

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

Call to Order: Chair Daniel Salomon-R, on April 19, 2023 at 3:25 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. John Fuller (R)
Sen. Shannon O'Brien (D)
Sen. Keith Regier (R)

Members Excused: Sen. Daniel Emrich (R)
Sen. Steve Fitzpatrick (R)
Sen. Greg Hertz (R)
Sen. Andrea Olsen (D)
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 288 04/07/2023
HB 352 04/07/2023
HB 833 04/07/2023
HB 913 04/07/2023

Executive Action:

HB 321 BE CONCURRED IN AS
AMENDED
HB 393 BE CONCURRED IN
HB 549 BE CONCURRED IN
HB 562 BE CONCURRED IN
HB 288 BE CONCURRED IN
HB 352 BE CONCURRED IN
HB 833 BE CONCURRED IN

HEARING ON HB 288 - Revise laws related to tuition waivers for American Indian students

Opening Statement:

15:26:37 Rep. Jonathan Windy Boy (D), HD 32, opened the hearing on HB 288, Revise laws related to tuition waivers for American Indian students.

Proponent Testimony:

15:30:24 Patrick Yawakie, Blackfeet Tribe

15:31:27 Keegan Medrano, American Civil Liberties Union of Montana (ACLU-MT)

15:32:39 Sen. Keith Regier left the meeting.

15:33:48 Sarah Piper, Montana Federation of Public Employees (MFPE)

15:34:43 Ta'jin Perez, Deputy Director, Western Native Voice

Opponent Testimony:

15:36:45 Sue Cliff, self

15:38:48 Jade Bahr, Montana Budget and Policy Center (MBPC) as Proponent

Informational Witness Testimony:

None

Questions from Committee:

15:39:58 Sen. John Fuller

15:42:10 Keegan Medrano, ACLU-MT

15:43:06 Vice Chair Russel (Russ) Tempel

15:45:03 Keegan Medrano, ACLU-MT

15:45:33 Chair Daniel Salomon

15:46:36 Sen. Keith Regier joined the meeting.

15:47:20 Rep. Jonathan Windy Boy

15:47:54 Chair Daniel Salomon

15:48:28 Sen. John Fuller

15:48:45 Chair Daniel Salomon

15:48:49 Rep. Jonathan Windy Boy

15:49:02 Chair Daniel Salomon

Closing Statement:

15:49:22 Rep. Jonathan Windy Boy (D), HD 32, closed the hearing on HB 288.

HEARING ON HB 352 - Provide targeted interventions to support 3rd grade reading proficiency

Opening Statement:

15:52:15 Rep. Brad Barker (R), HD 58, opened the hearing on HB 352, Provide targeted interventions to support 3rd grade reading proficiency.

Proponent Testimony:

15:57:59 Caitlin Jensen, Executive Director, Zero to Five Montana

[EXHIBIT\(230419EDSa1\)](#)

16:00:46 Megan Roth, Director, Bozeman Reads

[EXHIBIT\(230419EDSa2\)](#)

16:02:48 Sarah Piper, Montana Federation of Public Employees (MFPE)

16:04:55 Rob Watson, Executive Director, School Administrators of Montana (SAM), Coalition of Advocated for Montana's Public Schools (CAMPS)

16:10:18 Jenny Murnane Butcher, Deputy Director, Montanans Organized for Education (MOFE)

Opponent Testimony:

None

Informational Witness Testimony:

16:11:55 McCall Flynn, Executive Director, Board of Public Education (BPE)

16:12:13 Paul Taylor, Office of Public Instruction (OPI)

Questions from Committee:

16:12:24 Sen. John Fuller

16:13:04 Rob Watson, SAM, CAMPS

16:14:59 Sen. John Fuller

16:16:49 Megan Roth, Bozeman Reads

16:17:15 Sen. John Fuller

16:17:35 Vice Chair Russel (Russ) Tempel

16:18:21 Sen. Andrea Olsen joined the meeting.

16:19:42 Caitlin Jensen, Zero to Five Montana

16:20:36 Vice Chair Russel (Russ) Tempel

16:20:59 Rep. Brad Barker

16:21:44 Sen. Keith Regier

16:24:28 Rep. Brad Barker

16:24:53 Sen. Keith Regier

16:25:15 Chair Daniel Salomon

16:29:13 Rep. Brad Barker

Closing Statement:

16:30:01 Rep. Brad Barker (R), HD 58, closed the hearing on HB 352.

HEARING ON HB 833 - Establish teacher residency program

Opening Statement:

16:31:43 Rep. Brad Barker (R), HD 58, opened the hearing on HB 833, Establish teacher residency program.

Proponent Testimony:

16:34:33 Julie Murgel, Chief Operating Officer, Office of Public Instruction (OPI)

16:38:06 Sarah Piper, Montana Federation of Public Employees (MFPE)

16:40:26 Doug Reisig, Executive Director, Montana Quality Education Coalition (MQEC), Coalition of Advocates for Montana's Public School (CAMPS)

16:41:50 Jenny Murnane Butcher, Deputy Director, Montanans Organized for Education (MOFE)

Opponent Testimony:

None

Informational Witness Testimony:

None

Questions from Committee:

16:43:03 Sen. Keith Regier
16:45:06 Julie Murgel, OPI
16:45:35 Vice Chair Edith (Edie) McClafferty
16:46:52 Julie Murgel, OPI
16:47:22 Vice Chair Russel (Russ) Tempel
16:49:43 Julie Murgel, OPI
16:50:08 Chair Daniel Salomon
16:52:57 Julie Murgel, OPI

Closing Statement:

16:53:20 Rep. Brad Barker (R), HD 58, closed the hearing on HB 833.

HEARING ON HB 913 - Revise school library collection selection and reconsideration processes

Opening Statement:

16:57:07 Rep. Brad Barker (R), HD 58, opened the hearing on HB 913, Revise school library collection selection and reconsideration processes.

Proponent Testimony:

17:03:14 Sam Forstag, Montana Library Association (MLA)
17:04:47 Rob Watson, Executive Director, School Administrators of Montana (SAM), Coalition of Advocates for Montana's Public Schools (CAMPS)
17:07:47 Sarah Piper, Montana Federation of Public Employees (MFPE)

Opponent Testimony:

17:09:02 Jeff Laszloffy, Montana Family Foundation (MFF)

17:14:41 Jenna McKinney, on behalf of State Superintendent, Elsie Arntzen, Office of Public Instruction (OPI)

17:18:54 Representative Lee Deming, House District 55

17:20:56 Alba Pimentel, Chapter Chair, Moms for Liberty-Yellowstone County

17:23:11 Cheryl Tusken, self

17:25:30 Jessie Browning, Moms for Liberty-Yellowstone County

17:26:46 Sen. Keith Regier left the meeting.

Informational Witness Testimony:

None

Questions from Committee:

12:37:25 Vice Chair Russel (Russ) Tempel

17:28:50 Vice Chair Edith (Edie) McClafferty

17:30:42 Rob Watson, SAM, CAMPS

17:31:25 Sen. Andrea Olsen

17:31:49 Rob Watson, SAM, CAMPS

17:32:15 Sen. Andrea Olsen

17:32:26 Sen. John Fuller

17:33:05 Rep. Brad Barker

17:33:22 Sen. John Fuller

17:34:01 Lance Melton, Montana School Boards Association (MTSBA)

17:34:29 Sen. John Fuller

17:34:35 Lance Melton, MTSBA

17:34:50 Chair Daniel Salomon

17:35:09 Rep. Brad Barker

17:39:40 Chair Daniel Salomon

Closing Statement:

17:40:15 Rep. Brad Barker (R), HD 58, closed the hearing on HB 913.

17:41:07 **Recessed**

17:48:21 **Reconvened**

EXECUTIVE ACTION ON HB 321 - Generally revise laws related to the coal trust

17:49:07 **Motion:** Vice Chair Edith (Edie) McClafferty moved that **HB 321 BE CONCURRED IN.**

Discussion:

17:49:19 Chair Daniel Salomon

17:49:33 Pad McCracken

17:50:20 **Motion:** Vice Chair Edith (Edie) McClafferty moved that **HB 321 BE AMENDED.**

Discussion:

17:50:30 Pad McCracken

[EXHIBIT\(230419EDSa3\)](#)

17:52:37 Vice Chair Edith (Edie) McClafferty

17:52:58 Pad McCracken

17:53:50 Chair Daniel Salomon

17:54:16 Sen. Andrea Olsen

17:54:38 Pad McCracken

17:55:11 Chair Daniel Salomon

17:55:56 Sen. Andrea Olsen

17:56:08 Pad McCracken

17:56:28 Sen. Andrea Olsen

17:57:00 **Vote:** Motion carried unanimously by voice vote.

17:57:34 **Motion:** Vice Chair Edith (Edie) McClafferty moved that **HB 321 BE CONCURRED IN AS AMENDED.**

17:57:47 **Vote:** Motion carried unanimously by voice vote.

Carrier Assigned: Sen. Daniel Salomon

EXECUTIVE ACTION ON HB 393 - Establish the Students with Special Needs Equal Opportunity Act

17:58:45 **Motion:** Vice Chair Edith (Edie) McClafferty moved that **HB 393 BE CONCURRED IN.**

Discussion:

17:59:12 Sen. John Fuller

17:59:20 Vice Chair Edith (Edie) McClafferty

17:59:50 **Vote:** Motion carried 6 - 5 by roll call vote with Sen. McClafferty, Sen. O'Brien, Sen. Olsen, Sen. Tempel, Sen. Webber, voting no.
Sen. Webber, By Proxy

Carrier Assigned: Sen. Daniel Emrich

EXECUTIVE ACTION ON HB 549 - Authorizing establishment of public charter schools

18:00:50 **Motion:** Vice Chair Edith (Edie) McClafferty moved that **HB 549 BE CONCURRED IN.**

Discussion:

18:01:13 Vice Chair Russel (Russ) Tempel

18:01:26 Sen. John Fuller

18:01:45 Chair Daniel Salomon

18:02:20 Sen. Andrea Olsen

18:02:40 **Vote:** Motion carried 6 - 5 by roll call vote with Sen. McClafferty, Sen. O'Brien, Sen. Olsen, Sen. Tempel, Sen. Webber, voting no.
Sen. Webber, By Proxy

Carrier Assigned: Sen. Daniel Salomon

EXECUTIVE ACTION ON HB 562 - Authorize establishment of community choice schools

18:03:37 **Motion:** Vice Chair Edith (Edie) McClafferty moved that **HB 562 BE CONCURRED IN.**

Discussion:

18:03:52 Sen. Andrea Olsen
18:05:38 Chair Daniel Salomon
18:05:44 Sen. John Fuller
18:06:44 Sen. Andrea Olsen
18:07:10 Chair Daniel Salomon
18:07:16 Vice Chair Russel (Russ) Tempel
18:07:45 **Vote:** Motion carried 6 - 5 by roll call vote with Sen. McClafferty, Sen. O'Brien, Sen. Olsen, Sen. Tempel, Sen. Webber, voting no.
Sen. Webber, By Proxy
Carrier Assigned: Sen. Kenneth Bogner

EXECUTIVE ACTION ON HB 288 - Revise laws related to tuition waivers for American Indian students

18:08:50 **Motion:** Vice Chair Edith (Edie) McClafferty moved that **HB 288 BE CONCURRED IN.**

Discussion:

18:09:05 Sen. John Fuller
18:09:37 Vice Chair Russel (Russ) Tempel
18:10:02 Chair Daniel Salomon
18:10:39 **Vote:** Motion carried 10 - 1 by roll call vote with Sen. Tempel, voting no.
Carrier Assigned: Sen. Shane Morigeau

EXECUTIVE ACTION ON HB 352 - Provide targeted interventions to support 3rd grade reading proficiency

18:11:58 **Motion:** Vice Chair Edith (Edie) McClafferty moved that **HB 352 BE CONCURRED IN.**

Discussion:

18:12:09 Sen. John Fuller
18:13:42 Vice Chair Edith (Edie) McClafferty
18:14:21 Sen. Shannon O'Brien
18:15:13 Chair Daniel Salomon

18:15:58 **Vote:** Motion carried 7 - 4 by roll call vote with Sen. Emrich, Sen. Fuller, Sen. Hertz, Sen. Regier, voting no.
Sen. Emrich, Sen. Hertz, Sen. Regier, By Proxy

Carrier Assigned: Sen. Shannon O'Brien

EXECUTIVE ACTION ON HB 833 - Establish teacher residency program

18:16:51 **Motion:** Vice Chair Edith (Edie) McClafferty moved that **HB 833 BE CONCURRED IN.**

Discussion:

18:17:06 Vice Chair Russel (Russ) Tempel

18:17:33 Vice Chair Edith (Edie) McClafferty

18:17:51 Sen. John Fuller

18:18:25 Chair Daniel Salomon

18:19:25 **Vote:** Motion carried 7 - 4 by roll call vote with Sen. Emrich, Sen. Fuller, Sen. Hertz, Sen. Regier, voting no.
Sen. Emrich, Sen. Hertz, Sen. Regier, By Proxy

Carrier Assigned: Sen. Edith (Edie) McClafferty

ADJOURNMENT

Adjournment: 18:20:47

Lynnette Sena, Secretary

Additional Documents: [EXHIBIT\(230419EDSaad\)](#)