Education Interim Committee

65th Montana Legislature

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SENATE MEMBERS
EDIE MCCLAFFERTY--Chair
TOM FACEY
DANIEL SALOMON
RUSSEL TEMPEL

HOUSE MEMBERS
FRED ANDERSON--Vice Chair
JACOB BACHMEIER
MOFFIE FUNK
DONALD JONES

COMMITTEE STAFF
PAD MCCRACKEN, Lead Staff
LAURA SANKEY KEIP, Staff Attorney
JENNI CARR, Secretary

MINUTES LOG

June 14th, 2018
Room #137, Capitol Building
Helena, Montana

Please note: This document is a Minutes Log and provides a notation of the time elapsed between the beginning of the meeting and the time at which the item was presented or discussed, a motion was made, or a vote was taken. The narrative presented here is provided only as a guide to the audio or video record of the meeting. The official discussion, motion, or vote is available on the audio or video archive of this meeting. The Legislature does not prepare a transcript of meeting activities. The time designation may be used to locate the referenced discussion on the audio or video recording of this meeting.

Access to an electronic copy of these minutes and the audio or video recording is provided from the Legislative Branch home page at http://leg.mt.gov. On the left-side menu of the home page, select Committees, then Interim. Once on the page for Interim Committees, scroll down to the appropriate committee. The written Minutes Log, along with the audio and video recordings, is listed by meeting date on the interim committee's web page. Each of the Exhibits is linked and can be viewed by clicking on the Exhibit of interest. All Exhibits are public information and may be printed.

Please contact the Legislative Services Division at 406-444-3064 for more information.

COMMITTEE MEMBERS PRESENT
>   SEN. EDIE MCCLAFFERTY, Chair
>   REP. FRED ANDERSON, Vice Chair
>   SEN. DANIEL SALOMON
>   SEN. RUSSEL TEMPEL
>   REP. JACOB BACHMEIER
>   REP. MOFFIE FUNK
>   REP. DONALD JONES

COMMITTEE MEMBERS EXCUSED
>   SEN. TOM FACEY

STAFF PRESENT
>   PAD MCCRACKEN, Lead Staff
>   LAURA SANKEY KEIP, Staff Attorney
>   JENNI CARR, Secretary

VISITORS' LIST (**Attachment 1**)

AGENDA (**Attachment 2**)

COMMITTEE ACTIONS

CALL TO ORDER AND ROLL CALL (**Attachment 3**)
00:00:02   Sen. McClafferty called the meeting to order. The committee secretary took roll.

REVIEW AGENDA - Pad McCracken, Committee Staff
00:00:39   Mr. McCracken reviewed the day's agenda.

STAFF UPDATES
Administrative Rule Review - Laura Sankey Keip, Staff Attorney
00:02:47   Ms. Sankey Keip went over the administrative rule review. (**Exhibit 1**)
00:06:58   Rep. Funk asked if there was a place for a legislator in the committees.

State policy innovations for addressing attendance issues - Ms. Sankey Keip
00:07:46   Ms. Sankey Keip discussed chronic absenteeism. (**Exhibit 2**)
00:16:40   Sen. McClafferty commented on absenteeism and asked if there are any other
                success stories on the programs presented.
00:17:27   Mr. McCracken offered input on attendance.
00:18:32   Sen. McClafferty asked if defining terms related to attendance would be the
                Office of Public Instruction (OPI) or the Board of Public Education.
00:18:52   Peter Donovan, executive director of the Board of Public Education, stated that
                he would need to look at the definition of attendance.
00:19:30   Ms. Sankey Keip clarified that definitions differ from state to state.

State policies supporting work-based learning - Mr. McCracken
00:20:01   Mr. McCracken discussed state policies supporting work-based learning.
                (**Exhibit 3**)
00:32:41   Rep. Funk asked how the money was appropriated with Rep. Jones's bills.
00:34:20   Mr. McCracken asked if the committee would like to look at this further on a
                future agenda.
00:35:03   Sen. McClafferty asked if the Department of Revenue would know how a tax
                credit is being utilized.
00:35:25   Sen. Tempel asked to see the one-page checklist described.

Public comment
00:36:26   Dennis Parman, executive director, Montana rural education association
                (MREA).

**AGENCY MONITORING - BOARD OF PUBLIC EDUCATION - Peter Donovan, Executive
Director**
00:44:22   Mr. Donovan began his presentation on suicide prevention and response.
00:52:22   Sen. Salomon asked if there was a specific timeframe.
00:54:12   Rep. Funk asked if there was any oversight to make sure the schools know
                about the available resources.

| 00:58:32 | Mr. McCracken discussed Exhibit 4, and the committee's role. (**Exhibit 4**) |

Motion
| 01:00:12 | Rep. Anderson moved that the committee concur with the findings of the study and that the economic impact is not significant enough to cause any problems. |

Discussion on the motion
| 01:00:32 | The committee discussed the motion. |

Vote
| 01:01:31 | The motion passed unanimously on a voice vote. |

RECRUITMENT AND RETENTION STUDY - Angela McLean, Office of the Commissioner of Higher Education (OCHE); Brett Carter, OPI; Aurora Moore, Education Northwest
01:03:14	Ms. McLean began her presentation. (**Exhibit 5**) (**Exhibit 6**)
01:06:08	Mr. Carter discussed the statewide longitudinal data system, Growth and Enhancement of Montana Students (GEMS).
01:12:36	Sen. Tempel asked if the younger generations are being targeted to get into lesser known programs, such as music.
01:15:55	Sen. McClafferty asked what the survey process was.
01:17:23	Sen. Salomon asked for clarification on a pre-service initiative, and how things are being paid for.

AGENCY MONITORING - OFFICE OF PUBLIC INSTRUCTION
Updates - Superintendent Elsie Arntzen
01:18:47	Supt. Arntzen introduced the Girls State Superintendent, Hannah Copp, Laurel High School.
01:19:28	Ms. Copp shared her experience with Girls State.
01:21:04	Sen. Salomon asked what Ms. Copp's policies are and what she would like to ask the committee.
01:23:56	Supt. Arntzen began her update.
01:29:25	Rep. Funk asked for an overview of the grant process.
01:32:07	Sen. McClafferty asked for clarification on math and reading programs.

ESSA Implementation - Deputy Superintendent Susie Hedalen
| 01:35:01 | Ms. Hedalen began her update on the Every Student Succeeds Act (ESSA). |
| 01:44:52 | Sen. Salomon asked for more information on the accountability system. |

School safety plans and negotiated rulemaking - Linda Peterson, OPI
| 01:48:21 | Ms. Peterson began her presentation. (**Exhibit 7**) |

OPI and school budget outlooks - Ken Bailey, OPI
| 02:02:36 | Mr. Bailey began his presentation. (**Exhibit 8**) |
| 02:10:18 | Rep. Jones asked for clarification on the $1.4 million related to school retirement Guaranteed Tax Base (GTB). |

MONTANA ADVISORY COUNCIL ON INDIAN EDUCATION (MACIE) INTRODUCTIONS AND COMMENTS - Norma Bixby, Northern Cheyenne Tribal Education Director

02:12:16	Mandy Smoker Broaddus introduced herself and the panel.
02:13:52	Georgie Gourneau, MACIE chairwoman, introduced herself.
02:14:10	Ms. Bixby began her presentation.
02:21:46	Sen. Salomon asked if the ESSA program was an opportunity to make progress.
02:22:54	Ms. Bixby added that schools are required to consult with tribes and they're nearest.
02:23:24	Sen. McClafferty asked for clarification on what grade levels would be tested.

AGENCY MONITORING - OFFICE OF PUBLIC INSTRUCTION
National Board Certified Teacher (NBCT) stipend implementation - Mr. Bailey; Marco Ferro, Montana Federation of Public Employees (MFPE).

| 02:25:19 | Mr. Bailey began his presentation. (**Exhibit 9**) |
| 02:31:34 | Mr. Ferro began his presentation. (**Exhibit 10**) |

Afterschool and 21st Century Learning programs - Tracy Moseman, OPI

| 02:36:44 | Ms. Moseman began her presentation. |
| 02:41:41 | Rep. Funk asked for clarification on the consortiums and asked about oversight by the Office of Public Instruction. |

LUNCH (reconvene at 1:05pm)

Public comment
The committee received written public comment while on break. (**Exhibit 11**)

PANEL ON STUDENT MENTAL HEALTH ISSUES AND COMPREHENSIVE SCHOOL AND COMMUNITY TREATMENT (CSCT) PROGRAMS
Support for student mental health - Holly Mook, School Mental Health Instruction, OPI

| 03:32:19 | Ms. Mook began her presentation. (**Exhibit 12**) |

Overview of CSCT - Meghan Peel, Children's Mental Health Bureau Chief, DPHHS

03:40:18	Ms. Peel began her presentation. (**Exhibit 13**)
03:48:12	Sen. McClafferty asked for clarification on what defined a "unit."
03:48:34	Rep. Funk asked for clarification on who would be paying for services if a child did not qualify for Medicaid.

CSCT in action - Sean Maharg, Special Education Administrator, Helena Public Schools; Katie Harlow, School Based Services, Intermountain; Scott Stiegler, Superintendent, Lone Rock School District; Tim Miller, Director, Bitterroot Valley Educational Cooperative

03:50:44	Mr. Maharg began his presentation.
03:54:17	Ms. Harlow began her presentation.
03:55:32	Mr. Miller began his presentation. (**Exhibit 14**)
04:05:25	Mr. Stiegler began his presentation.

Committee questions and discussion

| 04:09:54 | Rep. Bachmeier asked how many licensed mental health facilities are in the state and where they're located. |
| 04:11:04 | Rep. Bachmeier asked about the accessibility of the services and if there are an |

04:19:16   appropriate amount of service providers.

04:19:16   Rep. Funk asked if services could be provided in Eastern Montana, or is there a geographical proximity in place.

04:20:13   Mr. McCracken asked for clarification on the Bitterroot cooperative's services and management.

Public comment

04:25:42   Mr. Parman, Montana Rural Education Association (MREA).

HJ1 STUDY - FUNDING FOR PROGRAMS SERVING STUDENTS WITH SPECIAL NEEDS
Review committee requests from March - Mr. McCracken

04:31:28   Mr. McCracken reviewed HJ1. (**Exhibit 15**) (**Exhibit 16**) (**Exhibit 17**) (**Exhibit 18**) (**Exhibit 19**)

04:43:22   Sen. Tempel asked for clarification on page 2 of LCS191. (**see Exhibit 18**)

04:47:11   Frank Podobnik, special education director at OPI, gave input.

04:53:46   Rep. Funk asked for clarification on SB191.

Public comment

04:57:54   Mr. Parman, MREA.

05:02:30   Mr. Ferro, MFPE.

05:04:02   Mr. Miller, director of the Bitterroot Valley Cooperative.

05:08:34   Mr. McCracken offered input.

05:15:11   Mr. Steigler, Superintendent, Lone Rock School District.

Committee questions and discussion

05:17:24   Mr. McCracken discussed a draft letter that would address concerns with gifted and talented. (**see Exhibit 19**)

05:19:40   Rep. Jones added that he would like to request that a response be added to the letter.

05:20:02   Rep. Funk asked what can be done legislatively to prepare teachers.

05:22:00   Sen. Tempel asked if there should be a change to some language in the bill addressing co-ops.

Public comment

05:24:09   Abigail St. Lawrence, Montana Association for Gifted and Talented Education.

05:25:57   Rep. Jones would like letter recipients to be invited to the next meeting.

05:26:31   The committee is in agreement to send out the letter ahead of the next meeting.

BREAK (reconvene 3:25)

K-12 SCHOOL FUNDING - Mr. McCracken
Review committee school funding clean-up requests from March - Mr. McCracken

05:52:23   Mr. McCracken began the discussion on clean-up requests. (**Exhibit 20**) (**Exhibit 21**) (**Exhibit 22**) (**Exhibit 23**) (**Exhibit 24**)

05:56:52   Mr. McCracken referred to Exhibit 21.

05:57:39   Rep. Funk asked if Sen. Llew Jones was aware of the inaccuracies in the bill.

05:59:37   Sen. McClafferty asked the committee if they wanted to move forward with

	modifying the bills.
05:59:55	Rep. Jones asked for clarification that it was clean-up bills only.

Motion

06:00:24	Rep. Anderson moved to clean up LC307X.

Vote

06:00:31	Motion passed on unanimous voice vote.
06:01:40	Mr. McCracken described the next clean-up bill.

Motion

06:03:47	Sen. Salomon moved to clean up LC O&NG. (**see Exhibit 22**)

Vote

06:04:04	The motion passed unanimously on a voice vote
06:04:19	Mr. McCracken described the next clean-up bill.

Motion

06:07:36	Sen. Salomon moved to clean up LC JOIN. (**see Exhibit 23**)

Vote

06:07:39	The motion passed unanimously on a voice vote.
06:07:54	Mr. McCracken described potential changes in the next clean-up bill.

Motion

06:13:41	Rep. Jones moved to clean up LC 390X. (**see Exhibit 24**)

Vote

06:13:50	The motion passed unanimously on a voice vote.
06:14:05	Mr. McCracken discussed cleaning up language in title 20 related to the definition of "pupil."
06:18:01	Rep. Funk asked for clarification on all of the changes proposed and when they would be presented to the committee.
06:18:35	Sen. Salomon asked for more information on page 4, section 3.
06:20:12	Sen. Tempel offered clarification on the language.
06:20:56	The committee requested a bill draft to be brought forth in September.
06:21:14	Mr. McCracken discussed laws going into effect July 1, 2020.
06:26:08	Rep. Anderson asked for a situation in which a district would need 300% of their budget.
06:26:56	Committee discussion.

Retirement (GTB)

06:29:36	Mr. McCracken began his presentation on Retirement GTB. (**Exhibit 25**)
06:40:06	Rep. Jones asked for clarification on salary.

06:54:59   Rep. Funk asked if the two options would have the same impact.
06:57:23   Committee discussion.

SB307 and School Safety
07:00:22   Mr. McCracken went over SB 307S and school safety. (**Exhibit 26**)

Motion
07:05:11   Sen Salomon moved SB 307S.

Vote
07:05:22   The motion passed unanimously on a voice vote.

PUBLIC COMMENT ON ANY MATTER WITHIN THE COMMITTEE'S JURISDICTION
None.

REVIEW FRIDAY AGENDA AND RELATED MATERIALS
07:05:56   Mr. McCracken reviewed the agenda for Friday.

RECESS (4:45pm)
07:07:50   With no further business before the committee, Sen. McClafferty recessed until
                      8:00am on June 15th, 2018.

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MINUTES LOG
June 15th, 2018
Room #137, Capitol Building
Helena, Montana

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COMMITTEE MEMBERS PRESENT
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　　REP. JACOB BACHMEIER
　　REP. MOFFIE FUNK
　　REP. DONALD JONES

COMMITTEE MEMBERS EXCUSED
　　SEN. TOM FACEY

STAFF PRESENT
　　PAD MCCRACKEN, Lead Staff
　　LAURA SANKEY KEIP, Staff Attorney
　　JENNI CARR, Secretary

VISITORS' LIST (**Attachment 4**)

AGENDA (**see Attachment 2**)

CALL TO ORDER AND ROLL CALL (**Attachment 5**)
00:00:03   Sen. McClafferty called the meeting to order. The committee secretary took roll.

MONTANA UNIVERSITY SYSTEM AND STATE FINANCIAL AID PROGRAMS
Commissioner's Updates - Commissioner of Higher Education Clay Christian
00:00:57   Comm. Christian introduced the panel.

Introduction of new campus leaders - President Seth Bodnar, University of Montana; Chancellor Dan Edelman, Montana State University - Billings
00:04:43   Mr. Bodnar shared his experience with the Montana University System (MUS).
00:06:45   Mr. Edelman shared his experience with the Montana University System.
00:08:22   Rep. Jones asked what Mr. Bodnar's number one focus is.
00:11:44   Sen. Salomon asked if there was anything in place to organize the financial aspect of MUS.
00:14:40   Rep. Bachmeier asked what is being done to help transition employees into administrative roles.
00:22:50   Rep. Funk asked if there were ways 2-year and 4-year colleges were collaborating.
00:28:12   Rep. Funk asked if Mr. Bodnar if he had much experience with labor relations.
00:30:22   Sen. Tempel asked what the retention was of veterans coming back to school.
00:32:05   Tyler Trevor, deputy commissioner of higher education, gave input.
00:33:14   Sen. Tempel asked if there was an effort to help rural schools target specific kinds of teachers to fill needs.
00:35:37   Rep. Bachmeier asked what Mr. Edelman's experience was in leading negotiations with unions and tenured faculty members.
00:37:47   Sen. Salomon asked for an update on the 6-mill levy.
00:44:27   Rep. Jones asked what Mr. Edelman's number one focus is.

Report from Subcommittee on State Financial Aid Programs
00:51:04   Mr. McCracken began the overview of the State Financial Aid meeting that was held in April. (**Exhibit 27**) (**Exhibit 28**)
01:01:03   Sen. Salomon added input.

Committee questions and discussion
01:03:04   Rep. Jones stated the importance of addressing a revenue stream.
01:04:28   Committee discussion.

BREAK (reconvene 10:00am)

UPDATE ON BROADBAND IMPROVEMENTS FOR SCHOOLS
Montana Educational Technologists Association (META) input - Todd Lark, META board member (video recording)
02:07:43   Mr. McCracken introduced the recorded presentation from Mr. Lark. (**Exhibit 29**)
              Note: Exhibit 29 is a Video presentation and can be viewed at 02:08:58 in the

video recording.

EducationSuperHighway update - Andrew Kenny (by phone)
02:15:53	Mr. McCracken introduced Mr. Kenny and briefed the committee on the agenda.
02:17:04	Mr. Kenny began his presentation. (**Exhibit 30**)
02:33:41	Rep. Funk asked if there were any issues with local government in regards to installation.
02:34:55	Sen. Tempel asked if there was a list of school boards involved.

Broadband for Montana Schools grant program (HB 390) - Jennifer Olson, Department of Commerce
02:36:24	Ms. Olson began her presentation. (**Exhibit 31**)
02:41:16	Rep. Funk asked if schools had to get approval from the department of commerce.

Public comment
02:43:07	Geoff Feiss, general manager, Montana Telecommunications Association.

Committee questions and discussion
02:47:21	Rep. Jones asked if Mr. Feiss was familiar with the 129 schools.
02:48:44	Rep. Jones asked for clarification on the numbers.
02:50:56	Ms. Olson clarified further.

MONTANA DIGITAL ACADEMY (MTDA) UPDATE - Robert Currie, Director
02:53:39	Mr. Currie began his presentation. (**Exhibit 32**) (**Exhibit 33**) (**Exhibit 34**)
03:04:32	Rep. Funk asked for clarification on the cost structure of programs.
03:12:45	Sen. McClafferty asked if the languages were also offered to middle school students.
03:14:44	Rep. Funk asked if the classes were also offered in the summer.
03:17:50	Sen. McClafferty asked if there was a way to tell if gifted students were using the digital academy more than regular students.
03:21:09	Rep. Funk asked if the completion rates were in a percentage.
03:42:16	Rep. Funk asked for more information on the accreditation process.
03:43:38	Rep. Bachmeier asked for clarification on dual enrollment credits provided through MTDA.
03:46:14	Rep. Jones commented.

BREAK (reconvene at 12:05pm)

DUAL ENROLLMENT
Overview and update - Amy Williams, OCHE (via WebEx)
04:02:29	Ms. Williams began her presentation. (**Exhibit 35**)
04:07:35	Mr. McCracken presented a slide in the power point.
04:33:03	Rep. Jones asked for clarification on one of the charts in the presentation.

MTDA role - Bob Currie, MTDA
04:37:34	Mr. Currie described the MTDA's plans for dual enrollment.
04:41:09	Rep. Jones asked for the percentages that participate comparing AA schools to

B, C, etc.

PUBLIC COMMENT ON ANY MATTER WITHIN THE COMMITTEE'S JURISDICTION
None.

COMMITTEE LUNCH AND WORK SESSION FOR ONGOING DISCUSSION OF ANY FINDINGS AND RECOMMENDATIONS, COMMITTEE REPORTS, AND BILL DRAFTS; REVIEW WORK PLAN AND FINAL MEETING AGENDA, AND PROVIDE DIRECTION TO STAFF
Moving towards wrapping up the interim - Mr. McCracken; Ms. Sankey Keip

04:46:24	Sen. McClafferty began working session.
04:46:45	Rep. Jones asked if there was a limitation on how many students can participate in dual enrollment due to lack of teachers.
04:48:12	Rep. Funk asked if teachers needed a certain number of students to teach concurrent classes.
04:49:32	Mr. McCracken asked if the committee wanted more follow-up on dual enrollment.
04:49:50	The committee approved of a follow-up for the September meeting.
04:50:24	Sen. McClafferty asked how the lottery funding worked.
04:50:38	Kris Wilkenson, Legislative Fiscal Division. (**Exhibit 36**) (**Exhibit 37**)
04:57:47	Sen. McClafferty asked for a clarification on percentages.
04:58:44	Sen. Salomon asked when funds would be put into the scholarship accounts if the projected funds are met.
05:00:40	Rep. Funk asked for clarification on how much money STEM scholarships received.
05:02:27	Rep. Jones asked if the gross profits or net profits would go into STEM.
05:05:30	Mr. McCracken began discussion of student financial aid.
05:05:56	Sen. McClafferty suggested proposing a bill that eliminates unfunded scholarship programs.
05:06:44	Committee discussion.
05:17:50	Mr. McCracken referenced Exhibit 38. (**Exhibit 38**)
05:20:33	Mr. McCracken asked for direction on what the committee wanted to do going into the final interim meeting, specifically in regards to HJ 1.
05:21:36	Committee discussion.
05:26:57	Sen. McClafferty asked for the committee's thoughts on HJ 1.
05:27:14	Committee discussion.
05:30:09	Sen. McClafferty asked if she should bring HB 32 forward as a motion.
05:30:20	Committee discussion.
05:34:57	Mr. McCracken asked if it was the committee's pleasure to create a bill draft to combine LC HB 32, and the inflationary bill draft, and if there's a legislative fix necessary for Sen. Tempel's issue to include as well.
05:35:30	The committee approved of the bill draft proposal.
05:35:38	Sen. McClafferty asked if the other bill drafts would be assigned at the next meeting.

05:35:56 Mr. McCracken stated that other agencies bring their bill drafts for the next meeting.

05:36:58 Sen. McClafferty asked about the September meeting date.

ADJOURNMENT

05:39:49 With no further business before the committee, Sen. McClafferty adjourned the meeting at 1:42pm.

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