

**MINUTES OF THE
HOUSE EDUCATION
STANDING COMMITTEE**

Monday, January 30, 2017 • 2:00 pm • 30 House Building

Members Present:

Rep. Val L. Peterson, Chair
Rep. Kim F. Coleman, Vice Chair
Rep. LaVar Christensen
Rep. Bruce R. Cutler
Rep. Justin L. Fawson
Rep. Francis D. Gibson
Rep. Eric K. Hutchings
Rep. Bradley G. Last
Rep. Daniel McCay

Rep. Carol Spackman Moss
Rep. Derrin R. Owens
Rep. Marie H. Poulson
Rep. V. Lowry Snow

Members Absent:

Rep. Michael E. Noel

Staff Present:

Ms. Allyson R. Goldstein, Policy Analyst
Ms. Tonya Hadley, Secretary

Note: A list of others present, a copy of related materials, and an audio recording of the meeting can be found at le.utah.gov.

Rep. Coleman assumed the chair.

Vice Chair Coleman called the meeting to order at 2:10 p.m.

MOTION: Rep. Peterson moved to approve the minutes. The motion passed with a vote of 8-0-6.

Yeas:

Rep. K. Coleman
Rep. B. Cutler
Rep. J. Fawson
Rep. B. Last
Rep. C. Moss
Rep. D. Owens
Rep. V. Peterson
Rep. M. Poulson

Nays:

Abs:

Rep. L. Christensen
Rep. F. Gibson
Rep. E. Hutchings
Rep. D. McCay
Rep. M. Noel
Rep. V. Snow

1. H.B. 35 Minimum School Program Amendments (Cutler, B. R.)

Rep. Bruce R. Cutler presented the bill.

Mr. Terry Shoemaker, Executive Director, Utah School Superintendents Association spoke in favor of the bill.

Dr. Sydnee Dickson, State Superintendent of Public Instruction, Utah State Board of Education

spoke in favor of the bill.

MOTION: Rep. Poulson moved to pass H.B. 35 out favorably. The motion passed with a vote of 8-0-6.

Yeas:

Rep. K. Coleman
Rep. B. Cutler
Rep. J. Fawson
Rep. F. Gibson
Rep. B. Last
Rep. D. Owens
Rep. V. Peterson
Rep. M. Poulson

Nays:

Abs:

Rep. L. Christensen
Rep. E. Hutchings
Rep. D. McCay
Rep. C. Moss
Rep. M. Noel
Rep. V. Snow

2. H.B. 125 Student Residency Amendments (*Owens, D.*)

Rep. Derrin R. Owens presented the bill with the assistance of Ms. Angie Stallings, Deputy Superintendent, Utah State Board of Education.

MOTION: Rep. Last moved to pass H.B. 125 out favorably. The motion passed with a vote of 9-0-5.

Yeas:

Rep. L. Christensen
Rep. K. Coleman
Rep. J. Fawson
Rep. F. Gibson
Rep. B. Last
Rep. D. McCay
Rep. D. Owens
Rep. V. Peterson
Rep. M. Poulson

Nays:

Abs:

Rep. B. Cutler
Rep. E. Hutchings
Rep. C. Moss
Rep. M. Noel
Rep. V. Snow

3. S.B. 34 Competency-based Education Funding (*Millner, A.*)

Sen. Ann Millner presented the bill.

Mr. Terry Shoemaker, Executive Director, Utah School Superintendents Association spoke in favor of the bill.

MOTION: Rep. Owens moved to pass S.B. 34 out favorably. The motion passed with a vote of 11-0-3.

Yeas:

Rep. L. Christensen
Rep. K. Coleman
Rep. B. Cutler
Rep. J. Fawson
Rep. F. Gibson
Rep. B. Last
Rep. D. McCay
Rep. C. Moss
Rep. D. Owens
Rep. V. Peterson
Rep. M. Poulson

Nays:

Abs:

Rep. E. Hutchings
Rep. M. Noel
Rep. V. Snow

4. H.B. 62 Educator Rights Amendments (*Stratton, K.*)

Rep. Keven J. Stratton presented the bill.

MOTION: Rep. Peterson moved to pass H.B. 62 out favorably. The motion passed with a vote of 11-0-3.

Yeas:

Rep. L. Christensen
Rep. K. Coleman
Rep. B. Cutler
Rep. J. Fawson
Rep. F. Gibson
Rep. E. Hutchings
Rep. D. McCay
Rep. C. Moss
Rep. D. Owens
Rep. V. Peterson
Rep. M. Poulson

Nays:

Abs:

Rep. B. Last
Rep. M. Noel
Rep. V. Snow

5. H.B. 92 Physical Restraint in Schools (*Moss, C.*)

Rep. Carol Spackman Moss presented the bill with the assistance of Ms. Glenna Gallo, Director of Special Education, State Board of Education.

Ms. Christine Passey, Coordinator for disability rights, spoke to the bill.
Mr. Andrew Riggle, Public Policy Advocate, Disability Law Center spoke in favor of the bill.

Rep. Peterson assumed the chair.

Ms. Rachel Peterson, Safety Commissioner, Utah PTA, spoke in favor of the bill.
Dr. Bill Jensen spoke in favor of the bill.
Sheriff Cameron Noel, Utah Sheriff's Association spoke to the bill.
Ms. Ann Michelle Neal, school psychologist, spoke to the bill.
Mr. Glen Dyke, Canyon School District spoke in favor of the bill.
Ms. Laura Lee Gillespie, Attorney, Disability Law Center responded to questions.

MOTION: Rep. Moss moved to amend H.B. 92 with Amendment #1.

1. *Page 1, Lines 15 through 16:*

15 ▶ amends provisions related to a student who willfully defaces or otherwise { -
 ~~injures~~} damages
16 school property; and

2. *Page 3, Lines 78 through 85:*

78 53A-11-806. Defacing or { ~~injuring~~ damaging school property –
 Student's liability – Work
79 program alternative.
80 (1) ~~Any~~ A student who willfully defaces or otherwise { ~~injures~~ damages
 - any school property
81 may be suspended or otherwise disciplined.
82 (2) (a) ~~Any school district whose~~ If a school's property has been lost or willfully
 cut,
83 defaced, or otherwise { ~~injured~~ damaged [~~may~~], the school may withhold
 the issuance of an official written
84 grade [~~reports~~] report, diploma, [~~and transcripts~~] or transcript of the student responsible
 for the
85 damage or loss until the student or the student's parent or guardian has paid for the
 damages.

Rep. Moss' motion to amend H.B. 92 with Amendment #1 passed with a vote of 10-0-4.

Yeas:

Rep. L. Christensen
Rep. B. Cutler
Rep. J. Fawson
Rep. E. Hutchings
Rep. D. McCay
Rep. C. Moss
Rep. D. Owens
Rep. V. Peterson
Rep. M. Poulson
Rep. V. Snow

Nays:

Abs:

Rep. K. Coleman
Rep. F. Gibson
Rep. B. Last
Rep. M. Noel

MOTION: Rep. Cutler moved to pass H.B. 92 out favorably, as amended. The motion passed with a vote of 10-0-4.

Yeas:

Rep. L. Christensen
Rep. K. Coleman
Rep. B. Cutler
Rep. E. Hutchings
Rep. D. McCay
Rep. C. Moss
Rep. D. Owens
Rep. V. Peterson
Rep. M. Poulson
Rep. V. Snow

Nays:

Abs:

Rep. J. Fawson
Rep. F. Gibson
Rep. B. Last
Rep. M. Noel

Chair Peterson adjourned the meeting at 4:08 p.m.

Chair Peterson