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H.B. 250

# LOCAL SCHOOL BOARD AMENDMENTS 

2014 GENERAL SESSION
STATE OF UTAH
Chief Sponsor: Jack R. Draxler
Senate Sponsor: Stuart C. Reid

## LONG TITLE

## General Description:

This bill amends provisions related to local school boards.

## Highlighted Provisions:

This bill:

- defines the term "body corporate";
- provides that an elected member of a local school board serves and represents the residents of the local school board member's district; and
- makes technical changes.


## Money Appropriated in this Bill:

None

## Other Special Clauses:

None

## Utah Code Sections Affected:

AMENDS:
53A-3-401, as enacted by Laws of Utah 1988, Chapter 2

## Be it enacted by the Legislature of the state of Utah:

Section 1. Section 53A-3-401 is amended to read:
53A-3-401. Boards of education are bodies corporate -- Seal -- Authority to sue --
Conveyance of property -- Duty to residents of the local school board member's district.
(1) As used in this section, "body corporate" means a public corporation and legal subdivision of the state, vested with the powers and duties of a government entity as specified
in this chapter.
$[(1)] \underline{(2)}$ The board of education of a school district is a body corporate under the name of the "Board of Education of $\qquad$ School District" (inserting the proper name), and shall have an official seal conformable to its name.
$[(2)]$ (3) The seal is used by its business administrator in the authentication of all required matters.
$[(3)]$ (4) A local school board may sue and be sued, and may take, hold, lease, sell, and convey real and personal property as the interests of the schools may require.
(5) Notwithstanding a local school board's status as a body corporate, an elected member of a local school board serves and represents the residents of the local school board member's district, and that service and representation may not be restricted or impaired by the local school board member's membership on, or obligations to, the local school board.

