

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

March 27, 1985

The 26th meeting of the Senate Education and Cultural Resources Committee was called to order by the Chairman, Senator Chet Blaylock, at 12:42 p.m. in Room 402, Capitol Building.

ROLL CALL: All committee members were present.

EXECUTIVE SESSION:

FURTHER CONSIDERATION OF HOUSE BILL 18:

SENATOR YELLOWTAIL asked Mr. Capdeville how he felt about the bill and the chances of it passing without the two mill state-wide levy.

MR. CAPDEVILLE answered the local districts feel they have no authority now and under the bill they still won't have. He said the funding is urgently needed.

KAREN DOOLAN, Billings School Trustee, agreed with Mr. Capdeville, noting she hated to see the bill unfunded. She supported the change in governance as a good philosophical change but said the funding is desperately needed.

SENATOR PINSONEAULT said he agreed with Senator Blaylock that vo-techs should be under the Board of Education. He didn't feel five vo-techs were needed as it is unneeded duplication and he won't support it.

SENATOR FARREL asked the effect on the Missoula vo-tech if the two mills are taken out.

DENNIS LERUN, Director, Missoula Vo-tech, said they get five mills but under the bill that would be reduced to 1½ mills. The 1½ mills are mandatory for 2 years plus whatever permissive levy may pass.

SENATOR McCALLUM said he would not support creation of a new Board. He said give it to the Board of Regents and let them hire an administrator.

SENATOR BLAYLOCK felt vo-techs would become stepchildren under the Regents and again stated they should be under the Board of Public Education. He didn't feel a separate board was needed, either, only an administrator.

KAREN DOOLEN said vo-techs needs to be responsive to community needs and cannot be with the current governance. School districts are now taking a hard line and vo-techs are in danger of being stepchildren to the districts also. She said if local districts have to fund them, they should run them.

GENE CHRISTIAANSEN, Director, Vocational Education, Office of Public Education, said he deals with vocational education programs in grades 9-12, community colleges, 3 universities, plus 69 individual private schools providing vo-ed services, as well as the five vo-techs. In 1977 there were 25 people in the state office. Now there are 13 plus 3 clerical staff. He pointed out 50% of the program time is spent on grades 9-12 and flexibility is non-existent.

SENATOR BLAYLOCK noted a former Superintendent of Public Instruction asked for five centers and now he feels OPI is saying they can't handle it. He asked Mr. Christiaansen if OPI wants the program or not.

MR. CHRISTIAANSEN said it was his understanding they had asked for 5 centers but said it is up to the legislature to give it to OPI. He said if they did, OPI could handle it.

SENATOR HAFLEY felt communication had improved with the sub-committee since 1981. He asked if OPI supports the bill.

MR. CHRISTIAANSEN said OPI has taken a neutral stance but will do whatever the legislature decides.

SENATOR HAFLEY asked Mr. Christiaansen's opinion as to compensation of employees in the future if HB 18 passes without the two mills.

MR. CHRISTIAANSEN said that predisposes the negotiation process and he was not sure they would be state employees.

SENATOR HAFLEY asked if Sections 5 and 6 are that nebulous.

MR. CHRISTIAANSEN said they are not clear enough. He pointed out if the vo-tech counselors were to go on the state matrix they would be paid \$16,000 for 12 months. Now they receive \$32,000 for 9 months.

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SENATOR HAFLEY asked if a counselor who is paid \$32,000 now would be paid \$16,000 if HB 18 passed.

MR. CAPDEVILLE replied no, the counselors would still have the right to collective bargaining.

ACTION ON HOUSE BILL 497:

SENATOR REGAN felt the bill should be studied with the rest of the education issues during the interim. She said if this impacts just two districts that we know of, there could be many more affected that we don't know about.

SENATOR MAZUREK moved to amend page 2, line 25, following "resides" by inserting "in another county". The motion CARRIED unanimously.

SENATOR REGAN moved HB 497 BE LAID ON THE TABLE AS AMENDED and that a request be submitted to request an interim study. The motion carried on a roll call vote (Exhibit #1).

ACTION ON HOUSE BILL 18:

SENATOR REGAN moved House Bill 18 BE CONCURRED IN. The motion CARRIED on a roll call vote.

ACTION ON HOUSE BILL 849:

SENATOR BROWN moved HB 849 be LAID ON THE TABLE.

SENATOR BROWN withdrew his motion to allow Senator Mazurek to amend the bill.

SENATOR MAZUREK moved to amend the bill as per the attached amendments 1-7 and #11 (Exhibit #2). The motion CARRIED unanimously.

SENATOR BROWN moved HB 849 be LAID ON THE TABLE AS AMENDED. The motion CARRIED unanimously.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned.

  
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Senator Chet Blaylock, Chairman



( March 27, 1985

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# VISITORS' REGISTER

[illegible]

(Please leave prepared statement with Secretary.)

(Type in committee name, committee members' names, secretary and chairman. Have at least 50 printed to start.)

EXHIBIT 11  
SEN. ED. X  
CULT. RES.  
MAR. 27, 1982

ROLL CALL VOTE

SENATE COMMITTEE ON EDUCATION AND CULTURAL RESOURCES

Date 3/24/85 House Bill No. 497 Time         

NAME	YES	NO
SENATOR PINSONEAULT	✓	
SENATOR BROWN		✓
SENATOR REGAN	✓	
SENATOR SMITH		✓
SENATOR HAFEEY	✓	
SENATOR YELLOWTAIL	✓	
SENATOR MAZUREK		✓
SENATOR FARRELL		✓
SENATOR MCCALLUM	✓	
SENATOR BLAYLOCK, CHAIRMAN	✓	

JILL ROHYANS  
Secretary

SENATOR CHET BLAYLOCK  
Chairman

Motion: by Senator Regan to lay  
HB 497 on the table as  
amended

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

(Type in committee name, committee members names, secretary and chairman. Have at least 50 printed to start.)

ROLL CALL VOTE

SENATE COMMITTEE ON EDUCATION AND CULTURAL RESOURCES

Date 3/27/85 House Bill No. 18 Time         

NAME	YES	NO
SENATOR PINSONEAULT		✓
SENATOR BROWN	✓	
SENATOR REGAN	✓	
SENATOR SMITH		✓
SENATOR HAFLEY	✓	
SENATOR YELLOWTAIL	✓	
SENATOR MAZUREK	✓	
SENATOR FARRELL	✓	
SENATOR MCCALLUM	✓	
SENATOR BLAYLOCK, CHAIRMAN		✓

JILL ROHYANS  
Secretary

SENATOR CHET BLAYLOCK  
Chairman

Motion: by Senator Regan that House  
Bill 18 be concurred in

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

# STANDING COMMITTEE REPORT

March 28, 1985

MR. PRESIDENT

We, your committee on EDUCATION AND CULTURAL RESOURCES

having had under consideration HOUSE BILL No. 18

third reading copy ( blue )  
color

(Senator Regan will carry the bill.)

**GOVERNANCE OF VO-TECH CENTERS BY NEW STATE BOARD; LOCAL CONTROL  
ABOLISHED**

Respectfully report as follows: That HOUSE BILL No. 18

BE CONCURRED IN

~~XXXXXX~~

~~DO NOT PASS~~  
~~XXXXXXXXXX~~

Senator Chet Blaylock,

Chairman.



Amend HB 849

1. Page 7, lines 12 through 14.  
Strike: subsection (5) in its entirety  
Renumber: subsequent subsections.

2. Page 7, lines 19 and 20.  
Strike: subsection (8) in its entirety  
Renumber: subsequent subsections

Comment: Addresses "qualifications" and section 27 addresses "certification". Policy decision on whether to have OPI set such qualifications.

3. Page 9, lines 2 through 14.  
Strike: section 9 in its entirety  
Renumber: subsequent sections and internal references accordingly.

Comment: Mirrors 20-25-306 providing same provision for the board of regents for university system. Is discretionary with board of trustees so if uniformity is desired within district the board may not adopt. However, if district wishes to save money on breaks, it may be adopted.

4. Page 13, lines 11 through 19.  
Strike: subsection (4) in its entirety  
Renumber: subsequent subsections.

Comment: Is current law with exception of deleting the budget categories in conformance with section 15 adopting generally accepted accounting principles instead.

Note: Amendments 5 and 6 are a group.

5. Page 14, line 7.  
Strike: "by August 15 immediately"

6. Page 14, lines 12 through 14.  
Strike: "not" on line 12 through "analyst" on line 14.

Comment on amendments 5 and 6. Delete dates in bill, but to conform to budget submission provisions of Title 17, chapter 7, part 1, OPI would set some similar dates.

7. Page 14, line 16.  
Following: "The"  
Insert: "trustees and the"  
Strike: "has the sole"  
Insert: "have"

Comment: Present language of first sentence is verbatim from 20-7-323. Balance of section reflects change from budget categories set forth by statute to general accounting principles.

Note: Amendments 8 through 10 are a group.

8. Page 47, line 21 through line 1 of page 50.

*Out* Strike: section 59 in its entirety.

Renumber: subsequent subsections

9. Page 50, line 13.

*Out* Following: "Sections"

Insert: "20-7-302.1,"

10. Title, line 14.

*Out* Following: "SECTIONS"

Insert: "20-7-302.1,"

Comments on amendments 8 through 10. This section is amended to exclude duties relating to postsecondary vo-tech centers, and remaining duties relate only to secondary vocational education. When center material split out of Title 20, chapter 7, part 3 to make a new chapter (see codification instruction), those laws relating to programs other than centers are left in place. The stricken materials replaced by a general policy statement in Section 5(2) (Page 7, lines 4 and 5).

11. Page 50, line 17.

Strike: "198 "

Insert: "1985"

Comment: Oops!

*Out* 12. Coordinating instruction with HB 18?