



# UTAH STATE SENATE

UTAH STATE CAPITOL COMPLEX • 320 STATE CAPITOL  
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February 2, 2016

Mr. President:

The Education Committee recommends **S.B. 91, BOARD OF EDUCATION AMENDMENTS**, by Senator L. Hillyard, be replaced and favorably recommends **1st Sub. S.B. 91, BOARD OF EDUCATION AMENDMENTS** with the following amendments:

1. *Page 4, Lines 93 through 101:*

- 93 those public funds as a distribution from the board.  
94 (10) The board may require, by rule made in accordance with Title 63G, Chapter 3,  
95 Utah Administrative Rulemaking Act, that if an LEA contracts with a third party  
contractor for  
96 an educational good or service, the LEA shall require in the contract that the third party  
97 contractor shall ~~{submit}~~ provide upon request of the ~~{board}~~ LEA to  
{to an audit that allows the Board} information necessary for the LEA to to  
verify  
98 that the educational good or service complies with:  
99 (a) this title; and  
100 (b) board rule authorized under this title.  
101 (11) (a) The board may appoint an attorney to provide legal advice to the board and

1. *Page 1, Lines 12 through 16:*

- 12 ▶ allows the State Board of Education to:  
13 • ~~{take certain actions if an entity that receives state funds from the~~  
~~State Board of~~

Bill Number



SB0091S01

Action Class



S

Action Code



SCRSUBAMD

14 **Education violates certain law;} enforce Title 53A, State System of Public Education, under  
certain circumstances;**

- 15 • audit the use of certain ~~{public}~~ state funds;  
16 • require a local education agency to, in certain contracts between a local

2. *Page 2, Lines 35 through 38:*

- 35 (a) "Board" means the State Board of Education.  
36 (b) "Education entity" means ~~{an entity that receives a distribution of state~~  
~~funds from~~  
37 ~~the board.}~~ :  
(i) an entity that receives a distribution of state funds through a grant program  
managed by the board under this title;  
(ii) an entity that enters into a contract with the board to provide an educational  
good or service;  
(iii) a school district; or  
(iv) a charter school.  
38 (c) "Educational good or service" means a good or service that is required or  
regulated

3. *Page 4, Lines 91 through 94:*

- 91 attorney of the county where the education entity is located.  
92 (9) The board may audit the use of ~~{public}~~ state funds by an education  
entity that receives  
93 those ~~{public}~~ state funds as a distribution from the board.  
94 (10) The board may require, by rule made in accordance with Title 63G, Chapter 3,

Respectfully,

Ann Millner  
Committee Chair

Voting: 4-3-1