

**MINUTES OF HOUSE EDUCATION
STANDING COMMITTEE**

February 2, 2007

Room W135, West Office Building, State Capitol Complex

MEMBERS PRESENT: Rep. Gregory H. Hughes, Chair
Rep. Patrick Painter, Vice Chair
Rep. Sylvia S. Andersen
Rep. Craig A. Frank
Rep. James R. Gowans
Rep. Kory M. Holdaway
Rep. Carol Spackman Moss
Rep. Merlynn T. Newbold
Rep. LaWanna "Lou" Shurtliff
Rep. Kenneth W. Sumsion
Rep. Stephen Urquhart
Rep. Mark A. Wheatley

MEMBERS ABSENT: Rep. Brad L. Dee, Rep. Bradley G. Last, and Rep. Rebecca D. Lockhart

STAFF PRESENT: Constance C. Steffen, Policy Analyst
Diane Obeshaw, Committee Secretary
Dee S Larsen, Associate General Counsel

Note: List of visitors and copy of handouts are filed with committee minutes.

Vice Chair Painter called the meeting to order at 8:16 a.m.

Rep. Moss gave a grammar lesson on the use of "capital" and "capitol".

MOTION: Rep. Shurtliff moved to approve the minutes of January 30, 2007. The motion passed unanimously with Rep. Urquhart absent for the vote.

H.B. 155 Student Achievement Assessment Amendments (*Rep. M. Newbold*)

Not considered.

H.B. 234 Compensation of Local School Board Members (*Rep. J. Dougall*)

Rep. Dougall introduced the bill which requires local school boards to adopt compensation schedules.

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

1. *Page 1, Lines 10 through 15:*

10 This bill modifies the State System of Public Education Code by
11 ~~{requiring}~~ authorizing local school
12 boards to adopt compensation schedules for their members.
13 Highlighted Provisions:
14 This bill:
15 ▶ ~~{requires}~~ authorizes local school boards to adopt board
compensation schedules for the
16 compensation and expenses of their members beginning on July 1, 2007 ;

2. *Page 2, Line 45:*

45 (2) ~~{if}~~ Beginning on July 1, 2007, if a local school board decides to
adopt or amend its board compensation schedules,

3. *Page 3, Line 59:*

59 for board approval.

(6) A local school board may, without following the procedures described in Subsections (2) and (3), continue to use the compensation schedule that was in effect prior to July 1, 2007 until, at the discretion of the board, the compensation schedule is amended or a new compensation schedule is adopted.

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The motion passed unanimously with Rep. Urquhart absent for the vote.

Steve Peterson, Utah School Boards Association, spoke in support of the bill.

MOTION: Rep. Holdaway moved to pass the bill out favorably as amended. The motion passed unanimously with Rep. Urquhart absent for the vote.

H.B. 309 Scott B. Lundell Tuition Waiver for National Guard Members' Surviving Dependents (Rep. G. Hughes)

Rep. Hughes introduced the bill which provides a tuition waiver for surviving dependents of military members under specified conditions. Mrs. Lundell commented on the bill.

MOTION: Rep. Frank moved to adopt 1st Substitute 309. The motion passed unanimously with Rep. Urquhart absent for the vote.

Dave Buhler, Associate Commissioner, Higher Education, spoke in support of the bill.

MOTION: Rep. Moss moved to pass the bill out favorably. The motion passed unanimously with Rep. Urquhart absent for the vote.

MOTION: Rep. Anderson moved to place the bill on the consent calendar. The motion passed unanimously with Rep. Urquhart absent for the vote.

H.B. 239 School Community Council Amendments (Rep. R. Menlove)

Rep. Menlove introduced the bill which modifies provisions regarding the membership and terms of office of school community council members.

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

1. *Page 2, Lines 55 through 56:*

55 (4) (a) Each school community council shall consist of school employee members
56 [~~and~~], parent or guardian members, and nonvoting at large members in accordance
with this section.

2. *Page 3, Lines 68 through 71:*

68 (d) In addition to the number of parent and guardian members and school employee
69 members as provided in Subsection (4)(b) or (4)(c), a school community council may have
one
70 or more nonvoting at large members provided that the number of school employee
members and nonvoting at large
71 members combined does not exceed the number of parent and guardian members.

3. *Page 3, Lines 75 through 77:*

75 (b) (i) Each parent or guardian member and each nonvoting at large member
shall be elected at an
76 election held at the school by a majority vote of those voting at the election and [~~serves~~]
serve a
77 two-year term [~~beginning July 1~~].

4. *Page 3, Lines 80 through 82:*

80 (iii) Any person running for the position of parent or guardian [~~of a student who~~
meets
81 ~~the qualifications of this section]~~ member or nonvoting at large member may file or
declare himself as a
82 candidate for election to a school community council.

5. *Page 4, Lines 93 through 95:*

93 (iii) If ~~{an}~~ a nonvoting at large position on a school community council
remains unfilled after an
94 election is held, the incoming council ~~{shall}~~ may appoint a person who meets
the qualifications of ~~{an}~~ a nonvoting
95 at large member as provided in Subsection (1).

6. *Page 4, Lines 105 through 106:*

105 (h) (i) Each school community council shall elect a chair and vice chair from its
parent
106 or guardian members, nonvoting at large members, and elected employee members.

The motion passed unanimously with Rep. Urquhart absent for the vote.

Sarah Meier, Granite School Board, spoke in support of the bill.

MOTION: Rep. Gowans moved to pass the bill out favorably as amended.

The motion passed out favorably with Rep. Urquhart absent for the vote.

H.B. 118 Residency Requirements for In-state Tuition (Rep. J. Draxler)

MOTION: Rep. Newbold moved to adopt 1st Substitute H.B. 118.

The motion passed unanimously with Rep. Urquhart absent for the vote.

Rep. Draxler introduced the bill which amends the definition of a resident student for tuition purposes within the state system of higher education.

The following spoke in favor of the bill:

Dave Buhler, Associate Commissioner, Higher Education
Sonya Leeck, Utah State University student

Tony Yapias

MOTION: Rep. Shurtliff moved to pass out favorably 1st Substitute H.B. 118.

SUBSTITUTE MOTION: Rep. Hughes moved to amend the bill as follows:

1. *Page 2, Line 35:*

35 family member; ~~{and}~~

▶ exempts certain students from paying the nonresident portion of total tuition; and

2. *Page 8, Line 218:*

218 ~~the facts which existed at the time of the determination have materially changed.]~~

(20) A student shall be exempt from paying the nonresident portion of total tuition if the student:

(a) attended high school in this state for three or more years; and

(b) graduated from a high school in this state or received the equivalent of a high school diploma in this state.

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The motion passed unanimously with Rep. Newbold absent for the vote.

MOTION: Rep. Urquhart moved to delete lines 157 through lines 160. The motion failed with Rep. Frank, Rep. Urquhart, Rep. Painter, and Rep. Hughes voting in favor of the amendment, and Rep. Newbold absent for the vote.

MOTION: Rep. Shurtliff moved to pass out favorably 1st Substitute H.B. 118 as amended. The motion passed with Rep. Urquhart, Rep. Frank, Rep. Hughes, and Rep. Painter voting in opposition, and Rep. Newbold absent for the vote.

MOTION: Rep. Shurtliff moved to adjourn the meeting at 9:38 a.m. The motion passed unanimously with Rep. Newbold absent for the vote.

Rep. Gregory H. Hughes, Chair