

MINUTES OF THE HOUSE EDUCATION COMMITTEE
February 18, 1981

The House Education Committee convened at 8:15 p.m., February 18, 1981, in Room 129 of the State Capitol, with Chairman Eudaily presiding and all members present except Rep. Donaldson who was excused, and Rep. Meyer who was absent.

Chairman Eudaily opened the meeting to a consideration of the following bills:

EXECUTIVE SESSION

HOUSE BILL 662 - Rep. Hannah moved DO PASS. He offered an amendment on page 3, striking lines 12 and 13 and inserting "four wheel drive vehicle capable of transporting 8 passengers or less that meets the minimum standards for these vehicles as prescribed by the Board of Public Education." He moved this amendment. He said they want a bus that will hold 8 or less. He said they don't want to circumvent safety provisions.

Chairman Eudaily said his problem is that there are no standards for this size vehicle. Rep. Hannah said his understanding is that the Board of Education would come up with some standards.

The motion on the amendment carried unanimously with those present (Reps. Donaldson and Meyer were absent).

Rep. Hannah moved an amendment on page 3 to delete all of lines 17 and 18 and renumber subsequent section. This amendment is to end the ambiguity of how many kids can ride in an 8 passenger bus at once. After discussion Rep. Hannah withdrew his motion and Rep. Lory moved to leave (b) but to strike (a) and (c) on page 3 and renumber. Rep. Dussault said the effect of this is to say the Board of Education will develop standards for these 4-wheel vehicles and they can be used anytime. Why do we want to do that? Rep. Lory said they will be a regular school bus if they meet standards. Why limit the school districts. The motion on this amendment passed unanimously with those present (absent were Donaldson and Meyer).

Rep. Hannah moved DO PASS AS AMENDED. This motion carried with 10 voting for and 5 opposed (Yardley, Vincent, Teague, Dussault, Eudaily). Absent were Reps. Donaldson and Meyer.

Committee agreed to include a statement of intent.

HOUSE BILL 333 - Rep. Dussault said she had met with Rep. Marks and the Office of Public Instruction. She said the amendments passed to the committee members is the compromise reached (EX.1). She said it essentially is to leave in the definition of appropriate public education and to strike all reference to the others. She said they want the 504 definition in there. This is the suggested amendment from the hearing and is EXHIBIT 2 of these minutes. She moved both amendments be adopted (Ex. 1 and Ex. 2).

Rep. Hannah asked Rep. Dussault what the bill does. Rep. Dussault said there is a Senate bill that interrelates with this bill and the impact of both bills would be to say profoundly retarded children must be kept in an institution. She felt this could be unconstitutional.

Question was called to adopt the two groups of amendments. The motion carried unanimously with those present. Rep. Dussault moved DO PASS AS AMENDED. Rep. O'Hara asked concerning the cost. Rep. Dussault said the bill you will be seeing to fund the special education is 25 million. The cost to keep an individual at Boulder is \$40,000. She said it is an arguable question as it is much more difficult to total the cost in the community than it is at Boulder. In the community there are a lot of indirect costs. She added, however, that any facts she has indicate it is more expensive in an institutional setting.

Question was called and the motion carried with Reps. Kitselman and Hanson voting no and Reps. Meyer and Donaldson absent and Rep. Anderson abstained.

HOUSE BILL 739 - Rep. Lory moved DO NOT PASS. Rep. Kitselman moved a substitute motion of TABLING the bill. Rep. Lory withdrew his motion. Rep. Yardley said this was with the consent of the sponsor. The motion carried unanimously with those present (absent were Reps. Meyer and Donaldson).

HOUSE BILL 721 - Rep. Kitselman moved to TABLE the bill. Rep. Yardley made a substitute motion of DO NOT PASS. This motion carried with Rep. Anderson voting no and Reps. Meyer and Donaldson absent.

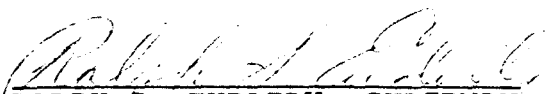
HOUSE BILL 672 - Rep. Andreason said he understood the dilemma but he didn't see where this bill will cause anything but trouble, especially with Mr. Smith's amendment.

Rep. Williams said he was told by the Laurel school board that they make an agreement in the master contract with the teachers in case of no funding, and they didn't need anything but that.

Rep. Dussault moved DO NOT PASS. Motion carried unanimously with those present (Reps. Donaldson and Meyer absent).

Rep. Andreason moved to adjourn. Meeting adjourned at 9:05 p.m.

Respectfully submitted,


RALPH S. EUDAILY, CHAIRMAN

AMEND HOUSE BILL 333

1. Title, lines 4 and 5.

Following: "DEFINE THE"

Strike: "TERMS "LEAST RESTRICTIVE", "LESS RESTRICTIVE", AND"

Insert: "TERM"

2. Title, line 6.

Following: "AS"

Strike: "THEY RELATE"

Insert: "IT RELATES"

3. Title, line 8.

Following: "AMENDING"

Strike: "SECTIONS"

Insert: "SECTION"

Following: "20-7-401,"

Strike: "53-20-102, AND 53-21-102,"

4. Page ~~17~~²³ lines 17 through 21

Following: line 16

Strike: subsection (6) in its entirety

Renumber: subsequent subsection

5. Page 5, line 19 through line 18, page 11.

Following: line 18

Strike: sections 2 and 3 in their entirety

HOUSE BILL 333 - SUGGESTED AMENDMENTS

1. Page 1, lines 15 through 18.

Following: "means"

Strike: remainder of subsection (1)

Insert: "the provision of regular or special education and related aids and services that are designed to meet individual educational needs of handicapped persons as adequately as the needs of nonhandicapped are met."