

(iii) one member of the nominating committee is employed as a public school teacher;

(iv) one member of the nominating committee belongs to a parent association that provides direct and ongoing support to public schools within the district; and

(v) three members of the nominating committee represent economic interests and the public at large; and

(d) designate one member to serve as chair for the committee.

(a) The chair, or another member of the committee designated by the chair, shall schedule and convene all committee meetings.

(b) Any formal action by the committee requires the approval of at least four committee members.

(c) Members of the nominating committee shall serve without compensation, but they may be reimbursed for expenses incurred in the performance of their official duties as established by the Division of Finance.

Each nominating committee shall:

(a) prepare a list of candidates for membership on the State Board of Education from each district;

(b) submit a list of up to five candidates for the state board to the lieutenant governor by August 1; and

(c) ensure that the list includes appropriate background information on each candidate.

SEE HB 84 1994 General Session district

History: C. 1953, 20A-14-104, enacted by L. 1995, ch. 1, 1997, ch. 184, § 3.

Amendment Notes. — The 1997 amendment, effective 1997, rewrote Subsection (1) with similar provisions.

Effective Dates. — Laws 1995, ch. 1, § 89 makes the act effective on January 26, 1995.

20A-14-105. Becoming a candidate for membership on the State Board of Education — Selection of candidates by the governor — Ballot placement.

By September 1 of each regular general election year, the governor shall:

(a) for each state board district subject to election in that year, select two candidates for the State Board of Education from the lists submitted by the state board district nominating committees; and

(b) certify the names of the two candidates from each school board district to the lieutenant governor.

If the governor fails to select two candidates for a state board district by September 1, the nominating committee from that district shall:

(1) select the two candidates; and

(2) notify the lieutenant governor of its selections by September 15.

The lieutenant governor shall:

(a) conduct a lottery to determine the order of the candidates' names on the ballot;

(b) certify the names and order of the names to the county clerks for placement on the nonpartisan section of the ballot.

History: C. 1953, 20A-14-105, enacted by L. 1995, ch. 1,

Effective Dates. — Laws 1995, ch. 1, § 89 makes the act effective on January 26, 1995.

20A-14-106. Vacancies on the State Board of Education.

Vacancies on the State Board of Education shall be filled as provided in Section 20A-1-507.

History: C. 1953, 20A-14-106, enacted by L. 1995, ch. 1, § 71.

Effective Dates. — Laws 1995, ch. 1, § 89 makes the act effective on January 26, 1995.

20A-14-107. Repealed.

Repeals. — Laws 2000, ch. 224, § 13 repeals § 20A-14-107, as enacted by Laws 1995, ch. 1, § 72, authorizing a student member of the State Board of Education, effective May 1, 2000.

PART 2

ELECTION

NOMINATION AND ELECTION OF MEMBERS OF LOCAL BOARDS OF EDUCATION

20A-14-201. Boards of education — School board districts — Creation — Reapportionment.

(1) (a) The county legislative body, for local school districts whose boundaries encompass more than a single municipality, and the municipal legislative body, for school districts contained completely within a municipality, shall divide the local school district into local school board districts as required under Subsection 20A-14-202(1)(a).

(b) The county and municipal legislative bodies shall divide the school district so that the local school board districts are substantially equal in population and are as contiguous and compact as practicable.

(2) (a) County and municipal legislative bodies shall reapportion district boundaries to meet the population, compactness, and contiguity requirements of this section:

- (i) at least once every ten years;
- (ii) whenever a new district is created;
- (iii) whenever districts are consolidated;
- (iv) whenever a district loses more than 20% of the population of the entire school district to another district;
- (v) whenever a district loses more than 50% of the population of a local school board district to another district;
- (vi) whenever a district receives new residents equal to at least 20% of the population of the district at the time of the last reapportionment because of a transfer of territory from another district; and
- (vii) whenever it is necessary to increase the membership of a board from five to seven members as a result of changes in student membership under Section 20A-14-202. *Added 2000*

(b) If a school district receives territory containing less than 20% of the population of the transferee district at the time of the last reapportionment, the local school board may assign the new territory to one or more existing school board districts.

(3) (a) Reapportionment does not affect the right of any school board member to complete the term for which the member was elected.

(b) (i) After reapportionment, representation in a local school board district shall be determined as provided in Subsection (3).

(ii) If only one board member whose term extends beyond reapportionment lives within a reapportioned local school board district, that board member shall represent that local school board district.

(iii) (A) If two or more members whose terms extend beyond reapportionment live within a reapportioned local school board district, the members involved shall select one member by lot to represent the local school board district.

ACHIEVEMENT CENTER