

MINUTES

**MONTANA HOUSE OF REPRESENTATIVES
55th LEGISLATURE - REGULAR SESSION**

JOINT SUBCOMMITTEE ON EDUCATION & CULTURAL RESOURCES

Call to Order: By CHAIRMAN ROYAL C. JOHNSON, on January 21, 1997, at 8:02 a.m., in room 312-2 at the State Capitol.

ROLL CALL

Members Present:

Rep. Royal C. Johnson, Chairman (R)
Sen. Daryl Toews, Vice-Chairman (R)
Rep. Don Holland (R)
Sen. Greg Jergeson (D)
Sen. Ken Miller (R)
Rep. Ray Peck (D)

Members Excused: None

Members Absent: None

Staff Present: Bob Tallerico, Legislative Fiscal Division
Connie Jacobs, Committee Secretary

Committee Business Summary:

Hearing(s) & Date(s) Posted: School for Deaf and Blind,
1/20/97
Executive Action: Historical Society and School
for Deaf and Blind.

EXECUTIVE ACTION ON THE HISTORICAL SOCIETY.

CHAIRMAN ROYAL C. JOHNSON called the meeting to order, explaining the schedule for the day and that VICE CHAIR DARYL TOEWS will chair the meeting while he presented a bill to another committee. CHAIRMAN TOEWS called for motions on the Historical Society budget.

Motion: SEN. GREG JERGESON MOVED TO ADOPT PRESENT LAW ADJUSTMENTS FOR PERSONAL SERVICES, INFLATION/DEFLATION, FIXED COSTS, AND EQUIPMENT REPLACEMENT (ITEMS 1, 2, 3 AND 4) ON PAGE E-61.

Vote: THE MOTION PASSED UNANIMOUSLY.

Motion: SEN. JERGESON MOVED TO AUTHORIZE THE HISTORICAL SOCIETY TO EXPEND ANY GRANT FUNDS RECEIVED FROM THE DEPT. OF COMMERCE FOR THE PURPOSE OF THE OLD GOVERNORS'S MANSION.

Substitute Motion: REP. RAY PECK MOVED THE LANGUAGE ON PAGE E-59 TO ENSURE THAT THE BED TAX FUNDS FROM THE DEPT. OF COMMERCE ARE APPROPRIATED TO THE HISTORICAL SOCIETY FOR THEIR USE ON THE GOVERNORS'S MANSION AND TO PROVIDE TOURS OF THE CAPITOL.

Vote: THE MOTION PASSED UNANIMOUSLY. REP. JOHNSON'S vote was being carried by CHAIRMAN DARYL TOEWS.
{Tape: 1; Side: A; Approx. Time Count: 1-13; Comments: .}

Motion: SEN. KEN MILLER MOVED TO ACCEPT NEW PROPOSALS FOR VOLUNTEER COORDINATOR, HISTORY CONFERENCE, AND SALES TO THE PUBLIC (ITEMS 3,4 and 5) AND A PORTION OF ITEM 2 (\$ 16,630) FOR THE AGENCY COMPUTER NETWORK SYSTEM ON PAGE E-63, ADMINISTRATION PROGRAM.

Vote : THE MOTION PASSED UNANIMOUSLY.
{Tape: 1; Side: A; Approx. Time Count: 14-16; Comments: .}

Motion: SEN. JERGESON MOVED TO APPROVE THE GENERAL FUND NEW PROPOSAL FOR THE DEPUTY DIRECTOR AND AGENCY COMPUTER NETWORK SYSTEM (ITEMS 1 AND 2), FOR FY 98 AND 99 ON PAGE E-63, ADMINISTRATION PROGRAM.

Vote: THE MOTION FAILED 2-4, WITH SEN. JERGESON AND REP. PECK VOTING FOR THE PROPOSAL.

Motion: SEN. JERGESON MOVED TO APPROVE 43,821 IN THE SECOND YEAR OF THE BIENNIUM FOR THE DEPUTY DIRECTOR. ALSO 10,000 IN FY 98 AND 5,868 IN FY 99 FOR A COMPUTER SYSTEM (PAGE E-63, ADMINISTRATION PROGRAM).

Vote: MOTION FAILED 2-4, WITH SEN. JERGESON AND REP. PECK VOTING FOR THE PROPOSAL.

Motion: SEN. JERGESON MOVED TO APPROVE THE "OTHER BASE ADJUSTMENTS" IN THE TABLE AT THE BOTTOM OF PAGE E-61, ADMINISTRATION PROGRAM.

Vote: MOTION PASSED UNANIMOUSLY.
{Tape: 1; Side: A; Approx. Time Count: 16-25; Comments: .}

Motion: SEN. JERGESON MOVED TO APPROVE THE PRESENT LAW BASE ADJUSTMENTS FOR PERSONAL SERVICES, INFLATION/DEFLATION, FIXED COSTS AND EQUIPMENT REPLACEMENT (Items 1 through 4) PLUS OTHER BASE ADJUSTMENTS (ON PAGE E-65, ADMINISTRATION PROGRAM).

Vote: MOTION PASSED UNANIMOUSLY.

Note: There were no motions on budget items one and two, archive storage and microfilm reader printer, on page E-66.

Motion: SEN. JERGESON MOVED TO ADOPT PRESENT LAW ADJUSTMENT FOR PERSONAL SERVICES, INFLATION/DEFLATION, FIXED COSTS AND EQUIPMENT REPLACEMENT (ITEMS 1 THROUGH 4) AND OTHER BASE ADJUSTMENTS (ON PAGE E-67, MUSEUM PROGRAM).

Vote: MOTION PASSED UNANIMOUSLY.

{Tape: 1; Side: A; Approx. Time Count: 25-28; Comments: .}

Motion: SEN. JERGESON MOVED TO APPROVE ITEM 1, IMS GENERAL OPERATING BALANCE (ON PAGE E-68, MUSEUM PROGRAM) UNDER NEW PROPOSALS.

Vote: MOTION PASSED 5-1, WITH REP. DON HOLLAND VOTING AGAINST THE MEASURE.

{Tape: 1; Side: A; Approx. Time Count: 28-30; Comments: .}

Motion: SEN. MILLER MOVED TO ACCEPT PRESENT LAW ADJUSTMENTS TO INCLUDE PERSONAL SERVICES, INFLATION/DEFLATION, FIXED COSTS, EQUIPMENT REPLACEMENT (ITEMS 1, 2, 3 and 4) AND OTHER BASE ADJUSTMENTS (PAGE E-70, PUBLICATIONS).

Vote: MOTION PASSED UNANIMOUSLY.

{Tape: 1; Side: B; Approx. Time Count: 0.1; Comments: None.}

Motion: SEN. JERGESON MOVED TO ACCEPT ITEMS 1 AND 2 UNDER NEW PROPOSALS, EDITOR AND GRAPHIC DESIGNER, (PAGE E-70, PUBLICATIONS).

Vote: MOTION PASSED UNANIMOUSLY.

Motion: SEN. JERGESON MOVED TO ADOPT ITEMS 1 THROUGH 5, FOR PERSONAL SERVICES, INFLATION/DEFLATION, FIXED COSTS EQUIPMENT REPLACEMENT AND HISTORIC PRESERVATION GRANTS INCREASE (PAGE E-74, HIST. SITE. PRES.), AND OTHER BASE ADJUSTMENTS.

Substitute Motion: SEN. MILLER MOVED TO ACCEPT THE EQUIPMENT AND GRANTS, ITEM NUMBERS 4 AND 5, AS WELL AS NUMBER 2, OF SEN. JERGESON'S MOTION (PAGE E-74, HISTORIC SITE PRESERVATION).

Discussion on the Motion:

{Tape: 1; Side: B; Approx. Time Count: 3-14; Comments: .}

Vote: MOTION FAILED, 3-3.

Motion: SEN. JERGESON OFFERED HIS ORIGINAL MOTION, PAGE E-74, HISTORICAL SITE PRESERVATION.

Vote: MOTION PASSED, 5-1, SEN. MILLER VOTED AGAINST THE MEASURE.
{Tape: 1; Side: B; Approx. Time Count: 15; Comments: .}

Motion: SEN. JERGESON MOVED TO ACCEPT NEW PROPOSAL NUMBER 1, PAGE E- 75 (HISTORICAL SITE PRESERVATION, PLOTTER).

Vote: THE MOTION PASSED, 4-2.

Motion: REP. JOHNSON MOVED TO CLOSE THIS SECTION OF EXECUTIVE ACTION ON THE HISTORICAL SOCIETY. CHAIRMAN TOEWS PRESENTED THE QUESTION.

Vote: MOTION PASSED UNANIMOUSLY.

REP. JOHNSON resumed as chair. REP. PECK requested a list of appropriations and/or budget cuts thus far. CHAIRMAN JOHNSON mentioned that one page had already been distributed and that further updates to that list will be made.

{Tape: 1; Side: B; Approx. Time Count: 16-23; Comments: .}

HEARING ON THE SCHOOL FOR THE DEAF AND BLIND

Mr. John Kinna, Montana School for the Deaf and Blind (MSDB) Superintendent, provided opening remarks about MSDB, and introduced some of the staff present. Mr. Kinna stressed that MSDB is not a public school or a state agency.

{Tape: 1; Side: B ; Approx. Time Count: 23-30; Comments: .}

Additional testimony from Mr. Kinna. Mr. Bill Sykes, MSDB Finance Director, discussed the lawsuit filed against MSDB by former staff over annual leave and holiday pay issues, and the intent of MSDB to use funds from a proposed land sale to pay for this lawsuit, which they lost. Mr. Sykes also requested the committee to consider two supplementals for MSDB.

EXHIBIT A (Mr. Sykes)

{Tape: 2; Side: A; Approx. Time Count: 1-20; Comments: .}

Questions from the committee.

{Tape: 2; Side: A; Approx. Time Count: 20-23; Comments: .}

EXECUTIVE ACTION ON THE MONTANA SCHOOL FOR THE DEAF AND BLIND.

Motion: REP. PECK MOVED THAT THE ISSUE ON THE LAWSUIT COSTS (\$ 278,628) BE REFERRED TO FULL COMMITTEE FOR CONSIDERATION IN THE SUPPLEMENTAL BILL.

Vote: MOTION PASSED UNANIMOUSLY.

Motion: SEN. TOEWS MOVED THAT THE WORKERS COMPENSATION BILL/COST (\$ 60,039) BE REFERRED TO FULL COMMITTEE FOR CONSIDERATION IN THE SUPPLEMENTAL BILL.

Vote: THE MOTION PASSED UNANIMOUSLY.

{Tape: 2; Side: A; Approx. Time Count: 23-28; Comments: None.}

HEARING ON THE MONTANA SCHOOL FOR THE DEAF AND BLIND

Ms. Sara Ire, MSDB Outreach Coordinator, presented information regarding the outreach program, and Mr. Ron Marks, Outreach Consultant, described the number of children with impairments in Montana.

{Tape: 2; Side: B; Approx. Time Count: 1-15; Comments: .}

Questions from the committee, Mr. Wayne Buchanan and Mr. Jack Noble presented information to the committee as well.

{Tape: 2; Side: B; Approx. Time Count: 15-30; Comments: .}

{Tape: 3; Side: A; Approx. Time Count: 1-30; Comments: .}

Mr. Kinna, and Mr. Noble presented further information to the committee.

EXHIBIT B (Mr. Noble)


EXHIBIT C (Mr. Kinna)

EXHIBIT D

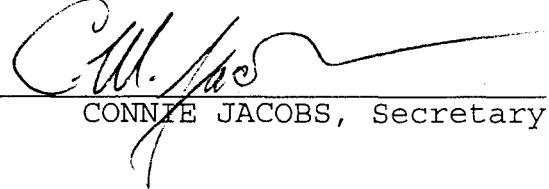
{Tape: 3; Side: B; Approx. Time Count: 1-5; Comments: .}

ADJOURNMENT

Adjournment: This meeting was adjourned at 10:25 am.



REP. ROYAL C. JOHNSON, Chairman



CONNIE JACOBS, Secretary

RCJ/cj

Note: This meeting was recorded on three (3) 60 minute tapes.