

MINUTES OF THE MEETING
EDUCATION AND CULTURAL RESOURCES COMMITTEE
MONTANA STATE SENATE

March 2, 1983

The meeting of the Senate Education and Cultural Resources Committee was called to order by Chairman Bob Brown on March 2, 1983, at 1:00 p.m. in Room 402, State Capitol.

ROLL CALL: Roll was called with all members present but Senator McCallum.

HOUSE BILL 457: Representative Lory, District 99, presented the bill for the sponsor, Representative Eudaily, District 100, who was out of town due to a family illness. Representative Lory said the bill was introduced at the request of the Office of Public Instruction. Because of situations in the past such as the strike in Missoula, the bill provides for the penalty for failing to meet the 180 day pupil instruction requirement to apply equally to elementary and high schools. The bill changes the language in the bill to indicate a school will lose 1/90th of its equalization apportionment per each day less than 180 rather than losing all its funds as previously written. The 1/90th provision was chosen because a 1/80th share might have benefited some small schools rather than being a penalty.

PROPONENTS

Chip Erdmann, representing the Montana School Boards Association, presented his testimony in support of the bill (exhibit #1).

Jess Long, representing the School Administrators of Montana, said he supported both features of the bill.

Dave Sexton, representing the Montana Education Association, said that organization endorsed both provisions of the bill.

There being no further proponents, and no opponents, Representative Lory closed.

HOUSE BILL 166: Representative Miller, District 92, sponsor of the bill, presented his testimony to the committee (exhibit #2).

PROPONENTS

Chip Erdmann, representing the Montana School Boards Association, said the MEA had voted at its annual convention to seek legislation in this area. He stated community colleges have been

EDUCATION AND CULTURAL RESOURCES

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using this procedure for contract bidding since 1979 and it has worked very well.

Jess Long, representing the School Administrators of Montana, urged support of the bill.

Leo Wohler, representing Billings Public Schools, urged the committee to support the bill. He stated the dollar and man hour savings would be advantageous.

OPPONENTS

Bill Olson, representing the Montana Contractors Association, presented his testimony in opposition to the bill to the committee (exhibit #3).

O.F. Ingram, President, Ingram Clevenger, Inc., Helena, and Past President of the Montana Contractors Association, stated competitive bidding is the best way to go with current economic situations being what they are. He said the bill is not in the best interests of contractors and taxpayers.

Joe Petrini, representing the Helena Contractors Council, stated he agreed with the preceding testimony saying it is more competitive to keep the bill in its present form.

George Waters, Waters Construction, Helena, presented his testimony in opposition to the bill (exhibit #4).

Ben Parriman, representing L.P. Barney Construction Co., Inc., Helena, presented his testimony in opposition to the bill (exhibit #5).

There being no further opponents, Representative Miller closed by saying there is probably no problem in having formal bids in the \$5000 to \$25,000 range.

HOUSE BILL 192: Representative Schultz, District 48, sponsor of the bill, presented his testimony to the committee (exhibit #6).

PROPOSERS

Chip Erdmann, representing the Montana School Boards Association, presented his testimony in support of the bill (exhibit #7).

Jess Long, representing the School Administrators of Montana, said the bill addresses an old long standing problem of teachers signing several contracts before the choose the best. He said

EDUCATION AND CULTURAL RESOURCES

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Page 3

he can't blame them for wanting to make the best choice in furthering their employment but did feel the issue needs to be cleared up to give better direction to school boards.

Leo Wohler, representing Billings Public Schools, added his support to the bill.

OPPONENTS

Dave Sexton, representing the Montana Education Association, stated several concerns. He felt the bill is unnecessary at best and said it denies teachers the right to teach and school boards the right to hire. He quoted 20-4-110, MCA re revocation or suspension of teacher certification by the Board of Public Education. He felt the statute is a sufficient deterrent and the Board hears a number of these cases in a year. He noted a district can also bring a suit if a teacher doesn't fulfil a contract. He encouraged the committee to leave in the provision for "good cause" as people's circumstances can change as well as district's. Mr. Sexton felt school boards should be checking contracts themselves and asked why should it be legislated. He felt the present law is sufficient for taking care of whatever abuses there may be.

Senator Blaylock, District 35, stated he knows from personal experience as a school superintendent that the law as it now stands re revocation or suspension of teacher certification works. He said a contract is a contract is a contract and if school boards sign it and can't get out of it, then teachers shouldn't be able to either. Senator Blaylock said frivilous breaking of contracts needs to be stopped and school boards need to have the courage to suspend. He said most school boards will let a teacher out of a contract in the spring and early summer but should not after July 15.

Representative Schultz closed by saying no school will retain a teacher if they can find a replacement as they don't want a disgruntled teacher or one who will not be happy in the situation. He said teacher's contracts are not binding except on the school board.

HOUSE BILL 110: Representative Winslow, District 65, said the bill was introduced at the request of the Coal Tax Oversight Committee to establish a Cultural and Aesthetic Projects Advisory Committee which would review grants for projects funded out of 1/3 of the interest on 2.5% of the Parks Trust Fund. The committee would make recommendations

EDUCATION AND CULTURAL RESOURCES

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Page 4

to the Long Range Building Committee for their decision. During the session the Long Range Building Committee is trying to review 84 proposals which is neither fair to members of the committee or those presenting as two minutes is about all they have for presentation. The advisory committee would be comprised of knowledgeable people who would have time for well considered judgements.

PROPONENTS

David Nelson, Executive Director of the Montana Arts Council, stated cultural activities are on the upswing in the state as evidenced by the fact that 24 grants were considered last session as opposed to 84 this session. He predicted that number would increase in the future. He said criteria for consideration is listed in the bill. He noted the potential for measurable planning and goal setting for state cultural projects is inherent in the bill.

Bob Archibald, Montana Historical Society, said he had worked with the Montana Arts Council and the Coal Tax Committee in the past and assured committee members the proposed committee would be advisory only and answerable to the legislature.

Nancy Simmons, representing the Montana Association of Symphony Orchestras, presented her testimony in support of the bill (exhibit #7).

Dr. John Simmons, representing the Cultural Alliance for Eastern Montana, urged support for the bill and submitted several petitions from the eastern Montana area in support (exhibit #8).

J. D. Holmes, Montana Arts Advocacy, read a letter to the committee in support of the bill from Shirley Cleary, nationally recognized artist from Helena and Cultural Chairperson for the Helena A.A.U.W. (exhibit #9).

Mr. Holmes urged support of the bill stating it would provide statutory authorization for a 16 member committee with specific criteria for judging applications.

There being no opponents, Representative Winslow closed.

The committee met in Executive Session.

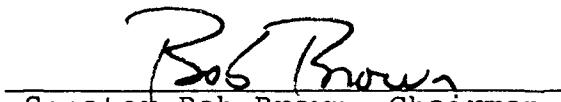
ACTION ON HOUSE BILL 110: Senator Berg moved House Bill 110 Be Concurred In. The motion carried unanimously with Senator McCallum absent. Senator Elliott will carry the bill.

Senator Blaylock asked the Committee members if they felt the

EDUCATION AND CULTURAL RESOURCES
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Page 5

Foundation Program bill should be considered in the Education Committee. After a brief discussion Senator Berg moved to have Senator Brown and Senator Blaylock talk to Senator Stephens and ask to have the Foundation Program assigned to the Education Committee. Discussion followed regarding the chances of the bill going to Finance and Claims. Senators Elliott, Severson, and Smith disagreed with the motion.

ADJOURN: There being no further business, the meeting adjourned.



Senator Bob Brown, Chairman

jdr

ROLL CALL

EDUCATION AND CULTURAL RESOURCES COMMITTEE

48 th LEGISLATIVE SESSION -- 1983

Date 3/2/87

TO: Senate Committee on Education and Cultural Resources
FROM: Lee Heiman, Committee Counsel
DATE: March 2, 1983
RE: Summaries of House Bills 110, 166, 192, and 457

House Bill 110 (Winslow). Establishes a cultural and aesthetic projects advisory committee appointed by the Historical Society Board of Trustees and the Montana Arts Council to recommend grant proposals to the legislative appropriations committee.

House Bill 166 (Miller). Revamps the bidding requirements for school districts. Requires no bidding for under \$5,000; requires at least 3 informal bids between \$5,000 and \$25,000; and formal publishing to solicit bids over \$25,000. A bid may be rejected by trustees. Exempts routine maintenance and repair performed by district staff in the performance of their duties.

House Bill 192 (Schultz). Prohibits a school district from knowingly employing a teacher under contract to another district.

House Bill 457 (Eudaily). Reduces county and state equalization for a district by 1/90th for each school day, less than 180, that it fails to provide pupil instruction.

DATE

March 7, 1963

COMMITTEE ON

Education and Cultural Resources

VISITORS' REGISTER

NAME	REPRESENTING	BILL #	Check One	
			Support	Oppose
MURIEL MEARY	Helena AAW	110	✓	
Nancy Simonsen	Mont. Assoc. of Sym. Choristers	110	✓	
Bargaining H. Morrison	" " " "	110	✓	
Ruth Lowe	" " " "	110	✓	
J. D. Holmes	MT ARTS ADVOCACY	110	✓	
H. Rumbold	MT Hist. Society	110	✓	
Dubber	CULT. ALIANCE FOR EAST MONT	110	✓	
Dave Nelson	MT. Arts Council	110	✓	
Bill Olson	MT. Contractors Assn	166	✓	
Program	Dragon - Clever, Inc	166	✓	
Joe Peirini	Helena Contractors Council	166	✓	
George C. Watters	Helena Contractors Council	166	✓	
End of	Rif Dealers	457	✓	
Frederick		166	✓	
Bm (Wimman)	L.P. Burns, Dist. Co. Inc.	166	✓	
Suey Braga	Helena Self	110		
DAVID SEXTON	MEA	192	✓	
" "	"	457	✓	
Jim W. Long	SAM	166 192 457	✓	
Chip Seemann	MSBA	166 192 457	✓	
Monte Koch	UM	110	✓	
RON MILLER	House Dist 42	166	✓	

6
Exhibit 111
3/2/83

NAME:

Chip Erdmann

DATE: 3/2/83

ADDRESS:

Helena

PHONE:

442-2180

REPRESENTING WHOM?

MSBA

APPEARING ON WHICH PROPOSAL:

HB 457

DO YOU: SUPPORT?

X

AMEND?

OPPOSE?

COMMENTS: This bill would make the method of calculating reductions in state aid due to missed days uniform. Before this section has been held to only apply to elementary districts

This bill also changes the penalty from all unearned income money to $\frac{1}{90}$ of the total state equalization aid the district receives for each day missed.

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY

Exhibit # 2
March 3, 1982

Explanation of HB 166

This bill would adopt the process currently used by community colleges in Montana for contract bidding. The bill takes the contracting section verbatim from section 20-15-104(2) in the community college section. Briefly, it provides that the trustees need not meet any bid requirements on an item or service less than \$5,000. This is raised from the present limit of \$4,000. Between \$5,000 and \$25,000 the trustees must procure at least three informal bids. When the contract cost is over \$25,000 the contract must be advertised in a newspaper for at least 2 weeks. This bidding requirement was adopted for community colleges by the 1979 legislature.

The present statute with the \$4,000 limit has not been changed since 1973. Inflation has made this limit unrealisitic. This bill would still require school districts to obtain three informal bids on any job between \$5,000 and \$25,000. They would have to advertise, however, on contracts over \$25,000.

Subsection (3)(d) is an addition that is not found in the community college section. This is to clarify a letter opinion of the Attorney General to a Missoula school district. The Attorney General stated that all projects, even regular maintenance and repair projects, were subject to the contract requirements.

Many school districts use their maintenance personnel over the summer to complete such tasks as resurfacing the gym floor, painting classrooms; etc. The school districts do not believe it was the original intent of the legislature to require that this type of project be subjected to the contracting requirements.

(This sheet to be used by those testifying on a bill.)

NAME: Chip Erosman DATE: 3/2/83

ADDRESS: Helen

PHONE: 442-2180

REPRESENTING WHOM? MSBA

APPEARING ON WHICH PROPOSAL: HB 166

DO YOU: SUPPORT? X AMEND? _____ OPPOSE? _____

COMMENTS: see attached

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

Explanation of HBL66
(as amended)

This bill would adopt the process currently used by community colleges in Montana for contract bidding. The bill takes the contracting section verbatim from section 20-15-104(2) in the community college section. Briefly, it provides that the trustees need not meet any bid requirements on an item or service less than \$5,000. This is raised from the present limit of \$4,000. Between \$5,000 and \$25,000 the trustees must procure at least three informal bids. When the contract cost is over \$25,000 the contract must be advertised in a newspaper for at least 2 weeks. This bidding requirement was adopted for community colleges by the 1979 legislature.

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(This sheet to be used by those testifying on a bill.)

NAME: Lee Wohler DATE: 3-2-83

ADDRESS: 933 Aronson - Billings

PHONE: 248-8364 Home 656-7111 Office

REPRESENTING WHOM? Billings Public Schools

APPEARING ON WHICH PROPOSAL: HB 166

DO YOU: SUPPORT? ✓ AMEND? _____ OPPOSE? _____

COMMENTS: Cities now have the liberty of no bid
on contracts under \$10,000. Schools are limited
to \$4,000 since 1973. This bill would put the
Schools in line with the cities as well as
cut advertising costs and bid preparation
costs.

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

(This sheet to be used by each

Exhibit 113
3/3/83

NAME: William Olson DATE: 3/2/83

ADDRESS: Helena, MT.

PHONE: 442-4162

REPRESENTING WHOM? Montana Contractors Association

APPEARING ON WHICH PROPOSAL: HB 166

DO YOU: SUPPORT? _____ AMEND? _____ OPPOSE?

COMMENTS: Believe in free competitive bidding. This bill
harmful to small local contractors. Not in the best
interests of taxpaying public. Too much room for "cronyism"
in this bill.

Leave statutes as is.

Recommend "Do Not Pass" on HB 166.

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETAR

(This sheet to be used by those testifying on a bill.)

NAME: O.F. INGRAM DATE: 3-2-83

ADDRESS: HELENA, Mont.

PHONE: 442-5102

REPRESENTING WHOM? INGRAM-CLEVINGER, INC.

APPEARING ON WHICH PROPOSAL: HB 166

DO YOU: SUPPORT? _____ AMEND? _____ OPPOSE? X

COMMENTS: This legislation is not in the best interest of contractors & tax payers and is not needed. It would be very harmful for small business contractors.

Recommend HB 166 Do NOT Pass

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

(This sheet to be used by those testifying on a bill.)

NAME: Vice T. Petrini DATE: 3/2/83

ADDRESS: 3108 Michigan Drive

PHONE: 442-5102

REPRESENTING WHOM? Holman Contractors Company

APPEARING ON WHICH PROPOSAL: HB 166

DO YOU: SUPPORT? _____ AMEND? _____ OPPOSE?

COMMENTS: _____

Oppose on basis that the producer sector
by its structure does not provide services more
competitive

Issue Bill No 166

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

(This sheet to be used by those testifying on a bill.)

Exhibit #4

3/3/83

NAME: George C Watters

DATE: 3-2-1983

ADDRESS: 1122 Choteau Ave. Helena, Mt

59601

PHONE: 442-1077

REPRESENTING WHOM? Helena Contractors Council / Watters Const Co

APPEARING ON WHICH PROPOSAL: H.B. 166

DO YOU: SUPPORT? _____ AMEND? _____ OPPOSE?

COMMENTS: I oppose H.B. 166. There is always a difficult decision now on what is maintenance and what is major repair.

The school maintenance superintendent in many cases can be a hard boiled pusher and does an efficient job of maintenance and might be capable of efficient supervision of construction to save tax payers money. But in the long run this so called maintenance ends up being poor, & costly construction under designed. And eventually increases taxes.

I have had my own construction Co. (Watters Const Co) and for 23 years. Without a competitive bidding and construction workers tend to become inefficient.

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NAME: DEN HARRIMAN DATE: 3/2/83
ADDRESS: Box 196

PHONE: 442 - 7910

REPRESENTING WHOM? H. P. BARNEY Const. Co. Inc

APPEARING ON WHICH PROPOSAL: H.B. 0166 / 03

DO YOU: SUPPORT? _____ AMEND? _____ OPPOSE?

COMMENTS: H.B. 166 would definitely hurt the General Contractors of small business.

The general contractors presently is "Survival" and this H.B. would and should not be changed.

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY

Rep James Schultz
House Dist 48
Livingston, MT

Exhibit #6
3/2/83

HB 192 - Background

AN ACT TO PROHIBIT A SCHOOL DISTRICT FROM EMPLOYING A TEACHER WHO IS UNDER CONTRACT TO TEACH IN ANOTHER MONTANA SCHOOL DISTRICT.

For the past several years there has been a problem in Montana of teachers signing a contract to teach in a district while already under contract to another district. The problem generally happens when a teacher in a smaller rural district is offered a contract in one of the larger urban districts. ~~Generally the hiring district is not aware the teacher is under contract but unfortunately sometimes they are aware.~~ In these situations, they place the welfare of their district over that of the smaller district who is losing the teacher.

This is a crucial situation for the district who suddenly loses a teacher, sometimes only days before school is scheduled to open.

~~The Board of Public Education currently has the power to revoke a teacher's teaching certificate in these situations. Often, the Board fails to act, pointing out that school districts themselves are creating the problem. Other rationale for taking no action include the "professional advancement" justification. The Board has refused to take action on a teacher who leaves a signed contract on the grounds that "professional advancement" is a justifiable reason.~~

This bill would make it illegal for a school board to "knowingly employ or continue to employ" a teacher who is already under contract, unless the teacher receives a written release. Most school districts will release teachers who want to move to another school after they have signed their contract. But there are the situations where the smaller districts don't have the time to find a new teacher. In these situations the district should not suffer. The original contract should be binding.

It should be pointed out that this provision does not address those who leave the teaching profession.

The bottom line is that any contract entered into in violation of this provision would be void. It will encourage school administrators to carefully check to see if a teacher is already under contract to another district. It will also discourage a teacher from walking out on a district they have already signed a contract with. Once again, all they need do is obtain a release from the board and they are free to sign with a new district.

STANDING COMMITTEE REPORT

March 3, 1983

MR. **PRESIDENT**

We, your committee on **EDUCATION AND CULTURAL RESOURCES**

having had under consideration **HOUSE** Bill No. **110**

Winslow (Elliott)

Respectfully report as follows: That **HOUSE** Bill No. **110**

BE CONCURRED IN
~~DOXBASE~~

(This sheet to be used by those testifying on a bill.)

Exhibit #7
3/2/83

NAME: Chip Erromann DATE: 3/2/83

ADDRESS: Helen

PHONE: 442-2180

REPRESENTING WHOM? MSBA

APPEARING ON WHICH PROPOSAL: HB 192

DO YOU: SUPPORT? X AMEND? _____ OPPOSE? _____

COMMENTS: see attached -

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY

*Exhibit #1
3/2/83
Eddy F. Edwasson*

HB 192 - Background

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This is a crucial situation for the district who suddenly loses a teacher, sometimes only days before school is scheduled to open.

The Board of Public Education currently has the power to revoke a teacher's teaching certificate in these situations. Often the Board fails to act, pointing out that school districts themselves are creating the problem. Other rationale for taking no action include the "professional advancement" justification. The Board has refused to take action on a teacher who leaves a signed contract on the grounds that "professional advancement" is a justifiable reason.

This bill would make it illegal for a school board to "knowingly employ or continue to employ" a teacher who is already under contract, unless the teacher receives a written release. Most school districts will release teachers who want to move to another school after they have signed their contract. But there are the situations where the smaller districts don't have the time to find a new teacher. In these situations the district should not suffer. The original contract should be binding.

It should be pointed out that this provision does not address those who leave the teaching profession.

The bottom line is that any contract entered into in violation of this provision would be void. It will encourage school administrators to carefully check to see if a teacher is already under contract to another district. It will also discourage a teacher from walking out on a district they have already signed a contract with. Once again, all they need do is obtain a release from the board and they are free to sign with a new district.

(This sheet to be used by those testifying on a bill.)

NAME: David E Nelson DATE: 3/2/83

ADDRESS: 1280 S 3rd Missoula MT

PHONE: 243 4883

REPRESENTING WHOM? Montana Ads Council

APPEARING ON WHICH PROPOSAL: HB 110

DO YOU: SUPPORT? X AMEND? _____ OPPOSE? _____

COMMENTS: Attached

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

(This sheet to be used by those testifying on a bill.)

NAME: Nancy Simmons

DATE: 3/2/83

ADDRESS: 2233 Fairview Pl., Billings, Mt. 59102

PHONE: 259-8623

REPRESENTING WHOM? Montana Association of Symphony Orchestras

APPEARING ON WHICH PROPOSAL: 110

DO YOU: SUPPORT? ✓ AMEND? _____ OPPOSE? _____

COMMENTS: _____

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

3/2/83

Montana Association of Symphony Orchestras

P.O. Box 602 • Billings, Montana 59103 • (406) 252-3610

M.A.S.O. Members:

Billings Symphony Society
Bozeman Symphony Society
Butte Symphony Association
Great Falls Symphony Association
Helena Symphony Society
Missoula Civic Symphony Association

March 1, 1983

Mr. Bob Brown, Chr.
Education & Cultural Resources Comm.
1714 5th Ave.
Helena, Mt.

Dear Senator Brown:

The Montana Association of Symphony Orchestras, a non-profit corporation in the State of Montana representing the symphony orchestras of the state, endorses House Bill 110 to revise the cultural and aesthetic grants program.

We have two concerns regarding this bill. In the statement of intent, project costs, we question if preference should indeed be given to projects requiring smaller grants. Our second concern is in Section 1 (2) providing for grants for protection of works of art in the state capitol.

We would encourage a reference to consideration of geographical and population considerations in the state in selecting the advisory committee.

We feel this bill is essential for the cultural and aesthetic grants program.

Thank you for considering our thoughts.

Cordially,

Nancy S. Simmons

Nancy S. Simmons
President

March 2, 1983.

*Our concerns have been clarified today through
several conversations.*

*Thank you.
N. S.*

Apdocket #8 BAKER, BRODIE, COLETRAP, MILES CITY, FORSYTH,
3/18/83 HISTORIC, RED LODGE, CIRCLE, LAME DEER, GLEN ELLUM
COLETRAP

November 10, 1981

To

We the undersigned are grateful to the Montana Legislature for the consideration it has given in the past to cultural and aesthetic projects throughout our state. The works made possible by their efforts have both enriched the quality of life and preserved Montana's historic treasures. Nowhere is the Legislature's dedication more evident than in their setting aside of monies generated from one of our natural resources (coal)* to support an equally vital state resource -- our culture. These revenues from the Coal Tax will be vital to the continuation and expansion of cultural/aesthetic opportunities. We feel very optimistic about what may be accomplished for Montana through this avenue.

We do also, however, have some concerns. The primary of these is that the funds be used in the most constructive, beneficial manner possible. For the goals of the Legislature to be met and the people best served, we believe that a formal evaluation of requests for these monies needs to be implemented. This evaluation process must be fair to all and accepted by the Legislature as the means by which it will grant funds. A formal evaluation process will:

- (1) assure that the level of quality demanded by the Legislature is maintained;
- (2) give all groups desiring access to these funds a "fair hearing" -- thus eliminating the serious divisiveness that can arise between organizations in competition for funds;
- (3) alleviate the need for the Legislature to closely review what could be hundreds of applications for funding;
- (4) assuming agreement that the process will be upheld, eliminate what could be a "flood" of bills introduced on the floor by Legislators serving as proponents of specific projects.

It is in the formation of this evaluation process that we would like to interact and assist you. We believe that all entities with an interest in the Coal Tax monies should work together to develop a process which everyone can live with. Otherwise, with so many divergent groups falling under the general heading of "cultural and aesthetic," there may be multitudinous plans submitted. These plans may or may not represent a cross-section of opinion. The resulting political battles could create undue animosity between groups and threaten the continuance of this vital funding source. The groups we present are willing to work together to avoid this situation. We would appreciate your cooperation and continued support.

Respectfully,

Markie R. Elliott, president
Carbon County Arts Guild
William R. Mackay, Trustee
Carbon County Historical Society

*Section 15-35-108(h)(i)MCA.
Authorized by HB550, 46th
Legislature.

*R. D. Elliott, pros. U.S. NAVY BT
Red Lodge, mt.*

Arthur D. Ake
President - L.L. (Lumber) Museum Department, Red Lodge School
Walter T. Davis, Muskrat
Frank George
Margaret Person
President, All Nations
Gardiner Club

Roland R. Johnson
Chair. Day Activities, Spring Hill Inn
Bill Wilson
President, Red River Outfitters
V.P. Red Lodge Chamber of Commerce
Ronald A. Kotar, Mayor, Red Lodge

Sherlyl J. Zupan
President, Carbon County Historical Society, Museum
Secretary, Red Lodge Area Chamber of Commerce
Douglas P. Coffey - Vice Pres. Red Lodge Rod & Gun Assn.
Orville W. Zell, Atty., Red Lodge City Attorney

Markus S. Herlein - legislator in 1975 session - Dist. 71
Elaine J. Higgins, Justice of Peace, Carbon Co.
Stanley E. Thompson Retired 1B C.W. Vice President
Lobbyist

Second page of letter Re: *Section 15-35-103(h)(i)MCA.
Authorized by HB550, 46th Legislature.

Carbon County Arts Guild Box 585 Red Lodge, Montana 59068
406/446-1370

Signers of letter to the Montana Legislature re: * Section 15-35-108
(h)(i)MAC. Authorized by HB550, 46th Legislature.

Franklin R. Elliot- President, Carbon County Arts Guild.

William R. Mackay- Trustee, Carbon County Historical Society.

David P. Peters- Superintendent, Red Lodge Schools.

Jim Moore, Editor- Carbon County News.

Robert N. Moran- Co-ordinator of the Red Lodge Festival of Nations and
the Red Lodge Music Festival, Executive Secretary of
American Red Cross and Librarian, Red Lodge Carnegie
Library.

Shirley Y. Zupan- President, Carbon County Historical Society & Museum.
Secretary, Red Lodge Area Chamber of Commerce.

Jack Prather- Vice President, Red Lodge Rodeo Association.

Arthur W. Ayers, Jr.- Red Lodge City Attorney.

R. L. Smith- President, U.S.National Bank of Red Lodge, Mt.

Katherine R. Ahl- President, Red Lodge Chamber of Commerce.
Director, T-Bone Cowbelles.

Frank Cole, Jr.- Carbon County Commissioner.

Margaret Kerns- President All Nations Garden Club.

Roland R. Robertson- Chairman of the Board of Trustees-Star in the West
#40 AF & AM.

Bill Wilson- President, Red River Oil & Gas Company.
Vice President, Red Lodge Chamber of Commerce.

Ronald R. Kotar- Mayor of Red Lodge.

Martha S. Herlevi- Legislator in 1975 Session - Dist. 71.

Elaine S. Higgins- Justice of the Peace, Carbon County.

Stanley E. Thompson, Retired- International Brotherhood Electricians,
Vice President, Lobbyist.

November 10, 1981

To Senator S.A. Olson and Representative Hubert Abrams

We the undersigned are grateful to the Montana Legislature for the consideration it has given in the past to cultural and aesthetic projects throughout our state. The works made possible by their efforts have both enriched the quality of life and preserved Montana's historic treasures. Nowhere is the Legislature's dedication more evident than in their setting aside of monies generated from one of our natural resources (coal)* to support an equally vital state resource -- our culture. These revenues from the Coal Tax will be vital to the continuation and expansion of cultural/aesthetic opportunities. We feel very optimistic about what may be accomplished for Montana through this avenue.

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Respectfully,

*Section 15-35-108(h)(1)MCA.
Authorized by HB550, 46th
Legislature.

R. Frederic Bruggeman

Fallon Historical Society Pres. Ruth H Young

Vice Pres George Sunderson

Sred J. Williamson

AMERICAN AFRICAN RETIRED PERSONS Lois Murphy, Secretary
Anna Mae Williamson Baker, Our Belles

Reader's Theatre

Kern D'Fenna, Director
Fallon County Planning Board

Jim Clark Lewis

Fallon County Sheriff

Marian Johnson

Vice. Prince Arts Council

Doctor G. Olson

Lions Club

Ronald E. Null

EMPIRE BROADCASTING CORP.

Tri State Area Theater Inc.
Wayne E. Sauer ... director

Mrs. M. N. Njia - President
Baptist Juveniles

Tri State Area Theatre - Vern Obye (advisory board)
Rev. Thomas Tolson

Mister M. Lueke

Nan M. Kentkert Fallon - Carter County Agent

Elmer Fushbaugh - Clergy and
Professionals

Jim Cookerson

Fallon County Fair Board (Pres.)

Donna Adams - Corresponding Sec. - Beta Pi

Mrs. Art Stuler, Pres. Olmara Senior Citizens

Julie McLean, Director

O'Fallon Community Choir

November 10, 1981

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Legislature.

Mrs. Michael H. Downing
School Board Member
Superintendent of School Dist. 17H
Intermediate School Principal
Primary School Principal
Middle School Principal
School District Curriculum Writer
Primary School Principal
High School Principal
Montana Coal Board Member
Big Horn County Commissioner
Chairman Democratic Central Committee

H. J. Stanton
Attorney At Law
Big Horn Arts And Crafts
School Board Member
Businessman
Rancher
James Stark Thrower
Big Horn County Clerk and Recorder
Banker
Doris J. Ferguson
Montana Historical Society Board (Ret)
Community Co-ordinator
Big Horn County Commissioner
Big Horn County Commissioner

James Jerske
Attorney at Law
Big Horn County Attorney

John Vale
Big Horn Arts and Crafts Assn

Big Horn Arts and Crafts Assn

Big Horn Arts and Crafts Assn

Director, Big Horn Arts and Crafts Assn

Big Horn Arts and Crafts Assn

John L Meyer

Publisher, Hardin Herald

Attorney at Law

Frank M. McLean

Keith B. McLean

Superintendent, Custer Battlefield

4-8
November 10, 1981

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Eddy J. McVay

C. Pat Cunningham

Phillip Hunt

Judith H. Davis

Sharon Bueker

Beverley Badhore, Gallatin Mem. College
Donna Wheeler, Tongue Community Theater

Shawn Miller, Missoula Art Museum

Ethel Whiter, Powell County Pioneer Museum

Doris Nygaard, Tongue Elem School

Janet L. Wilson, C. Dept. Schools

Pie Matisse, Tongue Womens Club

*Section 15-35-108(h)(i)MCA.
Authorized by HB550, 46th
Legislature.

S. Kordie Wilcox
Roberta Eddy
LaDonna Cope

Barbara Wetmore
Marilyn Sertich

Susan Cundiff

Ella Sauberry

Marie Schreif

Karen R. Woods

Margie S. Sager
Marilyn
Alt Hendicks
John Hendrickson
Dennis Davenport
Suzie J. Hepple
Carol Jean
Arlan Johnson

Holly Granlund
Joy Entwistle
Donna Blanchard
Suzanne Johnson
Bonnie Alros
Louise Davenport

November 10, 1981

To Don Oschner, Carl Zabrocki, Gerry Devlin:

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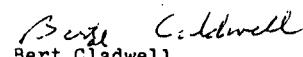
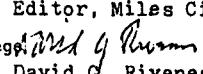
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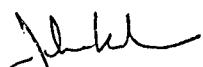
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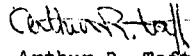
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*Section 15-35-108(h)(i)MCA.
Authorized by HB550, 46th
Legislature.


Sydney R. Sonneborn
PRESIDENT, BOARD OF DIRECTORS
CUSTER COUNTY ART CENTER


Bert Cladwell
Editor, Miles City Star

David G. Rivenes
Owner and Manager, KYUS-TV, Miles City


John Koch
Chairman
Cultural Events Committee


Arthur R. Taft
Executive Director, Miles City Chamber of
Commerce


Marcus Hartse
President, Miles City Chapter of the
Montana Institute of the Arts

Syd Sonneborn 20 No. Sewell Miles City, MT 59301	232-1233 232-3031	Miles Community College, Montana Association of Art Educators, Custer County Art & Heritage Center
Dr. Edwin Stickney 2206 Main Miles City, MT 59301	232-1100	Miles City Concert Association
Jessica Stickney 2206 Main Miles City, MT 59301	232-1100	Montana Arts Council, Miles Community College, Custer County Art & Heritage Center, <u>The Windmill</u>
Art Taft 112 N. Winchester Miles City, MT 59301	232-6564 232-2890	Miles City Chamber of Commerce

118
November 10, 1981

To:

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*Mary Jo Clegg
President
Glendive Library
American Association of
University Women*

*Chapter A, P.E.O.
Ruth Schuyler, Pres.
Louise Cross (Mrs. John N.)
Curator
Foothills Gateway Museum
Glendive, Mont.*

*Alene M. Kehins
President
Gonta Club of Glendive Area
Bonnie Broder, President
Beta Sigma Phi
City Council*

February 24, 1982

Jim Schultz
Dawson Community College
300 College Drive
Glendive, Montana 59330

Dear Mr. Schultz,

Your letter about support for the Cultural Alliance for Eastern Montana (C.A.E.M.) was reviewed by the members present at our February meeting.

A motion was made and seconded that the Dawson College Foundation support this organization. This letter, therefore, is your authority to add our name to your list of supporters.

Sincerely,

Dawson College Foundation

Wes Toepke
Wes Toepke
President

Hag
November 10, 1981

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James K. Kasten, Circle, MT Mayor

James K. Kasten Chairman School Dist. #1

Pandy Song President Sagebrush Art Club, Circle

James K. Kasten Pres. Circle Chamber of Commerce, MT

James K. Kasten Pres. People for Economic Progress

Montana Statewide High School Exchange Co.

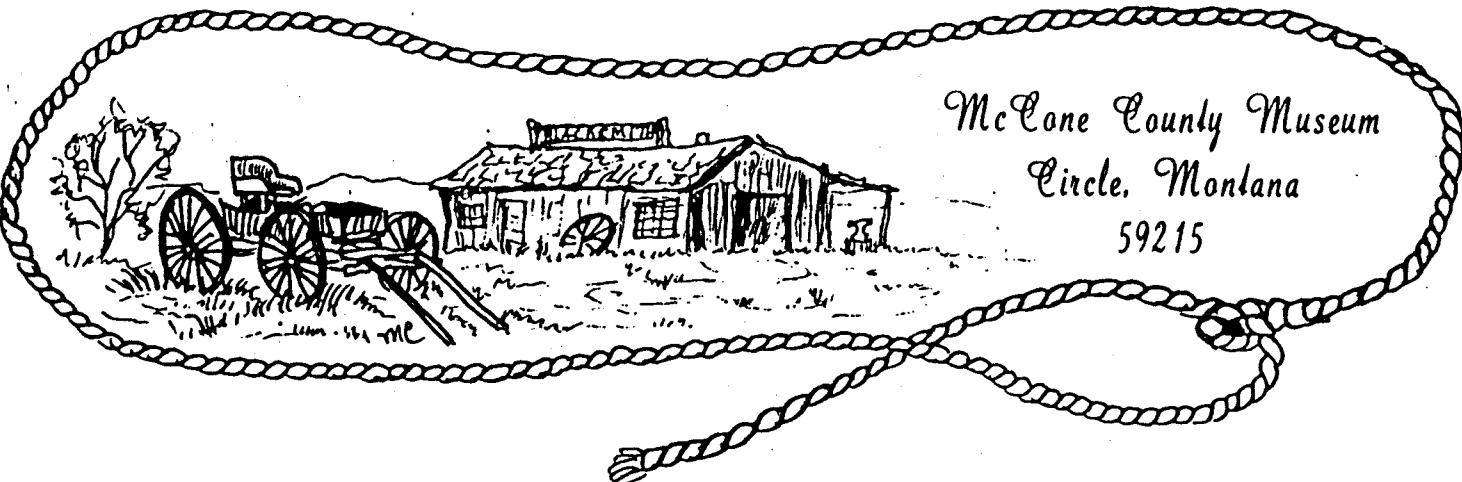
Tom Draper Pres. The Lincoln County Museum

Tom O. Johnson, Pres. McCone Co.-Circle Recreation Board

Tom O. Johnson, Chair, Music Parents, Circle High School

Lloyd McAllister Memorial Association Circle MT

James A. Carlson Gas-Treas. Pioneer Historical Circle, MT



McCone County Museum
Circle, Montana
59215

The following persons have signed the letter of November 10, 1981,
in support of the evaluation process concerning coal tax money grants
for cultural purposes:

Harvey Kirkegaard, Mayor, Circle, Montana.
Ronald R. Beason, Chairman School District No. 1, Circle, Mt.
Candy Long, President Sagebrush Art Club, Circle, Mt.
David K. Kasten, Pres. Circle Chamber of Commerce & Ag.
David K. Kasten, Pres. People for Economic Progress (P.E.P.)
Elizabeth L. Kasten, Mid-Rivers Telephone Co. Board Member.
Elmo Dreyer, Pres. McCone County Museum.
Alton O. Johnson, Pres. McCone Co.-Circle Recreation Board.
Alton O. Johnson, Chmn, Music Parents, Circle High School.
Lloyd Milligan, Ministerial Association, Circle, Montana.
Verna A. Carlson, Sec-Treas. Pioneer Historical Circle, Circle, Mt.

Cyphulet #9

5/2/83

NAME:

Shirley Cleary.

DATE: 3/2/83

ADDRESS:

1804 Belview, Helena, Mt 59601

PHONE:

443-4535

REPRESENTING WHOM?

AAUW

APPEARING ON WHICH PROPOSAL:

HB.110

DO YOU:

SUPPORT? ✓

AMEND? _____

OPPOSE? _____

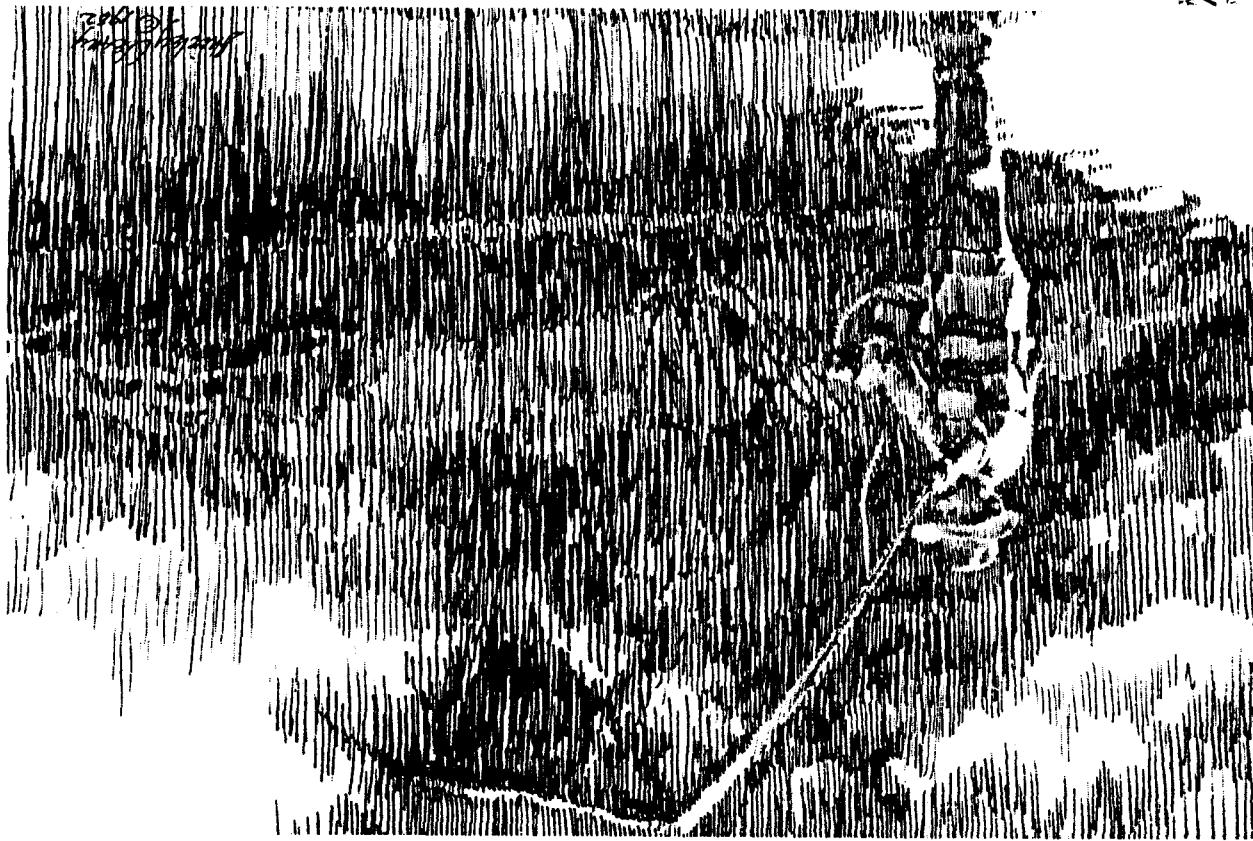
COMMENTS:

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

I wish to make a statement as a proponent for H.B. 110. My name is Shirley Cleary and I am speaking as the cultural chairperson for the Helena DAWW.

We support this Bill because we believe it is important to have peer review in any granting situation. It is also important to create an evaluation process and establish accountability for the money that is granted. The Montana Arts Council has such experience. It is necessary to establish criteria to judge all applicants on an equal basis. From personal experience, it is very difficult to make application for a grant if you don't know by what process your application will be judged.

The earlier application date is



important to allow thorough review
by the Advisory Board.

Finally I think it is important
to allow the applicants a final
judgement by requiring the grants
to be finally submitted to the
legislature, allowing testimony
and clarification even by those
who may not have been given
an initial approval by the
Advisory Committee.

Report of Citizens Review Committee for Cultural
and Aesthetic Grant Proposals

to the Board of Trustees, Montana Historical Society

January 10, 1983

The Review Committee appointed to evaluate proposals for Cultural and Aesthetic Project grants respectfully submits the attached list of grant proposals with the recommendation that the proposals be presented to the 48th Legislature for approval and appropriation.

At its first meeting the Committee adopted nine criteria for the evaluation of 84 grant applications. The criteria also are attached to this report. The Committee then gave as careful and thorough consideration to the applications as was possible within the available time and selected for endorsement those projects considered most meritorious.

The Committee is confident that the appropriation of funds from the coal severance tax collections for support of the recommended projects will enhance the lives of Montana citizens and prove to be of immeasurable and lasting benefit to the entire state.

In the considered opinion of members of the committee, the procedures established by statute and regulation for the selection and approval of grants for cultural and aesthetic projects could be substantially improved.

The Committee considers the procedures provided for in H B 110 pending in the Legislature would be more appropriate than those currently provided and it recommends the enactment of that bill. Nevertheless, the Committee recommends that a review of alternative allocation methods be undertaken by the Legislature considering systems employed in other states.

Citizens Review Committee for
Cultural and Aesthetic Proposals

David Shaner, Bigfork
Sophia Lambros, Missoula
James Haughey, Billings
Arnold Malina, Helena
William Yellowtail, Jr., Billings
Ellen Cornwall, Bozeman
Gerald Navratil, Glendive

Janet Cornish, Butte
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Mary Moore, Glasgow
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Margaret Kingsland, Missoula

Criteria:

1. Quality - Ability/experience of project staff; excellence of performers.
2. Cultural impact - How important is the project to the cultural development of the state? Will the project stimulate a large number of people or a number of communities?
3. Project diversity - a variety of different interests and disciplines should be served..
4. Geographical diversity - to the extent possible, the grants should assist the entire state.
5. Cost of project - If grant funds are limited, some preference should be given to projects requiring smaller grants.
6. Seed money requests - Will a grant enable the project or its sponsors to generate other funds or otherwise to make the project self-sustaining?
7. Availability/Appropriateness - Have they attempted to procure other funds; are there other sources that are appropriate?
8. Self-help - Does the sponsor seek full funding from coal tax fund, or has it arranged alternate financing to the extent possible?
9. Creativity - Is the project so innovative, beneficial and practical that by example it will stimulate other similar projects?