

1 COMMISSION ON CIVIC AND CHARACTER

2 EDUCATION

3 2006 GENERAL SESSION

4 STATE OF UTAH

5 Chief Sponsor: LaVar Christensen

6 Senate Sponsor: D. Chris Butters

7
8 LONG TITLE

9 General Description:

10 This bill modifies the State Officers and Employees Code to create the Commission on
11 Civic and Character Education within the lieutenant governor's office and appropriates
12 certain ongoing General Fund monies to the lieutenant governor's office for funding the
13 activities of the commission.

14 Highlighted Provisions:

15 This bill:

- 16 ▶ creates the Commission on Civic and Character Education within the lieutenant
- 17 governor's office;
- 18 ▶ establishes the duties of the commission to promote and ensure the implementation
- 19 of the provisions of Section 53A-13-109 related to civic and character education;
- 20 ▶ provides that the lieutenant governor's office shall provide leadership to the
- 21 commission;

21a **H→ ▶ provides for the sunset of the commission and its duties; ←H**

- 22 ▶ appropriates from the General Fund to the lieutenant governor's office as an ongoing
- 23 appropriation, subject to future budget constraints, ~~\$~~→ ~~[\$85,000]~~ \$50,000 ←~~\$~~ for fiscal year
- 23a 2006-07

24 for funding of the Commission on Civic and Character Education including
25 leadership of the commission; and

- 26 ▶ makes technical changes.

27 Monies Appropriated in this Bill:



28 This bill appropriates:

29 ▶ from the General Fund to the lieutenant governor's office as an ongoing
30 appropriation, subject to future budget constraints, \$85,000 for fiscal year 2006-07.

31 **Other Special Clauses:**

32 None

33 **Utah Code Sections Affected:**

33a **H→ AMENDS:**

33b **63-55-267, as last amended by Chapter 37, Laws of Utah 2004 ←H**

34 ENACTS:

35 **67-1a-10**, Utah Code Annotated 1953

36 **67-1a-11**, Utah Code Annotated 1953

37 **Uncodified Material Affected:**

38 ENACTS UNCODIFIED MATERIAL

39

40 *Be it enacted by the Legislature of the state of Utah:*

40a **H→ Section 1. Section 63-55-267 is amended to read:**

40b **63-55-267. Repeal dates, Title 67.**

40c **Sections 67-1a-10 and 67-1a-11 creating the Commission on Civic and Character Education**
40d **and establishing its duties are repealed on July 1, 2011. ←H**

41 Section H→ [H] 2 ←H . Section 67-1a-10 is enacted to read:

42 **67-1a-10. Commission on Civic and Character Education -- Membership -- Chair**
43 **-- Expenses.**

44 **(1) There is created within the lieutenant governor's office the Commission on Civic**
45 **and Character Education.**

46 **(2) The commission consists of H→ [five] seven ←H members appointed as follows:**

47 **(a) the lieutenant governor, as chief election officer of the state, or a designee;**

48 **(b) one member of the House of Representatives, appointed by the speaker of the**

49 **House;**

50 **(c) one member of the Senate, appointed by the president of the Senate;**

51 **(d) H→ [the superintendent of public instruction, or a designee] one member of the State**

51a **Board of Education, appointed by the chair ←H ; H→ [and]**

51b **(e)one member of the State Board of Regents, appointed by the chair;**

51c **(f)one member of the public with expertise in the area of civic and character education**

51d **appointed by the other members of the commission to serve for a two year term; and**

52 **[(e)] (g) ←H one justice of the Supreme Court or one appellate court judge appointed by the**
53 **Supreme Court.**

54 **(3) (a) The lieutenant governor shall serve as chairperson or if the lieutenant governor**

55 is unable to serve, the commission shall annually elect a chairperson from its membership.

56 (b) The commission shall hold meetings as needed to carry out its duties. A meeting
57 may be held on the call of the chair or a majority of the commission members.

58 (c) Three commission members are necessary to constitute a quorum at any meeting

59 and, if a quorum exists, the action of a majority of members present shall be the action of the
 60 commission.

61 (4) (a) An appointed commission member shall be appointed for a two-year term or
 62 until their successors are appointed.

63 (b) When a vacancy occurs in the appointed membership for any reason, the
 64 replacement shall be appointed for the unexpired term.

65 (5) (a) Commission members who are not government employees may not receive
 66 compensation or benefits for the services, but may receive per diem and expenses incurred in
 67 the performance of their official duties at rates established by the Division of Finance under
 68 Sections 63A-3-106 and 63A-3-107.

69 (b) A commission member may decline to receive per diem and expenses for service to
 70 the commission.

71 (6) The duties of the lieutenant governor's office shall include leadership of the
 72 commission.

73 (7) The funding of the commission shall be a separate line item to the lieutenant
 74 governor's office in the annual appropriations act.

75 Section ~~H~~→ [2] 3 ←~~H~~ . Section 67-1a-11 is enacted to read:

76 **67-1a-11. Commission on Civic and Character Education -- Duties and**
 77 **responsibilities.**

78 The commission shall:

79 (1) promote supportive coalitions and collaborative efforts to develop public
 80 awareness, and training regarding the provisions of Section 53A-13-109 in recognition that the
 81 cultivation of a continuing understanding and appreciation of representative democracy in Utah
 82 and the United States among succeeding generations of educated and responsible citizens is
 83 important to the nation and state; and

84 (2) provide leadership to the state's continuous focus on civic and character education
 85 in the public schools ~~H~~→ **and institutions of higher education** ←~~H~~ and make recommendations to
 85a local school boards and school
 86 administrators.

87 Section ~~H~~→ [3] 4 ←~~H~~ . **Appropriation.**

88 There is appropriated from the General Fund to the lieutenant governor's office as an
 89 ongoing appropriation, subject to future budget constraints, ~~\$~~→ [~~\$85,000~~] \$50,000 ←~~\$~~ for fiscal
 89a year 2006-07 for

90 funding of the Commission on Civic and Character Education including leadership to the
91 commission.

Legislative Review Note

as of 1-20-06 10:01 AM

Based on a limited legal review, this legislation has not been determined to have a high probability of being held unconstitutional.

Office of Legislative Research and General Counsel

State Impact

The bill appropriates ongoing General Funds of \$85,000 beginning in FY 2007 to the lieutenant governor's office.

| | <u>FY 2007</u> <u>Approp.</u> | <u>FY 2008</u> <u>Approp.</u> | <u>FY 2007</u> <u>Revenue</u> | <u>FY 2008</u> <u>Revenue</u> |
|--------------|----------------------------------|----------------------------------|----------------------------------|----------------------------------|
| General Fund | \$85,000 | \$85,000 | \$0 | \$0 |
| TOTAL | \$85,000 | \$85,000 | \$0 | \$0 |

Individual and Business Impact

No fiscal impact.
