

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 52nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON EDUCATION & CULTURAL RESOURCES

Call to Order: By Vice-Chairman Ervin Davis, on April 10, 1991,
at 4:30 p.m.

ROLL CALL

Members Present:

Ted Schye, Chairman (D)
Ervin Davis, Vice-Chairman (D)
Steve Benedict (R)
Ernest Bergsagel (R)
Robert Clark (R)
Vicki Cocchiarella (D)
Fred "Fritz" Daily (D)
Alvin Ellis, Jr. (R)
Gary Feland (R)
Gary Forrester (D)
Floyd "Bob" Gervais (D)
H.S. "Sonny" Hanson (R)
Dan Harrington (D)
Tom Kilpatrick (D)
Bea McCarthy (D)
Scott McCulloch (D)
Richard Simpkins (R)
Norm Wallin (R)
Diana Wyatt (D)

Members Excused: Rep. Barry "Spook" Stang

Staff Present: Andrea Merrill, Legislative Council
Dianne McKittrick, Committee Secretary

Please Note: These are summary minutes. Testimony and
discussion are paraphrased and condensed.

HEARING ON SJR 27

Presentation and Opening Statement by Sponsor:

REPRESENTATIVE TED SCHYE, House District 18, Glasgow, presented SJR 27 for the sponsor, **SENATOR DELWYN GAGE**, Senate District 5, Cut Bank. He said SJR 27 is a proposal for an interim study of remaining school funding equity issues.

Closing by Sponsor:

REP. SCHYE said SJR 27 is worthy of positive consideration.

HOUSE EDUCATION & CULTURAL RESOURCES COMMITTEE

April 10, 1991

Page 2 of 2

EXECUTIVE ACTION ON SJR 27

Motion/Vote: REP. BENEDICT moved SJR 27 BE CONCURRED IN. Motion
CARRIED unanimously.

ADJOURNMENT

Adjournment: 5:00 p.m.



TED SCHYE, Chair



DIANNE MCKITTRICK, Secretary

TS/dMcK

HOUSE OF REPRESENTATIVES

EDUCATION AND CULTURAL RESOURCES COMMITTEE

ROLL CALL

DATE 4-10-91

NAME	PRESENT	ABSENT	EXCUSED
REP. TED SCHYE, CHAIRMAN	✓		
REP. ERVIN DAVIS, VICE-CHAIRMAN	✓		
REP. STEVE BENEDICT	✓		
REP. ERNEST BERGSAGEL	✓		
REP. ROBERT CLARK	✓		
REP. VICKI COCCHIARELLA	✓		
REP. FRED "FRITZ" DAILY	✓		
REP. ALVIN ELLIS, JR.	✓		
REP. GARY FELAND	✓		
REP. GARY FORRESTER	✓		
REP. FLOYD "BOB" GERVAIS	✓		
REP. H.S. "SONNY" HANSON	✓		
REP. DAN HARRINGTON	✓		
REP. TOM KILPATRICK	✓		
REP. BEA MCCARTHY	✓		
REP. SCOTT MCCULLOCH	✓		
REP. RICHARD SIMPKINS	✓		
REP. BARRY "SPOOK" STANG			✓
REP. NORM WALLIN	✓		
REP. DIANA WYATT	✓		

*See
McKerrell*

HOUSE STANDING COMMITTEE REPORT

April 10, 1991

Page 1 of 1

Mr. Speaker: We, the committee on Education and Cultural Resources report that Senate Joint Resolution 27 (third reading copy -- blue) be concurred in .

Signed: *Ted Schye*
Ted Schye, Chairman

Carried by: Rep. *ye*

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 52nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON EDUCATION & CULTURAL RESOURCES

Call to Order: By Chairman Ted Schye, on April 12, 1991, at 4:00 p.m.

ROLL CALL

Members Present:

Ted Schye, Chairman (D)
Ervin Davis, Vice-Chairman (D)
Steve Benedict (R)
Robert Clark (R)
Fred "Fritz" Daily (D)
Alvin Ellis, Jr. (R)
Gary Feland (R)
Gary Forrester (D)
Floyd "Bob" Gervais (D)
H.S. "Sonny" Hanson (R)
Dan Harrington (D)
Tom Kilpatrick (D)
Scott McCulloch (D)
Richard Simpkins (R)
Barry "Spook" Stang (D)
Norm Wallin (R)
Diana Wyatt (D)

Members Excused: Reps. Cocchiarella, McCarthy and Bergsagel

Staff Present: Andrea Merrill, Legislative Council
Dianne McKittrick, Committee Secretary

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

HEARING ON HJR 51

Presentation and Opening Statement by Sponsor:

REPRESENTATIVE RICHARD SIMPKINS, House District 39, Great Falls, said HJR 51 is a resolution requesting an interim study of the duties and functions of various educational entities under the Montana Constitution. The Constitution specifically states the Board of Education is responsible for coordinating the activities

between K-12 and higher education throughout Montana. The Constitutional mandate is not being followed.

Proponents' Testimony:

Wayne Buchanan, Board of Public Education said it is easy to see there are governance problems in education. The drafters of the Constitution did not envision the turmoil and confusion under which education operates today. Instead, the Constitution speaks to unified budgets, harmony, and coordination among the various components of educational governance. Today there is a lack of coordination in planning, and dependence by the members of the governance system upon independent elements. A system has developed that is wasteful in terms of dollars, talent, and effort in achieving a workable educational system. The components have become competitive and adversarial. The legislature has the authority and the power to straighten the mess out and HJR 51 is a good start.

Questions From Committee Members:

REP. HARRINGTON asked Wayne Buchanan if this resolution if an attempt by the Board of Education to limit the rule making authority of the Superintendent of Public Instruction. Mr. Buchanan answered no. Under this system there would be increased authority for the Superintendent of Public Instruction.

Closing by Sponsor:

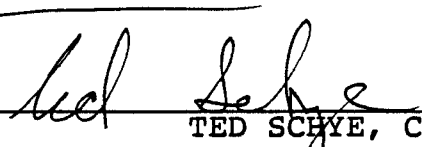
REP. SIMPKINS said the constitutional authority is clearly spelled out. The battlefield for developing the long range plan and system of education should occur on the Board of Education level. Only then will the Legislature have a streamlined plan from which to work.


EXECUTIVE ACTION ON HJR 51

Motion/Vote: REP. BENEDICT moved HJR 51 DO PASS.
Motion CARRIED 12 to 7. EXHIBIT 1

ADJOURNMENT

Adjournment: 4:45 p.m.


TED SCHYE, Chair


DIANNE MCKITTRICK, Secretary

TS/dMcK

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HOUSE OF REPRESENTATIVES

EDUCATION AND CULTURAL RESOURCES COMMITTEE

ROLL CALL

DATE 4-12-91

NAME	PRESENT	ABSENT	EXCUSED
REP. TED SCHYE, CHAIRMAN	✓		
REP. ERVIN DAVIS, VICE-CHAIRMAN	✓		
REP. STEVE BENEDICT	✓		
REP. ERNEST BERGSAGEL			✓
REP. ROBERT CLARK	✓		
REP. VICKI COCCHIARELLA			✓
REP. FRED "FRITZ" DAILY	✓		
REP. ALVIN ELLIS, JR.	✓		
REP. GARY FELAND	✓		
REP. GARY FORRESTER	✓		
REP. FLOYD "BOB" GERVAIS	✓		
REP. H.S. "SONNY" HANSON	✓		
REP. DAN HARRINGTON	✓		
REP. TOM KILPATRICK	✓		
REP. BEA MCCARTHY			✓
REP. SCOTT MCCULLOCH	✓		
REP. RICHARD SIMPKINS	✓		
REP. BARRY "SPOOK" STANG	✓		
REP. NORM WALLIN	✓		
REP. DIANA WYATT	✓		

Diana

HOUSE STANDING COMMITTEE REPORT

April 15, 1991

Page 1 of 1

Mr. Speaker: We, the committee on Education and Cultural Resources report that House Joint Resolution 51 (First reading copy -- white) do pass.

Signed: Ted Schye

Ted Schye, Chairman

EXHIBIT #1DATE 4-12-91HB HJR 51

HOUSE OF REPRESENTATIVES

EDUCATION AND CULTURAL RESOURCES COMMITTEE

ROLL CALL VOTE

DATE 4-12-91 BILL NO. HJR 51 NUMBER MOTION: Rep. Benedict motion No Pass Motion
CARRIED 12 aye 7 no

NAME	AYE	NO
REP. TED SCHYE, CHAIRMAN	✓	
REP. ERVIN DAVIS, VICE-CHAIRMAN	✓	
REP. STEVE BENEDICT	✓	
REP. ERNEST BERGSAGEL	✓	
REP. ROBERT CLARK	✓	
REP. VICKI COCCHIARELLA		✓
REP. FRED "FRITZ" DAILY	✓	
REP. ALVIN ELLIS, JR.	✓	
REP. GARY FELAND	✓	
REP. GARY FORRESTER		✓
REP. FLOYD "BOB" GERVAIS		✓
REP. H.S. "SONNY" HANSON	✓	
REP. DAN HARRINGTON		✓
REP. TOM KILPATRICK	✓	
REP. BEA MCCARTHY		
REP. SCOTT MCCULLOCH		✓
REP. RICHARD SIMPKINS	✓	
REP. BARRY "SPOOK" STANG		✓
REP. NORM WALLIN	✓	
REP. DIANA WYATT		✓
TOTAL	12	7

**HOUSE OF REPRESENTATIVES
VISITOR REGISTER**

EDUCATION & CULTURAL RESOURCES

COMMITTEE

BILL NO. HJR 51

DATE 4-12-91

SPONSOR(S) Rep. Simpkins

PLEASE PRINT

PLEASE PRINT

PLEASE PRINT

NAME AND ADDRESS	REPRESENTING	SUPPORT	OPPOSE
Wayne Buchanan	Board of Public Ed	✓	

PLEASE LEAVE PREPARED TESTIMONY WITH SECRETARY. WITNESS STATEMENT FORMS ARE AVAILABLE IF YOU CARE TO SUBMIT WRITTEN TESTIMONY.