Policy 1020
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November 11, 2026

POLICY 1020

Board Powers and Duties

A. Promote Education

1. 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. ~~of Education, on its own behalf, hereby retains and reserves unto itself, without limitation, all powers, rights, authority, duties and responsibilities conferred upon and vested in it by applicable law, rules and regulations to establish the framework of school policies and projects including, but without limitation because of enumeration, the right:~~

   Utah Code § 53G-4-402(23) (2026)

B. Impacts on Families

1. 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 health, stability, and formation.

   Utah Code § 53G-4-402(29) (2026)

C. Govern

~~1. To make and enforce policy necessary for the control and management of the district schools.~~

2. 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.

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

D. Adopt Rules

1. Adopt such policies, regulation, and bylaws as the Board deems proper for the operation of the Board and for the control and management of the District's schools.

Utah Code § 53G-4-402(16), (17) (2025)

E. Levy Taxes

1. Establish tax rates each year and submit the proposed rate to the county legislative body in which the District is located according to statutory procedures.

Utah Code § 53F-8-201 (2019)
Utah Code § 53F-8-202 (2018)
Utah Code § 53F-8-402 (2019)

F. Annual Budget

1. Prepare, adopt, and file a budget for the next succeeding fiscal year with the county legislative body in which the District is located as required by statute.

Utah Code § 53F-8-201 (2019)

G. Bequests

1. Receive bequests and donations or other monies or funds which are made for educational purposes.

Utah Code § 53G-4-402(14) (2025)

H. Eminent Domain

1. Exercise the right of eminent domain to acquire property.

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).

I. Employ Personnel

1. ~~To appoint,~~ Employ by contract, a ~~district~~ Superintendent, Business Administrator, Principal(s), teachers(s), or other executive officer(s) and set salary schedules therefore ~~who serves as the Board's chief executive officer~~.

   Utah Code § 53G-11-202 (2018)
   Utah Code § 53G-4-301 (2018)
   Utah Code § 53G-4-302 (2012)

J. Close Schools and Change School Boundaries

1. Close schools or suspend operation of schools or change school attendance area boundaries as determined to be appropriate by the Board of Education after appropriate public notice and hearing as required by statute.

   Allen v. Board of Education Weber County School District 236 P.2d 756 (Utah 1951)
   Save Our Schools v. Board of Education of Salt Lake City, 2005 UT 55
   Utah Code § 53G-4-402(24) (2026)

~~K. To appoint a business administrator.~~

~~*Utah Code § 53G-4-302(1) (2018)*~~

~~*L.* To prepare and adopt a budget and make appropriations for the next fiscal year.~~

~~*Utah Code § 53G-7-303(2) (2019)*~~

~~M. To administer and implement Federal education programs in accordance with the Federal Programs Act.~~

~~*Utah Code § 53G-4-402(10) (2025)*~~

~~N. To establish, locate, and maintain elementary, secondary, and applied technology schools.~~

~~*Utah Code § 53G-4-402(5) (2025)*~~

~~O. To employ staff necessary to carry out the functions of the school district. The Board shall also determine qualifications, conditions of employment, salary schedules, dismissal, demotion, promotion and work assignments.~~

~~P. To establish and supervise the program of instruction, including methods of instruction, schedules, materials, necessary staff, etc., and to make the necessary assignments for all extra-curricular programs that, in the opinion of the Board, benefit students.~~

Q. Sue and Be Sued

1. ~~To~~ Sue and be sued in the name of the District.

Utah Code § 53G-4-401(4) (2019)

R. Fulfill Other Statutory Duties and Exercise Other Statutory Powers

1. 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.

~~S. To take, hold, lease, sell, and convey real and personal property as the interests of the schools may require.~~

~~*Utah Code § 53G-4-401(4) (2019)*~~

~~T. To purchase, sell, and make improvements on school sites, buildings, and equipment and construct, erect, and furnish school buildings.~~

~~*Utah Code § 53G-4-402(3) (2025)*~~

~~U. To accept private grants, loans, gifts, endowments, devises, or bequests that are made for educational purposes.~~

~~*Utah Code § 53G-4-402(14) (2025)*~~

~~V. To close the schools or suspend operation if necessary.~~

~~*Utah Code § 53G-4-402(24) (2025)*~~

~~W. To do all things necessary for the maintenance, prosperity, and success of the schools and the promotion of education.~~

~~*Utah Code § 53G-4-402(23) (2025)*~~

~~X. The exercise of the foregoing powers, rights, authority, duties and responsibilities by the Board, the adoption of policies, rules, regulations and practices in furtherance thereof, and the use of judgement and discretion in connection therewith shall be limited only by the Constitution and Laws of the State of Utah and the Constitution and Laws of the United States.~~

~~Y. To work to understand and represent the interest of the community members.~~