

**MINUTES**

**MONTANA HOUSE OF REPRESENTATIVES  
60th LEGISLATURE - REGULAR SESSION**

**JOINT APPROPRIATIONS SUBCOMMITTEE ON EDUCATION**

**Call to Order:** By Chairman Jack Wells, on January 26, 2007 at 9:30 A.M., in Room 472 Capitol.

**ROLL CALL**

**Members Present:**

Rep. Jack Wells, Chairman (R)  
Sen. Bob Hawks, Vice Chairman (D)  
Rep. Eve Franklin (D)  
Rep. Bill E. Glaser (R)  
Sen. Dave Lewis (R)  
Sen. David E. Wanzenried (D)

**Members Excused:** None.

**Members Absent:** None.

**Staff Present:** Mark Bruno, Office of Budget and Program Planning  
Amy Carlson, OBBP  
Alan Peura, Legislative Branch  
Kathy Baird, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Executive Action: Montana University System  
Commissioner of Higher Education  
Programs 01,02,04 & 09

**Committee Business:**

00:00:05 Chairman Wells

**EXECUTIVE ACTION ON OCHE ADMINISTRATION**

**Action on DP 1051 Accountability Measures:**

00:02:36 Alan Peura, Legislative Fiscal Division (LFD)

**EXHIBIT(jeh18a01)**

00:08:59 Rep. Wells

00:09:18 Sen. Wanzenried

00:10:12 Mr. Peura, LFD

00:11:17 Sen. Hawks

00:11:48 **Motion:** Sen. Wanzenried moved that DP 1051 one time only with language to accept companion bill **BE ADOPTED.**

**Discussion:**

00:12:25 Mr. Peura, LFD

00:12:38 **Vote:** Motion carried unanimously by voice vote.

00:13:05 **Motion:** Sen. Wanzenried moved that the subcommittee request a companion bill with accountability measures to accompany DP 1051 **BE ADOPTED.**

**Discussion:**

00:13:30 Rep. Glaser

00:14:12 Rep. Wells

00:14:29 **Vote:** Motion carried unanimously by voice vote.

**Action on DP 1052 Accountability Measures:**

00:14:48 **Motion:** Sen. Wanzenried moved that DP 1052 one time only **BE ADOPTED.**

**Discussion:**

00:15:16 Rep. Glaser

00:15:37 Rep. Wells

00:15:43 Sen. Hawks

00:16:21 **Vote:** Motion carried unanimously by voice vote.

00:16:34 **Motion:** Sen. Wanzenried moved that the subcommittee request a companion bill with accountability measures to accompany DP 1052 **BE ADOPTED.**

**Discussion:**

00:17:00 Rep. Wells

00:17:30 **Vote:** Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON THE STUDENT ASSISTANCE PROGRAM**

00:18:39 Rep. Wells

00:19:00 **Motion:** Rep. Glaser moved **TO COMBINE** and modify funding of DP 2002 and DP 2061 into new DP 2064 (Exhibit 2).

**EXHIBIT (jeh18a02)**

**Discussion:**

00:19:14 Rep. Franklin

00:19:34 Mr. Peura, LFD

00:19:38 Mark Bruno, Office of Budget and Program Planning (OBPP)

**EXHIBIT (jeh18a03)**

00:21:03 Rep. Wells

00:21:39 Mr. Peura, LFD

00:26:01 Rep. Wells

00:26:34 Mr. Peura, LFD

00:28:05 Rep. Glaser

00:28:38 Rep. Franklin

00:29:08 Karen Wing, Office of the Commissioner of Public Education (OCHE)

00:29:55 Sen. Wanzenried

00:30:30 Ms. Wing, OCHE

00:31:18 Sen. Hawks

00:31:35 Amy Carlson, Office of Budget and Program Planning (OBPP)

00:33:00 Rep. Franklin

00:33:23 **Substitute Motion:** Rep. Franklin made a substitute motion that DP 2064 Section E be amended to restore all funding from original DP 2002 and DP 2061 **BE ADOPTED.**

**Discussion:**

00:34:23 Rep. Glaser

00:35:23 **Vote:** Motion failed 3-3 by roll call vote with Sen. Wanzenried, Sen. Lewis and Rep. Franklin voting aye.

**Discussion on DP 2064-Rep. Glaser's Amendment:**

00:35:54 Rep. Franklin  
00:36:12 Mr. Peura, LFD  
00:36:51 Rep. Franklin  
00:37:00 Ms. Carlson, OBPP  
00:37:21 Sen. Wanzenried  
00:37:33 Rep. Glaser  
00:38:32 Rep. Franklin  
00:38:49 Rep. Glaser  
00:39:47 Rep. Wells  
00:40:40 Sen. Wanzenried  
00:41:02 Ms. Carlson, OBPP  
00:42:36 Mr. Peura, LFD  
00:43:07 Sen. Wanzenried  
00:43:37 Rep. Glaser  
00:44:55 Rep. Franklin  
00:45:12 Sen. Wanzenried  
00:45:46 Rep. Glaser withdrew motion for new DP 2064 (Exhibit 2) for later consideration without objection.  
00:46:39 Sen. Hawks

**Action on DP 2063:**

00:47:28 Rep. Glaser  
00:48:11 Mr. Peura, LFD  
00:50:09 Rep. Wells  
00:50:15 Rep. Glaser  
00:51:07 Rep. Wells  
  
00:52:10 **Motion/Vote:** Rep. Glaser moved that DP 2063 with language contingent upon passage of a subcommittee bill **BE ADOPTED**. Motion carried unanimously by voice vote.

**Discussion:**

00:52:53 **Motion/Vote:** Rep. Glaser moved that the subcommittee request a bill related to DP 2063 to address future funding **BE ADOPTED**. Motion carried unanimously by voice vote.  
  
00:53:40 Break  
01:09:10 Reconvene

**EXECUTIVE ACTION ON THE COMMUNITY COLLEGE ASSISTANCE PROGRAM**

**Action on DP 4000:**

01:10:16 Mr. Peura, LFD  
01:13:06 Sen. Lewis  
01:13:38 Jane Karas, President, Flathead Community College  
01:14:14 Sen. Hawks  
01:14:49 Sheila Stearns, Commissioner, Office of the  
Commissioner of Higher Education (OCHE)  
01:18:11 Sen. Lewis  
01:18:37 Ms. Stearns, OCHE  
01:20:28 Sen. Wanzenried

**EXHIBIT (jeh18a04)**

01:21:16 Mr. Peura, LFD  
01:25:22 Rep. Wells

01:26:09 **Motion/Vote:** Sen. Wanzenried moved **TO ADOPT** DP 4000.  
Motion carried unanimously by voice vote.

**Action on DP 4001:**

01:26:41 Rep. Wells  
01:27:08 Mr. Peura, LFD

01:28:23 **Motion:** Rep. Glaser moved **TO REPLACE** DP 4001 with DP  
4010.

**Discussion:**

01:31:26 Sen. Wanzenried  
01:32:07 Rep. Wells  
01:33:02 Mr. Peura, LFD  
01:33:46 Rep. Glaser  
01:34:29 Rep. Franklin

01:36:01 **Vote:** Motion failed 3-3 by roll call vote with Sen.  
Lewis, Rep. Wells and Rep. Glaser voting aye.

**Action on DP 4003:**

01:38:45 Mr. Peura, LFD  
01:39:58 Rep. Glaser

01:40:53 **Motion:** Rep. Franklin moved that DP 4003 **BE ADOPTED**.

**Discussion:**

01:41:28 Sen. Hawks  
01:42:38 Rep. Glaser

01:43:02 **Vote:** Motion failed 2-4 by roll call vote with Sen. Wanzenried and Rep. Franklin voting aye.

**Action on DP 4004:**

01:43:51 **Motion/Vote:** Rep. Glaser moved that DP 4004 **BE ADOPTED**. Motion carried unanimously by voice vote.

**Action on DP 4111:**

01:44:59 Mr. Peura, LFD

01:45:37 **Motion:** Sen. Hawks moved **TO COMBINE** DP 4001 and DP 4003 into DP 4111.

**Discussion:**

01:47:09 Mr. Peura, LFD  
**EXHIBIT (jeh18a05)**

01:48:48 Sen. Hawks  
01:49:08 Rep. Glaser

01:50:03 **Vote:** Motion carried 5-1 by roll call vote with Rep. Wells voting no.

**Action on Item 5 Language:**

01:51:00 Mr. Peura, LFD

01:52:38 **Motion/Vote:** Sen. Wanzenried moved that language for DP 4111 **BE ADOPTED**. Motion carried unanimously by voice vote.

01:53:13 **Motion/Vote:** Sen. Wanzenried moved that reversion language **BE ADOPTED**. Motion carried unanimously by voice vote.

**Action on Item 5, Audit Costs:**

01:53:41 Alan Peura, LFD

01:54:31 **Motion:** Sen. Hawks moved that language for audit costs **BE ADOPTED**.

01:55:30 Sen. Hawks withdrew the motion without objection.

01:56:05 **Motion/Vote:** Sen. Hawks moved that Item 5, audit costs with new language **BE ADOPTED**. Motion carried unanimously by voice vote.

01:56:27 **Motion/Vote:** Sen. Wanzenried moved **TO ADOPT** language of audit costs with revised cost total. Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON APPROPRIATION DISTRIBUTION TO CAMPUSES AND PUBLIC SERVICE RESEARCH AGENCIES**

01:57:16 **Motion:** Rep. Glaser moved that DP's 66, 9020, 9067, 9075, 9030, 9068, 9059, 9050, 9066, 9068, 9060, 9063, 9064, 9040 and 9065 **BE ADOPTED**.

**Discussion:**

01:59:17 Mr. Peura, LFD

01:59:51 **Vote:** Motion carried unanimously by voice vote.

**Action on DP 9055:**

02:00:36 Mr. Peura, LFD

02:01:28 **Motion/Vote:** Rep. Franklin moved that DP 9055 **BE ADOPTED**. Motion carried unanimously by voice vote.

**Action on DP 68:**

02:01:57 **Motion/Vote:** Rep. Glaser moved that DP 68 **BE ADOPTED**. Motion carried unanimously by voice vote.

**Action on Bureau Exhibit 6, DP 01, 02 and 03:**

02:03:34 Sen. Wanzenried

**EXHIBIT (jeh18a06)**

02:04:14 Mr. Peura, LFD

02:05:26 Rep. Glaser

02:05:57 Mr. Peura, LFD

02:07:30 **Motion:** Sen. Wanzenried moved that DP 01, DP 02 and DP 03 for the Bureau of Mines **BE ADOPTED** with contingency upon passage and approval of HB 116.

**Discussion:**

02:07:49 Ms. Carlson, OBPP

02:08:20 Rep. Wells

02:08:48 **Vote:** Motion carried unanimously by voice vote.

**Action on Program 9, Item 5 Language:**

02:09:49 Mr. Peura, LFD

02:10:47 Rep. Wells

02:11:48 **Motion/Vote:** Sen. Hawks moved that Program 09 language **BE ADOPTED**. Motion carried unanimously by voice vote.

**Action on Language Page E-104:**

02:12:04 Mr. Peura, LFD

02:13:32 **Motion/Vote:** Sen. Wanzenried moved that agency level language **BE ADOPTED**. Motion carried unanimously by voice vote.

**Action on Program 2, Reconsideration of DP 2064:**

02:14:58 Rep. Wells

**EXHIBIT** (jeh18a07)

02:16:34 **Motion/Vote:** Rep. Glaser moved **TO COMBINE** DP 2002 and DP 2061 into new DP 2064 as prepared by OBPP in Exhibit 2. Motion carried unanimously by voice vote.

**Action on Companion Bill:**

02:17:08 **Motion Vote:** Sen. Wanzenried moved **TO REQUEST** a companion bill as presented in Exhibit 1, accountability measures for student assistance program. Motion carried unanimously by voice vote.

**Discussion:**

02:18:37 Sen. Hawks

02:18:53 Sen. Wanzenried

02:19:03 Sen. Hawks

02:19:27 **Motion/Vote:** Sen. Hawks moved **TO INCLUDE** language in companion bill. Motion carried unanimously by voice vote.

**Action on Program 9 University Units:**

02:20:51 Rep. Wells

02:21:22 Mr. Peura, LFD

02:23:23 Sen. Hawks

02:23:45 Amy Carlson, Office of Budget and Program Planning

02:25:27 **Motion:** Rep. Franklin moved that DP 9001, DP 9002 and DP 9008 **BE ADOPTED**.

**Discussion:**

02:25:44 **Substitute Motion:** Rep. Glaser moved **TO RENAME** DP 9001, DP 9002 and DP 9008 and call them new proposals.

**Discussion:**

02:26:12 Rep. Franklin

02:26:24 Ms. Carlson, OBPP

02:26:49 Mr. Peura, LFD

02:29:08 **Vote:** Motion carried unanimously by roll call vote.

**ADJOURNMENT**

02:29:55 Adjournment

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REP. JACK WELLS, Chairman

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KATHY BAIRD, Secretary

JW/kb

Additional Exhibits:

**EXHIBIT ([jeh18aad.pdf](#))**