

Board Legal Status

Body corporate—

As provided by Utah law, the Board of Education of [insert name of district adopting the policy] is a body corporate and has an official seal conformable to its name. A “body corporate” is a public corporation and legal subdivision of the state, vested with the powers and duties of a government entity.

[Utah Code § 53G-4-401 \(2019\)](#)

Political subdivision of the State of Utah—

The Board of Education of [insert name of adopting district] School District is a political subdivision of the State of Utah.

[Utah Constitution, Article XI, Section 8](#)

Number of school board members—

[Option 1, for Districts which currently have 5 member boards]

The Board of Education of [insert name of adopting district] School District consists of five members. If the student population of the District hereafter increases to 10,000 or more students, as reported to the State Board of Education in the October 1 student count, the number of members on the Board shall increase to seven members and shall remain at seven members despite subsequent decreases in student population.

[Utah Code § 20A-14-202\(1\) \(2022\)](#)

[Option 2, for Districts which currently have 7 member boards]

The Board of Education of [insert name of adopting district] School District consists of seven members. If the student population of the District hereafter increases to 50,000 or more students, but less than 100,000 students, as reported to the State Board of Education in the October 1 student count, the Board of Education may increase the number of members on the Board to nine members by action approved by a majority of the Board.

If the student population of the District hereafter increases to 100,000 or more students, as reported to the State Board of Education in the October 1 student county, the number of members on the Board shall increase to nine members.

If the membership of the Board of Education has been increased to nine members, it will remain at nine members despite subsequent changes in student population.

[Utah Code § 20A-14-202\(1\) \(2022\)](#)

[Option 3, for Districts which currently have 9 member boards]

The Board of Education of [insert name of adopting district] School District consists of nine members.

[Utah Code § 20A-14-202\(1\) \(2022\)](#)