

# H.B. 3003

## SCHOOL DISTRICT AMENDMENTS

Representative **Brady Brammer** proposes the following amendments:

1. *Page 1, Lines 17 through 18:*

17           ▶       amends provisions of the Election Code regarding   :

• the creation of a new school district; and

- local school board elections

18       when a new school district is created;

2. *Page 25, Lines 742 through 744:*

742           {~~(5) Subsection (1) does not prohibit the expenditure of public funds in relation to~~  
743 ~~submitting a proposal for a new school district or a reorganized new school district under~~  
744 ~~Section 53G-3-301.1, 53G-3-301.3, or 53G-3-301.4.~~}

(5) Subsection (1) does not prohibit a public entity from taking an action under Title 53G, Chapter 3, Part 3, Creating a New School District, that is necessary for the public entity to seek the creation of a new school district.

3. *Page 43, Line 1328 through Page 44, Line 1337:*

1328           (2) (a) {~~By~~} Except as provided in Subsection (3), by a majority vote of each legislative  
body, the legislative body of a

1329 municipality, together with at least one other municipality, may enter into an interlocal  
1330 agreement in accordance with Title 11, Chapter 13, Interlocal Cooperation Act, for the purpose  
1331 of submitting for voter approval a measure to create a new school district if {;

1332 ~~——(i) except as provided in Subsection (3),~~} the new school district boundaries comply  
1333 with the requirements of Section 53G-3-301 {;and}   .

1334           {(ii)} [the combined population within the proposed new school district of the interlocal  
1335 agreement participants is at least 80% of the total population of the proposed new school

1336 district.] {~~the total population within the proposed new school district is at least 80% of the total~~  
1337 ~~combined population of the interlocal agreement participants' population.~~}

4. *Page 46, Line 1421 through Page 47, Line 1434:*

1421           (8) (a) The legislative bodies of the interlocal agreement participants shall:

1422           (i) provide for a [~~45-day~~] 30-day public comment period to begin;

1423           (A) on the day on which the legislative bodies of the interlocal agreement participants

1424 receive the report under Subsection (7); [~~and~~] or

1425 ~~{(B) if the municipal legislative body uses a feasibility study described in Subsection~~

1426 ~~(5)(b), on July 1, 2024; and}~~ =

**(B) on July 1, 2024, if the municipal legislative body uses a feasibility study described in Subsection (7)(b), regardless of whether the municipal legislative body provided all or a portion of a public comment period in relation to the feasibility study before July 1, 2024;**

1427 (ii) **except as provided in Subsection (8)(d),** hold at least two public hearings, as defined in  
Section 10-9a-103, on the study and

1428 recommendation.

1429 (b) Within 14 days after the day on which the public comment period ends, the  
1430 legislative bodies of the interlocal agreement participants shall vote on the creation of the  
1431 proposed new school district.

1432 (c) The interlocal agreement participants approve a proposal if a majority of each of the  
1433 legislative bodies of the interlocal agreement participants' members vote in favor of the  
1434 proposal.

**(d) If the municipal legislative body uses a feasibility study described in Subsection (7)(b), the number of public hearings required under Subsection (8)(a)(ii) is reduced by the number of public hearings the municipal legislative body held on the feasibility study before July 1, 2024.**