

**UTAH STATE BOARD OF EDUCATION
LEGISLATIVE MEETING MINUTES**

March 9, 2017

A legislative meeting of the Utah State Board of Education was held March 9, 2017 at the Utah State Capitol Complex, Senate Building E210 and Olmsted Room E115. Chair Mark Huntsman presided.

Board Members Present:

Chair Mark Huntsman	Member Lisa Cummins
1 st Vice Chair Terryl Warner	Member Jennifer Graviet
2 nd Vice Chair Brittney Cummins	Member Linda B. Hansen
3 rd Vice Chair Alisa Ellis	Member Carol Barlow Lear
Member Laura Belnap	Member Scott B. Neilson
Member Michelle Boulter	Member Kathleen Riebe
Member Janet A. Cannon	Member Joel Wright (by phone)

Board Members Excused:

Member Spencer F. Stokes

Executive Staff Present:

Sydnee Dickson, State Superintendent	Lorraine Austin, Board Secretary
Scott Jones, Deputy Superintendent	Emilie Wheeler, Communications Specialist
Rich Nye, Deputy Superintendent	
Angie Stallings, Deputy Superintendent	

Others Present:

Jay Blain, Lisa Nentl-Bloom, Heidi Matthews—Utah Education Association; Katie Ricord—Utah Association for the Education of Young Children; Robert Smith—Alpine School District; Terry Shoemaker—Utah Schools Superintendents Association/Utah School Boards Association; Jan Ferré—Legislative Coalition for People with Disabilities; Nancy Tingey—Utah School Boards Association; Zane Woolstenhulme—Ogden School District; Allyson Goldstein—Office of Legislative Research and General Counsel; David Thomas, Mike Bell, Bryan Quesenberry—Assistant Attorneys General; Jaime Barrett, Natalie Grange, Patty Norman, Diana Suddreth, Tiffany Stanley—USB E staff; LeAnn Wood—Utah PTA; Tami Pyfer, Karen Peterson—Governor’s Office; Duke Mossman—Northeastern Utah Educational Services; Chris Godfrey—Utah School Employees Association; Ben Wood—Salt Lake Tribune; Erin Preston; Susan Edwards—Cache School District

Call to Order

Chair Mark Huntsman called the meeting to order at 12:09 p.m.

Approval of Minutes

MOTION was made by Member Belnap seconded by Member Boulter that the Board approve the minutes of its legislative meetings on February 16, February 23 and March 2, 2017.

Motion carried unanimously.

Legislation

Deputy Superintendent Scott Jones and Assistant Superintendent Natalie Grange gave an update of the budget. They reported that Executive Appropriations met yesterday and by way of comparison to previous years the Board has done quite well, including a four percent increase in the Weighted Pupil Unit. They reviewed a list the education programs that were approved by Executive Appropriations, but noted that the amounts could still change until the end of the session tonight.

Chair Huntsman expressed thanks to staff for all their efforts in working with legislators for this financial package. He has personally observed and appreciates the dedication and effort of staff.

Representative Steve Eliason was welcomed to the meeting. He discussed S.B. 255 Sixth Substitute, Funding for Education Systems Amendments. He indicated that the sixth substitute has not been posted yet, and reviewed the changes from the fifth substitute.

MOTION was made by Member Belnap and seconded by Member B. Cummins that the Board support S.B. 255 Fifth Substitute.

Motion carried 10-3, with members Belnap, Cannon, B. Cummins, Gravier, Hansen, Huntsman, Lear, Neilson, Riebe and Warner in favor, and Members Boulter, B. Cummins and Ellis opposed; Member Wright abstained.

Deputy Superintendent Angie Stallings and Policy Analyst Tiffany Stanley gave an update of H.B. 92 Physical Restraint in Schools, H.B. 136 Board of Education Revisions, H.B. 168 Kindergarten Supplemental Enrichment Program, H.B. 413 Public School Membership in Associations, and H.B. 212 Incentive for Effective Teachers in High Poverty Schools.

Chair Huntsman updated the board on H.B. 291 School Children's Trust Section and Beneficiary Advocate Amendments, which the Board voted to not support. He indicated Substitute 4 is now being prepared and includes changes that could be helpful to the Board. Chair Huntsman indicated he has made it clear the Board has not taken a position on the substitutes, but he has been moving forward in addressing the Board's concerns about the bill.

MOTION was made by Member B. Cummins and seconded by Member Belnap that the Board support the Chair in working with the bill sponsor on any additional substitutes as long as they do not compromise the content and intent of what is contained in Substitute 3.

Motion carried; Member Wright absent.

Tiffany Stanley reviewed S.B. 220 Student Assessment and School Accountability Amendments.

Member Lear stated that she objects to grading schools. Member B. Cummins responded that based on the motion the Board made concerning assessment legislation, staff and Board members have worked very hard to convey that message of removing the grade.

Ms. Stanley gave an update on S.B. 234 School Turnaround Amendments.

MOTION was made by Member Belnap and seconded by Member Riebe that the Board support S.B. 234 Substitute.

Motion carried, with Members Belnap, Cannon, B. Cummins, Graviat, Hansen, Huntsman, Lear, Neilson and Riebe in favor, and Members Boulter, L. Cummins, Ellis and Warner opposed; Member Wright absent.

Superintendent Stallings reported that S.B. 220 Student Assessment and School Accountability Amendments might not get out of House Rules.

Member Hansen noted that S.B. 238 First Substitute removes Board members from membership on the Board of Regents and Utah College of Applied Technology Board of Trustees. Superintendent Stallings informed that the bill requires quarterly meetings with the Board of Education, Board of Regents and Utah College of Applied Technology chairs, their chief executive officers and two legislators to discuss issues that affect the whole education system.

Member Lear asked if staff was involved in working with the sponsor of H.B. 239

Juvenile Justice Amendments. Deputy Superintendent Stallings responded that staff have answered technical questions and tracked the bill, but were not involved in the formation. Member Lear expressed concern that the considerable changes outlined in the legislation will require resources that are not plentiful in the bill. She is fearful that the responsibility will be shifted to the schools, but not the necessary resources. She is philosophically supportive.

Member Warner informed that Juvenile Justice created a working group last June to start working on the legislation and Board staff were involved in that working group. She pointed out that the legislation does say “may” instead of “shall.”

Executive Session

MOTION was made by Member Hansen and seconded by Member Belnap that the Board move into Executive Session for the purpose of discussing: 1) pending and reasonably imminent litigation; and 2) the character, professional competence, or physical or mental health of individuals.

Upon voice vote of members Belnap, Boulter, Cannon, B. Cummins, L. Cummins, Ellis, Graviet, Hansen, Huntsman, Lear, Neilson, Riebe and Warner the Board moved into Executive Session at 1:55 p.m. in the Olmsted Room of the Senate Building.

Those present include all Board members above and Sydnee Dickson, Scott Jones, Angie Stallings, Emilie Wheeler, Lorraine Austin, Bryan Quesenberry, David Thomas, and Michael Bell.

MOTION was made by Member Belnap and seconded by Member L. Cummins that the Board come out of Executive Session.

Motion carried. The Board reconvened in open session at 2:54 p.m.

Adjournment

MOTION was made by Member Belnap and seconded by Member L. Cummins that the meeting adjourn.

Motion carried. The meeting adjourned at 2:54 p.m.

Lorraine Austin, Board Secretary
Minutes approved May 5, 2017