

UTAH STATE BOARD OF EDUCATION (USBE)

LEGISLATIVE MEETING MINUTES

Date: February 23, 2023

Time: 12:00 PM

A Utah State Board of Education legislative meeting was held on February 23, 2023. Chair James Moss presided. As authorized by Utah Code 52-4, this meeting was held at the Utah State Capitol Complex Senate Committee Room 210 Salt Lake City, UT 84114. The public can hear the audio of the meeting through live YouTube streaming.

Members Present:

Chair James Moss

Second Vice Chair Jennie Earl

Member Christina Boggess

Member Joseph Kerry

Member LeAnn Wood

Member Matt Hymas

Member Carol Barlow Lear

Member Kristan Norton

Member Brent J. Strate

Member Sarah Reale

Members Present Online:

Member Emily Green

First Vice Chair Molly Hart

Member Randy Boothe

Member Natalie Cline

Member Cindy Davis

Executive Staff Present:

Sydnee Dickson, State Superintendent

Scott Jones, Deputy Superintendent

Angie Stallings, Deputy Superintendent

Patty Norman, Deputy Superintendent

Minutes were taken by:

Cybil Child, Executive Assistant

Others Present:

USBE staff Bryan Quesenberry, Ashley Biehl, Vanessa Barnes, and Liz Bernfield.

Todd Hauber, UASBO; Jason Strate, CUES; Brittney Cummins, Governor's Office;

Nancy Tingey, CSD; Linda Hanks, USBA; Jay Blain, UEA; Lia Baez, UWSL; Sara

Jones, UEA; Teri Rhodes, USBA; Ryan Anderson, Retired UEA; Susan Edwards,

CSD; and Joe B. Wright, SEDC.

Opening Business

Chair Moss called the meeting to order at 12:10 p.m. He welcomed the public and board members to the legislative meeting.

Budget Priorities

Constitutional Earmark and Statutory Language Updates

Board Chair James Moss provided an update on the ongoing Legislative discussions of potential amendments to the public education income tax earmark in Article XIII, Section 5.

MOTION was made by Member Earl and seconded by Member Lear that the Board requests the Legislature hold S.B. 257 Substitute -- State Board of Education Amendments for further discussion with Senator Grover and to allow the Board to address the sponsor's concerns over the interim.

The motion passed unanimously.

MOTION was made by Member Earl and seconded by Member Kerry that the Board requests the sponsor amend H.B. 400 Second Substitute -- School Absenteeism Amendments by striking Section 53G-11-306 (lines 228-234) from the bill.

MOTION TO AMEND by Member Boggess and seconded by Member Green that the Board strikes lines 78-84 and 97-106 from the bill.

The motion carried with Members Boggess, Cline, Earl, Green, Hart, Hymas, Kerry, Reale, and Moss in favor and Members Boothe, Davis, Lear, Norton, Strate, and Wood opposed.

Final motion that the Board requests the sponsor amend H.B. 400 Second Substitute -- School Absenteeism Amendments by striking Section 53G-11-306: striking lines 78-84, 97-106, and 228-234 from the bill.

SUBSTITUTE MOTION was made by Member Cline and seconded by Member Boggess that the Board opposes H.B. 400 Second Substitute -- School Absenteeism Amendments.

The substitute motion failed with Members Boggess, Cline, Green, and Hymas in favor and Members Boothe, Davis, Earl, Hart, Kerry, Lear, Norton, Reale, Strate, Wood, and Moss opposed.

Final motion that the Board requests the sponsor amend HB 400 by striking Section 53G-11-306 strike lines 78-84, 97-106, and 228-234 from the bill.

The final motion carried with Members Boggess, Cline, Earl, Green, Hart, Hymas, Kerry, and Moss in favor and Members Boothe, Davis, Lear, Norton, Reale, Strate, and Wood opposed.

Action on Legislation/Budget

Board Positions on Legislation

MOTION was made by Member Reale and seconded by Member Lear that the Board recommends that the Legislature hold the following bills to allow the State Board to review the implementation of related bills from the 2022 General Session and to study the potential fiscal impact and administrative support needed to implement the following bills:

- H.B. 138 Sixth Substitute -- Sensitive Material Requirements (Rep. Ballard, M.G.);
- H.B. 464 Substitute -- School Materials Amendments (Rep. Ivory, K.);
- H.B. 465 Substitute -- Public School Library Transparency Amendments (Rep. Welton, D.);
- H.B. 344 Substitute -- Local Policies for Course Content Transparency (Rep. Teuscher, J.);
- H.B. 348 Second Substitute -- Participation Waiver Amendments (Rep. Acton, C.K.);

- H.B. 427 Second Substitute -- Individual Freedom in Public Education (Rep. Jimenez, T.);
- H.B. 441 -- Neutrality in Public Schools (Rep. Strong, M.A.);
- H.B. 451 Substitute -- State Entity Restrictions (Rep. Hall, K.); and
- H.B. 550 -- School Curriculum Requirements (Rep. Stenquist, J.).

MOTION TO DIVIDE was made by Member Boggess and seconded by Member Green to divide all bills for the individual motions.

The motion to divide failed, with Members Boggess, Green, Kerry, and Moss in favor and Members Boothe, Cline, Davis, Earl, Hart, Hymas, Lear, Norton, Reale, Strate, and Wood opposed.

MOTION TO ADJOURN made by Member Cline and seconded.

The motion failed with Members Boggess, Cline, and Green in favor and Members Boothe, Davis, Earl, Hart, Hymas, Kerry, Lear, Norton, Reale, Strate, Wood, and Moss opposed.

The Board continued their discussion about the previous motion that the Legislature holds the mentioned bills to allow the State Board to review the implementation of related bills from the 2022 General Session and to study the potential fiscal impact.

FINAL MOTION carried with Members Boothe, Davis, Hart, Hymas, Lear, Norton, Reale, Strate, and Wood in favor and Members Boggess, Cline, Earl, Green, Kerry, and Moss opposed.

ADJOURNMENT

The meeting adjourned at 2:00 p.m.

Cybil Prideaux, Board Executive Assistant
The minutes were approved on April 6, 2023.