

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON EDUCATION

**Call to Order:** Chair Scott Reichner, on February 4, 2011 at 3:00 PM, in Room 137  
Capitol

#### ROLL CALL

**Members Present:**

Rep. Kris Hansen, Vice Chair (R)  
Rep. Edith (Edie) McClafferty, Vice Chair (D)  
Rep. Bryce Bennett (D)  
Rep. Joanne G. Blyton (R)  
Rep. Christy Clark (R)  
Rep. Lila Walter Evans (R)  
Rep. Sue Malek (D)  
Rep. Jean Price (D)  
Rep. Daniel R. Salomon (R)  
Rep. Bob Wagner (R)

**Members Excused:** Rep. Scott Reichner, Chair (R)

**Members Absent:** Rep. Mark Blasdel (R)  
Rep. Jonathan McNiven (R)  
Rep. Ted Washburn (R)  
Rep. Jeffery W. Welborn (R)  
Rep. Franke Wilmer (D)

**Staff Present:** Marissa Stockton, Committee Secretary  
Dan Whyte, 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: HB 215, 1/31/2011

**HEARING ON HB 215**

**Opening Statement by Sponsor:**

00:01:05 Rep. Mike Miller (R), HD 84, opened the hearing on HB 215, Provide that drivers' license under age 18 is subject to school attendance.

[EXHIBIT\(edh28a01\)](#)

[EXHIBIT\(edh28a02\)](#)

00:02:25 Rep. McNiven arrived.

00:03:04 Rep. Wilmer arrived.

00:03:55 Rep. Washburn arrived.

00:04:19 Rep. Welborn arrived.

00:06:41 Rep. Hansen

**Proponents' Testimony:** None

**Opponents' Testimony:**

00:06:54 Steve White, Montana Coalition of Home Educators. (MCHE)

[EXHIBIT\(edh28a03\)](#)

[EXHIBIT\(edh28a04\)](#)

[EXHIBIT\(edh28a05\)](#)

1000:17:59 Ron Trippet, Montana Coalition of Home Schoolers

00:19:48 Rep. Hansen

00:19:59 Jonathan Barbagello

00:22:22 Rep. Hansen

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:22:51 Rep. Blyton

00:23:35 Rep. Miller

00:23:51 Rep. Blyton

00:24:12 Rep. Miller

00:24:26 Rep. Bennett

00:24:47 Rep. Miller

00:25:02 Rep. Hansen

**Closing by Sponsor:**

00:25:08 Rep. Miller

00:25:37 Rep. Hansen

**EXECUTIVE ACTION ON HB 288**

00:26:42 Rep. Hansen

00:26:51 **Motion:** Rep. Clark moved that **HB 288 DO PASS.**

**Discussion:**

00:27:32 Rep. Hansen

00:27:57 **Motion:** Rep. B. Bennett moved that **HB 288 BE AMENDED.\**  
**EXHIBIT(edh28a06)**

**Discussion:**

00:28:02 Rep. Hansen

00:28:05 Rep. Bennett

00:28:54 Rep. Hansen

00:29:00 Dan Whyte, Legislative Services Division (LSD)

00:33:00 Rep. Hansen

00:33:02 Dan Whyte, LSD

00:33:16 Rep. Hansen

00:33:20 Dan Whyte, LSD

00:35:34 Rep. Hansen

00:35:47 Rep. Wilmer

00:36:12 Dan Whyte, LSD

00:36:15 Rep. Wilmer

00:36:31 Dan Whyte, LSD

00:36:40 Rep. Wilmer

00:36:49 Dan Whyte, LSD

00:36:54 Rep. Wilmer

00:36:59 Dan Whyte, LSD

00:37:25 Rep. Hansen

00:39:53 Rep. Price left.

00:41:31 Rep. Clark

00:41:37 Rep. Hansen

00:41:48 Rep. Clark

00:41:52 Dan Whyte, LSD

00:42:11 Rep. Hansen

00:42:14 Rep. Wilmer

00:43:09 Dan Whyte, LSD

00:43:15 Rep. Hansen

00:43:43 Dan Whyte, LSD

00:44:20 Rep. Hansen

00:45:00 Rep. Wilmer

00:45:14 Rep. Price returned.

00:46:23 Rep. Hansen

00:46:43 **Vote:** Motion carried unanimously with those present by voice vote. Rep. Reichner voted by proxy.

00:46:59 Rep. Wilmer

00:47:04 **Motion:** Rep. Salomon moved that **HB 288 BE AMENDED.**  
[EXHIBIT\(edh28a07\)](#)

**Discussion:**

00:47:37 Dan Whyte, LSD

00:47:54 Rep. Blasdel arrived.

00:48:12 Rep. Hansen

00:48:17 Rep. Salomon

00:49:12 Rep. Hansen

00:49:18 Rep. Malek

00:49:52 Rep. McClafferty

00:50:27 Rep. Malek

00:50:47 Rep. Hansen

00:51:06 Dennis Parman, Office of Public Instruction (OPI)

00:52:35 Rep. Hansen

00:52:58 Rep. Salomon

00:53:27 Rep. Hansen

00:53:38 Rep. Salomon

00:53:52 Rep. Hansen

00:54:11 **Vote:** Motion carried unanimously with those present by voice vote. Rep. Reichner voted by proxy.

00:54:21 **Motion/Vote:** Rep. Welborn moved that **HB 288 DO PASS AS AMENDED.**  
Motion carried 13-2 by roll call vote with Rep. Clark and Rep. Welborn voting no.  
Rep. Reichner voted by proxy.

**EXECUTIVE ACTION ON HB 327**

00:55:56 **Motion:** Rep. McClafferty moved that **HB 327 DO PASS.**

00:56:08 Rep. Hansen

00:56:12 **Motion/Vote:** Rep. McClafferty moved that **HB 327 BE AMENDED.** Motion carried 15-0 by voice vote. Rep. Reichner voted by proxy.

[EXHIBIT\(edh28a08\)](#)

00:58:13 Rep. McClafferty

00:58:55 **Motion/Vote:** Rep. Hansen moved that **HB 327 BE AMENDED.**  
Motion carried 15-0 by voice vote. Rep. Reichner voted by proxy.

[EXHIBIT\(edh28a09\)](#)

01:01:48 Dan Whyte, LSD  
01:02:41 Rep. Hansen  
01:02:45 Dan Whyte, LSD  
01:02:54 Rep. Hansen

01:03:03 **Motion/Vote:** Rep. McClafferty moved that **HB 327 DO PASS AS AMENDED**.  
Motion carried 15-0 by voice vote. Rep. Reichner voted by proxy.

01:03:29 Rep. Hansen

**EXECUTIVE ACTION ON HB 215**

01:03:47 **Motion/Vote:** Rep. Malek moved that **HB 215 BE TABLED**. Motion carried 15-0  
by voice vote. Rep. Reichner voted by proxy.

01:04:19 Rep. Welborn  
01:04:42 Rep. Hansen

**ADJOURNMENT**

Adjournment: 01:04:55

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Marissa Stockton, Secretary

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Additional Documents:

**EXHIBIT([edh28aad.pdf](#))**