

MINUTES

**MONTANA HOUSE OF REPRESENTATIVES
52nd LEGISLATURE - 2nd SPECIAL SESSION**

COMMITTEE ON EDUCATION & CULTURAL RESOURCES

Call to Order: By **TED SCHYE, CHAIR**, on July 16, 1992, at 12:30 p.m.

ROLL CALL

Members Present:

Ted Schye, Chairman (D)
Ervin Davis, Vice-Chairman (D)
Steve Benedict (R)
Ernest Bergsagel (R)
Robert Clark (R)
Vicki Cocchiarella (D)
Fred "Fritz" Daily (D)
Alvin Ellis, Jr. (R)
Gary Feland (R)
Floyd "Bob" Gervais (D)
H.S. "Sonny" Hanson (R)
Dan Harrington (D)
Tom Kilpatrick (D)
Scott McCulloch (D)
Richard Simpkins (R)
Barry "Spook" Stang (D)
Diana Wyatt (D)

Members Excused:

Rep. Gary Forrester (D)
Rep. Bea McCarthy (D)
Rep. Norm Wallin (R)

Staff Present: Andrea Merrill, Legislative Council
Lois O'Connor, Committee Secretary

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

Announcements/Discussion: **CHAIRMAN TED SCHYE** said the meeting was called to reconsider the action taken on HB 22.

EXECUTIVE ACTION - HB 22

Motion: **REPRESENTATIVE SCOTT MCCULLOCH** moved to reconsider the Committee's action and take HB 22 from the table.

Committee Discussion

REPRESENTATIVE FRITZ DAILY said that he would oppose the motion because, in his opinion, education has been cut enough. In addition, the cost is being passed on to the local school districts and taxpayers.

REPRESENTATIVE STEVE BENEDICT also spoke against the motion. He said that Darby is a very small school district. Two families moved in and brought with them 28 disabled children. Many school districts do not have special education transportation problems. It will not impact them the way HB 22 will impact a small school like Darby. From a fairness standpoint, he doesn't believe HB 22 is a good bill.

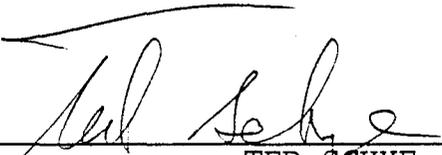
REPRESENTATIVE ALVIN ELLIS said he could vote for the motion if he thought it cut anything, but it doesn't. All HB 22 does is transfer the issue of who pays. The local school districts have no jurisdiction to determine who is in the program.

However, he disagreed with **REP. DAILY**. Education has not been cut at all. HB 62 merely allowed the state to get a hold of a slush fund that education no longer needs. The Legislature has merely allowed the taxpayers to keep the money that the school districts have been holding.

Vote: Motion FAILED 5 to 12 on a roll call vote. EXHIBIT 1

ADJOURNMENT

Adjournment: 12:45 p.m.



TED SCHYE, Chair



LOIS O'CONNOR, Secretary

TS/lao

HOUSE OF REPRESENTATIVES

EDUCATION AND CULTURAL RESOURCES COMMITTEE

ROLL CALL VOTE

DATE 7-16-92 BILL NO. _____ NUMBER _____

MOTION: _____
ROLL CALL

NAME	PRESENT	EXCUSED
REP. TED SCHYE, CHAIRMAN	X	
REP. ERVIN DAVIS, VICE-CHAIRMAN	X	
REP. STEVE BENEDICT	X	
REP. ERNEST BERGSAGEL	X	
REP. ROBERT CLARK	X	
REP. VICKI COCCHIARELLA	X	
REP. FRED "FRITZ" DAILY	X	
REP. ALVIN ELLIS, JR.	X	
REP. GARY FELAND	X	
REP. GARY FORRESTER		X
REP. FLOYD "BOB" GERVAIS	X	
REP. H. S. "SONNY" HANSON	X	
REP. DAN HARRINGTON	X	
REP. TOM KILPATRICK	X	
REP. BEA MCCARTHY		X
REP. SCOTT MCCULLOCH	X	
REP. RICHARD SIMPKINS	X	
REP. BARRY "SPOOK" STANG	X	
REP. NORM WALLIN		X
REP. DIANA WYATT	X	
TOTAL		

HOUSE OF REPRESENTATIVES

EDUCATION AND CULTURAL RESOURCES COMMITTEE

ROLL CALL VOTE

DATE 7-16-92 BILL NO. _____ NUMBER _____

MOTION: Take HB-22 off Table

NAME	AYE	NO
REP. TED SCHYE, CHAIRMAN	X	
REP. ERVIN DAVIS, VICE-CHAIRMAN		X
REP. STEVE BENEDICT		X
REP. ERNEST BERGSAGEL		X
REP. ROBERT CLARK		X
REP. VICKI COCCHIARELLA	X	
REP. FRED "FRITZ" DAILY		X
REP. ALVIN ELLIS, JR.		X
REP. GARY FELAND		X
REP. GARY FORRESTER	—	—
REP. FLOYD "BOB" GERVAIS	X	
REP. H. S. "SONNY" HANSON		X
REP. DAN HARRINGTON		X
REP. TOM KILPATRICK	X	
REP. BEA MCCARTHY	—	—
REP. SCOTT MCCULLOCH		X
REP. RICHARD SIMPKINS		X
REP. BARRY "SPOOK" STANG	X	
REP. NORM WALLIN	—	—
REP. DIANA WYATT		X
TOTAL	5	12