

JOINT RESOLUTION REGARDING SCHOOL

FEES AND SUPPLIES

2010 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Kraig Powell

Senate Sponsor: _____

LONG TITLE

General Description:

This joint resolution of the Legislature proposes to amend the Education Article of the Utah Constitution.

Highlighted Provisions:

This resolution proposes to amend the Utah Constitution to:

▶ ~~H→ [modify the nature of the secondary school fees that the Legislature may authorize to be imposed;]~~ ←H

▶ authorize the Legislature to allow:

• a requirement that elementary and secondary school students provide their own school supplies or pay a fee for those supplies; and

• the granting of waivers for fees or a requirement to provide school supplies, in the case of financial hardship; and

▶ make technical changes.

Special Clauses:

This resolution directs the lieutenant governor to submit this proposal to voters.

This resolution provides a contingent effective date of January 1, 2011 for this proposal.

Utah Constitution Sections Affected:

AMENDS:

ARTICLE X, SECTION 2

H.J.R. 25



28

29 *Be it resolved by the Legislature of the state of Utah, two-thirds of all members elected to each*
 30 *of the two houses voting in favor thereof:*

31 Section 1. It is proposed to amend Utah Constitution Article X, Section 2, to read:

32 **Article X, Section 2. [Defining what shall constitute the public school system.]**

33 (1) (a) The public education system shall include all public elementary and secondary
 34 schools and such other schools and programs [as] ~~that~~ the Legislature [~~may designate. The~~
 35 higher education system shall include all public universities and colleges and such other
 36 institutions and programs as the Legislature may designate.] ~~designates by statute.~~

37 (b) Public elementary and secondary schools shall be free, except ~~that~~ the Legislature
 38 may ~~by statute:~~

39 (i) authorize the imposition of fees in the secondary schools[;] ~~H→ [for activities that occur~~
 40 outside of regular school hours] ←H ;

41 (ii) authorize a requirement that students in elementary and secondary schools provide
 42 their own school supplies or pay a fee for school supplies; and

43 (iii) authorize the granting of waivers of any of the fees or requirements of this
 44 Subsection (1)(b) in the case of financial hardship.

45 (2) The higher education system shall include all public universities and colleges and
 46 such other institutions and programs that the Legislature designates by statute.

47 Section 2. **Submittal to voters.**

48 The lieutenant governor is directed to submit this proposed amendment to the voters of
 49 the state at the next regular general election in the manner provided by law.

50 Section 3. **Effective date.**

51 If the amendment proposed by this joint resolution is approved by a majority of those
 52 voting on it at the next regular general election, the amendment shall take effect on January 1,
 53 2011.

Legislative Review Note

as of 2-5-10 2:14 PM

Office of Legislative Research and General Counsel

H.J.R. 25 - Joint Resolution Regarding School Fees and Supplies

Fiscal Note

2010 General Session
State of Utah

State Impact

Publication and distribution cost to put this resolution on the ballot will require a one-time FY 2011 appropriation of \$14,700 from the General Fund.

	<u>FY 2010 Approp.</u>	<u>FY 2011 Approp.</u>	<u>FY 2012 Approp.</u>	<u>FY 2010 Revenue</u>	<u>FY 2011 Revenue</u>	<u>FY 2012 Revenue</u>
General Fund, One-Time	\$0	\$14,700	\$0	\$0	\$0	\$0
Total	\$0	\$14,700	\$0	\$0	\$0	\$0

Individual, Business and/or Local Impact

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals, businesses, or local governments.