

## MINUTES

### MONTANA SENATE 67th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON EDUCATION AND CULTURAL RESOURCES

**Call to Order:** Chair Daniel R. Salomon, on March 22, 2021 at 3:00 PM, in Room 422  
Capitol

#### ROLL CALL

**Members Present in the Committee Room:**

Sen. Daniel R. Salomon, Chair (R)  
Sen. Russel (Russ) Tempel, Vice Chair (R)  
Sen. Kenneth Bogner (R)  
Sen. Greg Hertz (R)  
Sen. Theresa Manzella (R)  
Sen. Shannon O'Brien (D)  
Sen. Keith Regier (R)  
Sen. Mark Sweeney (D)

**Members Present by Video Zoom Conference:**

Sen. Edith (Edie) McClafferty, Vice Chair (D)  
Sen. Susan Webber (D)

**Members Excused:** None

**Members Absent:** None

**Staff Present:** Charlene Devine, Committee Secretary  
Padraic McCracken, Legislative Branch  
Lindsey Bales, Remote Meeting Coordinator

**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: SR 84, 3/15/2021; HB 556, 3/15/2021

Exclusive Action:	HB 543 - Be Concurred In
SR 84 - Be Adopted	HB 611 - Be Concurred In
HB 67 - Be Concurred In	SB 343 - Be Tabled
HB 179 - Be Concurred In As Amended	HB 186 - Be Tabled
HB 246 - Be Concurred In	
HB 233 - Be Concurred In	

15:03:28 Vice Chair Tempel assumed the role of the Chair.

**HEARING ON SR 84**

**Opening Statement by Sponsor:**

15:04:23 Sen. Daniel Salomon (R), SD 47, opened the hearing on SR84, Confirm Governor's appointees to the Montana Historical Society.

**EXHIBIT(eds56a01)**

15:05:59 Sen Sweeney entered the meeting.

**Proponents' Testimony:**

15:09:50 Liane Taylor, Governor's office  
15:07:36 Tim Fox, Governor's appointee  
15:09:36 William Jones, Governor's appointee  
15:11:28 Ken Robison, Governor's appointee  
15:15:30 Norma Ashby Smith, Governor's appointee

**Opponents' Testimony:** None

**Informational Testimony:**

15:19:34 Molly Kruckenberg, Montana Historical Society

**Questions from Committee Members and Responses:**

15:20:10 Sen. Sweeney

**Closing by Sponsor:**

15:20:33 Sen. Salomon  
  
15:20:39 Sen. Salomon resumed the role of the Chair.  
  
15:21:07 Recess  
15:24:58 Reconvened

**HEARING ON HB 556**

**Opening Statement by Sponsor:**

15:25:08 Rep. Kenneth Walsh (R), HD 71, opened the hearing on HB556, Provide alternative means of earning high school diploma.

**Proponents' Testimony:**

15:27:40 Elsie Arntzen, superintendent, Office of Public Instruction (OPI)  
15:30:00 Trent Gibson, Montana Youth Challenge Academy (MYCA)  
15:33:29 Rep. Tom Welch, HD 72  
15:36:30 Jan Rouse, citizen

**Opponents' Testimony:** None

**Informational Testimony:**

15:38:48 McCall Flynn, Montana Board of Public Education

**Questions from Committee Members and Responses:**

15:39:22 Sen. Sweeney  
15:40:01 Rep. Walsh  
15:40:28 Sen. Regier  
15:42:12 Mr. Gibson, MYCA  
15:42:44 Sen. Regier  
15:48:58 Ms. Arntzen, OPI  
15:49:48 Sen. O'Brien  
15:50:40 Ms. Arntzen  
15:51:23 Chair Salomon  
15:51:50 Ms. Arntzen

**Closing by Sponsor:**

15:53:13 Rep. Walsh

**EXECUTIVE ACTION ON SR 84**

15:55:08 Chair Salomon

15:55:31 **Motion/Vote:** Sen. Tempel moved that **SR 84 BE ADOPTED**. Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON SB 343**

15:56:47 **Motion:** Sen. Tempel moved that **SB 343 DO PASS**.

**Discussion:**

15:57:17 Sen. O'Brien  
15:57:57 Chair Salomon

15:58:07 **Substitute Motion/Vote:** Sen. Hertz made a substitute motion that **SB 343 BE TABLED**. Substitute Motion carried 6-4 by roll call vote with Sen. McClafferty, Sen. O'Brien, Sen. Sweeney and Sen. Webber voting no.

**EXECUTIVE ACTION ON HB 67**

15:59:28 **Motion:** Sen. Tempel moved that **HB 67 BE CONCURRED IN**.

**Discussion:**

15:59:36 Chair Salomon  
16:00:51 Sen. McClafferty

16:01:19 **Vote:** Motion carried unanimously by voice vote. Sen. Salomon will carry the bill.

**EXECUTIVE ACTION ON HB 179**

16:01:40 **Motion:** Sen. Tempel moved that **HB 179 BE CONCURRED IN**.

**Discussion:**

16:02:06 Chair Salomon

16:02:59 Padraic McCracken, Legislative Services Division (LSD)  
 16:04:21 Chair Salomon  
 16:04:22 Mr. McCracken, LSD  
 16:04:25 Chair Salomon  
 16:04:27 Mr. McCracken

16:04:47 **Motion:** Sen. Tempel moved that **HB 179 BE AMENDED.**  
[EXHIBIT\(eds56a02\)](#)

**Discussion:**

16:05:03 Mr. McCracken

16:05:27 **Substitute Motion:** Sen. Tempel made a substitute motion **TO SEGREGATE SECTION 3 FROM AMENDMENT HB 179.2.3**

**Discussion:**

16:06:22 Chair Salomon  
 16:06:32 Mr. McCracken  
 16:06:58 Chair Salomon  
 16:07:01 Sen. Hertz  
 16:07:10 Mr. McCracken  
 16:07:37 Chair Salomon

16:08:35 **Vote:** Motion carried unanimously by voice vote.

**Discussion:**

16:08:47 Chair Salomon  
 16:08:56 Mr. McCracken

16:09:12 **Motion/Vote:** Sen. Tempel moved that **HB 179 BE AMENDED WITH SECTIONS 1-2 AND 4-28 OF AMENDMENT HB 179.23.** Motion carried unanimously by voice vote.

16:10:07 Chair Salomon

16:10:11 **Motion:** Sen. Tempel moved that **HB 179 BE AMENDED WITH SECTION 3 OF AMENDMENT HB 179.2.3.**

16:10:24 Chair Salomon

16:10:40 **Vote:** Motion failed unanimously by voice vote.

16:11:07 **Motion/Vote:** Sen. Tempel moved that **HB 179 BE CONCURRED IN AS AMENDED.** Motion carried unanimously by voice vote. Sen. Salomon will carry the bill.

**EXECUTIVE ACTION ON HB 186**

16:11:40 **Motion:** Sen. Tempel moved that **HB 186 BE CONCURRED IN.**

**Discussion:**

16:11:59 Chair Salomon

16:12:25 **Substitute Motion/Vote:** Sen. Hertz made a substitute motion that **HB 186 BE TABLED**. Substitute Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 246**

16:13:13 **Motion:** Sen. Tempel moved that **HB 246 BE CONCURRED IN**.

**Discussion:**

16:13:26 Chair Salomon

16:14:34 **Vote:** Motion carried unanimously by voice vote. Sen. Salomon will carry the bill.

**EXECUTIVE ACTION ON HB 233**

16:15:04 **Motion:** Sen. Tempel moved that **HB 233 BE CONCURRED IN**.

**Discussion:**

16:15:41 Chair Salomon

16:16:16 Sen. O'Brien

16:16:43 Sen. Regier

16:17:05 Chair Salomon

16:17:30 Sen. McClafferty

16:18:21 Chair Salomon

16:18:38 Sen. Regier

16:18:51 Chair Salomon

16:18:57 Sen. O'Brien

16:19:45 Sen. McClafferty

16:20:00 Sen. Regier

16:20:13 Chair Salomon

16:20:17 Sen. Tempel

16:20:23 Sen. O'Brien

16:20:32 Chair Salomon

16:21:00 **Vote:** Motion carried unanimously by roll call vote. Sen. Pope will carry the bill.

**EXECUTIVE ACTION ON HB 543**

16:22:08 **Motion:** Sen. Tempel moved that **HB 543 BE CONCURRED IN**.

**Discussion:**

16:22:14 Chair Salomon

16:24:28 **Motion:** Sen. Manzella moved that **HB 543 BE AMENDED**.  
[EXHIBIT\(eds56a03\)](#)

**Discussion:**

16:25:39 Sen. McClafferty

16:26:32 Sen. Regier  
 16:27:10 Sen. Webber  
 16:27:44 Sen. Manzella  
 16:27:53 Sen. Webber  
 16:29:01 Sen. Hertz  
 16:29:50 Chair Salomon  
 16:30:16 Sen. McClafferty  
 16:30:46 Sen. O'Brien  
 16:32:21 Sen. Manzella

16:33:11 **Vote:** Motion failed 5-5 by roll call vote with Sen. Bogner, Sen. Hertz, Sen. Manzella, Sen. K. Regier and Sen. Salomon voting aye.

16:34:48 **Motion:** Sen. McClafferty moved that **HB 543 BE AMENDED.**  
**EXHIBIT(eds56a04)**

**Discussion:**

16:36:52 Sen. McClafferty  
 16:37:11 Pad McCracken, Legislative Services Division (LSD)

**EXHIBIT(eds56a05)**

16:38:10 Chair Salomon  
 16:39:08 Mr. McCracken, LSD  
 16:39:40 Sen. Webber  
 16:40:05 Sen. Hertz  
 16:40:35 Sen. McClafferty  
 16:40:51 Sen. Regier

16:41:39 **Vote:** Motion failed 5-5 by roll call vote with Sen. McClafferty, Sen. O'Brien, Sen. Salomon, Sen. Sweeney and Sen. Webber voting aye.

16:42:43 Chair Salomon

16:43:52 **Vote:** Motion carried 8-2 by roll call vote with Sen. McClafferty and Sen. Webber voting no. Sen. Regier will carry the bill.

**EXECUTIVE ACTION ON HB 611**

16:43:43 **Motion:** Sen. Tempel moved that **HB 611 BE CONCURRED IN.**

**Discussion:**

16:44:02 Chair Salomon

16:44:20 **Vote:** Motion carried unanimously by voice vote. Sen. Tempel will carry the bill.

16:46:17 Chair Salomon

**ADJOURNMENT**

Adjournment: 4:46 P.M.

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Charlene Devine, Secretary

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Additional Documents:

**EXHIBIT**([eds56aad.pdf](#))