

**MINUTES OF THE
ADMINISTRATIVE RULES REVIEW COMMITTEE**
Monday, June 25, 2007 – 9:00 a.m. – Room W135 House Building

Members Present:

Sen. Howard A. Stephenson, Senate Chair
Rep. Ben C. Ferry, House Chair
Sen. Mark B. Madsen
Sen. Ed Mayne
Sen. Michael G. Waddoups
Rep. James R. Gowans
Rep. Kory M. Holdaway
Rep. Carol Spackman Moss
Rep. Merlynn T. Newbold

Members Excused:

Sen. Mike Dmitrich

Staff Present:

Mr. Arthur L. Hunsaker, Policy Analyst
Ms. Susan Creager Allred, Associate General Counsel
Ms. Tracey Fredman, Legislative Secretary

Note: A list of others present, a copy of related materials, and an audio recording of the meeting can be found at www.le.utah.gov.

1. Committee Business

Chair Ferry called the meeting to order at 9:23 a.m.

MOTION: Rep. Newbold moved to approve the minutes of the June 12, 2007 meeting. The motion passed unanimously.

2. Administrative Rules Updates

Ms. Patti Harrington, State Superintendent of Public Instruction, distributed and reviewed amendments to "R277-437 Student Enrollment Options," and responded to questions from the Committee.

Ms. Carol Lear, Director, School Law and Legislation, State Office of Education, responded to questions regarding school closures.

3. Utah High School Activities Association – Relationship to the State of Utah

Mr. Hunsaker introduced the issue by reviewing a related committee discussion which took place March 29, 2006. The minutes of this meeting were contained in the mailing packet.

Mr. David Wilkey, Assistant Director, Mr. Mark Van Wagoner, Legal Counsel, and Mr. Jerry Bovee, former Assistant Director, UHSAA (Utah High School Athletics Association), answered questions from committee members.

During the discussion Mr. Van Wagoner commented that home school students are currently able to participate in extra-curricular activities at their resident schools. He explained that there are no written rules regarding charter school student participation at their resident schools, but as long as the charter school does not have membership in the UHSAA there should be no problem with such participation.

Rep. Frank distributed a letter from a constituent dated June 24, 2007 and invited the Committee to read it and to continue discussion on the issue in the future.

Mr. Michael Westover, Headmaster, Karl G. Maeser Preparatory Academy, distributed "Karl G. Maeser Preparatory Academy Talking Points." He said the Academy would like its students to have the same opportunities to participate in extra-curricular activities offered by their resident schools in cases where the Academy does not offer them.

Sen. Stephenson recommended that a letter be sent to the Education Interim Committee, with a carbon copy to the Legislative Management Committee, requesting that it review the following three issues: (1) the refusal

by some local school districts to allow private, charter, and home school students to fully participate in extracurricular activities as presently permitted by the UHSAA; (2) state expenditures to schools intended to support activities to ensure that students are receiving an equal opportunity to benefit from these funds; and (3) publicly funded revenue streams to the UHSAA to ensure that funds are being utilized as intended by the Legislature.

4 Committee Business /Adjourn

The next meeting will be Monday, July 16, 2007.

Chair Ferry adjourned the meeting at 12:29 p.m.