

**MINUTES OF THE  
HOUSE EDUCATION  
STANDING COMMITTEE**

Wednesday, March 1, 2017 • 8:00 am • 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. Daniel McCay  
Rep. Carol Spackman Moss  
Rep. Michael E. Noel

Rep. Derrin R. Owens  
Rep. Marie H. Poulson  
Rep. V. Lowry Snow

**Members Absent:**

Rep. Bradley G. Last

**Staff Present:**

Ms. Allyson R. Goldstein, Policy Analyst  
Ms. Lorna Wells, Committee 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](http://le.utah.gov).

Chair Peterson called the meeting to order at 8:00 a.m.

**MOTION:** Rep. Fawson moved to approve the minutes of February 27, 2017. The motion passed unanimously.

**1. 1st Sub. S.B. 149 Financial Education and Savings Plan to Benefit At-risk Children  
(Fillmore, L.)**

**MOTION:** Rep. Fawson moved to refer the bill to the House Economic Development and Workforce Services Committee. The motion passed with a vote of 8-0-6.

Yeas:

Rep. B. Cutler  
Rep. J. Fawson  
Rep. F. Gibson  
Rep. D. McCay  
Rep. D. Owens  
Rep. V. Peterson  
Rep. M. Poulson  
Rep. V. Snow

Nays:

Abs:

Rep. L. Christensen  
Rep. K. Coleman  
Rep. E. Hutchings  
Rep. B. Last  
Rep. C. Moss  
Rep. M. Noel

**2. H.B. 413 Public School Membership in Associations (*Gibson, F.*)**

**MOTION:** Rep. Gibson moved to replace H.B. 413 with 1st Substitute H.B. 413. The motion passed with a vote of 8-1-5.

Yeas:

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

Nays:

Rep. D. McCay

Abs:

Rep. L. Christensen  
Rep. E. Hutchings  
Rep. B. Last  
Rep. C. Moss  
Rep. M. Noel

**MOTION:** Rep. Gibson moved to amend 1st Substitute H.B. 413 with Amendment #1 as follows.

1. *Page 6, Lines 165 through 167:*

165            53A-1-1602. Public schools prohibited from membership.

166            (1) A public school may not be a member of or { ~~—pays due~~            pay dues    to  
                 an association that is not in

167            compliance on or after July 1, 2017, with:

2. *Page 8, Lines 238 through 240:*

238            (i) publish a notice of the public hearing electronically in accordance with Section

239            { ~~—45-1-101~~            63F-1-701    ; and

240            (ii) post the proposed budget on the association's Internet website.

3. *Page 20, Lines 592 through 594:*

592            To State Board of Education – State Administrative Office

593            From { ~~—Education~~            General    Fund, Ongoing\$15,000

594            Schedule of Programs:

The motion passed with a vote of 8-1-5.

Yeas:

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

Nays:

Rep. D. McCay

Abs:

Rep. L. Christensen  
Rep. E. Hutchings  
Rep. B. Last  
Rep. C. Moss  
Rep. M. Noel

Rep. Francis D. Gibson explained the bill.

Rep. Coleman assumed the chair.

Speaker Gregory H. Hughes spoke in favor of the bill.

Ms. Kristen Betts, Utah High School Activities Association, spoke in opposition to the bill.

Mr. Rob Cuff, Executive Director, Utah High School Activities Association, spoke to the bill.

Mr. Marc Hunter, Executive Director, Utah Interscholastic Athletic Administrators Association, spoke in opposition to the bill.

Ms. Christine Cooke, Education Policy Analyst, Sutherland Institute, spoke in favor of the bill.

**MOTION:** Rep. McCay moved to pass 1st Substitute H.B. 413 out favorably as amended.  
The motion passed with a vote of 11-2-1.

Yeas:

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

Nays:

Rep. C. Moss  
Rep. M. Poulson

Abs:

Rep. B. Last

**3. S.B. 59 Students with Disabilities Evaluation Amendments (*Davis, G.*)**

**MOTION:** Rep. Hutchings moved to replace S.B. 59 with 1st Substitute S.B. 59. The motion passed with a vote of 11-0-3.

Yeas:

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

Nays:

Abs:

Rep. J. Fawson  
Rep. B. Last  
Rep. M. Poulson

Sen. Gene Davis explained the bill.

Ms. Delane England, representing private schools, spoke in opposition to the bill.

Mr. Ben Horsley, Director of Communications, Granite School District, spoke in opposition to the bill.

Mr. Terry Shoemaker, Executive Director, Utah School Superintendents Association, spoke in opposition to the bill.

Ms. Glenna Gallo, Director of Special Education, Utah State Board of Education spoke to the bill.

**MOTION:** Rep. Hutchings moved to pass 1st Substitute S.B. 59 out favorably.

**SUBSTITUTE MOTION:** Rep. McCay moved to hold 1st Substitute S.B. 59. The motion failed with a vote of 3-9-2

Yeas:

Rep. L. Christensen  
Rep. D. McCay  
Rep. D. Owens

Nays:

Rep. K. Coleman  
Rep. B. Cutler  
Rep. J. Fawson  
Rep. F. Gibson  
Rep. E. Hutchings  
Rep. C. Moss  
Rep. M. Noel  
Rep. V. Peterson  
Rep. V. Snow

Abs:

Rep. B. Last  
Rep. M. Poulson

**ORIGINAL MOTION:** Rep. Hutchings' original motion to pass out 1st Substitute S.B. 59 failed with a vote of 5-7-2.

Yeas:

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

Nays:

Rep. K. Coleman  
Rep. B. Cutler  
Rep. J. Fawson  
Rep. F. Gibson  
Rep. D. McCay  
Rep. D. Owens  
Rep. V. Peterson

Abs:

Rep. B. Last  
Rep. M. Poulson

**MOTION:** Rep. McCay moved to adjourn. The motion passed unanimously.

Vice Chair Coleman adjourned the meeting at 9:58 a.m.

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Rep. Val L. Peterson, Chair