

Representative Craig Hall proposes the following substitute bill:

LOCAL SCHOOL BOARD MEETINGS REQUIREMENTS

2015 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Craig Hall

Senate Sponsor: _____

LONG TITLE

General Description:

This bill establishes meeting location requirements for local school boards.

Highlighted Provisions:

This bill:

- ▶ requires a local school board to hold the local school board's public meetings within the geographic boundary of the local school board's school district;
- ▶ provides an exception for meetings held during a declared disaster or local emergency; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

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

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 that
43 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 or charter school governing board
52 shall:

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

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

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

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

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

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

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

66 (c) This Subsection (3) does not apply to a charter school governing board.

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