

MINUTES

MONTANA SENATE 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON EDUCATION AND CULTURAL RESOURCES

Call to Order: Chair Daniel R. Salomon, on February 13, 2019 at 3:00 PM, in Room 422 Capitol

ROLL CALL

Members Present:

Sen. Daniel R. Salomon, Chair (R)
Sen. Edith (Edie) McClafferty, Vice Chair (D)
Sen. Keith Regier, Vice Chair (R)
Sen. Mark Blasdel (R)
Sen. Kenneth Bogner (R)
Sen. Carlie Boland (D)
Sen. Russel (Russ) Tempel (R)
Sen. Susan Webber (D)

Members Excused: None

Members Absent: None

Staff Present: Charlene Devine, Committee Secretary
Padraic McCracken, Legislative Branch

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 130, 1/29/2019; SB 218, 2/8/2019
Executive Action: HB 127, Be Concurred In; HB 176, B Concurred In; SB 35, Do Pass;
SB 40, Do Pass As Amended; SB 139, Do Pass As Amended; SB 132, Do Pass As
Amended; SB 197, Do Pass; SB 130, Do Pass As Amended; SB 140, Do Pass As Amended

15:01:22 Chair Salomon

15:02:36 Sen. McClafferty assumed the role of the Chair.

HEARING ON SB 130

Opening Statement by Sponsor:

15:03:08 Sen. Daniel Salomon (R), SD 47, opened the hearing on SB 130, Revise school election law.

Proponents' Testimony:

15:05:12 Denise Williams, Montana Association of School Business Officials

EXHIBIT(eds30a01)

15:06:18 Regina Plettenberg, clerk and recorder, Ravalli County, Montana Association of Clerk and Recorders

Opponents' Testimony: None

Informational Testimony:

15:08:18 Nicole Thuotte, Office of Public Instruction

Questions from Committee Members and Responses: None

Closing by Sponsor:

15:09:14 Sen. Salomon

15:09:55 Sen. Salomon resumed the role of the Chair.

HEARING ON SB 218

Opening Statement by Sponsor:

15:10:07 Sen. Steve Fitzpatrick (R), SD 10, opened the hearing on SB 218, Exempt certain students from minimum wage and overtime compensation requirements.

Proponents' Testimony:

15:12:05 Helen Thigpen, Office of the Commissioner of Higher Education (OCHE), Montana University System (MUS)

EXHIBIT(eds30a02)

Opponents' Testimony:

15:16:25 Darrell Holzer, self

Informational Testimony: None

Questions from Committee Members and Responses:

15:19:01 Sen. Webber

15:19:25 Sen. Fitzpatrick

15:19:57 Ms. Thigpen, OCHE, MUS

15:20:56 Sen. Boland

15:21:17 Ms. Thigpen
 15:22:14 Chair Salomon
 15:22:26 Mr. Holzer, self
 15:24:04 Chair Salomon
 15:24:46 Ms. Thigpen
 15:25:40 Sen. Regier entered the hearing.
 15:27:00 Sen. Webber
 15:27:40 Ms. Thigpen
 15:28:15 Sen. Boland
 15:31:12 Ms. Thigpen
 15:32:45 Sen. Regier
 15:33:40 Sen. Fitzpatrick
 15:33:57 Sen. Regier
 15:35:24 Ms. Thigpen
 15:35:49 Chair Salomon
 15:36:00 Sen. Fitzpatrick

Closing by Sponsor:

15:36:29 Sen. Fitzpatrick
 15:37:00 Chair Salomon
 15:37:21 Brief Recess
 15:44:59 Sen. Blasdel entered the hearing.
 15:48:42 Sen. McClafferty left the hearing.
 15:49:10 Reconvened

EXECUTIVE ACTION ON SB 132

15:49:06 **Motion:** Sen. K. Regier moved that **SB 132 DO PASS.**

Discussion:

15:49:55 Sen. Regier
 15:50:18 **Motion:** Sen. K. Regier moved that **SB 132 BE AMENDED.**
[EXHIBIT\(eds30a03\)](#)

Discussion:

15:50:26 Sen. Regier
 15:53:46 Padraic McCracken, Legislative Services Division (LSD)
 15:54:35 Sen. Regier
 15:54:58 Chair Salomon
 15:55:01 Sen. Boland
 15:55:32 Chair Salomon
 15:55:55 **Vote:** Motion carried unanimously by voice vote of those present and voting.
 15:56:10 Chair Salomon

15:56:18 **Motion:** Sen. K. Regier moved that **SB 132 DO PASS AS AMENDED**.
Without objection, the committee postponed further action until later in the meeting.

EXECUTIVE ACTION ON HB 127

15:56:41 Chair Salomon

15:56:44 **Motion:** Sen. K. Regier moved that **HB 127 BE CONCURRED IN**.

Discussion:

15:56:59 Chair Salomon

15:57:11 Sen. Regier

15:57:30 **Vote:** Motion carried unanimously by voice vote. Sen. McClafferty voted by proxy. Sen. Salomon will carry the bill.

EXECUTIVE ACTION ON HB 176

15:58:07 **Motion:** Sen. K. Regier moved that **HB 176 BE CONCURRED IN**.

Discussion:

15:58:20 Chair Salomon

15:58:25 Sen. Regier

15:58:38 Chair Salomon

15:58:41 **Vote:** Motion carried unanimously by voice vote. Sen. McClafferty voted by proxy. Sen. Bogner will carry the bill.

EXECUTIVE ACTION ON SB 35

15:59:30 **Motion:** Sen. K. Regier moved that **SB 35 DO PASS**.

Discussion:

15:59:38 Chair Salomon

15:59:55 **Vote:** Motion carried unanimously by voice vote. Sen. McClafferty voted by proxy.

EXECUTIVE ACTION ON SB 40

16:00:23 **Motion:** Sen. K. Regier moved that **SB 40 DO PASS**.

Discussion:

16:00:34 Mr. McCracken, LSD

16:00:55 Chair Salomon

16:01:42 Mr. McCracken

16:01:46 Chair Salomon

16:01:54 **Motion:** Sen Regier moved to **REMOVE AMENDMENT SB0004001.APM FROM SB 40.** (previously passed on 1/30/2019; See additional documents)

Discussion:

16:02:18 Chair Salomon

16:02:23 **Vote:** Motion carried unanimously by voice vote.

16:02:49 **Motion/Vote:** Sen. K. Regier moved that **SB 40 DO PASS AS AMENDED.** Motion carried unanimously by voice vote. Sen. McClafferty voted by proxy. (SB 40 was amended with amendment SB40004001.ALS on 1/30/2019. See additional documents)

EXECUTIVE ACTION ON SB 139

16:04:15 **Motion:** Sen. K. Regier moved that **SB 139 DO PASS.**

Discussion:

16:04:28 Chair Salomon

16:04:30 Sen. McClafferty entered the hearing.

16:05:42 **Motion:** Sen. K. Regier moved that **SB 139 BE AMENDED.**
[EXHIBIT\(eds30a04\)](#)

Discussion:

16:05:56 Mr. McCracken, LSD

16:06:29 **Vote:** Motion carried unanimously by voice vote.

16:06:36 **Motion:** Sen. K. Regier moved that **SB 139 DO PASS AS AMENDED.**

16:06:46 **Motion:** Sen. McClafferty moved that **SB 139 BE AMENDED.**
[EXHIBIT\(eds30a05\)](#)

Discussion:

16:07:00 Mr. McCracken
16:07:59 Chair Salomon
16:08:02 Sen. McClafferty
16:08:18 Sen. Boland
16:08:38 Sen. Regier
16:08:54 Mr. McCracken
16:09:29 Sen. Regier
16:09:56 Chair Salomon
16:10:04 Sen. McClafferty
16:11:05 Sen. Regier
16:11:46 Chair Salomon
16:13:12 Sen. Boland
16:13:46 Sen. Tempel
16:14:13 Chair Salomon
16:14:48 Sen. McClafferty

16:15:09 Chair Salomon

16:15:15 **Vote:** Motion carried unanimously by voice vote.

16:15:30 **Motion:** Sen. K. Regier moved that **SB 139 DO PASS AS AMENDED.**

Discussion:

16:15:51 Sen. McClafferty
EXHIBIT(eds30a06)

16:16:38 Chair Salomon

16:16:49 Sen. McClafferty

16:17:18 Mr. McCracken

16:18:33 Chair Salomon

16:19:16 Sen. Regier

16:19:41 Mr. McCracken

16:20:41 Chair Salomon

16:20:47 Sen. Webber

16:21:15 Chair Salomon

16:21:44 **Motion/Vote:** Sen. McClafferty moved that **SB 139 BE AMENDED.** Motion carried unanimously by voice vote.

16:22:18 **Motion:** Sen. K. Regier moved that **SB 139 DO PASS AS AMENDED.**

Discussion:

16:22:23 Chair Salomon

16:22:32 **Vote:** Motion carried 7-1 by voice vote with Sen. Boland voting no.

EXECUTIVE ACTION ON SB 132 CONTINUED

Discussion on Do Pass motion (see timestamp 15:56:18):

16:22:59 Chair Salomon

16:23:06 Sen. Regier

16:23:40 Chair Salomon

16:24:26 Sen. McClafferty

16:25:31 Sen. Regier

16:25:40 Mr. McCracken, LSD

16:26:39 Sen. Webber

16:26:59 Mr. McCracken

16:27:10 Sen. Webber

16:27:55 Sen. Regier

16:29:05 Sen. McClafferty

16:29:25 Chair Salomon

16:29:34 **Vote:** Motion carried 5-3 by voice vote with Sen. Boland, Sen. McClafferty and Sen. Webber voting no.

EXECUTIVE ACTION ON SB 140

Discussion:

16:30:02 Chair Salomon
16:30:06 Sen. Tempel
16:30:34 Chair Salomon
16:31:03 Sen. Regier
16:31:10 Sen. Blasdel
16:31:17 Chair Salomon
16:31:32 Sen. Blasdel
16:31:45 Chair Salomon
16:31:56 Sen. Tempel
16:31:57 Sen. McClafferty left the hearing. Executive action was postponed until later in the meeting.

EXECUTIVE ACTION ON SB 197

16:32:50 **Motion:** Sen. K. Regier moved that **SB 197 DO PASS.**

Discussion:

16:32:57 Chair Salomon
16:33:03 Sen. Webber
16:33:51 Chair Salomon
16:34:21 Mr. McCracken, LSD
16:35:36 Sen. Webber

16:36:00 **Vote:** Motion carried unanimously by voice vote. Sen. McClafferty voted by proxy.

EXECUTIVE ACTION ON SB 130

16:36:36 **Motion:** Sen. K. Regier moved that **SB 130 DO PASS.**

Discussion:

16:36:46 Chair Salomon
Sen. McClafferty entered the hearing.

16:37:38 **Motion:** Sen. K. Regier moved that **SB 130 BE AMENDED.**
[**EXHIBIT\(eds30a07\)**](#)

Discussion:

16:37:55 Mr. McCracken, LSD

16:38:19 **Vote:** Motion carried unanimously by voice vote.

16:38:24 **Motion/Vote:** Sen. K. Regier moved that **SB 130 DO PASS AS AMENDED.**
Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 140

16:39:01 **Motion:** Sen. K. Regier moved that **SB 140 DO PASS.**

Discussion:

16:39:15 Sen. McClafferty

16:40:14 Denise Williams, Montana Association of School Business Officials

16:40:52 Sen. Tempel

16:41:10 Chair Salomon

16:41:36 Sen. Webber

16:44:08 **Motion:** Sen. K. Regier moved that **SB 140 BE AMENDED.**

EXHIBIT(eds30a08)

Discussion:

16:44:15 Mr. McCracken

16:45:04 Chair Salomon

16:45:07 Sen. Boland

16:45:27 Mr. McCracken, LSD

16:46:18 Sen. Regier

16:46:44 **Vote:** Motion carried unanimously by voice vote.

16:46:53 **Motion/Vote:** Sen. K. Regier moved that **SB 140 DO PASS AS AMENDED.**
Motion carried unanimously by voice vote.

16:47:17 Chair Salomon

ADJOURNMENT

Adjournment: 4:47 PM

Charlene Devine, Secretary

cd

Additional Document:

Additional Documents:

EXHIBIT([eds30aad.pdf](#))