

**MINUTES OF THE  
SENATE EDUCATION STANDING COMMITTEE  
THURSDAY, JANUARY 27, 2011  
ROOM 415, STATE CAPITOL**

Members Present: Sen. Howard A. Stephenson, Chair  
Sen. Lyle Hillyard  
Sen. Karen Morgan  
Sen. Wayne Niederhauser  
Sen. Jerry Stevenson  
Sen. Daniel Thatcher

Staff Present: Allison Nicholson, Policy Analyst  
Karen C. Allred, Secretary

Public Speakers Present: Lieutenant Colonel Mike Liechty, US Air Force, via recorded video  
Dave Buhler, Associate Commissioner, Utah State Board of Regents  
Victor Schanti, f/n/a William A. Robinson, M.D., President, [www.votermilitia.org](http://www.votermilitia.org)  
Larry Shumway, State Superintendent, Utah State Office of Education  
Sharon Gallagher-Fishbaugh, President, Utah Education Association  
Corbin White, Citizen  
Peter Cannon, Member, Davis School District Board of Education, Davis 9/12

A list of visitors and a copy of handouts are filed with the committee minutes.

Chair H. Stephenson called the meeting to order at 4:07 P.M.

**MOTION:** Sen. Morgan moved to approve the minutes of the January 26, 2011 meeting.

The motion passed unanimously with Sens. Niederhauser and Thatcher absent for the vote.

**1. S.B. 46 - Higher Education Residency Requirements**

Sen. Dayton introduced and explained the bill.

Mr. Liechty, Mr. Buhler, and Mr. Schanti spoke in favor of the bill.

**MOTION:** Sen. Hillyard moved to adopt the following amendment:

1. *Page 4, Line 90:*

90 (C) the military parent's Utah voter registration card dated a reasonable period  
prior to application ;

2. *Page 4, Lines 93 through 94:*

93 (E) a current Utah vehicle registration document with the military parent's name as  
94 owner of the vehicle dated a reasonable period prior to application ; or

The motion passed with Sens. Hillyard, Niederhauser, J. Stevenson, Thatcher, and Morgan voting in favor, and Sen. H. Stephenson voting in opposition.

**MOTION:** Sen. Hillyard moved to make the following amendment:

1. *Page 1, Lines 12 through 13:*

12 ▶ requires an institution of higher education to grant undergraduate resident  
student status to the  
13 children of certain military personnel if the student produces certain information;

2. *Page 3, Lines 78 through 80:*

78 (c) Notwithstanding Subsection (3), an institution within the state system of higher  
79 education shall grant undergraduate resident student status for tuition purposes to a  
child of a United States  
80 military person assigned to active duty if the child produces:

The motion failed with Sens. Thatcher and Hillyard voting in favor, and Sens. Morgan, Niederhauser, H. Stephenson, and J. Stevenson voting in opposition.

**MOTION:** Sen. J. Stevenson moved to pass S.B. 46 out of committee with a favorable recommendation.

The motion passed unanimously.

Sen. J. Stevenson assumed the Chair

2. **S.B. 115 - School Performance Reporting**

Sen. H. Stephenson introduced and explained the bill.

Dr. Shumway spoke to the bill.

**MOTION:** Sen. Morgan moved to pass S.B. 115 out of committee with a favorable recommendation.

The motion passed unanimously.

**3. S.B. 119 - School District Superintendents Amendments**

Sen. H. Stephenson introduced and explained the bill.

Dr. Shumway and Ms. Gallagher-Fishbaugh spoke to the bill.

Mr. White and Mr. Cannon spoke in favor of the bill.

**MOTION:** Sen. Thatcher moved to pass S.B. 119 out of committee with a favorable recommendation.

The motion passed unanimously with Sen. Hillyard absent for the vote.

**MOTION:** Sen. Thatcher moved to adjourn.

The motion passed unanimously with Sen. Hillyard absent for the vote.

Chair Stephenson adjourned the meeting at 5:38 P.M.

Minutes were reported by Karen C. Allred, Secretary.

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Sen. Howard A. Stephenson