

# EDUCATION COMMITTEE

March 11, 1977

The meeting was called to order at 10:25 a.m., with all members present except Rep. Kennerly, who was absent.

Senate Bill 389 was discussed first. Senator Fasbender, chief sponsor, said this bill is the mechanism to keep federal funds. Communications problems in Montana will increase and there is need for overall coordination. This bill is an attempt to foster the development of new and innovative communications systems and techniques for state government. Right now the 2 large units have computers and EMC is going to get one soon. WMC and NMC are also requesting terminals to tie in with Missoula. Butte has had a computer for 3 years. It is hoped at some time to have remote entry capability whereby access will be possible from the Capitol. The cost is very high but will in the future be secondary to the need for use. Remote entering capability will be more and more necessary and will be more costly unless this can be done now. It would be possible for the Department of Administration to get ETV in the state. It would not have any impact on the general fund because another appropriation would be necessary for this but it does leave the door open for it in the future. Proponents were Jack Corsser, Kurt Wheeling, Elizabeth Hurley and Senator Stan Stephens. Their statements are attached.

Senate Bill 421 was discussed next. Senator Thomas, chief sponsor, said the purpose of the bill is to comply with a new federal P.L. 94-482. There is no appropriation for this bill; the funds come from the schools themselves. The federal law says all students must have equal opportunity to get these funds, which opens the door to private schools, etc. The money that the units use is from endowments and scholarships that each unit pools and it is matched with the federal funds.

The Committee went into Executive Session to consider bills.

Senate Joint Resolution 11 - Rep. Lund moved that the bill BE CONCURRED IN. The motion passed unanimously. Rep. Courtney will carry the bill on the floor.

Senate Joint Resolution 25 - Rep. Lory moved to strike lines 18 through 25 on page 5. The motion passed unanimously. He then moved that the bill BE CONCURRED IN AS AMENDED. Chairperson Dussault moved that page 5, lines 16 and 17 be amended by striking "Montana men and most of the starting team members were". The motion passed with Reps. Gilligan and Uhde voting NO. Rep. Estenson made a substitute motion that the bill BE NOT CONCURRED IN. The substitute motion failed with Reps. Courtney, Hand, Gunderson, Barrett, Uhde, Meyer and Gilligan voting NO. Rep. Barrett moved that the bill BE CONCURRED IN AS AMENDED, but withdrew it because the motion has already been made. The original motion was voted on and passed with Reps. Kessler, Estenson, Kvaalen, Dussault and Eudaily voting NO. Rep. Barrett will carry the bill on the floor.

Senate Joint Resolution 32 - Rep. Lory moved that the bill BE CONCURRED IN. The motion passed with Rep. Estenson voting NO. Rep. Scully will carry the bill on the floor.

Senate Joint Resolution 33 - Rep. Barrett moved that the bill BE CONCURRED IN. The motion passed with Rep. Estenson voting NO. Rep. Scully will carry the bill on the floor.

Senate Bill 17 - Rep. Eudaily moved to amend as shown on the attached sheet, Nos. 1 and 2. The motion passed unanimously. Chairperson Dussault moved to amend as shown on the attached sheet, Nos. 3 and 4. The motion passed unanimously. Rep. Eudaily then moved that the bill BE CONCURRED IN AS AMENDED. The motion passed unanimously. Rep. Hand will carry the bill on the floor.

Senate Bill 108 - Rep. Estenson moved that the bill BE CONCURRED IN. There was discussion about the inclusion of 2-way radios in the bill, but they were in the law previously and are not amended out. The motion passed with Rep. Eudaily voting NO. Rep. Lund will carry the bill on the floor.

Senate Bill 138 - Rep. Courtney moved that the bill BE NOT CONCURRED IN. Rep. Estenson made a substitute motion that the bill BE CONCURRED IN. Rep. Lory made a motion to amend page 1, line 23 by striking "executive" and inserting "professional." The motion passed unanimously. There was a discussion on whether this would open the door to another bureaucracy like what exists in the Commissioner of Higher Education. Rep. Courtney said the fiscal note shows how it will grow. Rep. Estenson said the Board has always had money for a secretary. Rep. Gunderson said the Board is responsible for Montana education and should have their own aide to carry out this responsibility. Rep. Barrett spoke against the bill, saying that the SPI and BPE are already supposed to cooperate. Rae Haas explained the budget request, and said that a supplemental appropriation will be necessary because of the effective date on the bill. Rep. Kvaalen moved to amend by striking the effective date from the title and body of the bill. The motion passed with Rep. Gunderson voting NO. Rep. Estenson said it is a bureaucratic problem with a constitutionally authorized Board and an elected superintendent. Rep. Estenson moved to amend page 1, lines 16 and 17, by striking "secretarial staff" and inserting "a secretary" and also amending line 22 the same way. The motion passed unanimously. She said whether it is legal or not, the superintendent's office can cut off any information she does not want to release. The substitute motion failed 6-7-2. Without objection, the original motion was voted on by reversing the vote and it passed, 7-6-2.

Senate Bill 144 - Rep. Lory moved to amend lines 8 and 17 by adding "or other districts." The motion passed unanimously. Rep. Barrett moved that the bill BE CONCURRED IN AS AMENDED. The motion passed unanimously. Rep. Eudaily will carry the bill on the floor.

Senate Bill 243 - Rep. Estenson moved that the bill BE NOT CONCURRED IN. Rep. Barrett made a substitute motion to table the bill. The substitute motion passed with Reps. Kvaalen and Meyer voting NO.

Senate Bill 300 - Rep. Lory moved that the bill BE CONCURRED IN. Rae Haas suggested an amendment to strike the amendments to 75-6728. The section is repealed in another part of the bill. Rep. Estenson moved to adopt that amendment. The motion passed unanimously. Rep. Lory amended his motion AS AMENDED. Rep. Courtney moved that page 8, lines 20 and 21 be reinserted. The motion passed unanimously. Questions were raised on this point, so the Chairperson said the bill would be held until Monday, so the questions could be investigated.

Rae Haas distributed and explained more material on school finance, which is attached.

There being no further business, the meeting adjourned at 12:07 p.m.

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ANN MARY DUSSAULT, Chairperson

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	SB 138 BCIAA <u>Estenson</u>	SB 138 BNCI <u>Courtney</u>
Dussault	Yes	No
Gilligan	No	Yes
Courtney	No	Yes
Estenson	Yes	No
Gunderson	Yes	No
Hand	No	Yes
Kennerly	Absent	Absent
Kessler	Yes	No
Uhde	No	Yes
Barrett	No	Yes
Eudaily	No	Yes
Kvaalen	No	Yes
Lory	Yes	No
Lund	Absent	Absent
Meyer	<u>Yes</u>	No
	6 Yes	7 Yes
	7 No	6 No
	2 Absent	2 Absent