

**MINUTES OF HOUSE EDUCATION
STANDING COMMITTEE**

Tuesday, March 2, 2010
Room 445, State Capitol Building

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

MEMBERS ABSENT: Brad L. Dee
Bradley G. Last

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

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

Vice Chair Sumsion called the meeting to order at 7:08 a.m.

MOTION: Rep. Black moved to approve the minutes of February 26, 2010. The motion passed unanimously. Rep. Edwards, Rep. Hughes, and Rep. Wheatley were absent for the vote.

H.B. 149 School Finance Amendments (*Rep. R. Bigelow*)

Rep. Bigelow introduced the bill which modifies provisions regarding the approval of an increase in charter school enrollment capacity and provides flexibility to school districts and charter schools in the use of certain program funds.

The following spoke in support of the bill:

Dr. Larry Shumway, Utah State School Superintendent
Kory Holdaway, Utah Education Association
Ronald Wolff, Superintendent, Morgan School District and a member of the Utah School Superintendents Association

MOTION: Rep. Ipson moved to pass the bill out with a favorable recommendation. The motion passed unanimously with Rep. Hughes absent for the vote.

Rep. Hughes assumed the chair.

H.B. 295 Expanded Uses of School District Property Tax Revenue (*Rep. K. Sumsion*)

MOTION: Rep. Frank moved to delete in title and body H.B. 295 and adopt 1st Substitute H.B. 295. The motion passed unanimously.

Rep. Sumsion introduced the bill which amends provisions in the Minimum School Program Act related to certain uses of school district property tax revenue.

The following spoke to the bill:

Dr. Larry Shumway, Utah State School Superintendent
Robert Jenkins, citizen

Chair Hughes relinquished the chair to Rep. Frank.

The following spoke in support of the bill:

Dr. Barry Newbold, Superintendent, Jordan School District
Ronald Wolff, Superintendent, Morgan School District and member of the Utah
School Superintendents Association
Kory Holdaway, Utah Education Association

MOTION: Rep. Newbold moved to pass out 1st Substitute H.B. 295 with a favorable recommendation. The motion passed unanimously with Rep. Hughes and Rep. Moss absent for the vote.

Rep. Sumsion assumed the Chair

H.B. 433 Foreign Exchange Student Amendments (*Rep. C. Wimmer*)

Rep. Wimmer introduced the bill which requires a school district to accept certain students participating in a foreign exchange program. He was assisted by Kelly Atkinson, Rotary International.

The following spoke in support of the bill:

Marianna Socoloski, exchange student from Brazil
Johann Kolck, exchange student from Germany
Dr. Barry Newbold, Superintendent, Jordan School District
Aleta Taylor, mother in South Jordan City

MOTION: Rep. Powell moved to pass out H.B. 433 with a favorable recommendation. The motion passed unanimously.

H.B. 137 Public School Funding (*Rep. W. Harper*)

Rep. Harper introduced the bill which amends provisions in the Minimum School Program Act, the Property Tax Act, and the Sales and Use Tax Act relating to certain taxes and the funding of public school programs.

Dr. Larry Shumway, State School Superintendent, spoke to the bill.

The following spoke in support of the bill:

Robert Jenkins, parent
Kory Holdaway, Utah Education Association

The following spoke against the bill:

Royce Van Tassell, Vice President, Utah Taxpayers Association
Steve Peterson, Utah School Boards Association and Utah School Superintendents Association
Peter Cannon, Davis County 9-12 Project

MOTION: Rep. Newbold moved to pass out H. B. 137 out with a favorable recommendation.

SUBSTITUTE MOTION: Rep. Wimmer moved to amend the bill as follows:

1. Page 79, Lines 2424 through 2425:

2424 (i) a state tax imposed on the amounts paid or charged for food and food ingredients
 at

2425 a tax rate of [~~1.75%~~] {~~1.85%~~} 1.75% ; and

The motion passed with Rep. Black, Rep. Edwards, Rep. Frank, Rep. Ipson, and Rep. Poulson voting in opposition. Rep. Hughes and Rep. Moss were absent for the vote.

MOTION: Rep. Powell moved to hold the bill.

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SUBSTITUTE MOTION: Rep. Frank moved to pass out H.B. 137 as amended with a favorable recommendation. The motion passed with Rep. Poulson and Rep. Powell voting in opposition. Rep. Hughes and Rep. Moss were absent for the vote.

H.B. 268 Public School Innovations (*Rep. K. Grover*)

H. B. 268 was not heard.

S.B. 56 School Reporting Amendments (*Sen. K. Morgan*)

S. B. 56 was not heard.

MOTION: Rep. Newbold moved to adjourn at 9:00 a.m. The motion passed unanimously. Rep. Hughes and Rep. Moss were absent for the vote.

Rep. Gregory H. Hughes, Chair