



House of Representatives *State of Utah*

UTAH STATE CAPITOL COMPLEX • 350 STATE CAPITOL
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January 26, 2010

Mr. Speaker:

The Education Committee reports a favorable recommendation on **H.B. 81**, SCHOOL EMPLOYEE CRIMINAL BACKGROUND CHECK, by Representative S. Allen, with the following amendments:

1. *Page 1, Line 18:*

18 applicant or employee to pay for the costs of a criminal background check; ~~{-and}~~ =
▶ allows the State Board of Education to require an educator to submit to a criminal background check where reasonable cause exists; and

2. *Page 5, Lines 150 through 151:*

150 revoked license. =
(2) Where reasonable cause exists, the State Board of Education may require an educator to submit to a criminal background check.
151 ~~{-(2)}~~ (3) (a) The office shall establish a procedure for obtaining and evaluating relevant

3. *Page 6, Line 159:*

159 separate file of fingerprints submitted under Subsection ~~{-(2)}~~ (3) (a) and notify the office when a new

4. *Page 6, Line 169:*

169 ~~{-(3)}~~ (4) An applicant or educator shall have an opportunity to respond to any information received by the

5. *Page 6, Lines 171 through 173:*

171 (4) In preparing recommendations concerning licensing for submission to the board,
172 the office shall consider only the following matters obtained through fingerprint checks to the

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173 extent that they are relevant to the license sought by the applicant or held by the
educator :

6. *Page 7, Lines 185 through 188:*

185 (5) If a recommendation is made for denial , suspension, or revocation of
licensure because of information
186 obtained through a background check, the person shall receive written notice of the
reasons for
187 the recommendation and have an opportunity to respond in accordance with procedures set
188 forth under board rules.

7. *Page 7, Line 191:*

191 (7) The applicant shall pay the costs of conducting the background check required
pursuant to Subsection (1) .

Respectfully,

Gregory H. Hughes
Committee Chair

Voting: 12-0-3

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