

MINUTES

**MONTANA SENATE
60th LEGISLATURE - REGULAR SESSION**

COMMITTEE ON EDUCATION AND CULTURAL RESOURCES

Call to Order: By **CHAIRMAN DON RYAN**, on February 23, 2007 at 3:58 P.M., in Room 303 Capitol.

ROLL CALL

Members Present:

Sen. Bob Hawks (D)
Sen. Carol C. Juneau (D)
Sen. Sam Kitzenberg (D)
Sen. Dan McGee (R)
Sen. Bob Story Jr. (R)

Members Excused:

Sen. Don Ryan, Chairman (D)

Members Absent:

Sen. Jerry W. Black (R)
Sen. Jim Elliott (D)
Sen. Jim Peterson (R)

Staff Present: Casey Barrs, Legislative Branch
Marigail Schreiner, 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:

Hearing & Date Posted: SB 506, SB 508, SB 528, SJ 16
2/16/2007, SJ 25 2/23/07

Executive Action: SB 508, SB 506, SJ 16, SJ 25,
SB 528

00:00:00 Opening comments by Vice-Chairman Kitzenberg

HEARING ON SB 508

Opening Statement by Sponsor:

00:01:02 **SEN. BOB HAWKS (D), SD 33**, opened the hearing on **SB 508**, Allow public school consideration in impact fees.

Proponents' Testimony:

00:06:11 Lance Melton, Montana School Boards Association

EXHIBIT (eds41b01)

00:08:46 Gary Griffith, Gallatin Valley

00:11:19 John McGee, Florence Carlton School District, Ravalli County

EXHIBIT (eds41b02)

00:11:54 Gordon Morris, Lewis and Clark County Commissioners

00:13:24 Linda Stoll, Montana Association of Planners

00:13:54 Joe Lamson, on behalf of State Superintendent Linda McCulloch

00:14:18 Eric Feaver, MEA/MFT

00:14:30 Steve Hall, Florence

00:14:43 Sen. Peterson arrived

Opponents' Testimony:

00:16:06 Michael Kakuk, Montana Association of Realtors

00:18:19 Dustin Stewart, Montana Building Industry Association

00:21:04 Joe Roberts, Registered Land Surveyors

Informational Testimony:

00:22:25 None

Questions from Committee Members and Responses:

00:22:35 None

Closing by Sponsor:

00:22:40 Sen. Hawks

HEARING ON SB 528

Opening Statement by Sponsor:

00:27:03 **SEN. DAVID WANZENRIED (D), SD 49**, opened the hearing on **SB 528**, Create education trust fund.

Proponents' Testimony:

00:28:56 Eric Feaver, MEA/MFT

00:31:43 Madalyn Quinlan, Chief of Staff, Office of Public Instruction

00:33:09 Lance Melton, Montana School Boards Association

00:33:31 Bruce Messinger, Superintendent, Helena Public Schools

Opponents' Testimony:

00:34:12 None

Informational Testimony:

00:34:17 None

Questions from Committee Members and Responses:

00:34:24 Sen. Story to Sen. Wanzenried

00:36:12 Madalyn Quinlan

00:36:47 Sen. Story to Madalyn Quinlan

00:42:28 Sen. Hawks to Madalyn Quinlan

00:43:41 Sen. Hawks to Sen. Wanzenried

Closing by Sponsor:

00:45:18 Sen. Wanzenried

HEARING ON SB 506

Opening Statement by Sponsor:

00:46:25 **SEN. BOB STORY (R), SD 30**, opened the hearing on **SB 506**, Revise school laws.

EXHIBIT (eds41b03)

Proponents' Testimony:

00:50:08 Debra Silk, Montana School Boards Association

Opponents' Testimony:

00:56:21 None

Informational Testimony:

00:56:25 None

Questions from Committee Members and Responses:

00:56:29 None

Closing by Sponsor:

00:56:34 Sen. Story

00:57:16 Sen. Black arrived

EXECUTIVE ACTION ON SB 508

00:58:35 **Motion:** **SEN. HAWKS** moved that **SB 508 DO PASS.**

Discussion:

00:59:02 Sen. Hawks

01:00:41 Lance Melton, Montana School Boards Association

01:01:31 Suspend executive action

HEARING ON SJ 16

Opening Statement by Sponsor:

01:01:56 **SEN. GREG LIND (D), SD 50**, opened the hearing on **SJ 16**, Resolution for gun safety education for grades 1 through 3.

Proponents' Testimony:

01:02:50 Gary Marbut, Montana Shooting Sports Association

[EXHIBIT \(eds41b04\)](#)

[EXHIBIT \(eds41b05\)](#)

01:06:36 Doug Nulle, Retired Attorney, Clancy

01:07:54 Joe Lamson, on Behalf of State Superintendent Linda McCulloch

01:08:49 Lance Melton, Montana School Boards Association

Opponents' Testimony:

01:09:01 None

Informational Testimony:

01:09:06 None

Questions from Committee Members and Responses:

01:09:11 Sen. McGee to Joe Lamson

01:09:46 Sen. McGee to Sen. Lind

01:10:46 Sen. McGee to Joe Lamson

Closing by Sponsor:

01:11:13 Sen. Lind

Opening Statement by Sponsor:

01:11:53 **SEN. JIM PETERSON (R), SD 15**, opened the hearing on **SJ 25**, Express sympathy and gratitude for soldiers who died in Iraq.

EXHIBIT (eds41b06)

Proponents' Testimony:

01:14:37 Colonel Jim Jacobson, Retired

Opponents' Testimony:

01:14:04 None

Informational Testimony:

01:15:31 None

Questions from Committee Members and Responses:

01:15:35 Sen. McGee to Colonel Jacobson

01:16:57 Sen. McGee to Sen. Peterson

Closing by Sponsor:

01:17:09 Sen. Peterson

CONTINUATION OF EXECUTIVE ACTION ON SB 508

Discussion:

01:18:15 Sen. Hawks

01:22:09 Vice-Chairman Kitzenberg

01:22:19 Sen. McGee

01:24:15 Sen. Hawks

01:24:56 Sen. McGee to Sen. Hawks

01:25:40 Sen. Story to Lance Melton

01:29:16 Sen. Juneau to Sen. Hawks

01:30:42 Sen. Story

01:31:41 Sen. Hawks

01:32:12 **Motion/Vote:** SEN. HAWKS CALLED THE QUESTION ON SB 508.
Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 506

01:34:03 **Motion:** SEN. STORY moved that SB 506 DO PASS.

01:34:05 **Motion:** SEN. STORY moved that SB 506 BE AMENDED.

Discussion:

01:35:41 Sen. McGee to Sen. Story

01:36:37 Sen. Story

01:37:25 **Vote:** Motion carried unanimously by voice vote.

01:37:40 **Motion/Vote:** SEN. STORY moved that SB 506 DO PASS AS
AMENDED. Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SJ 16

01:38:14 **Motion/Vote:** SEN. PETERSON moved that SJ 16 DO PASS.
Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SJ 25

01:38:43 **Motion:** SEN. PETERSON moved that SJ 25 DO PASS.

01:38:53 **Motion:** SEN. PETERSON moved that SJ 25 BE AMENDED.

01:39:20 **Motion:** SEN. PETERSON moved that the amendment to SJ
25 BE CONCEPTUALLY AMENDED.

Discussion:

01:39:36 Sen. McGee

01:40:35 **Vote:** Motion carried unanimously by voice vote.

01:40:48 **Motion:** SEN. PETERSON moved that SJ 25 DO PASS AS
AMENDED.

Discussion:

01:40:59 Sen. Juneau

01:41:57 **Motion:** SEN. JUNEAU moved that SJ 25 BE CONCEPTUALLY AMENDED.

Discussion:

01:42:23 Sen. Peterson

01:42:32 Sen. Kitzenberg

01:42:40 **Vote:** Motion carried unanimously by voice vote.

01:43:10 **Motion:** SEN. PETERSON moved that SJ 25 DO PASS AS AMENDED.

Discussion:

01:43:20 Sen. McGee

01:43:41 Sen. Peterson

01:44:05 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 528

01:44:49 **Motion:** SEN. HAWKS moved that SB 528 DO PASS.

Discussion:

01:45:40 Sen. Story

01:48:27 Vice-Chairman Peterson to Sen. Wanzenried

01:49:20 Sen. Juneau

01:49:55 Sen. Story

01:51:21 **Motion:** SEN. MCGEE CALLED THE QUESTION ON SB 528.

Vote: Motion failed 4-4 by roll call vote. Vote was held open for Sen. Ryan's vote

01:54:16 Committee discussion

ADJOURNMENT

Adjournment: 5:56 P.M.

SEN. DON RYAN, Chairman

MARIGAIL SCHREINER, Secretary

DR/ms

Additional Exhibits:

EXHIBIT ([eds41bad.pdf](#))