

**MINUTES OF HOUSE EDUCATION  
STANDING COMMITTEE**  
Friday, February 19, 2010  
Room 445, State Capitol Building

**MEMBERS PRESENT:** Rep. Kenneth W. Sumsion, Vice Chair  
Rep. Johnny Anderson  
Rep. Laura Black  
Rep. Brad L. Dee  
Rep. Rebecca Edwards  
Rep. Craig A. Frank  
Rep. Don L. Ipson  
Rep. Bradley G. Last  
Rep. Carol Spackman Moss  
Rep. Merlynn T. Newbold  
Rep. Marie H. Poulson  
Rep. Kraig Powell  
Rep. Mark A. Wheatley

**MEMBERS ABSENT:** Rep. Gregory H. Hughes  
Rep. Carl Wimmer

**STAFF PRESENT:** Constance C. Steffen, Policy Analyst  
Linda Service, Committee Secretary

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

Rep. Sumsion called the meeting to order at 8:10 a.m.

**MOTION:** Rep. Frank moved to approve the minutes of February 16, 2010. The motion passed unanimously with Rep. Dee, Rep. Last, Rep. Moss, Rep. Newbold, and Rep. Wheatley absent for the vote.

**H.B. 72      Utah School Seismic Hazard Inventory (*Rep. L. Wiley*)**

**MOTION:** Rep. Black moved to adopt 1st Substitute H.B. 72. The motion passed unanimously with Rep. Dee, Rep. Last, Rep. Newbold, and Rep. Wheatley absent for the vote.

**MOTION:** Rep. Black moved to amend the bill as follows:

1. *Page 3, Lines 64 through 65:*

64            (ii) one member from the public or private sector appointed from a list of at least two  
65 names submitted by the { ~~Utah Division of Facilities Construction and~~  
~~Management~~ } state superintendent of public instruction ; and

2. Page 4, Line 107:

107 (ii) last significant seismic related improvement;

3. Page 4, Line 110:

110 (e) a copy of any structural or seismic evaluation ~~{conducted}~~ or summary of seismic or structural evaluations completed .

4. Page 4, Line 111:

111 (2) As funding ~~{allocated by the Public School Seismic Safety Committee}~~ appropriated to the State Board of Education allows, each

5. Page 4, Lines 113 through 114:

113 (a) conduct a seismic safety rapid visual screening of each facility used by the school  
114 district or charter school that has not been evaluated in accordance with federal  
guidelines or a more detailed seismic structural evaluation ;

6. Page 5, Lines 128 through 143:

128 (5) ~~{(a)}~~ The State Board of Education shall reimburse school districts and  
charter  
129 schools for the costs of complying with this section from funds appropriated for that  
purpose.

130 ~~{(b) If reimbursement requests from school districts and charter schools  
exceed~~

131 ~~available funds, the State Board of Education shall proportionately reduce the  
allocation for~~

132 ~~each reimbursement request to match the level of available funds;~~

133 ~~—(c) (i) If reimbursement requests from school districts and charter schools are  
less than~~

134 ~~available funds, the State Board of Education, after consultation with the Public  
School~~

135 ~~Seismic Safety Committee, shall allocate any remaining funds for additional  
evaluations of~~

136 ~~buildings that receive a score on the building's evaluation score worksheet that is  
below the~~

137 ~~threshold score established by the committee;~~

138 ~~—(ii) If additional evaluations are funded pursuant to Subsection (5)(c)(i), the  
State~~

- 139 Board of Education, after consultation with the Public School Seismic Safety  
Committee, shall
- 140 require that the additional evaluations be performed using a nationally recognized  
standard:
- 141 —(iii) The State Board of Education may require matching funds as a condition of  
142 funding any additional evaluations.}
- 143 (6) The Public School Seismic Safety Committee shall report to the Education  
Interim

The motion pass unanimously with Rep. Dee, Rep. Last, and Rep. Newbold absent for the vote.

Rep. Wiley explained the bill which establishes requirements relating to public school seismic safety.

The following spoke in support of the bill:

Roger Evans, Chair, Utah Seismic Safety Commission  
Kim Campbell, Utah Education Association  
Marilyn Larsen, Utah P.T.A.

Martell Menlove, Deputy State Superintendent, responded to committee members' questions.

Supt. Menlove stated the State Board of Education has not taken a position on the substitute bill.

**MOTION:** Rep. Frank moved to return the bill to the Rules Committee with the recommendation that it be studied during the interim.

**SUBSTITUTE MOTION:** Rep. Newbold moved to recommend to the chair to place the bill on an agenda again. The motion passed with Rep. Black and Rep. Wheatley voting in opposition.

**MOTION:** Rep. Newbold moved to adjourn at 9:10 a.m. The motion passed unanimously.

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Rep. Gregory H. Hughes, Chair