

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 Buttar

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;
- 22 ▶ appropriates from the General Fund to the lieutenant governor's office as an ongoing
23 appropriation, subject to future budget constraints, \$85,000 for fiscal year 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:**

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

40 Section 1. Section **67-1a-10** is enacted to read:

41 **67-1a-10. Commission on Civic and Character Education -- Membership -- Chair**
42 **-- Expenses.**

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

45 (2) The commission consists of five members appointed as follows:

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

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

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

50 (d) the superintendent of public instruction, or a designee; and

51 (e) one justice of the Supreme Court or one appellate court judge appointed by the
52 Supreme Court.

53 (3) (a) The lieutenant governor shall serve as chairperson or if the lieutenant governor
54 is unable to serve, the commission shall annually elect a chairperson from its membership.

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

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

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 2. 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 and make recommendations to local school boards and school
86 administrators.

87 Section 3. **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 for fiscal 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

Fiscal Note
Bill Number HB0339

Commission on Civic and Character Education

27-Jan-06

2:58 PM

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.

Office of the Legislative Fiscal Analyst