

SB0107 compared with SB0107S01

19 **63I-1-236** , as last amended by Laws of Utah 2024, Chapters 320, 506 and 507

20 ENACTS:

21 **36-36-101** , Utah Code Annotated 1953

22 **36-36-102** , Utah Code Annotated 1953

23 **36-36-103** , Utah Code Annotated 1953

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25 *Be it enacted by the Legislature of the state of Utah:*

26 Section 1. Section 1 is enacted to read:

27 **CHAPTER 36. Education Legislation Advisory Commission**

28 **Part 1. Education Legislation Advisory Commission**

29 **36-36-101. Definitions.**

As used in this chapter, "commission" means the Education Legislation Advisory Commission created in Section 36-36-102.

32 Section 2. Section 2 is enacted to read:

33 **36-36-102. Education Legislation Advisory Commission created.**

34 (1) There is created the Education Legislation Advisory Commission to:

35 (a) study **public** education-related issues in the state;

36 (b) consider **public** education-related issues that stakeholders bring to the commission;

37 (c) propose and provide feedback to legislators on proposed education-related legislation; and

39 (d) make recommendations regarding **public** education issues in the state.

40 (2) The commission membership shall include:

41 (a) the following eight voting members:

42 (i) four members of the Senate, whom the president of the Senate appoints, no more than three of whom may be from the same political party, including:

44 (A) the cochair of the Higher Education Appropriations Subcommittee;

45 (B) the cochair of the Public Education Appropriations Subcommittee; and

46 (C) the cochair of the Education Interim Committee; and

47 (ii) four members of the House of Representatives, whom the speaker of the House of Representatives appoints, no more than three of whom may be from the same political party, including:

50 (A) the cochair of the Higher Education Appropriations Subcommittee;

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- 51 (B) the cochair of the Public Education Appropriations Subcommittee; and
52 (C) the cochair of the Education Interim Committee; and
53 (b) the following nonvoting members:
54 (i) the state superintendent ~~of public instruction~~ or the state superintendent's designee;
55 (ii) the commissioner of higher education or the commissioner's designee;
56 (iii) the governor's senior advisor for education or the governor's designee; and
57 (iv) {~~15~~} 16 individuals the Legislative Management Committee shall appoint to the commission from
a list of individuals the State Board of Education and state superintendent recommend including:
60 (A) four elected members of the State Board of Education, no more than three of whom may be from
the same political party;
62 (B) two members of local school district boards;
63 (C) two school district superintendents;
64 (D) three public school teachers, none of whom may be from the same school or grade level;
66 (E) one charter school director;
67 (F) one special education professional;
67 (F){(G)} one charter school teacher; and
68 (G){(H)} two parents from separate school districts whom the Legislative Management Committee may
select after consultation with the Utah Parent Teacher Association.
71 (3)
(a) If the Legislative Management Committee chooses to not appoint an individual on the list described
in Subsection (2)(b)(iv), the Legislative Management Committee may ask the State Board of
Education and state superintendent to submit an additional list of recommendations.
75 (b) The Legislative Management Committee may not appoint an individual who is not recommended by
the State Board of Education and state superintendent.
77 (4)
(a) The Legislative Management Committee shall appoint or reappoint the members described in
Subsection (2)(b)(iv) to a two-year term.
79 (b) When a vacancy occurs in the membership for any reason, the Legislative Management Committee,
in consultation with the cochairs of the committee, shall appoint a replacement for the unexpired
term, in accordance with the membership requirement for the vacant position described in
Subsection (4)(a).

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- 83 (5) The president of the Senate and the speaker of the House of Representatives shall, to the extent possible, appoint members under Subsection (2)(a) that represent both rural and urban areas of the state.
- 86 (6)
- (a) The president of the Senate shall designate a member of the Senate appointed under Subsection (2)(a)(i) as a cochair of the commission.
- 88 (b) The speaker of the House of Representatives shall designate a member of the House of Representatives appointed under Subsection (2)(a)(ii) as a cochair of the commission.
- 91 (7)
- (a) Except as provided in Subsection (7)(b), Legislative Joint Rules, Title 7, Chapter 1, Part 2, Creation and Organization of Legislative Committees, governs quorum requirements for the commission.
- 94 (b) The commission may not include members of the commission described in Subsection (2)(b) for purposes of:
- 96 (i) determining a quorum; or
- 97 (ii) counting votes toward an action of the commission.
- 98 (8)
- (a) Notwithstanding any other provision of this section, the chair of the commission may allow a nonvoting member described in Subsection (2)(b) to cast a ceremonial vote.
- 102 (b) The commission shall record a ceremonial vote in the records of the commission.
- 103 (c) The commission may not count a ceremonial vote of a nonvoting member toward the outcome of any vote or action of the commission.
- 105 (9)
- (a) Compensation and expenses of a member of the commission who is a legislator are governed by Section 36-2-2 and Legislative Joint Rules, Title 5, Legislative Compensation and Expenses.
- 101 (b) A commission member who is an employee of the state may not receive compensation in addition to the member's regular state compensation for the member's service on the commission but may be reimbursed by the state for expenses incurred if preapproved by acochair of the committee as described in Subsections (6)(a) and (b).
- 106 (c)

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(i) Except as provided in Subsection ~~{(8)(c)(ii)}~~ (9)(c)(ii), a commission member who is not described in Subsection ~~{(8)(a)}~~ (9)(a) or (b) may not receive compensation for the member's service on the committee beyond what is allocated for their service by their employing entity.

110 (ii) A commission member may be reimbursed by the state for expenses incurred if preapproved by a cochair of the commission as described in Subsections (6)(a) and (b).

113 (9){(10)} At the request of the Legislative Management Committee, the State Board of Education, and the state superintendent shall create and deliver to the Legislative Management Committee a list of individuals in accordance with Subsection (2)(b)(iv).

116 (10){(11)} The commission may create one or more subcommittees to advise the commission on any issue related to education.

118 (11){(12)} The Office of Legislative Research and General Counsel shall provide staff support to the commission.

127 Section 3. Section 3 is enacted to read:

128 **36-36-103. Duties and powers of commission.**

122 (1) The commission shall:

123 (a) consider and make recommendations to the Education Interim Committee, the Public Education Appropriations Subcommittee, and the Higher Education Appropriations Subcommittee on the following policies:

126 (i) public education issues stakeholders raise, from the following stakeholders:

127 (A) members of the Legislature;

128 (B) the State Board of Education;

129 (C) the Board of Higher Education;

130 (D) an institution of higher education listed in Section 53B-1-102; and

131 (E) local education agencies as defined in Section 53E-1-102;

132 (ii) proposed education-related legislation as the commission cochairs determine;

133 (iii) findings and recommendations from legislative and internal audits regarding education;

135 (iv) potential legislation for consideration by the Education Interim Committee; and

136 (v) other public education issues of statewide importance as the commission cochairs determine; and

138 (b) consult with the stakeholders listed in Subsection 36-36-102(3)(a)(i) to fulfill the commission's duties under this section.

140 (2) The commission may:

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141 (a) meet up to six times per calendar year with an option to meet two more times subject to commission
144 cochair determination without approval from the Legislative Management Committee;

144 (b) make recommendations to the Education Interim Committee on potential committee legislation; and

146 (c) make recommendations to the House and Senate Education Standing Committees.

154 Section 4. Section **63I-1-236** is amended to read:

155 **63I-1-236. Repeal dates: Title 36.**

149 (1) Title 36, Chapter 17, Legislative Process Committee, is repealed January 1, 2028.

150 (2) Section 36-29-111, Public Safety Data Management Task Force, is repealed July 1, 2029.

152 (3) Title 36, Chapter 28, Veterans and Military Affairs Commission, is repealed January 1, 2030.

154 (4) Section 36-29-112, Justice Court Reform Task Force, is repealed July 1, 2025.

155 (5) Title 36, Chapter 36, Education Legislation Advisory Commission, is repealed December 1, 2028.

164 Section 5. **Effective date.**

Effective Date.

This bill takes effect on May 6, 2026.

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