

MINUTES
MONTANA SENATE
68th LEGISLATURE - REGULAR SESSION
COMMITTEE ON (S) EDUCATION AND CULTURAL RESOURCES

Call to Order: Chair Daniel Salomon-R, on April 12, 2023 at 3:12 PM, in 422

ROLL CALL

Members Present: Sen. Daniel Salomon, Chair (R)
Sen. Edith (Edie) McClafferty, Vice Chair (D)
Sen. Russel (Russ) Tempel, Vice Chair (R)
Sen. Daniel Emrich (R)
Sen. John Fuller (R)
Sen. Shannon O'Brien (D)
Sen. Andrea Olsen (D)
Sen. Keith Regier (R)

Members Excused: Sen. Steve Fitzpatrick (R)
Sen. Greg Hertz (R)
Sen. Susan Webber (D)

Staff Present: Pad McCracken, Research Analyst
Lynnette Sena, 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:

HB 332 04/07/2023
HB 382 04/06/2023
HB 587 04/05/2023
HB 949 04/07/2023

Executive Action:

HB 234
HB 346
HB 394
HB 403
HB 482

HEARING ON HB 382 - Revise education laws related to career and technology student organizations

Opening Statement:

15:14:01 Rep. Greg Oblander (R), HD 40, opened the hearing on HB 382, Revise education laws related to career and technology student organizations.

Opponent Testimony:

15:17:48 Lola Sheldon-Galloway, Representative, HD 22

[EXHIBIT\(230412EDSb1\)](#)

[EXHIBIT\(230412EDSb2\)](#)

15:18:21 Lola Sheldon-Galloway, on behalf of Amy Brooks, self

[EXHIBIT\(230412EDSb3\)](#)

15:20:51 Lola Sheldon-Galloway, on behalf of Chuck Merja, self

Proponent Testimony:

15:24:30 Kali Wicks, Vice Chair for Advisory Board, Montana HOSA (MT HOSA)

[EXHIBIT\(230412EDSb4\)](#)

15:27:39 John Stiles, State Director, DECA Inc.

[EXHIBIT\(230412EDSb5\)](#)

15:32:04 Barry Usher, Senator, SD 20

15:34:38 Roberta Tilleman, Director, Skills USA

15:35:44 David Smith, Executive Director, Montana Contractors Association (MCA)

15:36:34 Katie Meier, State Director, Montana HOSA

[EXHIBIT\(230412EDSb6\)](#)

15:38:33 Heather O'Hara, Vice President, Montana Hospital Association (MHA)

15:39:27 Sheridan Johnson, Montana Chamber of Commerce

15:41:37 Amanda Curtis, President, Montana Federation of Public Employees (MFPE)

15:42:10 Rebecca Meyers, Montana Economics Developers Association, Billings Chamber of Commerce

15:42:52 Doug Reisig, Coalition of Advocates for Montana's Public Schools (CAMPS)

15:43:50 Julie Heller, self

15:46:27 Rachel Prevost, Montana Farmers Union

15:47:37 Katy Bitney, State Officer, DECA

Informational Witness Testimony:

15:49:43 Ken Bailey, Office of Public Instruction (OPI)

Questions from Committee:

15:50:14 Sen. Andrea Olsen

15:50:56 Rep. Greg Oblander

15:52:30 Chair Daniel Salomon

15:52:51 Kali Wicks, MT HOSA

Closing Statement:

15:53:48 Rep. Greg Oblander (R), HD 40, closed the hearing on HB 382.

15:55:55 **Recessed**

15:56:02 Sen. Hertz has arrived

16:01:09 **Reconvened**

HEARING ON HB 949 - Generally revise education laws related to data governance

Opening Statement:

16:01:29 Rep. David Bedey (R), HD 86, opened the hearing on HB 949, Generally revise education laws related to data governance.

Proponent Testimony:

16:04:57 Lance Melton, Montana School Boards Association (MTSBA), Coalition of Advocates for Montana's Public Schools (CAMPS)

Opponent Testimony:

None

Informational Witness Testimony:

None

Questions from Committee:

16:07:14 Sen. Daniel Emrich

16:09:23 Rep. David Bedey

16:11:15 Sen. Shannon O'Brien

16:11:47 Rep. David Bedey

16:12:48 Sen. John Fuller

16:13:15 Rep. David Bedey

16:14:03 Chair Daniel Salomon

16:14:38 Rep. David Bedey

Closing Statement:

16:14:50 Rep. David Bedey (R), HD 86, closed the hearing on HB 949.

HEARING ON HB 332 - Generally revise laws related to school employee health benefits

Opening Statement:

16:15:44 Rep. David Bedey (R), HD 86, opened the hearing on HB 332, Generally revise laws related to school employee health benefits.

Proponent Testimony:

16:20:56 Lance Melton, Montana School Boards Association (MTSBA), Coalition of Advocates for Montana's Public Schools (CAMPS)

[EXHIBIT\(230412EDSb7\)](#)

16:23:34 Sen. Keith Regier left the meeting.

16:31:32 Amanda Curtis, President, Montana Federation of Public Employees (MFPE)

Opponent Testimony:

16:33:23 Bruce Spencer, Joint Powers Trust, Mountain Health CO-OP

[EXHIBIT\(230412EDSb8\)](#)

16:40:51 Jackie Jones, Pacific Source Health Plans

Informational Witness Testimony:

16:48:26 Ken Bailey, Office of Public Instruction (OPI)

Questions from Committee:

16:48:46 Chair Daniel Salomon

16:49:12 Bruce Spencer, Joint Powers Trust, Montana Health CO-OP

16:49:34 Chair Daniel Salomon

16:49:46 Jackie Jones, Pacific Source Health Plans

16:50:45 Chair Daniel Salomon

16:52:32 Lance Melton, MTSBA, CAMPS

16:54:01 Vice Chair Russel (Russ) Tempel

16:54:30 Rep. David Bedey

16:54:50 Vice Chair Edith (Edie) McClafferty

16:55:17 Amanda Curtis, MFPE

16:56:18 Vice Chair Edith (Edie) McClafferty

16:58:54 Lance Melton, MTSBA, CAMPS

17:00:43 Sen. Daniel Emrich

17:07:44 Lance Melton, MTSBA, CAMPS

17:08:12 Sen. Greg Hertz

17:08:51 Rep. David Bedey
17:09:35 Sen. Greg Hertz
17:14:30 Lance Melton, MTSBA, CAMPS
17:16:15 Sen Greg Hertz

Closing Statement:

17:16:29 Rep. David Bedey (R), HD 86, closed the hearing on HB 332.

17:17:43 **Recessed**

17:22:40 Sen. Regier has arrived

17:24:56 **Reconvened**

HEARING ON HB 587 - Generally revise school finance laws related to property taxes

Opening Statement:

17:25:06 Rep. Llew Jones (R), HD 18, opened the hearing on HB 587, Generally revise school finance laws related to property taxes.

Discussion:

[EXHIBIT\(230412EDSb9\)](#)

Proponent Testimony:

17:33:28 Doug Reisig, Coalition of Advocates for Montana's Public Schools (CAMPS)

17:34:46 Jason Rittal, Montana Association of Counties

17:35:56 Bob Story, Montana Taxpayers Association

[EXHIBIT\(230412EDSb10\)](#)

Opponent Testimony:

None

Informational Witness Testimony:

17:43:49 Nancy Hall, Office of Budget and Program Planning (OBPP)

17:44:03 Paul Taylor, Budget Analyst, Office of Public Instruction (OPI)

Questions from Committee:

17:44:25 Sen. Keith Regier

17:46:44 Rep. Llew Jones

17:47:18 Sen. Andrea Olsen

17:47:25 Rep. Llew Jones

17:49:53 Sen. Daniel Emrich

17:56:41 Rep. Llew Jones

Closing Statement:

17:59:11 Rep. Llew Jones (R), HD 18, closed the hearing on HB 587.

18:03:10 **Recessed**

18:09:04 Sen. Regier has left

18:09:13 Sen. Hertz has left

18:14:08 **Reconvened**

EXECUTIVE ACTION ON HB 234 - Revise dissemination of obscene material to minors laws

18:14:17 **Motion:** Vice Chair Russel (Russ) Tempel moved that **HB 234 BE CONCURRED IN.**

Discussion:

18:14:26 Chair Daniel Salomon

18:14:38 **Motion:** Chair Daniel Salomon moved that **HB 234 BE AMENDED.**

Discussion:

18:14:51 Pad McCracken

[EXHIBIT\(230412EDSb11\)](#)

18:21:41 Chair Daniel Salomon

18:22:05 Sen. John Fuller

- 18:22:49 Sen. Daniel Emrich
- 18:23:28 Chair Daniel Salomon
- 18:24:22 Pad McCracken
- 18:26:32 Chair Daniel Salomon
- 18:27:38 **Vote:** Motion carried unanimously by voice vote.
- 18:28:04 **Motion:** Vice Chair Russel (Russ) Tempel moved that **HB 234 BE CONCURRED IN AS AMENDED.**
- 18:28:05 **Vote:** Motion carried 7 - 4 by roll call vote with Sen. McClafferty, Sen. O'Brien, Sen. Olsen, Sen. Webber, voting no.
Sen. Webber, By Proxy
- 18:28:04 **Carrier Assigned:** Sen. Daniel Salomon

EXECUTIVE ACTION ON HB 346 - Revise the tribal computer programming scholarship program

- 18:29:23 **Motion:** Vice Chair Russel (Russ) Tempel moved that **HB 346 BE CONCURRED IN.**

Discussion:

- 18:29:28 Chair Daniel Salomon
- 18:29:38 Vice Chair Russel (Russ) Tempel
- 18:30:01 Sen. John Fuller
- 18:30:32 **Vote:** Motion carried 7 - 4 by roll call vote with Sen. Emrich, Sen. Fitzpatrick, Sen. Fuller, Sen. Tempel, voting no.
Sen. Fitzpatrick, By Proxy
- 18:29:23 **Carrier Assigned:** Sen. Shannon O'Brien

EXECUTIVE ACTION ON HB 394 - Require examination of creation of state-tribal education accord schools

- 18:31:32 **Motion:** Vice Chair Russel (Russ) Tempel moved that **HB 394 BE CONCURRED IN.**

Discussion:

- 18:31:37 Chair Daniel Salomon
- 18:32:35 **Vote:** Motion carried 7 - 4 by roll call vote with Sen. Fitzpatrick, Sen. Fuller, Sen. Salomon, Sen. Tempel, voting no.
Sen. Fitzpatrick, By Proxy

18:31:32 **Carrier Assigned:** Sen. Shannon O'Brien

18:32:12 Sen. Olsen has left

EXECUTIVE ACTION ON HB 403 - Generally revise laws concerning fees for teacher and specialist certificates

18:33:21 **Motion:** Vice Chair Russel (Russ) Tempel moved that **HB 403 BE CONCURRED IN.**

Discussion:

18:33:29 Chair Daniel Salomon

18:33:59 Sen. John Fuller

18:35:05 **Motion:** Chair Daniel Salomon moved that **HB 403 BE AMENDED.**

Discussion:

18:35:17 Pad McCracken

18:35:37 Chair Daniel Salomon

18:35:03 **Vote:** Motion carried unanimously by voice vote.

18:36:12 **Motion:** Vice Chair Russel (Russ) Tempel moved that **HB 403 BE CONCURRED IN AS AMENDED.**

18:36:14 **Vote:** Motion carried 7 - 4 by voice vote with Sen. McClafferty, Sen. O'Brien, Sen. Olsen, Sen. Webber, voting no.
Sen. Olsen, Sen. Webber, By Proxy

18:36:12 **Carrier Assigned:** Sen. John Fuller

EXECUTIVE ACTION ON HB 482 - Provide access to education and supports for children aging out of foster care

18:37:11 **Motion:** Vice Chair Russel (Russ) Tempel moved that **HB 482 BE CONCURRED IN.**

18:37:24 **Motion:** Chair Daniel Salomon moved that **HB 482 BE AMENDED.**

Discussion:

18:37:40 Sen. John Fuller

18:37:46 Chair Daniel Salomon

18:37:54 Sen. John Fuller

18:38:06 Chair Daniel Salomon

- 18:38:15 Sen. John Fuller
- 18:38:25 **Vote:** Motion carried 10 - 1 by voice vote with Sen. Olsen, voting no.
Sen. Olsen, By Proxy
- 18:38:55 **Motion:** Vice Chair Russel (Russ) Tempel moved that **HB 482 BE
CONCURRED IN AS AMENDED.**
- 18:39:57 **Vote:** Motion carried unanimously by voice vote.
- 18:38:55 **Carrier Assigned:** Sen. John Fuller

ADJOURNMENT

Adjournment: 18:40:10

Lynnette Sena, Secretary

Additional Documents: [EXHIBIT\(230412EDSbad\)](#)