

MINUTES OF THE MEETING  
EDUCATION COMMITTEE  
MONTANA STATE SENATE

February 19, 1977

The eighteenth meeting of the Senate Education Committee was called to order by Senator Chet Blaylock, Chairman, on the above date, in Room 402 of the State Capitol Building at 11:00 o'clock A. M.

ROLL CALL: All members were present for the meeting.

FURTHER CONSIDERATION OF SENATE BILL No. 271: The Chair called on Lloyd Markell, M.E.A., to present the Committee with more information regarding the school foundation program.

Mr. Markell handed out charts showing the Comparison of Funding, School General Fund Budgets, copy of which is attached, and went through the chart explaining the figures, cost compairson of the last biennium and the proposed biennium increases and what they represented.

Senator Mathers suggested amending the Bill to 10 and 10 to send it to the House, which would allow some time to find out what money would be available to determine the size of the state deficiency after looking at the Governor's schedule, adding this would be 1% over what the Fiscal Analyst suggested.

Senator Blaylock questioned the reasoning of amending prior to passage to the House when it could be compromised later.

General discussion of the advisability of amending the Bill was held, with Senator Fasbender moving to hold the Bill in the Committee; this motion was seconded and carried unanimously.

FURTHER CONSIDERATION OF SENATE BILL No. 109: Senator Murray stated he had received correspondence from the universities objecting to the Bill as their food service workers and other types of help fit under these provisions.

Further discussion resulted in Senator McCallum moving that Senate Bill 109 pass consideration; this was seconded and carried unanimously.

DISPOSITION OF SENATE BILL No. 233: Senator McCallum made a motion that Senate Bill 233 DO PASS; motion was seconded and unanimously carried.

DISPOSITION OF SENATE BILL No. 138: Senator Mathers moved that the amendments listed on the attached schedule be adopted; this motion

was seconded and carried.

There was discussion pertaining to the cost of about \$39,000.00 for the additional staff requested by the Board of Public Education, the size of staff increase and the merits of the Bill. To Senator Murray's question if this was the same position as requested in House Bill 69 by the Board or a new position, Senator Blaylock replied that it was different as House Bill 69 deals only with Vocational Education.

Senator Mathers moved that Senate Bill No. 138 DO PASS AS AMENDED; motion was seconded and by majority vote, carried, with Senator McCallum voting "no".

FURTHER CONSIDERATION OF SENATE BILL No. 304: Senator Fasbender made a motion that this Bill DO PASS.

A substitute motion was made by Senator Mathers that Senate Bill 304 BE INDEFINITELY POSTPONED; this was seconded and carried.


FURTHER CONSIDERATION OF SENATE BILL No. 421: Senator Thomas, sponsor of the Bill, requested that as there were some problems with it, that the Bill be held back. the Chair acknowledged the request and directed Senate Bill No. 421 be held in Committee.

FURTHER CONSIDERATION OF SENATE BILL No. 389: Senator Fasbender explained why he had requested that Senate Bill 389 be held back and the effect of the amendment previously adopted which would not allow the Department of Communications to contract for television services and defeat the purpose of the Bill by having control under the Commissioner of Higher Education. He then moved that the AMENDMENT TO Senate Bill No. 389 BE STRICKEN; this was seconded and carried by unanimous vote.

Senator Fasbender also moved that Senate Bill No. 389 DO PASS, which was seconded and carried by unanimous vote.

ADJOURNMENT:

There being no further business, the meeting adjourned at 12:00 P.M.

A handwritten signature in cursive script, reading "Chet Blaylock", written in dark ink. The signature is fluid and stylized, with a long horizontal stroke at the end.

Chet Blaylock, Chairman





# STANDING COMMITTEE REPORT

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MR. President,

We, your committee on **EDUCATION**

having had under consideration **SENATE** Bill No. **138**,

Respectfully report as follows: That **SENATE** Bill No. **138**,

Introduced Bill, be amended as follows:

1. Amend title, lines 5 and 6.

Following: "TO"

Strike: "APPOINT AN EXECUTIVE SECRETARY AND STAFF"

Insert: "EMPLOY A PROFESSIONAL ASSISTANT AND SECRETARY"

2. Amend the Bill, pages 1 and 2.

Following: line 9

Strike: All of the Bill

Insert: "Section 1. Employment of a professional assistant to the board of public education -- term -- compensation -- staff. (1) The board of public education may employ a professional assistant and may employ secretarial staff necessary to perform the duties required of it.

(2) The board of public education may prescribe the term, duties, and compensation of its professional assistant.

~~XXXXX~~  
~~XXXXX~~

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(3) The board of public education may provide sufficient secretarial staff and office space for its executive assistant to carry out his duties.

Section 2. Section 75-5612, R.C.M. 1947, is amended to read as follows:

"75-5612. Officers of boards -- quorum. (1) The board of public education and the board of regents shall may each select a chairman from among their appointed members.

(2) The superintendent of public instruction professional assistant shall serve as secretary to the board of public education, and the commissioner shall serve of higher education serves as secretary to the board of regents.

(3) A majority of the appointed members of each board constitutes a quorum for the transaction of business.

(4) The professional assistant shall serve as a liaison between the board of public education and the superintendent of public instruction and shall carry out other such duties as assigned by the board of public education."

Section 3. Effective date. This act is effective on its passage and approval."

AND AS SO AMENDED, DO PASS

  
\_\_\_\_\_  
Chet Blaylock, Chairman

SENATE COMMITTEE EDUCATION

Date Feb. 19 January 29, 1977 Senate Bill No. 138 Time

| NAME                            | YES | NO |
|---------------------------------|-----|----|
| Senator Chet Blaylock, Chairman | ✓   |    |
| Senator Ed Smith, Vice Chairman | ✓   |    |
| Senator George McCallum         |     | ✓  |
| Senator Bill Mathers            | ✓   |    |
| Senator William E. Murray       | ✓   |    |
| Senator Frank Dunkle            | ✓   |    |
| Senator Paul Boylan             | ✓   |    |
| Senator Larry Fasbender         | ✓   |    |
| Senator Bill Thomas             | ✓   |    |
| Senator Margaret Warden         | ✓   |    |
|                                 |     |    |
|                                 |     |    |

Jennie Lind  
Secretary

Chet Blaylock  
Chairman

Motion: Motion was made by Senator Bill Mathers that Senate  
Bill No. 138 DO PASS AS AMENDED; this motion was seconded  
and carried by majority vote, with Senator McCallum  
voting "no".

(include enough information on motion--put with yellow copy of committee report.)

# STANDING COMMITTEE REPORT

.....February 19..... 19 77.....

MR. President......

We, your committee on .....**EDUCATION**.....

having had under consideration .....**SENATE**..... Bill No. **233**.....

Respectfully report as follows: That .....**SENATE**..... Bill No. **233**,.....

**Introduced Bill,**

DO PASS



SENATE COMMITTEE EDUCATION

Date February 19, 1977 SENATE Bill No. 233 Time

| NAME                            | YES | NO |
|---------------------------------|-----|----|
| Senator Chet Blaylock, Chairman | ✓   |    |
| Senator Ed Smith, Vice Chairman | ✓   |    |
| Senator George McCallum         | ✓   |    |
| Senator Bill Mathers            | ✓   |    |
| Senator William E. Murray       | ✓   |    |
| Senator Frank Dunkle            | ✓   |    |
| Senator Paul Boylan             | ✓   |    |
| Senator Larry Fasbender         | ✓   |    |
| Senator Bill Thomas             | ✓   |    |
| Senator Margaret Warden         | ✓   |    |
|                                 |     |    |
|                                 |     |    |

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Jennie Lind  
Secretary

Chet Blaylock  
Chairman

Motion: Senator George McCallum moved that Senate Bill No. 233  
DO PASS; the motion was seconded and carried by unanimous  
vote.

(include enough information on motion—put with yellow copy of committee report.)

# STANDING COMMITTEE REPORT

.....February 19..... 19 77.....

MR. President,.....

We, your committee on EDUCATION.....

having had under consideration SENATE Bill No. 389.....

Respectfully report as follows: That.....SENATE Bill No. 389.....

Introduced Bill,

DO PASS

*BM*

(2)

SENATE COMMITTEE EDUCATION

Date February 19, 1977 SENATE Bill No. 389 Time           

| NAME                            | YES | NO |
|---------------------------------|-----|----|
| Senator Chet Blaylock, Chairman | ✓   |    |
| Senator Ed Smith, Vice Chairman | ✓   |    |
| Senator George McCallum         | ✓   |    |
| Senator Bill Mathers            | ✓   |    |
| Senator William E. Murray       | ✓   |    |
| Senator Frank Dunkle            | ✓   |    |
| Senator Paul Boylan             | ✓   |    |
| Senator Larry Fasbender         | ✓   |    |
| Senator Bill Thomas             | ✓   |    |
| Senator Margaret Warden         | ✓   |    |
|                                 |     |    |
|                                 |     |    |

Jennie Lind  
Secretary

Chet Blaylock  
Chairman

Motion: Senator Larry Fasbender moved that the previous amendment  
to Senate Bill No. 389 BE STRICKEN and that the Bill, without  
amendment, DO PASS; this motion was seconded and carried by  
unanimous vote.

(include enough information on motion--put with yellow copy of committee report.)

SENATE COMMITTEE EDUCATION

Date Feb. 19 1977 Senate Bill No. 109 Time           

| NAME                            | YES | NO |
|---------------------------------|-----|----|
| Senator Chet Blaylock, Chairman | ✓   |    |
| Senator Ed Smith, Vice Chairman | ✓   |    |
| Senator George McCallum         | ✓   |    |
| Senator Bill Mathers            | ✓   |    |
| Senator William E. Murray       | ✓   |    |
| Senator Frank Dunkle            | ✓   |    |
| Senator Paul Boylan             | ✓   |    |
| Senator Larry Fasbender         | ✓   |    |
| Senator Bill Thomas             | ✓   |    |
| Senator Margaret Warden         | ✓   |    |
|                                 |     |    |
|                                 |     |    |

*4/6/77*

Jennie Lind  
Secretary

Chet Blaylock  
Chairman

Motion: Senator George McCallum moved that Senate Bill No. 109  
pass consideration; this motion was seconded and carried by  
unanimous vote.

(include enough information on motion--put with yellow copy of committee report.)

SENATE COMMITTEE EDUCATION

Date February 19, 1977 SENATE Bill No. 304 Time

| NAME                            | YES | NO |
|---------------------------------|-----|----|
| Senator Chet Blaylock, Chairman |     | ✓  |
| Senator Ed Smith, Vice Chairman | ✓   |    |
| Senator George McCallum         | ✓   |    |
| Senator Bill Mathers            | ✓   |    |
| Senator William E. Murray       | ✓   |    |
| Senator Frank Dunkle            | ✓   |    |
| Senator Paul Boylan             | ✓   |    |
| Senator Larry Fasbender         |     | ✓  |
| Senator Bill Thomas             |     | ✓  |
| Senator Margaret Warden         |     | ✓  |
|                                 |     |    |
|                                 |     |    |

Jennie Lind  
Secretary

Chet Blaylock  
Chairman

Motion: Senator Bill Mathers moved that Senate Bill 304  
be indefinitely postponed; motion was seconded and carried  
by majority vote, with Senators Blaylock, Fasbender, Thomas  
and Warden voting "no".

(include enough information on motion--put with yellow copy of committee report.)

SENATE COMMITTEE EDUCATION

Date February 19, 1977 SENATE Bill No. 271 Time

| NAME                            | YES | NO |
|---------------------------------|-----|----|
| Senator Chet Blaylock, Chairman | ✓   |    |
| Senator Ed Smith, Vice Chairman | ✓   |    |
| Senator George McCallum         | ✓   |    |
| Senator Bill Mathers            | ✓   |    |
| Senator William E. Murray       | ✓   |    |
| Senator Frank Dunkle            | ✓   |    |
| Senator Paul Boylan             | ✓   |    |
| Senator Larry Fasbender         | ✓   |    |
| Senator Bill Thomas             | ✓   |    |
| Senator Margaret Warden         | ✓   |    |
|                                 |     |    |
|                                 |     |    |
|                                 |     |    |

Jennie Lind  
Secretary

Chet Blaylock  
Chairman

Motion: Senator Larry Fasbender moved that Senate Bill No. 271  
be held in the Committee for further action at a later date;  
this motion was seconded and carried by unanimous vote.

(include enough information on motion--put with yellow copy of committee report.)

A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING THE BOARD OF PUBLIC EDUCATION TO EMPLOY A PROFESSIONAL ASSISTANT AND SECRETARY; AMENDING SECTION 75-5612, R.C.M. 1947; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Employment of a professional assistant to the board of public education -- term -- compensation -- staff. (1) The board of public education may employ a professional assistant and may employ secretarial staff necessary to perform the duties required of it.

(2) The board of public education may prescribe the term, duties, and compensation of its professional assistant.

(3) The board of public education may provide sufficient secretarial staff and office space for its executive assistant to carry out his duties.

Section 2. Section 75-5612, R.C.M. 1947, is amended to read as follows:

"75-5612. Officers of boards -- quorum. (1) The board of public education and the board of regents ~~shall~~ may each select a chairman from among their appointed members.

(2) The ~~superintendent of public instruction~~ professional assistant shall serve as secretary to the board of public education, and the commissioner ~~shall serve~~ of higher education serves as secretary to the board of regents.

(3) A majority of the appointed members of each board constitutes a quorum for the transaction of business.

(4) The professional assistant shall serve as a liaison between the board of public education and the superintendent of public instruction and shall carry out other such duties as assigned by the board of public education.

Section 3. Effective date. This act is effective on its passage and approval."

# Comparison of Funding School Appro. Based on Budget

|                       | 1976/77           | 1977/78                    |                             |
|-----------------------|-------------------|----------------------------|-----------------------------|
|                       | Propert<br>School | H.B. 365<br>(Gov. 6% + 6%) | S.B. 271<br>(13.6% + 11.5%) |
| SCHOOL G.F. TOTAL     | 229.51            | 252.46                     | 252.46                      |
| DIST. VOTED LEVY      | (53.70)           | (69.81)                    | (53.30)                     |
| GAY G.F. WITHOUT VOTE | 175.81            | 182.65                     | 194.16                      |
| PERMISSIVE TOTAL      | 35.11             | 36.53                      | 38.85                       |
| DIST. SHARE           | (17.92)           | (19.20)                    | (19.20)                     |
| STATE SHARE           | (17.19)           | (17.33)                    | (19.63)                     |
| REG. BAL.             | 7.58              | 1.19                       | 1.19                        |
| SURPLUS FRR           | 0                 | 1.66                       | 1.66                        |
| REV. SHARING          | 8.50              | 8.10                       | 8.10                        |
| STATE LEVY            | 2.30              | 0                          | 0                           |
| LEG. APPROP.          | (0)               | (7.03)                     | (9.33)                      |
| ENDING BAL.           | (1.19)            | (0.65)                     | (0.65)                      |
| (TOTAL)               | 142.21            | 147.66                     | 152.87                      |
| REG. SPEC. ED.        | 1.51              | 1.54                       | 1.54                        |
| FOUND. PROGRAM        | (140.70)          | (146.12)                   | (155.23)                    |
| STATE DEF. LEVY       | 0                 | 0                          | 0                           |
| CARRYOVER (STATE)     | 0                 | 3.08                       | 3.08                        |
| STATE EQ. TOTAL       | (86.53)           | (84.00)                    | (93.21)                     |
| INC. TAX              | 23.53             | 30.93                      | 30.93                       |
| CORP. TAX             | 6.00              | 6.63                       | 6.63                        |
| U.S. ROYALTIES        | 2.20              | 4.00                       | 4.00                        |
| COAL TAX              | 3.83              | 3.35                       | 3.35                        |
| INT. & INC.           | 13.87             | 14.00                      | 14.00                       |
| SPEC. ED. BAL.        | 1.95              | 2.28                       | 2.28                        |
| G.F. APPROP.          | (36.81)           | (22.81)                    | (32.02)                     |
| BAL. TO PERM.         | (1.66)            | 0                          | 0                           |
| COUNTY EQ. TOTAL      | 55.68             | 60.58                      | 60.58                       |
| 40 MILLS              | (55.68)           | (59.08)                    | (57.08)                     |



# Fund Budgets, Assuming 10% Annual Increase Doctor's Fiscal Notes

1978/79

| H.B. 578<br>(13.6% + 14.0%) | H.B. 365<br>(Gov. 6% + 6%) | S.B. 271<br>(13.6% + 11.5%) | H.B. 578<br>(14.0% + 14.0%) |
|-----------------------------|----------------------------|-----------------------------|-----------------------------|
| 252.46                      | 277.70                     | 277.70                      | 277.70                      |
| (57.70)                     | (87.70)                    | (66.10)                     | (61.50)                     |
| 194.76                      | 190.00                     | 211.24                      | 216.14                      |
| 38.95                       | 38.00                      | 42.25                       | 42.23                       |
| (20.30)                     | (21.27)                    | (21.27)                     | (21.27)                     |
| (19.75)                     | (16.73)                    | (20.98)                     | (21.96)                     |
| 1.19                        | 0.65                       | 0.65                        | 0.65                        |
| 1.66                        | 0                          | 0                           | 0                           |
| 1.10                        | 8.10                       | 8.10                        | 8.10                        |
| 0                           | 0                          | 0                           | 0                           |
| (4.5)                       | (8.63)                     | (12.83)                     | (13.82)                     |
| (0.6)                       | (0.65)                     | (6.65)                      | (6.65)                      |
| 57.35                       | 153.56                     | 170.55                      | 174.47                      |
| 1.54                        | 1.56                       | 1.56                        | 1.56                        |
| (153.81)                    | (152.00)                   | (168.99)                    | (172.91)                    |
| 0                           | 0                          | 0                           | 0                           |
| 5.08                        | 0.01                       | 0.01                        | 0.01                        |
| (93.69)                     | (86.61)                    | (103.60)                    | (106.92)                    |
| 2.93                        | 35.02                      | 35.02                       | 35.02                       |
| 6.13                        | 7.00                       | 7.00                        | 7.00                        |
| 1.00                        | 4.10                       | 4.10                        | 4.10                        |
| 3.35                        | 3.34                       | 3.34                        | 3.34                        |
| 14.00                       | 14.00                      | 14.00                       | 14.00                       |
| 2.42                        | 2.42                       | 2.42                        | 2.42                        |
| (41.14)                     | (37.23)                    | (37.23)                     | (41.14)                     |
| 0                           | 0                          | 0                           | 0                           |
| 6.94                        | 6.94                       | 6.94                        | 6.94                        |
| (6.94)                      | (6.94)                     | (6.94)                      | (6.94)                      |
| 1.50                        | 1.50                       | 1.50                        | 1.50                        |