

MINUTES OF THE MEETING  
EDUCATION COMMITTEE  
MONTANA STATE SENATE

March 22, 1977

The twenty-ninth 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 of the Committee were present with the exception of Senators William Murray and Frank Dunkle who were excused and Senator Margaret Warden who was absent.

The Chair announced this would be an executive session to take care of the Bills backlogged in the Committee.

FURTHER CONSIDERATION OF HOUSE BILL No. 239: Considerable discussion was had on amending the Bill to provide employees of a school district have a written contract of continuing employment before they would not be eligible for unemployment benefits, with Ernie Post, Mont. AFL-CIO, fully explaining the criteria involved prior to an individual becoming eligible for unemployment and Pat McKittrick, Mont. Council of Teamsters, contributing to the explanation. The Chair instructed the staff attorney to work out additional amendment language to allow non-certified people to draw unemployment in the summer and the Bill would be considered at another date.

DISPOSITION OF HOUSE BILL No. 305: Adult basic education was endorsed as the best adult educational program operating, although funding was questionable, according to Senator Fasbender.

Senator George McCallum moved that House Bill 305 BE CONCURRED IN; motion was seconded and carried by unanimous vote. Senator Smith will carry the Bill on the floor.

DISPOSITION OF HOUSE BILL No. 119: Relating to community education, the Committee felt HB 305 was much more important as a basic need.

Senator Paul Boylan moved that House Bill No. 119 BE NOT CONCURRED IN; motion was seconded and carried by majority vote, with Senator Murray voting "no". Senator Warden who was absent will be extended voting privileges.

DISPOSITION OF HOUSE BILL No. 404: Senator Larry Fasbender moved that House Bill No. 404 BE CONCURRED IN; motion was seconded and carried by unanimous vote. Senator Fasbender will carry the Bill on the floor.

FURTHER CONSIDERATION OF HOUSE BILL No. 147: The Chairman stated the amendments proposed by Larry Huss for D. A. Davidson & Co. relating to community colleges he felt should not be included in this Bill.

Senator Fasbender moved that before a school district entered into a long term lease they be required to have this approved by a vote of the people, on any term longer than 3 years. Motion was seconded and carried.

Senator Blaylock asked that the Bill be amended to include the housing and dormitory fund and called for discussion.

Senator Smith moved the adoption of amending the Bill to reinstate the housing and dormitory fund; motion was seconded and carried.

DISPOSITION OF HOUSE JOINT RESOLUTION No. 32: The amendments proposed by the Seventh Day adventists were discussed.

Senator William Thomas moved that the proposed amendments be adopted; motion was seconded and carried and are as shown on the attached Standing Committee Report.

Senator Thomas then moved that House Joint Resolution No. 32 BE CONCURRED IN AS AMENDED; motion was seconded and carried by majority vote, with Senator Dunkle abstaining and Senator Warden being absent. Senator Thomas will carry the Bill on the floor.

FURTHER CONSIDERATION OF HOUSE BILL No. 652: Senator Fasbender moved that the Bill be amended to read that the State Board of Education is to make a case by case decision on whether the tribal nepotism laws or state nepotism laws are to prevail in public schools; and included, at the suggestion of Lloyd Markell, MEA, this is to apply only in 2nd and 3rd class districts. Motion was seconded and carried. The Chair instructed the staff attorney to prepare the proper amendments and present them at the next meeting.

DISPOSITION OF HOUSE BILL NO. 541: The Committee discussed at great length the merits of creating a special state classification for school psychologists, the advisability of tenure provisions and the expense of funding and source of funding, whether falling under the state foundation or special ed. Lloyd Markell, MEA, explained the present program is serviced as part of the special education program sponsored by federal funds.

Senator Bill Mathers moved that House Bill No. 541 BE NOT CONCURRED IN; motion was seconded and resulted in a tie vote, with Senators Murray, Dunkle, Boylan, Fasbender and Thomas voting "no". This Bill will be reported out WITHOUT RECOMMENDATION.

ADJOURNMENT:

There being no further business, the meeting was adjourned at  
12:30 P. M.

A handwritten signature in cursive script, reading "Chet Blaylock", written over a horizontal line.

Chet Blaylock, Chairman

EDUCATION COMMITTEE

Date March 22,  
1977

NAME	PRESENT	ABSENT	EXCUSED
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		✓	

SENATE

BILL Ex. Sec. Session

VISITORS' REGISTER

DATE March  
22, 1977

Please note bill no.

(check one)

NAME \_\_\_\_\_

REPRESENTING

BILL #

SUPPORT		OPPOSE	
1	2	3	4
5	6	7	8
9	10	11	12
13	14	15	16
17	18	19	20
21	22	23	24
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77	78	79	80
81	82	83	84
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97	98	99	100

## OPPOSE

Forest Book

Mr. State 9 FL-C10

1712	239
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X

German Literature

QPT

# Information

I Am A Lawyer

CPI

## Information

Pat McKittick

54  
Mt. Council of Teachers #23

239

X

Richard

Two stars

255

PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY

SENATE COMMITTEE EDUCATION

Date March 22, 1977 HOUSE JOINT RESOLUT. No. 32 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 <i>no vote</i>		
Senator Paul Boylan	✓	
Senator Larry Fasbender	✓	
Senator Bill Thomas	✓	
Senator Margaret Warden <i>absent</i>	✓	

Jennie Lind  
Secretary

Chet Blaylock  
Chairman

Motion: Senator Bill Thomas moved that House Joint Resolution  
No. 32 BE CONCURRED IN AS AMENDED; motion was seconded  
and carried by majority vote, with Senator Dunkle abstaining  
and Senator Warden being absent.  
(Senator Thomas will carry on the floor.)

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

SENATE COMMITTEE EDUCATION

Date March 27, 1977 House Bill No. 119 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 <i>absent</i>		

Jennie Lind  
Secretary

Chet Blaylock  
Chairman

Motion: Motion was made by Senator Paul Boylan that House  
Bill No. 119 BE NOT CONCURRED IN: motion was seconded and  
carried by majority vote; Sen. Murray voting "no", & Sen. Warden  
being absent.

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

SENATE COMMITTEE EDUCATION

*March 22*  
Date February 24, 1977 HOUSE Bill No. 404 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 <i>absent</i>	✓	

Jennie Lind  
Secretary

Chet Blaylock  
Chairman

Motion: Motion was made by Senator Larry Fasbender that  
House Bill No. 404 BE CONCURRED IN: was seconded and  
carried by unanimous vote; Sen. Warden being absent.  
Senator Fasbender will carry on the floor.

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



SENATE COMMITTEE EDUCATION

Date March 22, 1977 House Bill No. 541 Time 6:26

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 House Bill No. 541

BE NOT CONCURRED IN; Motion was seconded and resulted in a  
tie vote, with Senators Murray, Dunkle, Boylan, Fasbender and  
Thomas voting "no". Will be reported out as WITHOUT RECOMMENDATION.

(This action is on the advice of President McOmber.)  
(include enough information on motion--put with yellow copy of  
committee report.)

SENATE COMMITTEE EDUCATION

Date March 22, 1977 HOUSE Bill No. 305 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 <i>absent</i>	✓	

Jennie Lind  
Secretary

Chet Blaylock  
Chairman

Motion: Motion was made by Senator George McCallum that House  
Bill No. 305 BE CONCURRED IN: Motion was seconded and  
carried by unanimous vote; Sen. Warden being absent.  
Senator E. Smith with carry on the floor.

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