



# MINUTES

## SENATE EDUCATION STANDING COMMITTEE

LEGISLATURE

Monday, March 4, 2019 | 8:00 a.m. | 210 Senate Building

**Members Present:**

Sen. Deidre M. Henderson, Chair  
Sen. Keith Grover  
Sen. Lyle W. Hillyard  
Sen. Ann Millner  
Sen. Kathleen Riebe  
Sen. Jerry W. Stevenson

**Members Absent:**

Sen. Gene Davis  
Sen. Lincoln Fillmore

**Staff Present:**

Ms. Allyson R. Hicks, Policy Analyst  
Ms. Karen Allred, Committee Secretary

Note: A copy of related materials and an audio recording of the meeting can be found at [www.le.utah.gov](http://www.le.utah.gov).

Chair Henderson called the meeting to order at 8:08 AM.

**MOTION:** Sen. Millner moved to approve the minutes of February 26, 2019. The motion passed with a vote of 4 - 0 - 4.

Yeas-4

Sen. K. Grover  
Sen. D. Henderson  
Sen. A. Millner  
Sen. K. Riebe

Nays-0

Absent-4

Sen. G. Davis  
Sen. L. Fillmore  
Sen. L. Hillyard  
Sen. J. Stevenson

**1 . 1st Sub. H.B. 227 Utah Computer Science Grant Act (Knotwell, J.)**

Rep. John Knotwell presented the bill.

Ben Hart, Deputy Director, Governor's Office of Economic Development, spoke in favor of the bill.

Mary Nielson, Utah School Boards Association, spoke in favor of the bill.

**MOTION:** Sen. Millner moved to pass 1st Substitute H.B. 227 out favorably. The motion passed with a vote of 4 - 0 - 4.

Yeas-4

Sen. K. Grover  
Sen. D. Henderson  
Sen. A. Millner  
Sen. K. Riebe

Nays-0

Absent-4

Sen. G. Davis  
Sen. L. Fillmore  
Sen. L. Hillyard  
Sen. J. Stevenson

**2 . S.B. 208 National Certification Teacher Incentive Amendments (Mayne, K.)**

Sen. Karen Mayne presented the bill with the assistance of Diana Suddreth, Director of Teaching and Learning, Utah State Board of Education.

**MOTION:** Sen. Millner moved to pass S.B. 208 out favorably. The motion passed with a vote of 4 - 0 - 4.

Yeas-4  
Sen. K. Grover  
Sen. D. Henderson  
Sen. A. Millner  
Sen. K. Riebe

Nays-0

Absent-4  
Sen. G. Davis  
Sen. L. Fillmore  
Sen. L. Hillyard  
Sen. J. Stevenson

**3 . 1st Sub. H.B. 71 Health Education Amendments (Ward, R.)**

Rep. Raymond P. Ward presented the bill.

**MOTION:** Sen. Millner moved to amend 1st Substitute H.B. 71 with Amendment #1.  
Amendment 1  
1st Sub. H.B. 71

1. Page 3, Lines 61 through 73:  
 61 (b) The state board shall make rules that, and ~~{state board}~~ instruction ~~{recommended under~~  
 62 ~~Subsection (2)(f)}~~ shall:  
 63 ~~[(A)]~~ (i) stress the importance of abstinence from all sexual activity before marriage  
 64 and fidelity after marriage as methods for preventing certain communicable diseases; ~~[and]~~  
 65 ~~[(B)]~~ (ii) stress personal skills that encourage individual choice of abstinence and  
 66 fidelity~~[-]~~;  
 67 (iii) prohibit instruction in:  
 68 (A) the intricacies of intercourse, sexual stimulation, or erotic behavior;  
 69 (B) the advocacy of premarital or extramarital sexual activity; or  
 70 (C) the advocacy or encouragement of the use of contraceptive methods or devices; and  
 71 (iv) ~~{subject to}~~ except as provided in Subsection (2)(d), allow instruction to include information about  
 72 contraceptive methods or devices that stresses effectiveness, limitations, risks, and information  
 73 on state law applicable to minors obtaining contraceptive methods or devices.
2. Page 4, Lines 93 through 95:  
 93 ~~[(B)]~~ (ii) other instructional materials ~~[as provided in board rule]~~ in accordance with  
 94 Subsection (2){~~(g)~~ (h)}.  
 95 ~~[(iii)]~~ The board rule made under Subsection (2)(c)(ii)(B) shall include, at a minimum:]

The motion passed with a vote of 6 - 0 - 2.

Yeas-6  
Sen. K. Grover  
Sen. D. Henderson  
Sen. L. Hillyard  
Sen. A. Millner  
Sen. K. Riebe  
Sen. J. Stevenson

Nays-0

Absent-2  
Sen. G. Davis  
Sen. L. Fillmore

Kathleen Kaufman, Policy Chair, Utah Nurses Association, spoke in favor of the bill.

Rita Heagren, Vice President, American Federation of Teachers Utah, spoke in favor of the bill.

**MOTION:** Sen. Millner moved to pass 1st Substitute H.B. 71 out favorably, as amended. The motion passed with a vote of 6 - 0 - 2.

Yeas-6

Sen. K. Grover  
Sen. D. Henderson  
Sen. L. Hillyard  
Sen. A. Millner  
Sen. K. Riebe  
Sen. J. Stevenson

Nays-0

Absent-2

Sen. G. Davis  
Sen. L. Fillmore

**4 . S.B. 218 Reading Program Expansion Amendments (*Stevenson, J.*)**

Sen. Stevenson presented the bill with the assistance of Jennifer Thronsen, Coordinator PreK-12 Elementary Language Arts, Utah State Board of Education.

**MOTION:** Sen. Millner moved to replace S.B. 218 with 1st Substitute S.B. 218. The motion passed with a vote of 6 - 0 - 2.

Yeas-6

Sen. K. Grover  
Sen. D. Henderson  
Sen. L. Hillyard  
Sen. A. Millner  
Sen. K. Riebe  
Sen. J. Stevenson

Nays-0

Absent-2

Sen. G. Davis  
Sen. L. Fillmore

**MOTION:** Sen. Stevenson moved to pass 1st Substitute S.B. 218 out favorably. The motion passed with a vote of 6 - 0 - 2.

Yeas-6

Sen. K. Grover  
Sen. D. Henderson  
Sen. L. Hillyard  
Sen. A. Millner  
Sen. K. Riebe  
Sen. J. Stevenson

Nays-0

Absent-2

Sen. G. Davis  
Sen. L. Fillmore

**5 . 1st Sub. H.B. 250 School Fee Revisions (*Lisonbee, K.*)**

Rep. Karianne Lisonbee presented the bill with the assistance of Angie Stallings, Deputy Superintendent for Policy, Utah State Board of Education, and Mary Nielson, Utah School Boards Association.

**MOTION:** Sen. Hillyard moved to amend 1st Substitute H.B. 250 with Amendment #3.  
Amendment 3  
1st Sub. H.B. 250

1. Page 12, Lines 345 through 348:

345 ~~deposits except as provided in this public education code.]~~  
346 (3) (a) Beginning with the ~~{ 2020-21 }~~ 2022-23 school year, an LEA:  
347 (i) ~~except as provided in Subsection (3)(a)(ii), may not sell textbooks or otherwise~~  
348 charge a textbook fee; and

2. Page 14, Lines 399 through 418:

399 environment in accordance with this part.  
400 (2) (a) In accordance with Section 53G-7-803, a school may adopt a school uniform policy  
401 that requires students enrolled at that school to wear a designated school uniform during the  
402 school day.

(b) Except as provided in Subsection (4)(b), a school uniform policy may not require clothing that is prescriptive or expensive.

403 (3) A school uniform policy shall:

404 (a) protect students' free exercise of religious beliefs;

405 (b) specify whether the uniform policy is voluntary or mandatory for students; ~~{and}~~  
 406 (c) specify whether or not the uniform policy has an opt-out provision in addition to the  
 407 provisions under Subsection (5){+}; and].  
 408 [(d) include a provision for financial assistance to families who cannot afford to  
 409 purchase a required uniform, which may include:]  
 410 [(i) the school providing school uniforms to students;]  
 411 [(ii) the school making used school uniforms available to students; or]  
 412 [(iii) other programs to make school uniforms available to economically disadvantaged  
 413 students.]  
 414 [(4) ~~{A}~~. (a) Except as provided in Subsection (4)(b), a school uniform policy under this part is not  
 415 considered a fee for either an elementary or a secondary school.{+}  
 416 ~~{(4) An LEA may not charge a student or parent a fee, as defined in Section 53G-7-501,~~  
 417 ~~for a school uniform.}~~ (b)(i) Subject to Subsection (4)(b)(ii), a secondary school may adopt a school uniform  
policy that requires clothing that is expensive or prescriptive.  
(b)(ii) A school uniform policy described in Subsection (4)(b)(i) is considered a fee, as defined in Section  
53G-7-501, and is subject to Part 5, Student Fees.  
 418 (5) A school uniform policy shall include a provision allowing a principal at any time

The motion passed with a vote of 6 - 0 - 2.

<u>Yeas-6</u>	<u>Nays-0</u>	<u>Absent-2</u>
Sen. K. Grover		Sen. G. Davis
Sen. D. Henderson		Sen. L. Fillmore
Sen. L. Hillyard		
Sen. A. Millner		
Sen. K. Riebe		
Sen. J. Stevenson		

Royce Van Tassell, Executive Director, Utah Association of Public Charter Schools, spoke in favor of the bill.

Frank Schofield, Superintendent, Logan City School District, spoke to the bill.

Chair Henderson designated Sen. Millner to chair the meeting. Acting Chair Millner assumed the chair.

**MOTION:** Sen. Riebe moved to pass 1st Substitute H.B. 250 out favorably as amended. The motion passed with a vote of 4 - 0 - 4.

<u>Yeas-4</u>	<u>Nays-0</u>	<u>Absent-4</u>
Sen. K. Grover		Sen. G. Davis
Sen. L. Hillyard		Sen. L. Fillmore
Sen. A. Millner		Sen. D. Henderson
Sen. K. Riebe		Sen. J. Stevenson

**6 . 1st Sub. H.B. 188 T.h. Bell Program Amendments (Snow, V. L.)**

Rep. V. Lowry Snow presented the bill with the assistance of Spencer Jenkins, Assistant Commissioner for Public Affairs, State Board of Regents.

John Fahey, Superintendent, Wayne County School District, spoke to the bill.

Jason Brown, Vice President, Envision Utah, spoke in favor of the bill.

**MOTION:** Sen. Reibe moved to pass 1st Substitute H.B. 188 out favorably. The motion passed with a vote of 5 - 0 - 3.

Yeas-5

Sen. K. Grover  
Sen. D. Henderson  
Sen. L. Hillyard  
Sen. A. Millner  
Sen. K. Riebe

Nays-0

Absent-3

Sen. G. Davis  
Sen. L. Fillmore  
Sen. J. Stevenson

Chair Henderson resumed the chair.

**7 . H.B. 286 Financial and Economic Literacy Education Amendments (Moss, J.)**

Rep. Jefferson Moss presented the bill with the assistance of Tami Pyfer, Education Advisor, Governor's Office.

David Damschen, Utah State Treasurer, spoke in favor of the bill.

**MOTION:** Sen. Millner moved to pass H.B. 286 out favorably. The motion passed with a vote of 4 - 0 - 4.

Yeas-4

Sen. K. Grover  
Sen. D. Henderson  
Sen. A. Millner  
Sen. K. Riebe

Nays-0

Absent-4

Sen. G. Davis  
Sen. L. Fillmore  
Sen. L. Hillyard  
Sen. J. Stevenson

**MOTION:** Sen. Millner moved to adjourn. The motion passed with a vote of 4 - 0 - 4.

Yeas-4

Sen. K. Grover  
Sen. D. Henderson  
Sen. A. Millner  
Sen. K. Riebe

Nays-0

Absent-4

Sen. G. Davis  
Sen. L. Fillmore  
Sen. L. Hillyard  
Sen. J. Stevenson

Chair Henderson adjourned the meeting at 9:39 AM.