

## MINUTES

### MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON EDUCATION AND CULTURAL RESOURCES

**Call to Order:** Chair Ryan Zinke, on April 11, 2011 at 3:00 PM, in Room 303 Capitol

#### ROLL CALL

**Members Present:**

Sen. Ryan Zinke, Chair (R)  
Sen. Rick Ripley, Vice Chair (R)  
Sen. Gary Branae (D)  
Sen. Taylor Brown (R)  
Sen. Jeff Essmann (R)  
Sen. Tom Facey (D)  
Sen. Bob Hawks (D)  
Sen. Bob Lake (R)  
Sen. Frederick (Eric) Moore (R)  
Sen. Sharon Stewart-Peregoy (D)

**Members Excused:** None

**Members Absent:** None

**Staff Present:** Casey Barrs, Legislative Branch  
Gilda Clancy, 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: SJ 28, 4/5/2011

Executive Action: SJ 28; HB 603; SB 425

**HEARING ON SJ 28**

**Opening Statement by Sponsor:**

00:01:00 Sen. Bob Lake (R), SD 44, opened the hearing on SJ 28, Interim study resolution on performance-based funding for education.

**Proponents' Testimony:**

00:05:11 Sen. Arthun, SD 31, Wilsall

**Opponents' Testimony:**

00:05:57 Dennis Parman, Deputy Superintendent, Office of Public Instruction (OPI)

[EXHIBIT\(eds80a01\)](#)

[EXHIBIT\(eds80a02\)](#)

[EXHIBIT\(eds80a03\)](#)

00:13:25 Marco Ferro, Montana Education Association-Montana Federation of Teachers (MEA-MFT)

00:14:52 Bob Vogel, Montana School Boards Association (MTSBA)

**Informational Testimony:**

00:16:11 Steve Meloy, Executive Director, Board of Public Education

**Questions from Committee Members and Responses:**

00:17:00 Sen. Hawks

00:18:05 Sen. Lake

00:19:46 Sen. Hawks

00:20:54 Sen. Lake

00:22:03 Sen. Branae

00:22:32 Sen. Lake

00:23:04 Sen. Branae

00:23:20 Sen. Lake

**Closing by Sponsor:**

00:24:32 Sen. Lake

**EXECUTIVE ACTION ON SJ 28**

00:25:47 **Motion/Vote:** Sen. Lake moved that **SJ 28 DO PASS**. Motion carried 9-1 by roll call vote with Sen. Facey voting no.

**EXECUTIVE ACTION ON SB 425**

00:26:55 **Motion:** Sen. Essmann moved that **SB 425 DO PASS**.

00:27:44 **Motion:** Sen. Essmann moved that **SB 425 BE AMENDED.**  
**EXHIBIT(eds80a04)**

**Discussion:**

00:28:49 Sen. Essmann  
00:29:49 Sen. Lake  
00:30:06 Sen. Essmann

00:31:07 **Vote:** Motion carried unanimously by roll call vote.

00:31:36 **Motion:** Sen. Essmann moved that **SB 425 DO PASS AS AMENDED.**

00:31:45 **Sen. Essmann WITHDREW MOTION SB 425 DO PASS AS AMENDED.**

**EXECUTIVE ACTION ON SB 603**

00:31:59 **Motion:** Sen. Essmann moved that **HB 603 BE CONCURRED IN.**

00:32:22 **Motion:** Sen. Essmann moved that **HB 603 BE AMENDED.**  
**EXHIBIT(eds80a05)**

**Discussion:**

00:33:42 Sen. Essmann  
00:45:56 Chairman Zinke

00:46:34 Recess

02:33:30 Committee Resumes

02:33:35 Chairman Zinke

**EXHIBIT(eds80a06)**

02:34:13 Sen. Lake  
02:34:28 Sen. Essmann  
02:42:40 Casey Barrs, Legislative Services Division (LSD)  
02:43:03 Sen. Essmann  
02:44:24 Sen. Hawks  
02:45:49 Sen. Essmann  
02:47:08 Chairman Zinke  
02:47:40 Sen. Essmann  
02:48:28 Casey Barrs  
02:49:00 Sen. Essmann  
02:49:28 Chairman Zinke  
02:51:35 Sen. Essmann  
02:52:40 Chairman Zinke  
02:52:50 Sen. Essmann  
02:55:24 Sen. Facey  
02:55:54 Sen. Essmann

02:56:17 Sen. Ripley  
 02:57:01 Sen. Essmann  
 02:57:12 Sen. Facey  
 02:57:45 Sen. Ripley  
 02:58:05 Sen. Facey  
 02:58:16 Sen. Ripley  
 02:59:18 Sen. Facey  
 03:00:29 Sen. Essmann  
 03:01:42 Sen. Brown  
 03:02:35 Sen. Essmann  
 03:03:07 Sen. Brown  
 03:04:18 Sen. Essmann  
 03:05:00 Sen. Brown  
 03:05:41 Chairman Zinke  
 03:06:50 Sen. Facey  
 03:07:20 Sen. Essmann

03:04:45 **Vote:** Motion carried unanimously by roll call vote.

03:08:12 **Motion:** Sen. Facey moved that **HB 603 BE CONCURRED IN AS AMENDED.**

**Discussion:**

03:08:30 Sen. Lake  
 03:09:45 Chairman Zinke  
 03:10:58 Debra Lamm, Montana Family Foundation (MFF)  
 03:11:15 Chairman Zinke  
 03:11:34 Debra Lamm  
 03:12:00 Dennis Parman, Deputy Superintendent, Office of Public Instruction (OPI)  
 03:13:44 Sen. Branae  
 03:15:10 Sen. Ripley  
 03:15:47 Sen. Essmann

03:18:24 **Motion/Vote:** Sen. Hawks moved that **HB 603 BE TABLED.** Motion carried 6-4 by roll call vote with Sen. Brown, Sen. Essmann, Sen. Moore and Sen. Stewart-Peregoy voting no.

03:19:40 **Motion:** Sen. Zinke moved that **HB 603 BE INDEFINITELY POSTPONED AND THE VOTE REVERSED.**

**Discussion:**

03:19:55 Chairman Zinke  
 03:22:01 Sen. Hawks

03:22:38 Sen. Zinke **WITHDREW MOTION HB 603 BE INDEFINITELY POSTPONED AND THE VOTE REVERSED.**

**Discussion:**

03:23:11 Sen. Lake  
03:23:20 Sen. Facey

**EXHIBIT(eds80a07)**

(Had been handed out to the committee prior to the hearing on HB 603)

**EXECUTIVE ACTION ON SB 425**

03:23:59 **Motion/Vote:** Sen. Zinke moved that **SB 425 BE TABLED**. Motion carried unanimously by voice vote.

**ADJOURNMENT**

Adjournment: 6:51 P.M.

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Gilda Clancy, Secretary

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Additional Documents:

**EXHIBIT([eds80aad.pdf](#))**