

**MINUTES OF THE  
SENATE EDUCATION STANDING COMMITTEE  
THURSDAY, FEBRUARY 19, 2009  
ROOM 415, STATE CAPITOL**

Members Present: Sen. Curtis Bramble, Chair  
Sen. Margaret Dayton  
Sen. Brent Goodfellow  
Sen. Scott Jenkins  
Sen. Karen Morgan  
Sen. Howard A. Stephenson

Members Excused: Sen. Lyle Hillyard

Staff Present: Allison Nicholson, Policy Analyst  
Dee Larsen, Associate General Counsel  
Karen C. Allred, Secretary

Public Speakers Present: David Funk, Vice President, Zion's Bank, Utah Council on  
Financial Education  
Phil Cofield, President/CEO, Junior Achievement Utah  
Steven H. Peterson, Executive Director, Utah School Boards  
Association  
Preston Cochrane, President/CEO, AAA Fair Credit Foundation  
Vik Arnold, Director of Government Relations, Utah Education  
Association  
Lauren Johnson, 5th Grader, Home School Student  
Kirsten Erickson, Senior, Home School Student  
Bart Thompson, Assistant Director, Utah High School Activities  
Association  
Stan Rasmussen, Public Affairs, Sutherland Institute  
Mark VanWagoner, Counsel, Utah High School Activities  
Association  
Lisa Kirchenheiter, Park City School Board, Utah School Boards  
Association  
Cecelia H. Foxley, United Way  
Dave Buhler, Associate Commissioner, Utah System of Higher  
Education

A list of visitors and a copy of handouts are filed with the committee minutes.

Chair Bramble called the meeting to order at 8:15 a.m.

**MOTION:** Sen. Stephenson moved to approve the minutes of the February 17, 2009 meeting.

The motion passed unanimously, with Sens. Dayton, Goodfellow, and Jenkins absent for the vote.

1. **SCR003 -- Concurrent Resolution Urging the Creation of a Utah Council on Financial Education**

**MOTION:** Sen. Stephenson moved to substitute S.C.R 3 with 1st Substitute S.C.R 3.

The motion passed unanimously with Sens. Dayton, Goodfellow, and Jenkins absent for the vote.

Sen. Jones introduced and explained the bill.

David Funk, Vice President Zion's Bank, Utah Council on Financial Education; Phil Cofield, President/CEO, Junior Achievement Utah; Steven H. Peterson, Executive Director, Utah School Board Association; Preston Cochrane, President/CEO, AAA Fair Credit Foundation; and Vik Arnold, Director of Government Relations, Utah Education Association; spoke in favor of the bill.

**MOTION:** Sen. Stephenson moved to pass 1st Substitute S.C.R. 3 out of committee with a favorable recommendation.

The motion passed unanimously with Sens. Dayton and Jenkins absent for the vote.

**MOTION:** Sen. Stephenson moved to place 1st Substitute S.C.R. 3 on the Consent Calendar.

The motion passed unanimously with Sens. Dayton and Jenkins absent for the vote.

2. **S.B. 61 -- Home School and Private School Students' Participation in Extracurricular Activities**

Sen. Madsen introduced and explained the bill.

Lauren Johnson, 5th Grader, Home School Student; Kirsten Erickson, Senior, Home School Student; and Stan Rasmussen, Public Affairs, Sutherland Institute; spoke in favor of the bill.

Bart Thompson, Assistant Director, Utah High School Activities Association; Mark VanWagoner, Counsel, Utah High School Activities Association; and Vik Arnold, Director of Government Relations, Utah Education Association; spoke against the bill.

**MOTION:** Sen. Stephenson moved to send S.B. 61 out of committee with a favorable recommendation.

The motion passed with Sens. Bramble, Dayton, Jenkins and Stephenson voting in favor, and Sens. Goodfellow and Morgan voting in opposition.

3. **1st Substitute H.B. 35 -- Higher Education Tax Credit and Contribution**

Rep. Dougal introduced and explained the bill.

Lisa Kirchenheiter, Park City School Board, Utah School Boards Association spoke against the bill.

Cecelia H. Foxley, United Way and Dave Buhler, Associate Commissioner, Utah System of Higher Education, spoke in favor of the bill.

**MOTION:** Sen. Stephenson moved to adopt the following amendment:

1. *Page 1, Lines 14 through 16:*

- 14           ▶     allows a claimant to claim a nonrefundable tax credit for tuition and mandatory  
                  fees
- 15     for the claimant's enrollment in an eligible institution   {~~within the state system of~~  
higher
- 16     education} ;

2. *Page 7, Lines 205 through 206:*

- 205           (a) "Eligible institution" means    :
- (i)   an institution within the state system of higher
- 206     education specified in Section 53B-1-102 {}     ; or
- (ii) a private, degree granting college or university in the state accredited by the:  
              (A) Accrediting Council for Independent Colleges and Schools;  
              (B) North Central Association of Colleges and Schools The Higher Learning  
              Commission; or  
              (C) Northwest Commission on Colleges and Universities.

The motion passed unanimously.

**MOTION:** Sen. Goodfellow moved to send 1st Substitute H.B. 35 out of committee with a favorable recommendation.

The motion passed unanimously.

**MOTION:** Sen. Goodfellow moved to adjourn.

The motion passed unanimously.

Chair Bramble adjourned the meeting at 9:30 a.m.

Minutes were reported by Karen C. Allred, Secretary.

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Sen. Curtis Bramble