



Board Powers and Duties
Policy Series: 1000 Board of Education

Policy No. 1005

Purpose

The purpose of this policy is to define the powers, duties, and responsibilities of the Board of Education in governing Provo City School District in accordance with Utah law. It outlines the Board's authority over district policies, taxation, budgets, school facilities and closures, and the appointment of district leadership to promote effective governance, responsible stewardship of public resources, and student success.

Promote Education

The Board has the legal power and duty to do all things necessary for the maintenance, prosperity and success of the schools and for the promotion of education and to exercise all powers given by statute. The Board's legal powers and duties include the actions set forth in this policy, but are not necessarily limited to the listed powers and duties.

Govern

The Board of Education recognizes that under Utah law "it is the province of the Board of Education to determine what things are detrimental to the successful management, good order, and discipline of the schools and the rules required to produce successful management, good order, and discipline in the schools.

Adopt Rules

Adopt such policies, rules, regulations, and bylaws as the Board may deem proper for the operation of the Board and for the control and management of the District's schools.

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42 **Levy Taxes**
43

44 Establish tax rates each year and submit the proposed rate to the county legislative body in
45 which the District is located according to statutory procedures.
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48 **Annual Budget**
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50 Prepare, adopt, and file a budget for the next succeeding fiscal year with the county legislative
51 body in which the District is located as required by statute.
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54 **Employ Personnel**
55

56 Employ by contract a Superintendent and Business Administrator. Delegate to the
57 superintendent the employment of principal(s), teacher(s), or other executive officer(s) and the
58 setting of salary schedules therefore.
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61 **Close Schools and Change School Boundaries**
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63 Close schools or suspend operation of schools or change school attendance area boundaries
64 as determined to be appropriate by the Board of Education after appropriate public notice and
65 hearing as required by statute (See policy [1450](#)).
66

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68 **Bequests**
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70 Receive bequests and donations or other monies or funds which are made for educational
71 purposes.
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74 **Acquisition and Ownership of Property**
75

76 Acquire and hold real and personal property in the name of the District, inclusive of all rights and
77 titles, and lease and lease with an option to purchase property. The Board of Education has the
78 direction and control of all school property in the district.
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81 **Eminent Domain**
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83 Exercise the right of eminent domain to acquire property.
84

Sue and Be Sued

Sue and be sued in the name of the District. The District shall defend, hold harmless and indemnify the Board from any and all demands, claims, suits, actions and legal proceedings brought against the Board in its official capacity as agent and employee of the District, provided the Board was acting within the scope of employment and excluding criminal litigation and such liability coverage is within authority of the District to provide under state law.

Impacts on Families

Consider before adopting a policy or taking other formal action, ~~the Board shall consider the~~ impact that the proposed policy or action may have on family **and community** health, stability, and formation.

Fulfill Other Statutory Duties and Exercise Other Statutory Powers

The Board also has the duty to comply with such other duties as are set forth in the laws and regulations of Utah and the United States, and also may exercise the powers and authorities established by such laws and regulations.

Legal References

[Utah Code § 53G-4-402\(16\), \(17\) \(2026\)](#)

[Utah Code § 53G-4-402\(29\) \(2026\)](#)

[Utah Code § 53G-4-402\(23\) \(2026\)](#)

[Utah Code § 53G-4-402\(23\) \(2025\)](#)

Beard v. Board of Education, 16 P.2d 900 (Utah 1932)

[Utah Code § 53G-4-402\(16\), \(17\) \(2025\)](#)

[Utah Code § 53F-8-201 \(2019\)](#)

[Utah Code § 53F-8-202 \(2018\)](#)

[Utah Code § 53F-8-402 \(2019\)](#)

[Utah Code § 53F-8-201 \(2019\)](#)

[Utah Code § 53G-4-402\(14\) \(2025\)](#)

[Utah Code § 53G-4-401\(4\) \(2019\)](#)

Board of Education of South Sanpete School District v. Barton, 617 P.2d 347 (Utah 1980).

Olsen v. Board of Education of the Granite School District, 571 P.2d 1336 (Utah 1977).

[Utah Code § 53G-11-202 \(2018\)](#)

[Utah Code § 53G-4-301 \(2018\)](#)

[Utah Code § 53G-4-302 \(2012\)](#)

[Utah Code § 53G-4-401\(4\) \(2019\)](#)

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