

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 54th LEGISLATURE - REGULAR SESSION

COMMITTEE ON EDUCATION & CULTURAL RESOURCES

Call to Order: By CHAIRMAN ALVIN ELLIS, JR., on February 10, 1995, at 3:30 p.m.

ROLL CALL

Members Present:

Rep. Alvin A. Ellis, Jr., Chairman (R)
Rep. Peggy Arnott, Vice Chairman (Majority) (R)
Rep. Vicki Cocchiarella, Vice Chairman (Minority) (D)
Rep. Matt Denny (R)
Rep. H.S. "Sonny" Hanson (R)
Rep. Dan W. Harrington (D)
Rep. Jack R. Herron (R)
Rep. Joan Hurdle (D)
Rep. Bob Keenan (R)
Rep. Sam Kitzenberg (R)
Rep. Gay Ann Masolo (R)
Rep. Norm Mills (R)
Rep. William Rehbein, Jr. (R)
Rep. John "Sam" Rose (R)
Rep. George Heavy Runner (D)
Rep. Debbie Shea (D)
Rep. Richard D. Simpkins (R)
Rep. Diana E. Wyatt (D)

Members Excused: None

Members Absent: None

Staff Present: Andrea Merrill, Legislative Council
Rena DeCrevel, Committee Secretary

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

Committee Business Summary:

Hearing:	HB 434, HB 437, HB 431, HJR 20
Executive Action:	HB 434 DO PASS AS AMENDED
	HJR 20 DO PASS AS AMENDED
	HB 369 TABLED
	HB 57 RECONSIDERATION FAILED

{Tape: 1; Side: A; Approx. Counter: 000; Comments: n/a.}

HEARING ON HB 434

Opening Statement by Sponsor:

REP. JOHN COBB, HD 50, Augusta, stated that this was an act creating a treasure state living cultural treasures program and opened the bill by explaining the amendments to the committee. It was an attempt to honor the living Montanans who helped create the culture in the state.

Proponents' Testimony:

Jim Driscoll, Montana Cultural Act, stated that Montana should do all it can to promote Native American art.

Arlynn Fishbaugh, Executive Director of the Montana Arts Council, works with many of the artists around Montana and supported the program.

Opponents' Testimony: None

Informational Testimony: None

Questions From Committee Members and Responses:

REP. GEORGE HEAVY RUNNER asked the sponsor to give a definition of folk art or folk culture. REP. COBB said that it described working Montanans in their everyday life but it is not limited to art.

REP. SAM ROSE stated that they were talking about some form of life experiences by Montanans.

Closing by Sponsor:

REP. COBB closed.

{Tape: 1; Side: A; Approx. Counter: 230; Comments: NA.}

HEARING ON HB 437

Opening Statement by Sponsor:

REP. JACK WELLS, HD 27, Bozeman, stated that this was a simple case of taxation without representation. The law is set up so that the elementary school districts can request a trustee to represent them on the board. This would enable the trustee position to be made into a voting member.

Proponents' Testimony:

Barbara Brown, Gallatin County, submitted written testimony.
EXHIBIT 1

Opponents' Testimony: None

Informational Testimony: None

Questions From Committee Members and Responses:

REP. DICK SIMPKINS asked how many school districts this would affect and how many trustee positions there are. REP. WELLS answered that he didn't know the number of school districts it would affect but there is one trustee position on the school board. He mentioned that it only applies to Class A schools.

REP. SAM ROSE asked if Class B districts shouldn't have a say as well as Class A schools. REP. WELLS replied that they are only talking about the large school districts as representation in the smaller districts is different.

REP. JOAN HURDLE inquired if he had an opinion from the School Boards Association. REP. WELLS said that he did not.

Debra Fulton, President of the Montana School Boards Association (MSBA), explained that the MSBA usually opposes this kind of legislation because it creates a disproportion of representation. They were not entirely sure what the bill would enable so they had not yet made a stand for or against it.

CHAIRMAN ELLIS mentioned that he could see the injustice of taxation without representation, but could also see why they wouldn't want to seat a board member when they have less than half a board member in taxation represented. He asked if it could be amended so they could vote for the school board members in the high school elementary district as an option to having a full member on the school board.

Ms. Fulton agreed that it would be a reasonable approach to the issue.

Ms. Brown stated that initially what was asked for was the right to vote and she also agreed with the proposed amendment.

REP. HEAVY RUNNER inquired where the clerks were at in regard to this issue. Ms. Brown stated that they had not taken a position as they would like clarification that everyone would have representation or leave it like it is.

Closing by Sponsor:

REP. WELLS closed by saying the districts would like the opportunity to vote for the school board or have this position on the school board made into a full voting member.

{Tape: 1; Side: A; Approx. Counter: 740; Comments: NA.}

HEARING ON HB 431Opening Statement by Sponsor:

REP. DEBBIE SHEA, HD 35, Butte, stated that this bill came about at the request of the Montana Association of School Business Officials (MASBO). Currently if an election were challenged the school district's entire budget would be nullified. HB 431 is not a change from the current law but rather a clarification to make the law easier to follow. It doesn't cost the state or district any money but clarifies what the voters are voting on.

Proponents' Testimony:

Linda Brannon, MASBO, walked the committee through the bill clarifying the new language.

Debra Fulton, Montana School Boards Association (MSBA), supported the bill.

Opponents' Testimony: NoneInformational Testimony: None

{Tape: 1; Side: B; Approx. Counter: 00; Comments: The tape was being turned over and REP. SIMPKINS' question was not picked up by the tape.}

Questions From Committee Members and Responses:

Ms. Brannon replied that the way it was worded now if a levy went down it could be called into question whether the school could open their doors or not.

REP. SONNY HANSON asked if the base budget was taken out wouldn't the restrictions be eliminated and is the school district then still limited to the 4% budget. Ms. Brannon replied that the restrictions would not be eliminated and the school is still limited to the 4% budget.

REP. HANSON inquired if the limit that is over 100% that the state establishes for the school budget is covered in the section. Ms. Brannon answered that it still puts the caps in and each section deals with the groups that the schools fall into.

REP. HANSON asked if the bill would remove the caps and allow the people to vote on higher caps. Ms. Brannon said that it was not their intent.

CHAIRMAN ELLIS clarified that the bill was targeted for the schools that were over 100%. Ms. Brannon disagreed and stated that it applies to all districts regardless of what cap they are under.

CHAIRMAN ELLIS asked if in the cases over 100% would they have to vote on the amount from 100% to wherever they are at and would it leave those people back at 100% if the levy fails. **Ms. Brannon** answered that those statements were correct.

REP. HANSON stated his concern of the language on page 11 of the bill. **Ms. Brannon** stated that the limitations that are in place remain in place and it was part of the drafting clarification and if there is a problem with that it could all be taken out as long as all of the ballot language remained.

Andrea Merrill, Legislative Council, further clarified the bill by handing out and explaining a sheet on the funding program.
EXHIBIT 2

REP. DAN HARRINGTON clarified that the reason for the change was for budget authority in an election. **Ms. Brannon** agreed and added that they are just asking for tax payers to fund the non-mandated area.

REP. SIMPKINS said that the base budget amount exceeds the limit. **Ms. Brannon** replied that a second opinion is needed before an executive action is taken.

Ms. Merrill added that the language is not meant to change HB 667 again but changes in the limitations must go before a vote of the people.

REP. HANSON asked for more information regarding the issue.

Closing by Sponsor:

REP. SHEA said thank you and closed.

{Tape: 1; Side: B; Approx. Counter: 360; Comments: NA.}

HEARING ON HJR 20

Opening Statement by Sponsor:

REP. GAY ANN MASOLO, HD 40, Townsend, explained that this resolution encourages collaboration between school districts and other transportation providers to share the use of buses.

Proponents' Testimony:

Al McMillan, Superintendent of Schools, Townsend, Chairman of the Office of Public Instruction (OPI) Task Force on Pupil Transportation Finance, stated that there were a lot of common areas that could be worked through between other private and public supported transit carriers and school districts. He handed out and explained the task force executive summary.
EXHIBIT 3 He turned in testimony by the **Rocky Mountain**

Development Council and the Montana Transit Association.
EXHIBITS 4 and 5

Madalyn Quinlan (OPI), supported HJR 20 and encouraged the collaboration of the transportation services.

Patricia Saindon, Department of Transportation, supported the resolution and hopes that through the study the coordination efforts will be identified. She proposed an amendment on line 22 that would add after the word "agencies," the phrase "and local passenger service providers." Many local human service transportation providers receive funding through the Department of Transportation. **EXHIBIT 6**

Mark Foos, Montana Association of Passenger Carriers, mentioned that private providers were not included in the resolution and feels they should be included in the resolution. If the private sector transportation providers are continually excluded from any government provided transportation tax dollars all that will be left are tax provided programs. He also voiced his concern that laws could be removed according to line 26. Amendments would be written up to show these proposed changes.

Lisa Morris, Mission Valley Medical, stated that the best way to save taxpayers money is to allow the private businesses to flourish.

Opponents' Testimony: None

Informational Testimony: None

Questions From Committee Members and Responses:

REP. DICK SIMPKINS asked if there was a problem with the federal schools and standards for school buses that the other transportations will not accommodate and would they be restricted under the limitations of the school buses. **Mr. McMillan** replied that there will be safety guidelines that must be worked with. There is still room to collaborate.

REP. SIMPKINS inquired if the task force had a position to go ahead and propose waiver requests to accommodate the safety guidelines. **Mr. McMillan** stated that no definitive steps had been put into place and that if an area was found to need work then they would get involved.

Closing by Sponsor:

REP. MASOLO said that she didn't think there would be a problem with adding private companies. Each county could use this as they choose and it would be a good legislative endorsement.

{Tape: 2; Side: A; Approx. Counter: 30; Comments: REP. MASOLO'S closing continued onto the second tape.}

EXECUTIVE ACTION ON HB 434

Motion: REP. DICK SIMPKINS MOVED THAT HB 434 DO PASS.

Discussion:

CHAIRMAN ELLIS walked the committee through the proposed amendments.

Motion/Vote: REP. DICK SIMPKINS MOVED TO AMEND HB 434. The motion carried unanimously.

Motion/Vote: REP. DICK SIMPKINS MOVED THAT HB 434 DO PASS AS AMENDED. The motion carried 16-2 with REPS. HEAVY RUNNER and REHBEIN voting no.

{Tape: 2; Side: A; Approx. Counter: 130; Comments: NA.}

EXECUTIVE ACTION ON HJR 20

Motion: REP. GAY ANN MASOLO MOVED THAT HJR 20 DO PASS.

Motion: REP. DICK SIMPKINS MOVED THE FIRST AMENDMENT TO HJR 20.

Discussion:

REP. SIMPKINS walked the committee through the first amendment.

Vote: The motion carried unanimously.

Motion: REP. DICK SIMPKINS MOVED THE SECOND AMENDMENT TO HJR 20.

Discussion:

REP. SIMPKINS walked the committee through the second amendment.

Al McMillan, Department of Transportation, agreed with all the amendments except for the one that would try to set up competitive bidding situations.

REP. MATT DENNY stated that he did not think it had anything to do with competitive bidding.

REP. PEGGY ARNOTT added that at first they did not have the word "allow" in.

REP. JACK HERRON said that competitive bidding would go against everything the bill was trying to accomplish.

REP. MASOLO mentioned that it said that it would prohibit the collaboration among the transportation service providers and they did not want that in there.

REP. SIMPKINS withdrew the part of the second amendment that was in question.

REP. ARNOTT clarified the amendment in question and included the public and private transportation sectors.

Motion: REP. DICK SIMPKINS MOVED THE THIRD AMENDMENT TO HJR 20.

Discussion:

REP. SIMPKINS and REP. ARNOTT discussed and agreed on the wording of the remaining amendments.

Vote: The motion carried 17-1 with REP. COCCHIARELLA voting no.

Motion: REP. GAY ANN MASOLO MOVED THAT HJR 20 DO PASS AS AMENDED.

Discussion:

REP. BILL REHBEIN clarified that school buses were currently not allowed to pick up private passengers.

REP. SAM ROSE stated that the laws were made up for the protection of the school children and rightly so.

REP. VICKI COCCHIARELLA thought the sharing of transportation especially in rural areas made a lot of sense.

Vote: The motion carried 17-1 with REP. REHBEIN voting no.

{Tape: 2; Side: A; Approx. Counter: 480; Comments: NA.}

EXECUTIVE ACTION ON HB 369

Motion: REP. DICK SIMPKINS MOVED THAT HB 369 DO PASS.

Discussion:

REP. DAN HARRINGTON stated that he thought it was a bad bill for the schools.

REP. GAY ANN MASOLO mentioned that it was a mandate that should be decided instead at the local level.

REP. VICKI COCCHIARELLA said that school districts need to be responsive and sensitive to the diversity and needs of the families involved.

REP. SAM ROSE agreed with and reiterated the previous statements.

REP. DICK SIMPKINS stated that they felt they did not violate the law because it was not federally funded so they did not have to comply with the federal law.

REP. BILL REHBEIN said that people who supported the bill included teachers and parents with the opponents included the education bureaucracy.

REP. PEGGY ARNOTT mentioned that some people were willing to get together and make the bill language better and hoped the sponsor would be willing to work with them.

Vote: The motion failed 8-10 with REPS. ARNOTT, DENNY, HANSON, HERRON, KEENAN, MILLS, REHBEIN and SIMPKINS voting yes.

{Tape: 2; Side: B; Approx. Counter: 00; Comments: NA.}

Motion/Vote: REP. DAN HARRINGTON MOVED TO TABLE HB 369. The motion carried 10-8 with a reversal of the previous vote: REPS. ARNOTT, DENNY, HANSON, HERRON, KEENAN, MILLS, REHBEIN and SIMPKINS voting no.

{Tape: 2; Side: B; Approx. Counter: 130; Comments: NA.}

EXECUTIVE ACTION ON HB 57

Motion: REP. VICKI COCCHIARELLA MOVED TO RECONSIDER ACTION ON HB 57.

Discussion:

REP. DICK SIMPKINS stated that individuals needed to be licensed to recruit in the state for out-of-state institutions.

REP. COCCHIARELLA said that they should pass the motion so they could see what the proposed amendments would do.

Vote: The motion failed 9-9 with REPS. ARNOTT, DENNY, HANSON, KEENAN, KITZENBERG, MILLS, REHBEIN, ROSE, and SIMPKINS voting no.

{Tape: 2; Side: B; Approx. Counter: 305; Comments: Meeting adjourned at 5:35.}

ADJOURNMENT

Adjournment: 5:35 p.m.


ALVIN ELLIS, JR., Chairman


ANDREA SMALL, Recording Secretary

AE/as

HOUSE OF REPRESENTATIVES

Education

ROLL CALL

DATE 2-10-95

NAME	PRESENT	ABSENT	EXCUSED
Rep. Alvin Ellis, Jr., Chairman	X		
Rep. Peggy Arnott, Vice Chairman, Majority	X		
Rep. Vicki Cocchiarella, Vice Chair, Minority	X		
Rep. Matt Denny	X		
Rep. Sonny Hanson	X		
Rep. Dan Harrington	X		
Rep. George Heavy Runner	X		
Rep. Jack Herron	X		
Rep. Joan Hurdle	X		
Rep. Bob Keenan	X		
Rep. Sam Kitzenberg	X		
Rep. Gay Ann Masolo	X		
Rep. Norm Mills <i>late</i>	X	X	
Rep. Bill Rehbein	X		
Rep. Sam Rose	X		
Rep. Debbie Shea	X		
Rep. Dick Simpkins	X		
Rep. Diana Wyatt	X		



HOUSE STANDING COMMITTEE REPORT

February 13, 1995

Page 1 of 1

Mr. Speaker: We, the committee on Education and Cultural Resources report that House Bill 434 (first reading copy -- white) do pass as amended.

Signed: 
Alvin Ellis, Jr., Chair

And, that such amendments read:

1. Page 2, line 4.

Strike: "shall"

Insert: "may"

2. Page 2, line 9.

Strike: "five"

Insert: "the"

3. Page 2, line 27.


Following: line 26

Insert: "(8) The Indian tribal governments are invited to participate in the treasure state living cultural treasures program and to submit nominees to the governor as provided in subsection (2). For the purposes of this subsection, "Indian tribal government" means an Indian tribe, nation, or other organized group or community located within the existing boundaries of Montana.

NEW SECTION. Section 4. Notification of tribal governments. The secretary of state shall sent a copy of [this act] to the tribal chairperson of each tribe or tribes located on the seven Montana reservations and to the tribal chairperson of the Little Shell tribe.

Renumber: subsequent section

-END-


Committee Vote:
Yes 1, No 2

371014SC.Hdh



HOUSE STANDING COMMITTEE REPORT

February 13, 1995

Page 1 of 1

Mr. Speaker: We, the committee on Education and Cultural Resources report that House Joint Resolution 20 (first reading copy -- white) do pass as amended.

Signed: 
Alvin Ellis, Jr., Chair

And, that such amendments read:

1. Title, line 5.
Following: "SCHOOLS"
Strike: "AND"
Insert: ", "


2. Title, line 6.
Following: "AGENCIES"
Insert: ", AND LOCAL PASSENGER SERVICE PROVIDERS"

3. Page 1, line 22.
Following: "schools"
Strike: "and"
Insert: ", "
Following: "agencies"
Insert: ", and local passenger service providers"

4. Page 1, line 26.
Strike: "remove"
Insert: "revise"

5. Page 1, line 28.
Following: "among" on line 27
Insert: "public and private"

-END-


Committee Vote:
Yes 17, No 1.

371012SC.Hdh

HOUSE OF REPRESENTATIVES

ROLL CALL VOTE

Education Committee

DATE 2-10-95 BILL NO. 434 NUMBER _____

MOTION: Simpkins - DO PASS
Simpkins - DO Pass as amended *

NAME	AYE	NO
Rep. Alvin Ellis, Jr., Chairman		
Rep. Peggy Arnott, Vice Chairman, Majority		
Rep. Vicki Cocchiarella, Vice Chairman, Minority		
Rep. Matt Denny		
Rep. Sonny Hanson		
Rep. Dan Harrington		
Rep. George Heavy Runner		X
Rep. Jack Herron		
Rep. Joan Hurdle		
Rep. Bob Keenan		
Rep. Sam Kitzenberg		
Rep. Gay Ann Masolo		
Rep. Norm Mills		
Rep. Bill Rehbein		X
Rep. Sam Rose		
Rep. Debbie Shea		
Rep. Dick Simpkins		
Rep. Diana Wyatt		

16

2

HOUSE OF REPRESENTATIVES

ROLL CALL VOTE

Education Committee

DATE 2-10-95 BILL NO. HJ 20 NUMBER

MOTION: MASOLO - DO Pass - AS Amended
Simpkins - DO Pass as Amended #1
Simpkins - DO Pass as Amended #2 - unanimous

NAME	AYE	NO
Rep. Alvin Ellis, Jr., Chairman		
Rep. Peggy Arnott, Vice Chairman, Majority		
Rep. Vicki Cocchiarella, Vice Chairman, Minority		X
Rep. Matt Denny		
Rep. Sonny Hanson		
Rep. Dan Harrington		
Rep. George Heavy Runner		
Rep. Jack Herron		Y
Rep. Joan Hurdle		
Rep. Bob Keenan		
Rep. Sam Kitzenberg		
Rep. Gay Ann Masolo		
Rep. Norm Mills		
Rep. Bill Rehbein		X
Rep. Sam Rose		
Rep. Debbie Shea		
Rep. Dick Simpkins		
Rep. Diana Wyatt		

HOUSE OF REPRESENTATIVES

ROLL CALL VOTE

Education Committee

DATE 2-10-95 BILL NO. 3209 NUMBER _____

MOTION: Simpkins
Denny - Do Pass
+ Harrington-Table

NAME	AYE	NO
Rep. Alvin Ellis, Jr., Chairman		X
Rep. Peggy Arnott, Vice Chairman, Majority	X	
Rep. Vicki Cocchiarella, Vice Chairman, Minority		X
Rep. Matt Denny	X	
Rep. Sonny Hanson	X	
Rep. Dan Harrington		X
Rep. George Heavy Runner		X
Rep. Jack Herron	X	
Rep. Joan Hurdle		X
Rep. Bob Keenan	X	
Rep. Sam Kitzenberg		X
Rep. Gay Ann Masolo		X
Rep. Norm Mills	X	
Rep. Bill Rehbein	X	
Rep. Sam Rose		X
Rep. Debbie Shea		X
Rep. Dick Simpkins	X	
Rep. Diana Wyatt		X

8

10

reverse
vote

table
pass

10-8

Monday

HOUSE OF REPRESENTATIVES

ROLL CALL VOTE

Education Committee

DATE 2-18-95 BILL NO. ^{HB 57}345 NUMBER _____

MOTION: Cocchiarella - off table

NAME	AYE	NO
Rep. Alvin Ellis, Jr., Chairman	X	
Rep. Peggy Arnott, Vice Chairman, Majority		X
Rep. Vicki Cocchiarella, Vice Chairman, Minority	X	
Rep. Matt Denny		X
Rep. Sonny Hanson		X
Rep. Dan Harrington	X	
Rep. George Heavy Runner	X	
Rep. Jack Herron	X	
Rep. Joan Hurdle	X	
Rep. Bob Keenan		X
Rep. Sam Kitzenberg		X
Rep. Gay Ann Masolo	X	
Rep. Norm Mills	X	X
Rep. Bill Rehbein		X
Rep. Sam Rose		X
Rep. Debbie Shea	X	
Rep. Dick Simpkins		X
Rep. Diana Wyatt	X	

9

9

HB 437-

I support HB 437. This bill will allow taxpayers to have a direct voice in school board policies.

As it now stands, those of us who live in some rural elementary districts cannot vote for a voting trustee for the school board of the district to which they send their secondary students.

Two years ago the situation was corrected somewhat by allowing voters in the rural elementary district to elect a nonvoting trustee for the larger school board. But this is still taxation without representation.

The source of the problem is that representation is currently based upon the evaluation of the property in the rural elementary district. If it does not equal that represented by one member of the school board of the larger district, there is no representation.

Taxpayers do vote on tax levies and bond issues but cannot vote for those who make educational policies affecting them. Barbara Brown

EXHIBIT 2
 DATE 2/10/95
 BY 431

**BASE AMOUNT FOR SCHOOL EQUITY (BASE) FUNDING PROGRAM
 DISTRICT GENERAL FUND STRUCTURE
 AMENDMENTS FROM HB 22, NOVEMBER 1993 SPECIAL SESSION, IN *ITALICS***

BASE FUNDING PROGRAM

FUNDING SOURCES

CAPS & VOTER APPROVAL

<p align="center">GENERAL FUND BUDGET OVER MAXIMUM</p>	<p align="center">OVER-MAXIMUM FUNDING</p> <p align="center">DISTRICT VOTED LEVY</p> <p align="center">NONLEVY REVENUE VEHICLE FEES, INTEREST, TUITION, FLAT TAX, LGST, CASH REAPPROPRIATED</p>	<p align="center"><i>FOR FY 95, REDUCE FY 94 BUDGET BY 4.5%</i></p> <p align="center"><i>MAY NOT RECOVER REDUCTION BY VOTE</i></p> <p align="center"><i>FOR FY 96 AND BEYOND, VOTE REQUIRED <u>ANY</u> AMOUNT ABOVE MAXIMUM</i></p>
<p align="center">MAXIMUM GF BUDGET</p> <p align="center">CALCULATED ON 100% OF ENTITLEMENTS</p>	<p align="center">MAXIMUM BUDGET FUNDING 20%</p> <p align="center">DISTRICT OVER-BASE LEVY</p> <p align="center">NONLEVY REVENUE.</p>	<p align="center"><i>FOR FY 95, REDUCE FY 94 BUDGET BY 4.5% VOTE REQUIRED TO GO FROM PREVIOUS BUDGET, AS REDUCED TO 104% OF PREVIOUS BUDGET, AS REDUCED</i></p> <p align="center"><i>BUDGET GROWTH LIMITED TO:</i></p> <ul style="list-style-type: none"> <i>* 104% OF PREVIOUS GF BUDGET, AS REDUCED</i> <i>* 104% OF PREVIOUS GF BUDGET PER-ANB, AS REDUCED</i>
<p align="center">BASE BUDGET</p> <p align="center">MANDATORY FUNDING LEVEL BASED ON 80% OF ENTITLEMENTS & 140% SPECIAL ED PAYMENT</p> <p><u>BASIC ENTITLEMENT</u></p> <p><i>\$191,000 HIGH SCHOOL DISTRICT</i></p> <p><i>\$17,190 ELEMENTARY DISTRICT</i></p> <p>PRORATED FOR 7TH & 8TH GRADE</p> <p><u>PER-ANB ENTITLEMENT</u></p> <p><i>\$4,680 minus \$.50, UP TO 800 H.S. ANB</i></p> <p><i>\$3,343 minus \$.20, UP TO 1,000 ELEMENTARY ANB</i></p> <p><i>\$4,680 minus \$.50, UP TO 800 FOR 7TH & 8TH GRADE ANB</i></p> <p><i>(4.5% REDUCTION IN ENTITLEMENTS FOR FY 95 AND BEYOND)</i></p>	<p align="center">BASE BUDGET FUNDING</p> <p align="center">40% IN DIRECT STATE AID FROM SEA</p> <p align="center">UP TO 40% FROM:</p> <ul style="list-style-type: none"> <i>* BASE BUDGET LEVY,</i> <i>* NONLEVY REVENUE</i> <i>* WITH GTB AID IF GTB RATIO LESS THAN STATE GTB RATIO</i> <p align="center">RATIOS:</p> <p align="center"><u>DISTRICT'S TAXABLE VALUATION</u> DIRECT STATE AID + 40% SPECIAL ED *</p> <p align="center"><u>STATE TAXABLE VALUATION X 175%</u> ALL DIRECT STATE AID + 40% ALL SPECIAL ED *</p> <p align="center">STATE EQUALIZATION AID (SEA) (SOURCE FOR DIRECT AID AND GTB)</p> <p align="center">40 MILL LEVY NET LOTTERY REVENUE COAL SEVERANCE TAX U.S. MINERAL ROYALTIES SCHOOL TRUST INCOME CO. EQUALIZATION SURPLUS DIRECT APPROPRIATIONS*</p> <p align="center">* individual and corporate income taxes no longer separated</p>	<p align="center">IF PRIOR YEAR IS LESS THAN BASE FUNDING LEVEL, REQUIRED GROWTH LEVEL IS:</p> <ul style="list-style-type: none"> <i>* FOR FY 95, 25% OF DIFFERENCE BETWEEN FY 94 BUDGET AND BASE BUDGET</i> <i>* FOR FY 96, 33% OF DIFFERENCE</i> <i>* FOR FY 97, 50% OF DIFFERENCE</i> <i>* FOR FY 98, REMAINDER</i> <p align="center"><i>VOTE REQUIRED TO EXCEED REQUIRED GROWTH AMOUNT UP TO CAP OF:</i></p> <ul style="list-style-type: none"> <i>* 104% OF PRIOR GF BUDGET</i> <i>* 104% OF PRIOR GF BUDGET PER-ANB</i>

PUPIL TRANSPORTATION TASK FORCE RECOMMENDATIONS

EXECUTIVE SUMMARY

<p align="center">TRANSPORTATION SYSTEM</p> <p>The Task Force (TF) is unanimous in the belief that Montana needs a system to transport students to and from school that includes the use of the yellow school bus.</p>	<p>► No action required.</p>
<p align="center">SCHOOL BUS FUNDING FOR HOME-TO-SCHOOL AND BACK</p> <p>The TF endorses the present state county-supported mileage reimbursement model with the following modifications:</p> <ul style="list-style-type: none"> ◆ Weight student bus ridership to reflect the amount of space they occupy on the bus, including students with disabilities. ◆ No longer deem a bus "full" just because it carries a special education student who's Individualized Education Plan requires transportation as a related service. ◆ Calculate reimbursement by <ul style="list-style-type: none"> ● counting all eligible elementary students, and ● counting only the eligible high school students which ride during a week designated to count riders. 	<p>(The TF recommends weighting, spec. ed. and counting be tied together and one not be approved without the others.)</p> <p>► Included in bill draft.</p> <p>► Requires change in A.R.M. Does not require change in statute.</p> <p>► Included in bill draft.</p>
<p align="center">INDIVIDUAL ROOM AND BOARD AND TRANSPORTATION CONTRACTS</p> <ul style="list-style-type: none"> ◆ Make the mileage reimbursement exclusion to the bus stop the same as for the distance to school - 3 miles. Limit all individual contract reimbursements to actual miles transported. ◆ Cap contracts for individual transportation at the level a family would receive for room and board reimbursement. ◆ Increase the rate for room and board from \$5.31 to \$8 per day for the first child and \$3.19 to \$5 for the second and subsequent child(ren). 	<p>► Included in bill draft.</p> <p>► Included in bill draft.</p> <p>► Included in bill draft.</p>
<p align="center">COUNTY TRANSPORTATION COMMITTEE</p> <ul style="list-style-type: none"> ◆ Adopt operation and procedure guidelines for the county transportation committees. 	<p>► Legal parameters of guidelines included in bill draft.</p>
<p align="center">ELIGIBILITY FOR SCHOOL BUS RIDE</p> <ul style="list-style-type: none"> ◆ Make no change to the three-mile requirement. ◆ Initiate study and adopt a provision to make students under three miles, who are exposed to hazardous walking conditions, eligible for transportation. 	<p>► No action required.</p> <p>► OPI will initiate recommended study.</p>
<p align="center">COORDINATION OF SERVICES WITH OTHER TRANSPORTATION PROVIDERS</p> <ul style="list-style-type: none"> ◆ Encourage collaboration between schools and other groups like senior citizen centers. 	<p>► Resolution drafted.</p>
<p align="center">EQUITY</p> <ul style="list-style-type: none"> ◆ Replace the county transportation levy with a statewide mill calculated to raise the same amount. 	<p>► No action taken.</p>
<p align="center">OTHER</p> <ul style="list-style-type: none"> ◆ Provide regional training and certification workshops for drivers. Require inservice credits for drivers. Incorporate bus riding skills into curriculum for young riders. ◆ Adopt 15 years as the maximum age of a yellow school bus for subsidized bus routes. ◆ Recommend to all school districts that they undertake a yearly, thorough informational/public relations effort regarding pupil transportation. 	<p>► OPI will implement recommendations.</p> <p>► No action. OPI will release as a recommendation.</p> <p>► No action. OPI will release as a recommendation.</p>



Rocky Mountain Development Council

A Multi-County Community Action Agency

P.O. Box 1717 • 201 South Last Chance Gulch

Helena, Montana 59624-1717

MEMORANDUM

Gene Leuwer
Executive Director

Programs

Area IV
Agency
on Aging

Child &
Adult Care
Feeding
Program

Commodity
Distribution

Daily Dinner
Club

Energy Share



Foster
Grandparents

Head Start

Low Income
Energy
Assistance

Meals on
Wheels

Preschool
Day Care

Project Work

Retired Senior
Volunteer
Program

Senior Citizen
Center

Senior
Companions

Senior
Transportation

The Summit
Project

Visually
Impaired
Program

Weatherization

Youth &
Older Worker
Programs

Date: February 9, 1995
From: Royal A. Johnson, Director Helena Head Start Program
To: House Education Committee
Subject: Support of House Joint Resolution No. 20

As Director of the Rocky Mountain Development Council Head Start Program I wholeheartedly support House Joint Resolution No. 20. I believe that collaboration among transportation agencies can result in improved transportation opportunities for everyone requiring these services.

In most cases, either actual or perceived laws, regulations, and/or policies have restricted our ability to even begin the process of collaboration with other transportation providers.

Our program has a fleet of five yellow school buses. We provide daily door to classroom and return service to approximately two hundred (200) three to five year old children. Our service area includes Helena, East Helena, and the valley North of Helena. I know that we duplicate runs by Public School Buses that are picking up elementary and high school students, and we drive by the homes of Foster Grandparents who are waiting for Helena's Dial-a-Ride bus or a Senior Citizen's bus. Coordination of services could improve the efficiency of each of these transportation systems.

Passage of this resolution will not magically solve the very tough issues involved in coordinating transportation systems in Montana communities; it will however allow us to begin a process that will eventually lead to an improved transportation system.

I support passage of this resolution!



EXHIBIT 5
DATE 2/10/95
HB 20

Montana Transit Association

02/10/95

I support House Joint Resolution No. 20 and would help influence collaboration among transportation service providers.

Orval Meyer
Montana Transit Association President
Helena Dial-A-Ride Bus Manager

*Amendment Recommended
by Patricia Saindon, MT Dept
of Transp. 444-3143*

EXHIBIT

DATE

HB 20

HOUSE JOINT RESOLUTION NO. 20

INTRODUCED BY

A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA ENCOURAGING COLLABORATION AMONG PUBLIC SCHOOLS AND LOCAL HUMAN SERVICE AGENCIES IN THE PROVISION OF TRANSPORTATION SERVICES.

WHEREAS, the universal need for transportation services in Montana is an unavoidable consequence of the unique and rich lifestyle enjoyed by a population of approximately 856,000 persons distributed throughout 147,138 square miles of plains and mountains; and

WHEREAS, numerous local human service agencies, including public schools, senior citizens centers, organizations providing services to the developmentally disabled, and transit authorities, have historically maintained transportation systems in order to provide services to their constituents; and

WHEREAS, tax-supported resources are limited; and

WHEREAS, tax-supported service agencies are finding it increasingly difficult to maintain historic levels of services; and

WHEREAS, given adequate planning and coordinating, transportation resources could be shared by human service agencies without compromising service.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

That public schools, ~~and~~ community-based, tax-supported human service agencies be encouraged to collaborate in the provision of transportation services whenever possible, within the confines of law and recognized safety standards and practices.

BE IT FURTHER RESOLVED, that local, state, and federal entities that are responsible for the regulation and funding of local human service agencies be encouraged to review and to remove any laws, regulations, and policies not related to passenger safety that may hinder or prohibit collaboration among transportation service providers.

-END-

STATE BBS COPY

(INTRO)

HOUSE OF REPRESENTATIVES
VISITORS REGISTER

DATE 2-10-95

SPONSOR(S) Rep Cobb

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[illegible]

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ARE AVAILABLE IF YOU CARE TO SUBMIT WRITTEN TESTIMONY.

HR:1993

wp:vis**s**bcom.man

CS-14

HOUSE OF REPRESENTATIVES
VISITORS REGISTER

Education COMMITTEE DATE 2-10-95
BILL NO. A37 SPONSOR(S) Rep. Wells

PLEASE PRINT

PLEASE PRINT

PLEASE PRINT

NAME AND ADDRESS	REPRESENTING	Support	Oppose
BARBARA R. BROWN 4681 Springhill Corn. Rd Belgrade	Self	✓	
Debra Fulton	MSBA		✓
Joni Driscoll	MCA		

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CS-14

HOUSE OF REPRESENTATIVES
VISITORS REGISTER

COMMITTEE

DATE 2-10-95

BILL NO. 431

SPONSOR(S) Rep. Shea

Education

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PLEASE PRINT

PLEASE PRINT

NAME AND ADDRESS	REPRESENTING	Support	Oppose
Lynda Brannon	MASBO	X	
Debra Fulton	MSBA	X	
Lora Frazier	SAW	X	

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HOUSE OF REPRESENTATIVES
VISITORS REGISTER

Education COMMITTEE DATE 2-10-95
BILL NO. HJ 20 SPONSOR(S) Rep. Masoio

PLEASE PRINT

PLEASE PRINT

PLEASE PRINT

NAME AND ADDRESS	REPRESENTING	Support	Oppose
Pat Saindon	Dept of Trans.	✓	
Walt for	Mont. Pass. Carriers Assoc	✓	
Al McNeil	Townsend Schools	✓	
Lisa Morris	Mission Valley Medical		

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