 ~~if the balance of that fund on the allocation date is less than \$5,000,000.-}~~
496 (b) The existing district shall make the money ~~{made}~~ under
497 Subsection (5)(a) available to the remaining district and the new district
498 ~~{under Subsection (5)(a):-}~~ proportionately based on student population.
499 (c) The money made available under Subsection (5)(a):
500 (i) shall be used to further the purposes of this part; and
501 (ii) may be accessed and spent by:
502 (A) before July 15 of the year following the creation election date:
503 (I) for the remaining district, the members of the existing district board who
504 reside within the area of the remaining district, in consultation with:
505 (Aa) the legislative bodies of all municipalities in the area of the remaining
506 district; and
507 (Bb) the legislative body of the county in which the remaining district is located,
508 if the remaining district includes one or more unincorporated areas of the county;
509 and
510 ~~{(I)}~~ (II) for the existing district:
511 (Aa) the legislative body of the city in which the new district was created or the
512 legislative body's designee, if the new district is located entirely within the boundary of a
513 single
514 city; or
515 ~~{(B)}~~ (Bb) the legislative bodies of all interlocal agreement participants or
516 the legislative
517 bodies' designee, if the new district was created as a result of an interlocal agreement

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under
501 Subsection (2); ~~{or}~~ **and**
502 (B) ~~{the school district board of the new school district.}~~ on or after July 15
of the year
503 following the creation election date ~~{.}~~ **:**
(I) for the remaining district, the school district board of the remaining district;
and
(II) for the new district, the school district board of the new district.
504 (6) (a) The existing district shall transfer title or, if applicable, partial title of property

9. Page 18, Line 527:

527 (ii) the school district board of the new district.
Section 5. Effective date.
If approved by two-thirds of all the members elected to each house, this bill takes effect upon approval by the governor, or the day following the constitutional time limit of Utah Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto, the date of veto override.

Respectfully,

Margaret Dayton
Committee Chair

Voting: 3-1-4

3 SB0071.SC1.WPD phildean/PVD RHR/JTW 2/5/08 9:44 am

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