

**MINUTES OF HOUSE EDUCATION
STANDING COMMITTEE**

February 19, 2003

Room 129, State Capitol Building

MEMBERS PRESENT: Rep. Margaret Dayton, Chair
 Rep. Merlynn T. Newbold, Vice Chair
 Rep. LaVar Christensen
 Rep. John Dougall
 Rep. James A. Ferrin
 Rep. James R. Gowans
 Rep. Ann W. Hardy
 Rep. David L. Hogue
 Rep. Kory M. Holdaway
 Rep. Gregory H. Hughes
 Rep. Bradley T. Johnson
 Rep. Brad King
 Rep. Loraine T. Pace
 Rep. LaWanna Shurtliff

MEMBERS ABSENT: Rep. Carol Spackman Moss

STAFF PRESENT: Constance C. Steffen, Policy Analyst
 Greta Rodebush, Committee Secretary

VISITORS LIST: Attached to and made a part of these minutes.

Chair Dayton called the meeting to order at 4:47 p.m.

MOTION: Rep. Hogue moved to approve the minutes of February 17, 2003. The motion passed unanimously with Rep. Holdaway, Rep. Hughes, Rep. Pace, and Rep. Shurtliff absent for the vote.

H.B. 243 Amendments to Education (W. Harper)

MOTION: Rep. Johnson moved to amend the bill as follows:

1. Page 1, Line 5: Delete "**requiring**" and insert "**encouraging**"
2. Page 1, Line 18: After "school district" delete "shall" and insert "is encouraged to"

The motion passed unanimously with Rep. Holdaway and Rep. Pace absent for the vote.

Rep. Harper introduced H.B. 243 which encourages secondary and certain school district administrators to teach at least one course each term or semester.

The following spoke in opposition to the bill:

Ms. Pat Rusk, President, Utah Education Association

Ms. Sydney Dixon, Granite School District

Mr. Barry Newbold, Superintendent, Jordan School District

Mr. Martell Menlove, Superintendent, Box Elder School District

Mr. Carl Boyinton, Secondary School Principals Association

Chair Dayton relinquished the chair to Vice-Chair Newbold at 5:12 p.m.

MOTION: Rep. Holdaway moved to proceed to the next item on the agenda.

SUBSTITUTE

MOTION: Rep. Johnson moved to pass the bill out favorably. The motion failed with Rep. Hughes and Rep. Johnson voting in favor of the motion. Rep. Ferrin, Rep. King, and Rep. Dayton were absent for the vote.

A vote was taken on the original motion. The motion passed unanimously with Rep. Ferrin, Rep. King, and Rep. Dayton absent for the vote.

H.B. 341 Property Tax Levy for Education (*M. Styler*)

Rep. Styler introduced H.B. 341 which modifies the State System of Public Education Code and the Property Tax Act by setting the minimum basic tax rate.

The following spoke in support of the bill:

Ms. Sarah Meier, Utah School Boards Association and Utah State Superintendents Association

Ms. Pat Rusk, President, Utah Education Association

The following spoke in opposition to the bill:

Mr. Mike Jerman, Utah Taxpayers Association, Utah Manufacturers Association, Utah Mining Association, and Utah Food Industry Association

Mr. Larry Newton, State Director of Finance, spoke to the bill.

MOTION: Rep. Ferrin moved to amend the bill as follows:

1. Page 3, Lines 70-72: Restore the language on lines 70-72 and then bracket "but exclusive of " and insert "including"
2. Page 4, Lines 107-108: Restore the language on lines 107 and 108
3. Page 7, Line 187: Restore "53A-17a-135"

SUBSTITUTE

MOTION: Rep. Christensen moved to proceed to the next item on the agenda..

MOTION: Rep. Holdaway moved to call for the question. The motion passed unanimously with Rep. Dayton absent for the vote.

A vote was taken on the substitute motion. The motion passed with Rep. Gowans, Rep. Holdaway, Rep. King, Rep. Shurtliff, and Rep. Newbold voting in opposition. Rep. Dayton was absent for the vote.

H.B. 153 Education Resource Conservation Programs (R. Becker)

MOTION: Rep. Ferrin moved to delete H.B.153, in title and body, and replace it with 1st Sub. H.B. 153. The motion passed unanimously with Rep. Dayton absent for the vote.

Rep. Becker introduced 1st Sub. H.B. 153 which creates a Resource Conservation Advisory Committee to help school districts become energy efficient.

The following spoke in favor of the bill:

Ms. Pat Rusk, President, Utah Education Association

Mr. Mike Glenn, Utah Energy Office

Mr. Ivan Weber, Chairman, Utah Chapter of the Sierra Club

Ms. Sarah Wrights, Utah Clean Energy Alliance

Mr. Barry Newbold, Superintendent, Jordan School District, spoke to the bill.

MOTION: Rep. Dougall moved to pass the bill out favorably.

SUBSTITUTE

MOTION: Rep. Ferrin moved to amend the bill as follows:

1. Page 3, Line 76: After "charter schools" delete "shall" and insert "are encouraged to"
2. Page 4, Line 88: After "charter school" delete "shall" and insert "is encouraged to"

The motion failed with Rep. Christensen, Rep. Dougall, Rep. Ferrin, Rep. Johnson, Rep. Pace, Rep. Newbold, and Rep. Dayton voting in favor.

MOTION: Rep. Holdaway moved to call for the question. The motion passed with Rep. Hogue voting in opposition.

A vote was taken on the original motion. The motion passed with Rep. Christensen, Rep. Ferrin, Rep. Johnson, Rep. Pace, Rep. Newbold, and Rep. Dayton voting in opposition.

Chair Dayton resumed the Chair at 6:22 p.m.

S.B. 57 Charter School Amendments (*H. Stephenson*)

Sen. Stephenson introduced S.B. 57 which expands the number of charter schools that may be sponsored by the State Board of Education and modifies other provisions pertaining to charter schools.

The following spoke in favor of the bill:

Mr. Ray Timothy, Associate Superintendent, Utah State Office of Education

Mr. Nathan Rathban, Utah Charter Schools Association

Ms. Cheryl Phipps, Utah PTA Education Commissioner

Ms. Patricia Bradley, Utah State Office of Education, spoke to the bill.

MOTION: Rep. Ferrin moved to pass the bill out favorably. The motion passed with Rep. Gowans, Rep. King, and Rep. Shurtliff voting in opposition.

A vote was taken on Rep. Dougall's substitute motion. The motion failed with Rep. Dougall, Rep. Hardy, Rep. Holdaway, Rep. King, and Rep. Newbold voting in favor of the motion. Rep. Ferrin, Rep. Johnson, Rep. Pace, and Rep. Dayton were absent for the vote.

A vote was taken on the original motion to pass the bill out favorably. The motion passed with Rep. Dougall, Rep. Hughes, and Rep. Newbold voting in opposition. Rep. Ferrin, Rep. Johnson, Rep. Pace, and Rep. Dayton were absent for the vote.

MOTION: Rep. Dougall moved to adjourn. The motion passed unanimously with Rep. Ferrin, Rep. Johnson, Rep. Pace, and Rep. Dayton absent for the vote.

Vice Chair Newbold adjourned the meeting at 7:36 p.m.

Rep. Margaret Dayton, Chair