

**MINUTES OF HOUSE EDUCATION  
STANDING COMMITTEE**

February 10, 2009

Room 445, State Capitol Building

**MEMBERS PRESENT:** Rep. Gregory H. Hughes, Chair  
Rep. Kenneth W. Sumsion, Vice Chair  
Rep. Laura Black  
Rep. Rebecca Edwards  
Rep. Craig A. Frank  
Rep. Kory M. Holdaway  
Rep. Don L. Ipson  
Rep. Carol Spackman Moss  
Rep. Merlynn T. Newbold  
Rep. Marie H. Poulson  
Rep. Kraig Powell  
Rep. Mark A. Wheatley

**MEMBERS ABSENT:** Rep. Brad L. Dee  
Rep. Bradley G. Last  
Rep. Carl Wimmer

**STAFF PRESENT:** John Q. Cannon, Managing Policy Analyst  
Linda Service, Committee Secretary  
Dee S Larsen, Associate General Counsel

**Note:** List of visitors and copy of handouts are filed with committee minutes.

Rep. Hughes called the meeting to order.

**MOTION:** Rep. Frank moved to accept the minutes of February 6, 2009. The motion passed unanimously with Rep. Holdaway, Rep. Ipson, and Rep. Newbold absent for the vote.

**H. B. 210, Posting of Collective Bargaining Agreements by School Districts**

Rep. Sumsion introduced the bill.

The following spoke in support of the bill:

Vik Arnold, Utah Education Association  
Judi Clark, Parents for Choice in Education

**MOTION:** Rep. Black moved to hold the bill in committee.

**SUBSTITUTE MOTION:** Rep. Frank moved to pass the bill out with a favorable recommendation. The motion passed with Rep. Black, Rep. Poulson, Rep. Moss, and Rep. Wheatley voting in opposition. Rep. Holdaway, Rep. Ipson, and Rep. Newbold were absent for the vote.

### **H. B. 207, Concurrent Enrollment Amendments**

MOTION: Rep. Holdaway moved to replace **H.B. 207** with **1st Substitute H.B. 207**. The motion passed unanimously with Rep. Ipson and Rep. Newbold absent for the vote.

Rep. Holdaway introduced the bill.

Dave Buhler, Associate Commissioner, Utah Higher Education. spoke in favor of the bill.

The following spoke to the bill:

Larry Shumway, Deputy State Superintendent, Utah State Office of Education  
Robyn Bagley, Parents for Choice in Education

MOTION: Rep. Wheatley moved to pass out **1st Substitute H. B. 207** with a favorable recommendation. The motion passed unanimously with Rep. Ipson absent for the vote.

### **H.B. 146, Expenditures of School and Institutional Trust Land Money by School Districts.**

MOTION: Rep. Wheatley moved to amend the bill as follows:

1. *Page 1, Lines 13 through 19:*

13 This bill:

14 ▶ allows School LAND Trust Program monies to be used to purchase wind,  
solar ☀ or

15 geothermal systems for installation on school property if:

16 • approved by a school community council, local school board, or charter  
school

17 governing board, where applicable; and

18 • the wind, solar ☀ or geothermal systems meet certain cost criteria;  
and

19 ▶ makes technical changes.

2. *Page 6, Line 155:*

155 improvement plan or to install wind, solar ☀ or geothermal systems on a school  
property.

3. *Page 7, Lines 197 through 201:*

197 (ii) purchase wind, solar ☀ or geothermal systems if:

198 (A) the school community council develops a plan that demonstrates its ability to

199 recover the cost of the **wind,** solar ~~o~~ or geothermal systems and installation within  
200 ten years with money  
201 saved from school energy bills and credit earned from selling excess school generated  
202 electricity back to the school's energy provider; and

4. *Page 7, Lines 204 through 207:*

204 (b) ~~[The]~~ A school may develop a multiyear program, but the program shall be  
205 presented and approved by the school community council and the local school board of the  
206 district in which the school is located annually and as a prerequisite to receiving program  
207 funds  
208 allocated under this section.

**(c) If a school installs a wind, solar, or geothermal system in accordance with Subsection (5)(a)(ii), any profit realized by selling excess school generated electricity back to the school's energy provider after the school has recovered the installation and infrastructure costs of the wind, solar, or geothermal system, shall be used by the school to improve academic achievement as approved by the school community council.**

The motion to amend passed unanimously with Rep. Ipson absent for the vote.

Rep. Cosgrove introduced the bill assisted by Sara Baldwin, Utah Clean Energy, and Ann Ober, Salt Lake County Mayor's Office.

Natalie Gordon, Utah P.T.A., spoke against the bill.

Vik Arnold, Utah Education Association, spoke to the bill.

MOTION: Rep. Black moved to adjourn. The motion passed with Rep. Frank voting in opposition and Rep. Ipson and Rep. Holdaway absent for the vote. The meeting adjourned at 4:55 p.m.

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Rep. Gregory H. Hughes, Chair