Thursday, February 8, 2024 | 2:00 p.m. | 120 Senate Building

Members Present:

Rep. Candice B. Pierucci, Chair Rep. Steven J. Lund, Vice Chair

Rep. Kera Birkeland Rep. Tyler Clancy Rep. Joseph Elison Rep. Katy Hall

Rep. Dan N. Johnson Rep. Karianne Lisonbee

Rep. Carol S. Moss

Rep. Karen M. Peterson

Rep. Val L. Peterson Rep. Susan Pulsipher Rep. Angela Romero

Rep. R. Neil Walter

Members Absent:

Rep. Jefferson Moss

Staff Present:

Micah Ann Wixom, Policy Analyst

Reese Boardman, Committee Secretary

Note: A copy of related materials and an audio recording of the meeting can be found at www.le.utah.gov.

Chair Pierucci called the meeting to order at 2:27 p.m. of February 8, 2024.

1. H.B. 347 Special Education Modifications (Ward, R.)

MOTION: Rep. Johnson moved to approve the minutes. The motion passed with a vote of 8 - 0 - 7.

Yeas - 8 Nays - 0 Absent - 7 Rep. K. Birkeland Rep. T. Clancy Rep. J. Elison Rep. K. Lisonbee Rep. K. Hall Rep. S. Lund Rep. D. Johnson Rep. C. Moss Rep. C. Pierucci Rep. J. Moss Rep. S. Pulsipher Rep. K. Peterson Rep. A. Romero Rep. V. Peterson

Rep. R. Walter

Rep. Ward presented the bill.

Nate Crippes, Public Affairs Attorney, Disabilty Law Center, spoke in opposition to the bill.

Jay Blain, Utah Education Association, spoke in favor of the bill.

Ben Horsley, Granite School District, spoke to the bill.

Christina Boggess, citizen, spoke in favor of the bill.

Monica Stewart, We All Belong, spoke in opposition to the bill.

Amanda Sandy, We All Belong, spoke in opposition to the bill.

Kim Garrett, citizen, spoke in opposition to the bill.

Jake Shewmake, citizen, spoke in favor of the bill.

Julie Beane, citizen, spoke in favor of the bill.



Karen Conder, Utah PTA, spoke to the bill.

Amanda Longwell, citizen, spoke in opposition to the bill.

Tucker Garrett, citizen, spoke in opposition to the bill.

MOTION:

Rep. Elison moved to replace H.B. 347 with 2nd Substitute H.B. 347. The motion passed with a vote of 11 - 0 - 4.

Yeas - 11 Rep. K. Birkeland Rep. T. Clancy Rep. J. Elison Rep. K. Hall Rep. D. Johnson Rep. S. Lund

Nays - 0

Absent - 4 Rep. K. Lisonbee Rep. J. Moss Rep. K. Peterson Rep. V. Peterson

Absent - 4

Rep. J. Moss

Rep. K. Lisonbee

Rep. K. Peterson

Rep. V. Peterson

Rep. C. Moss Rep. C. Pierucci Rep. S. Pulsipher

Rep. A. Romero

Rep. R. Walter

MOTION:

Rep. Elison moved to amend 2nd Substitute H.B. 347 with Amendment #1. The motion passed with a vote of 10 - 1 - 4.

> Amendment 1 2nd Sub. H.B. 347

Page 2, Lines 38 through 45:

38 (ii) provide an environment to all educators, school staff, and students that does not

39 pose a predictable threat of serious bodily injury to the educators, school staff, or students;

40 (iii) provide an education to all students in which the students' classroom is not

41 { predictably } significantly disrupted in an ongoing fashion;

(iv) provide an environment to all educators, school staff, and students that is free from 42

43 repeated:

44 (A) verbal or physical sexual harassment; or

45 (B) sexual assault;

Page 5, Lines 125 through 127:

125 (6) An LEA shall provide education to all students within the LEA in the least

Nays - 1

Rep. T. Clancy

126 restrictive environment possible that does not { predictably } significantly disrupt the education of other

127 students within the classroom in an ongoing fashion.

Yeas - 10 Rep. K. Birkeland Rep. J. Elison Rep. K. Hall Rep. D. Johnson

Rep. S. Lund

Rep. C. Moss Rep. C. Pierucci

Rep. S. Pulsipher

MOTION:

Rep. A. Romero Rep. R. Walter

> Rep. Elison moved to pass 2nd Substitute H.B. 347 out favorably. The motion passed with a vote of 8 - 2 - 5.

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Yeas - 8 Nays - 2 Absent - 5 Rep. K. Birkeland Rep. T. Clancy Rep. K. Lisonbee Rep. J. Elison Rep. J. Moss Rep. A. Romero Rep. K. Hall Rep. K. Peterson Rep. D. Johnson Rep. V. Peterson Rep. S. Lund Rep. S. Pulsipher

Rep. C. Moss Rep. C. Pierucci Rep. R. Walter

2. H.B. 82 Public Education Program Modifications (Pierucci, C.)

Rep. Pierucci presented the bill with assistance from Angle Stallings, Deputy Superintendent of Policy, Utah State Board of Education.

Christina Boggess, Utah State Board of Education, spoke in opposition to the bill.

MOTION: Rep. Walter moved to replace H.B. 82 with 1st Substitute H.B. 82. The motion passed with a vote of 9 - 0 - 6.

Yeas - 9 Nays - 0 Absent - 6 Rep. J. Elison Rep. K. Birkeland Rep. K. Hall Rep. T. Clancy Rep. D. Johnson Rep. K. Lisonbee Rep. S. Lund Rep. J. Moss Rep. C. Moss Rep. V. Peterson Rep. K. Peterson Rep. A. Romero

Rep. C. Pierucci Rep. S. Pulsipher Rep. R. Walter

MOTION:

Rep. Walter moved to amend 1st Substitute H.B. 82 with Amendment #4. The motion passed with

a vote of 9 - 0 - 6.

Amendment 4 1st Sub. H.B. 0082

Page 16, Lines 467 through 468:

467 (2) The state board shall develop or select a school readiness assessment [that aligns with the

468 kindergarten entry and exit assessment described in Section 53G-7-203].

Page 29, Lines 878 through 881:

(a) the parent's rights as specified in this part[-]; and 878

(b) the constitutional protections as described in Section { 53G-6-808 } 53G-10-205 . 879

880 (2) An LEA satisfies the notification requirement described in Subsection (1) by

posting the information on the LEA's website or through other means of electronic 881

3. Page 29, Line 887 through Page 30, Line 895:

(2) On or before October 1 of each year, an LEA shall provide the state board with the 887

888 { official } work email address of each school employee.

889 (3) The state board shall provide the email address described in Subsection (1) to the

890 Legislature upon request. The state board may email school employees for official communication:

(a) if the state board provides 48 hours notice to the local superintendent; and

(b) no more than four times per calendar year.

(4) The state board { and the Legislature }: 891

892 (a) may use an employee's email address provided under Subsection {-(1)} (2) for official communication

between the state board { or Legislature } and the school employee; and 893

894 (b) may not disclose an email address provided under Subsection $\{(1)\}$ (2) to a third party.

895 Section 16. Section 53G-7-501 is amended to read:

Page 37, Lines 1118 through 1120:



1118 become public knowledge unless it can be shown by clear and convincing evidence that the

information became public knowledge through an intentional act of the superintendent, <u>superintendent's</u> designee.

1120 principal, or a staff member.

Yeas - 9
Rep. J. Elison
Rep. K. Hall
Rep. D. Johnson
Rep. S. Lund
Rep. C. Moss
Rep. K. Peterson
Rep. C. Pierucci
Rep. S. Pulsipher
Rep. R. Walter

Nays - 0 Absent - 6

Rep. K. Birkeland Rep. T. Clancy Rep. K. Lisonbee Rep. J. Moss Rep. V. Peterson Rep. A. Romero

MOTION: Rep. Walter moved to pass 1st Substitute H.B. 82 out favorably. The motion passed with a vote of 9 - 0 - 6.

Yeas - 9
Rep. J. Elison
Rep. K. Hall
Rep. D. Johnson
Rep. S. Lund
Rep. C. Moss
Rep. K. Peterson
Rep. C. Pierucci
Rep. S. Pulsipher

Rep. R. Walter

Nays - 0 Absent - 6

Rep. K. Birkeland Rep. T. Clancy Rep. K. Lisonbee Rep. J. Moss Rep. V. Peterson Rep. A. Romero

3. H.B. 208 Teacher Licensure Amendments (Thurston, N.)

Rep. Thurston presented the bill.

Travis Rawlings, citizen, spoke to the bill.

Jay Blain, Utah Education Association, spoke in favor of the bill.

Jennie Earl, Utah State Board of Education, spoke in favor of the bill.

Nays - 0

MOTION: Rep. Hall moved to replace H.B. 208 with 2nd Substitute H.B. 208. The motion passed with a vote of 11 - 0 - 4.

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Yeas - 11 Rep. K. Birkeland Rep. T. Clancy Rep. J. Elison Rep. K. Hall

Rep. D. Johnson

Rep. K. Lisonbee Rep. C. Moss

Rep. K. Peterson Rep. C. Pierucci

Rep. S. Pulsipher

Rep. R. Walter

Absent - 4 Rep. S. Lund Rep. J. Moss Rep. V. Peterson Rep. A. Romero



MOTION:

Rep. Hall moved to amend 2nd Substitute H.B. 208 with Amendment #1. The motion passed with a

vote of 11 - 0 - 4.

Amendment 1 2nd Sub. H.B. 208

1. Page, Line 119 through Page 5, Line 120:

119 consultation with administrators and staff directly responsible for hiring licensed educators at an LEA

120 or regional education service agency as defined in Section 53G-4-410, shall develop a strategy

 Yeas - 11
 Nays - 0
 Absent - 4

 Rep. K. Birkeland
 Rep. S. Lund

 Rep. T. Clancy
 Rep. J. Moss

 Rep. J. Elison
 Rep. V. Peterson

 Rep. K. Hall
 Rep. A. Romero

 Rep. D. Johnson
 Rep. A. Romero

Rep. K. Lisonbee Rep. C. Moss

Rep. K. Peterson

Rep. C. Pierucci

Rep. S. Pulsipher

Rep. R. Walter

MOTION: Rep. Hall moved to pass 2nd Substitute H.B. 208 out favorably. The motion passed with a vote of 10 - 1 - 4.

 Yeas - 10
 Nays - 1
 Absent - 4

 Rep. K. Birkeland
 Rep. C. Moss
 Rep. S. Lund

 Rep. T. Clancy
 Rep. J. Moss

 Rep. J. Elison
 Rep. V. Peterson

 Rep. K. Hall
 Rep. A. Romero

Rep. D. Johnson Rep. K. Lisonbee Rep. K. Peterson

Rep. C. Pierucci

Rep. S. Pulsipher

Rep. R. Walter

4. H.B. 438 Higher Education Revisions (Peterson, K.)

Rep. Peterson presented the bill.

Brad Asay, President, American Federation of Teachers, spoke in favor of the bill.

John Cox, Utah State Board of Higher Education, spoke in favor of the bill.

MOTION: Rep. Walter moved to replace H.B. 438 with 1st Substitute H.B. 438. The motion passed with a

vote of 9 - 0 - 6.



Yeas - 9 Nays - 0 Absent - 6 Rep. K. Birkeland Rep. T. Clancy Rep. J. Elison Rep. K. Lisonbee Rep. K. Hall Rep. S. Lund Rep. D. Johnson Rep. J. Moss Rep. C. Moss Rep. V. Peterson Rep. K. Peterson Rep. A. Romero Rep. C. Pierucci

MOTION:

Rep. S. Pulsipher Rep. R. Walter

Rep. Walter moved to pass 1st Substitute H.B. 438 out favorably. The motion passed with a vote of 9 - 0 - 6.

Yeas - 9Nays - 0Absent - 6Rep. K. BirkelandRep. T. ClancyRep. J. ElisonRep. K. LisonbeeRep. K. HallRep. S. LundRep. D. JohnsonRep. J. MossRep. C. MossRep. V. PetersonRep. K. PetersonRep. A. Romero

Rep. C. Pierucci Rep. S. Pulsipher Rep. R. Walter

5. H.B. 415 School Fees Amendments (Strong, M.A.)

Rep. Strong presented the bill.

Angie Stallings, Deputy Superintendent of Policy, Utah State Board of Education spoke to the bill.

Barbie Faust, School Fees Specialist, Utah State Board of Education, spoke to the bill.

Jenny Earl, Utah State Board of Education, spoke in opposition to the bill.

Todd Hauber, USBA, spoke in opposition to the bill.

MOTION: Rep. Peterson moved to amend H.B. 415 with Amendment #4. The motion passed with a vote of 10

- 0 - 5.

Amendment 4 H.B. 415

- 1. Page 19, Lines 572 through 573:
- (b) Beginning July 1, 2024, and ending June 30, 2029, an LEA shall determine a
- 573 phase-out plan for charging fees under this section, including the fees described in Subsection (3).
- 2. Page 19, Line 585 through Page 20, Line 586:
- 585 (3) {Subject to Subsection (11)(a), beginning } Beginning with the { 2024-2025-} 2028-2029 school year:
- 586 (a) for a curricular activity or a co-curricular activity, an LEA may not charge a
- 3. Page 21, Lines 631 through 634:
- (10) An LEA may not charge a fee under this part after the 2028-2029 school year other than for an extracurricular activity, including the life-cycle replacement costs for school equipment directly related to the extracurricular activity.
- 632 (11) If the Legislature does not appropriate funds, in whole or in part, to offset the
- 633 fiscal impact of an LEA's inability to charge fees under this part in a given fiscal year, the
- 634 Legislature may provide future appropriations to LEAs.



Yeas - 10 Absent - 5 <u>Nays - 0</u> Rep. K. Birkeland Rep. K. Lisonbee Rep. T. Clancy Rep. S. Lund Rep. J. Elison Rep. J. Moss Rep. K. Hall Rep. V. Peterson Rep. D. Johnson Rep. A. Romero Rep. C. Moss Rep. K. Peterson Rep. C. Pierucci

MOTION:

Rep. S. Pulsipher Rep. R. Walter

Rep. C. Pierucci Rep. S. Pulsipher Rep. R. Walter

Rep. Peterson moved to pass H.B. 415 out favorably. The motion passed with a vote of 11 - 0 - 4.

Yeas - 11Nays - 0Absent - 4Rep. K. BirkelandRep. S. LundRep. T. ClancyRep. J. MossRep. J. ElisonRep. V. PetersonRep. K. HallRep. A. RomeroRep. D. JohnsonRep. K. LisonbeeRep. C. MossRep. K. Peterson

6. H.B. 419 Charter School Funding Amendments (Walter, N.)

Rep. Walter presented the bill with assistance from Clint Biesinger, Rountable Funding.

Kim Frank, Utah Charter Network, spoke in favor of the bill.

MOTION: Rep. Elison moved to pass H.B. 419 out favorably. The motion passed with a vote of 13 - 0 - 2.

 Yeas - 13
 Nays - 0
 Absent - 2

 Rep. K. Birkeland
 Rep. J. Moss

 Rep. T. Clancy
 Rep. A. Romero

Rep. T. Clancy
Rep. J. Elison
Rep. K. Hall

Rep. K. Lisonbee Rep. S. Lund Rep. C. Moss Rep. K. Peterson

Rep. D. Johnson

Rep. V. Peterson

Rep. C. Pierucci Rep. S. Pulsipher

Rep. S. Pulsipner Rep. R. Walter

MOTION: Rep. Birkeland moved to place H.B. 419 on the Consent Calendar. The motion failed with a vote of 12 - 1 - 2.

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Absent - 2

Absent - 4

Rep. J. Moss

Rep. K. Birkeland

Rep. K. Lisonbee

Rep. A. Romero

Rep. J. Moss

Rep. A. Romero



Yeas - 12

Rep. K. Birkeland

Rep. T. Clancy

Rep. J. Elison

Rep. K. Hall

Rep. D. Johnson

Rep. K. Lisonbee

Rep. S. Lund

Rep. K. Peterson

Rep. V. Peterson

Rep. C. Pierucci

Rep. S. Pulsipher

Rep. R. Walter

7. H.B. 202 Student Athlete Amendments (Teuscher, J.)

Rep. Teuscher presented the bill with assistance from Russell White, CEO, Opendorse.

Nays - 0

Nays - 1

Rep. C. Moss

Doug Wilks, Deseret News Editor, Media Coalition, spoke in opposition to the bill.

Henrie Walton, Utah Tech University, spoke in favor of the bill.

Jeff Hunt, Utah Media Coalition, spoke in opposition to the bill.

Lars Birkeland, citizen, spoke in favor of the bill.

Bryan Scott, Publisher, The City Journal, spoke to the bill.

MOTION:

Rep. Elison moved to replace H.B. 202 with 1st Substitute H.B. 202. The motion passed with a vote of 11 - 0 - 4.

Yeas - 11

Rep. T. Clancy

Rep. J. Elison

Rep. K. Hall Rep. D. Johnson

Rep. S. Lund

Rep. C. Moss

Rep. K. Peterson

Rep. V. Peterson

Rep. C. Pierucci

Rep. S. Pulsipher

Rep. R. Walter

MOTION:

Rep. Elison moved to pass 1st Substitute H.B. 202 out favorably. The motion passed with a vote of

11 - 1 - 3.



8. H.B. 250 Driver Education Modifications (Defay, A.)

Rep. Defay presented the bill with the assistance of Angie Stallings, Deputy Director, USBE.

MOTION: Rep. Peterson moved to amend H.B. 250 with Amendment #1. The motion passed with a vote of 11 - 0 - 4.

Amendment 1 H.B. 250

1. Page 1, Lines 9 through 10:

- 9 This bill makes changes to the way {an} a local education agency may fund driver
- 10 education classes.
- 2. Page 1, Lines 12 through 15:
- 12 This bill:

Rep. K. Peterson Rep. V. Peterson Rep. C. Pierucci Rep. S. Pulsipher Rep. R. Walter

- 13 allows for additional funding to be used by {-an-}a local education agency to fund driver
- 14 education classes; and
- 15 increases driver education student reimbursement amounts.

Yeas - 11Nays - 0Absent - 4Rep. T. ClancyRep. K. BirkelandRep. J. ElisonRep. K. LisonbeeRep. K. HallRep. J. MossRep. D. JohnsonRep. A. RomeroRep. S. Lund

Rep. D. Johnson Rep. S. Lund Rep. C. Moss Rep. K. Peterson Rep. V. Peterson Rep. C. Pierucci Rep. S. Pulsipher Rep. R. Walter

MOTION: Rep. Peterson moved to pass H.B. 250 out favorably. The motion passed with a vote of 11 - 0 - 4.



Yeas - 11 Nays - 0 Absent - 4 Rep. T. Clancy Rep. K. Birkeland Rep. J. Elison Rep. K. Lisonbee Rep. K. Hall Rep. J. Moss Rep. D. Johnson Rep. A. Romero Rep. S. Lund Rep. C. Moss Rep. K. Peterson Rep. V. Peterson Rep. C. Pierucci

MOTION:

Rep. S. Pulsipher Rep. R. Walter

Rep. Johnson moved to adjourn. The motion passed with a vote of 11 - 0 - 4.

Yeas - 11Nays - 0Absent - 4Rep. T. ClancyRep. K. BirkelandRep. J. ElisonRep. K. LisonbeeRep. K. HallRep. J. MossRep. D. JohnsonRep. A. RomeroRep. S. LundRep. C. MossRep. K. Peterson

Rep. V. Peterson Rep. C. Pierucci Rep. S. Pulsipher Rep. R. Walter

Chair Pierucci adjourned the meeting.