

**MINUTES**

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

**COMMITTEE ON EDUCATION**

**Call to Order:** By **CHAIRMAN ALVIN A. ELLIS, JR.**, on March 14, 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: HJR 29 (3/12/97); HJR 30  
(3/13/97); SB 313 (3/5/97); SB  
117 (3/10/97).

Executive Action: HJR 29; HJR 30; SB 117; SB  
313.

**HEARING ON HJR 29**

**Opening Statement by Sponsor:** REP. VICKI COCCHIARELLA, H.D. 64  
introduced the bill.

{Tape: 1; Side: 1; Approx. Time Count: .3.}

Proponents' Testimony: None.  
{Tape: 1; Side: 1; Approx. Time Count: 1.4.}

Opponents' Testimony: None.  
{Tape: 1; Side: 1; Approx. Time Count: 1.5.}

Informational Testimony: None.  
{Tape: 1; Side: 1; Approx. Time Count: 1.6.}

Questions From Committee Members and Responses:  
{Tape: 1; Side: 1; Approx. Time Count: 1.7.}

Closing by Sponsor: REP. COCCHIARELLA closed on the bill.  
{Tape: 1; Side: 1; Approx. Time Count: 4.8.}

#### HEARING ON HJR 30

Opening Statement by Sponsor: REP. CHRIS AHNER, H.D. 51  
introduced the bill.  
{Tape: 1; Side: 1; Approx. Time Count: 5.0.}

Proponents' Testimony:

REP. JOE TROPILA, H.D. 47  
{Tape: 1; Side: 1; Approx. Time Count: 6.2.}

Opponents' Testimony: None.  
{Tape: 1; Side: 1; Approx. Time Count: 6.8.}

Informational Testimony: None.  
{Tape: 1; Side: 1; Approx. Time Count: 6.9.}

Questions From Committee Members and Responses:  
{Tape: 1; Side: 1; Approx. Time Count: 7.0.}

Closing by Sponsor: REP. AHNER closed on the bill.  
{Tape: 1; Side: 1; Approx. Time Count: 7.5.}

#### EXECUTIVE ACTION ON HJR 30

Motion/Vote: REP. TROPILA MOVED HJR 30 DO PASS. Question was  
called. Motion carried 17-1 with REP. ARNOTT voting no and REPS.  
KITZENBERG, MILLS and MASOLO voting by proxy.  
{Tape: 1; Side: 1; Approx. Time Count: 8.0.}

#### EXECUTIVE ACTION ON HJR 29

Motion: REP. MILLS MOVED HJR 29 DO PASS.  
{Tape: 1; Side: 1; Approx. Time Count: 8.4.}

**Discussion:**

{Tape: 1; Side: 1; Approx. Time Count: 8.9.}

**Vote:** Question was called. Motion carried 17-1 with **REP. ARNOTT** voting no and **REPS. KITZENBERG, MILLS and MASOLO** voting by proxy.  
{Tape: 1; Side: 1; Approx. Time Count: 10.0.}

**CHAIRMAN ELLIS** discussed the proposed amendments for HB 77 and HB 28 which are due to appear on the House of Representatives floor action.

{Tape: 1; Side: 1; Approx. Time Count: 11.0.}

**Discussion:**

{Tape: 1; Side: 1; Approx. Time Count: 11.1.}

**HEARING ON SB 313**

**Opening Statement by Sponsor:** **SEN. VIVIAN BROOKE, S.D. 33** introduced the bill.

{Tape: 1; Side: 1; Approx. Time Count: 21.3.}

**Proponents' Testimony:**

**Richard Crofts, Interim Commissioner of Higher Education.**  
**EXHIBIT 1.**

{Tape: 1; Side: 1; Approx. Time Count: 22.0.}

**Opponents' Testimony:** None.

{Tape: 1; Side: 1; Approx. Time Count: 29.4.}

**Informational Testimony:** None.

**Questions From Committee Members and Responses:**

{Tape: 1; Side: 1; Approx. Time Count: 29.6.}

**Closing by Sponsor:** **SEN. BROOKE** closed on the bill.

{Tape: 1; Side: 2; Approx. Time Count: 5.4.}

**HEARING ON SB 117**

**Opening Statement by Sponsor:** **SEN. LINDA NELSON, S.D. 49** introduced the bill.

{Tape: 1; Side: 2; Approx. Time Count: 7.0.}

**Proponents' Testimony:**

**REP. GEORGE HEAVY RUNNER, H.D. 85.**

{Tape: 1; Side: 2; Approx. Time Count: 11.2.}

**Gail Gray, Office of Public Instruction.**

{Tape: 1; Side: 2; Approx. Time Count: 14.5.}

**Lance Melton, Montana School Boards Association.**

{Tape: 1; Side: 2; Approx. Time Count: 15.4.}

**Loren Frazier, Montana School Administrators Association and Montana Rural Education Association.**

{Tape: 1; Side: 2; Approx. Time Count: 15.8.}

**John Malee, Montana Federation of Teachers and Montana Education Association.**

{Tape: 1; Side: 2; Approx. Time Count: 16.5.}

**Opponents' Testimony:** None.

{Tape: 1; Side: 2; Approx. Time Count: 17.3.}

**Informational Testimony:** None.

**Questions From Committee Members and Responses:**

{Tape: 1; Side: 2; Approx. Time Count: 17.7; Comments: Rep. Simpkins provided a copy of the Minutes of the House State Administration Committee, March 18, 1993 re SB 222 as EXHIBIT 2.}

**Closing by Sponsor:** SEN. NELSON closed on the bill.

{Tape: 1; Side: 2; Approx. Time Count: 30.5.}

#### **EXECUTIVE ACTION ON SB 117**

**Motion:** REP. SIMPKINS MOVED SB 117 BE CONCURRED IN.

{Tape: 2; Side: 1; Approx. Time Count: .8.}

**Discussion:**

{Tape: 2; Side: 1; Approx. Time Count: 1.1.}

**Vote:** Question was called. Motion carried 16-2 with REPS.

WALTERS and BANKHEAD voting no and REPS. KITZENBERG, MILLS and MASOLO voting by proxy.

{Tape: 2; Side: 1; Approx. Time Count: 14.5; Comments: Rep. Heavy Runner to carry this bill on the House of Representatives floor.}

#### **EXECUTIVE ACTION ON SB 313**

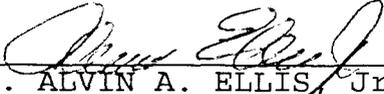
**Motion/Vote:** REP. SIMPKINS MOVED SB 313 BE CONCURRED IN.

Question was called. Motion carried 16-2 with REPS. MILLS and WALTERS voting no and REPS. KITZENBERG, MILLS and MASOLO voting by proxy.

{Tape: 2; Side: 1; Approx. Time Count: 15.2; Comments: Rep. Ellis to carry this bill on the House of Representatives floor.}

ADJOURNMENT

Adjournment: 4:30 P.M.

  
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REP. ALVIN A. ELLIS, Jr., Chairman

  
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ALBERTA STRACHAN, Secretary

AAE/ajs