

MINUTES

**MONTANA HOUSE OF REPRESENTATIVES
55th LEGISLATURE - REGULAR SESSION**

COMMITTEE ON EDUCATION

Call to Order: By **CHAIRMAN ALVIN A. ELLIS, JR.**, January 29, 1997, at 3:00 P.M., in Room 312-1.

ROLL CALL

Members Present:

Rep. Alvin A. Ellis, Jr., Chairman (R)
Rep. Peggy Arnott, Vice Chairman (Majority) (R)
Rep. Dan W. Harrington, Vice Chairman (Minority) (D)
Rep. Paul Bankhead (R)
Rep. Matt Denny (R)
Rep. Kim Gillan (D)
Rep. Antoinette R. Hagener (D)
Rep. George Heavy Runner (D)
Rep. Sam Kitzenberg (R)
Rep. Bob Lawson (R)
Rep. Gay Ann Masolo (R)
Rep. Linda McCulloch (D)
Rep. Norm Mills (R)
Rep. William Rehbein, Jr. (R)
Rep. John "Sam" Rose (R)
Rep. Richard D. Simpkins (R)
Rep. Joe Tropila (D)
Rep. Allan Walters (R)

Members Excused: None.

Members Absent: None

Staff Present: Connie Erickson, Legislative Services Division
Alberta Strachan, Committee Secretary

Committee Business Summary:

Hearing(s) & Date(s) Posted: SB 70 (1/27/97); HB 314
(1/23/97)
Executive Action: HJR 8; HB 79; HB 245; HB 246;
SB 70 (Action on HB 79 was
deferred to a later date).

HEARING ON SB 70

Opening Statement by Sponsor: SEN. DELWYN GAGE, H.D. 43
introduced the bill. **EXHIBIT 1.**
{Tape: 1; Side: 1; Approx. Time Count: .3.}

Proponents' Testimony:

Kathy Fabiana, Office of Public Instruction.
{Tape: 1; Side: 1; Approx. Time Count: 1.2.}

Lance Melton, Montana School Board Association.
{Tape: 1; Side: 1; Approx. Time Count: 8.5.}

Lynda Brannon, Montana Association of School Business Officials
and Indian Impact Schools.
{Tape: 1; Side: 1; Approx. Time Count: 9.1.}

Loren Frazier, Montana School Administrators.
{Tape: 1; Side: 1; Approx. Time Count: 9.8.}

Opponents' Testimony: None.
{Tape: 1; Side: 1; Approx. Time Count: 10.0.}

Informational Testimony: None.

Questions From Committee Members and Responses:
{Tape: 1; Side: 1; Approx. Time Count: 10.2.}

Closing by Sponsor: The hearing was closed.
{Tape: 1; Side: 1; Approx. Time Count: 13.3.}

HEARING ON HB 314

Opening Statement by Sponsor: REP. RICHARD SIMPKINS, H.D. 49
introduced the bill.
{Tape: 1; Side: 1; Approx. Time Count: 13.6.}

Proponents' Testimony:

Don Waldron, Montana Rural Education Association.
{Tape: 1; Side: 1; Approx. Time Count: 15.2.}

Opponents' Testimony: None.
{Tape: 1; Side: 1; Approx. Time Count: 15.6.}

Informational Testimony: None.

Questions From Committee Members and Responses:
{Tape: 1; Side: 1; Approx. Time Count: 16.3.}

Closing by Sponsor: REP. SIMPKINS closed on the bill.
{Tape: 1; Side: 1; Approx. Time Count: 27.0.}

EXECUTIVE ACTION ON HJR 8

Motion/Vote: REP. DENNY MOVED HJR 8 DO PASS. Question was called. Motion carried 17-1 with REP. REHBEIN voting no and REP. MASOLO voting by proxy.
{Tape: 1; Side: 1; Approx. Time Count: 28.0.}

EXECUTIVE ACTION ON HB 79

Motion: REP. SIMPKINS MOVED HB 79 DO PASS.
{Tape: 1; Side: 1; Approx. Time Count: 29.1.}

Motion: REP. SIMPKINS moved to adopt the Simpkins amendments.
{Tape: 1; Side: 1; Approx. Time Count: 29.3.}

Discussion:
{Tape: 1; Side: 1; Approx. Time Count: 30.9.}

CHAIRMAN ELLIS stated that further executive action will continue on HB 79 at a later date.
{Tape: 1; Side: 1; Approx. Time Count: 41.7.}

EXECUTIVE ACTION ON HB 245

Motion: REP. SIMPKINS MOVED HB 245 DO PASS.
{Tape: 1; Side: 1; Approx. Time Count: 43.3.}

Discussion:
{Tape: 1; Side: 1; Approx. Time Count: 43.3.}

Vote: Question was called. Motion failed 5-13 on a roll call vote with REP. MASOLO voting by proxy.
{Tape: 1; Side: 2; Approx. Time Count: 9.5.}

Motion/Vote: REP. MILLS MOVED HB 245 BE TABLED. Motion carried 13-5 with REP. MASOLO voting by proxy.
{Tape: 1; Side: 2; Approx. Time Count: 10.6.}

EXECUTIVE ACTION ON HB 246

Motion: REP. SIMPKINS MOVED HB 246 DO PASS.
{Tape: 1; Side: 2; Approx. Time Count: 11.6.}

Motion: REP. SIMPKINS moved to adopt the amendments dated January 24, 1997. Motion withdrawn by REP. SIMPKINS.
{Tape: 1; Side: 2; Approx. Time Count: 12.0.}

Motion: REP. LAWSON moved to adopt the gray bill amendments or the amendments which were proposed by the Montana School Boards Association.
{Tape: 1; Side: 2; Approx. Time Count: 13.9.}

Discussion:

{Tape: 1; Side: 2; Approx. Time Count: 14.6.}

Vote: Question was called. Motion failed to adopt the Montana School Boards Association amendments 4-13 with **REP. MASOLO** not voting.

{Tape: 1; Side: 2; Approx. Time Count: 30.1.}

Vote: Question was called. Motion that HB 246 Do Pass failed 8-9 on a roll call vote with **REP. MASOLO** not voting.

{Tape: 1; Side: 2; Approx. Time Count: 34.6.}

Motion/Vote: **REP. HARRINGTON MOVED HB 246 BE TABLED.** Motion carried 9-8 with **REP. MASOLO** not voting.

{Tape: 1; Side: 2; Approx. Time Count: 35.0.}

EXECUTIVE ACTION ON SB 70

Motion/Vote: **REP. ARNOTT MOVED SB 70 BE CONCURRED IN.** Motion carried unanimously. **CHAIRMAN ELLIS** will carry SB 70 on the House floor.

{Tape: 1; Side: 2; Approx. Time Count: 39.0.}

ADJOURNMENT

Adjournment: 4:30 P.M.



REP. ALVIN A. ELLIS, Jr., Chairman



ALBERTA STRACHAN, Secretary

AAE/ajs