

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON EDUCATION

Call to Order: Chair Kris Hansen, on March 27, 2013 at 3:00 PM, in Room 137 Capitol

ROLL CALL

Members Present:

Rep. Kris Hansen, Chair (R)
Rep. Joanne G. Blyton, Vice Chair (R)
Rep. Douglas Coffin (D)
Rep. Edward Greef (R)
Rep. Greg Hertz (R)
Rep. Sarah Laszloffy (R)
Rep. Jonathan McNiven (R)
Rep. Jean Price (D)
Rep. Daniel R. Salomon (R)
Rep. Casey Schreiner (D)
Rep. Ted Washburn (R)
Rep. Franke Wilmer (D)

Members Excused: Rep. Edith (Edie) McClafferty, Vice Chair (D)
Rep. Bryce Bennett (D)
Rep. Mark Blasdel (R)
Rep. Clarena Brockie (D)
Rep. David Halvorson (R)
Rep. Nicholas Schwaderer (R)

Members Absent: None

Staff Present: Laura Sankey, Legislative Branch
Marissa Stockton, Committee 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 423, 3/25/2013; SB 340, 3/19/2013; HB 634, 3/25/2013; HB 635, 3/25/2013

Executive Action: HB 423, HB 340, HB 634, HB 635

HEARING ON SB 340**Opening Statement by Sponsor:**

00:08:47 Sen. John Brenden (R), SD 18, opened the hearing on SB 340, Require a U.S. flag in every school classroom.

00:09:59 Rep. Schwaderer and Rep. Brockie arrived to the meeting.

Proponents' Testimony:

00:11:22 Michael Ingraham, Vice Chair, Joe Foss Institution

00:14:43 Rep. Halvorson arrived to the meeting.

00:16:12 Chair Hansen

Opponents' Testimony: None**Informational Testimony:** None**Questions from Committee Members and Responses:**

00:16:35 Rep. Salomon

00:17:04 Sen. Brenden

00:17:09 Rep. Bennett arrived to the meeting.

00:18:26 Chair Hansen

00:18:44 Sen. Brenden

00:19:48 Chair Hansen

00:20:01 Sen. Brenden

00:20:22 Rep. Schwaderer

00:20:39 Sen. Brenden

00:21:33 Rep. Price

Closing by Sponsor:

00:21:44 Sen. Brenden

HEARING ON HB 423**Opening Statement by Sponsor:**

00:25:02 Rep. Cary Smith (R), HD 55, opened the hearing on HB 423, Legislative referendum defining scope and boundaries for K-12 sex education.

00:26:44 Chair Hansen

Proponents' Testimony:

00:27:36 Jeff Laszloffy , Montana Family Foundation

[EXHIBIT\(edh66a01\)](#)

Opponents' Testimony:

00:31:36 Lance Melton, Montana School Board Association (MTSBA)

00:34:32 Grace Kushner, Self

[EXHIBIT\(edh66a02\)](#)

00:38:10 Chair Hansen

00:38:29 Karen Sloan, Self

00:40:54 Hattie Lunceford, Self
00:42:01 Rachel Skaar, Self
00:42:57 Donna Miller, Outreach Educator, Planned Parenthood of Montana
EXHIBIT(edh66a03)
00:44:54 Lindsey Love, Planned Parenthood Advocates of Montana
00:48:12 Tom Pedersen, Self
00:50:00 Kirk Miller, School Administrators of Montana (SAM)
00:51:55 Marco Ferro Montana Education Association-Montana Federation of Teachers (MEA-MFT)
00:52:27 Sarah Rossi, Montana Coalition Against Domestic Abuse and Violence
00:53:28 Kim Leighton, NARAL-ProChoice Montana
00:53:47 Steve York, Office of Public Instruction (OPI)
00:53:59 Nikki Zupanic, American Civil Liberties Union

Informational Testimony: None

Questions from Committee Members and Responses:

00:54:27 Rep. Bennett
00:54:59 Chair Hansen
00:55:30 Rep. Hertz
00:55:45 Rep. Smith
00:56:32 Chair Hansen
00:56:43 Rep. Coffin
00:57:00 Rep. McClafferty arrived to the meeting.
00:57:17 Rep. Smith
00:57:33 Rep. Coffin
00:58:00 Rep. Smith
00:58:11 Rep. Coffin
00:58:49 Rep. Smith
00:59:26 Rep. Coffin
00:59:39 Rep. Smith
00:59:49 Rep. Wilmer
01:00:57 Rep. Smith
01:01:41 Rep. McNiven
01:02:28 Tom Pedersen
01:03:18 Rep. Schreiner
01:04:07 Rep. Smith
01:05:31 Rep. Schreiner
01:06:00 Rep. Smith
01:06:18 Rep. Schreiner
01:06:42 Rep. Smith
01:07:32 Rep. Price
01:08:05 Rep. Smith
01:08:34 Rep. Price
01:08:39 Rep. Coffin
01:09:45 Rep. Smith
01:09:51 Rep. Coffin
01:10:15 Rep. Smith
01:10:45 Rep. Coffin
01:11:03 Rep. Smith

Closing by Sponsor:

01:11:34 Rep. Smith

HEARING ON HB 635**Opening Statement by Sponsor:**

01:13:13 Rep. Ray Shaw (R), HD 71, opened the hearing on HB 635, Revise education laws related to transfers of territory between districts.

Proponents' Testimony: None**Opponents' Testimony:** None**Informational Testimony:** None**Questions from Committee Members and Responses:**

01:16:06 Rep. Schwaderer

01:16:24 Rep. Shaw

01:16:36 Rep. Schwaderer

01:16:41 Rep. Shaw

Closing by Sponsor:

01:16:48 Rep. Shaw

HEARING ON HB 634**Opening Statement by Sponsor:**

01:17:03 Rep. Kirk Wagoner (R), HD 77, opened the hearing on HB 634, Revise K-12 district expansion laws.

Proponents' Testimony:

01:21:00 Ron Whitmoyer, Superintendent, East Helena School District (EHPS)

[EXHIBIT\(edh66a04\)](#)[EXHIBIT\(edh66a05\)](#)

01:26:46 Chair Hansen

01:27:18 Margaret Jennings, Self

01:30:17 Heather Soberpana-George, Self

01:32:40 Kevin Bakovoy, Trustee, East Helena School Board

01:34:20 Julie Penner, Self

01:36:21 Kevin Cumley, Self

01:39:57 Karen Goldsberry, Self

01:44:05 Shay Goldsberry, Self

01:46:28 Kaelnm Goldsberry, Self

01:48:22 Chair Hansen

01:48:32 Scott Walter, Chairman, Board of Trustees of East Helena Schools

01:49:26 Teresa Stroebe, Self

01:53:19 Bryan Haines, Self

[EXHIBIT\(edh66a06\)](#)

01:53:38 Greg Holmand, Self

[EXHIBIT\(edh66a07\)](#)

01:54:55 Marsha Ellermeyer, Self
01:55:32 Mark Diehl, Self

Opponents' Testimony:

01:56:17 Lance Melton, Montana School Board Association (MTSBA)
02:02:31 Chris Hufferd, Self
02:07:10 Marco Ferro, MEA-MFT
02:09:43 Andrea Johnson, Superintendent, Townsend Public Schools

Informational Testimony:

02:11:44 Chair Hansen
02:12:00 Kirk Miller, Representing the former superintendent the Bozeman School District

Questions from Committee Members and Responses:

02:12:47 Rep. Bennett
02:13:09 Lance Melton, MTSBA
02:13:16 Rep. Bennett
02:13:19 Lance Melton, MTSBA
02:13:46 Rep. Bennett
02:14:02 Lance Melton, MTSBA
02:14:21 Rep. Bennett
02:14:38 Lance Melton, MTSBA
02:15:19 Rep. Salomon
02:16:04 Lance Melton, MTSBA
02:17:20 Rep. Salomon
02:17:44 Lance Melton, MTSBA
02:17:54 Chair Hansen
02:18:26 Lance Melton, MTSBA
02:18:58 Rep. Price
02:19:21 Laura Sankey, LSD
02:19:41 Chair Hansen
02:19:49 Rep. Price
02:20:16 Rep. Wagoner
02:20:44 Rep. McNiven
02:20:52 Chair Hansen
02:21:13 Rep. McNiven
02:21:50 Ron Whitmoyer, EHPS
02:23:03 Rep. McNiven
02:23:18 Ron Whitmoyer, EHPS
02:24:11 Rep. Blyton
02:25:12 Rep. Wagoner

Closing by Sponsor:

02:25:33 Rep. Wagoner

02:26:55 Chair Hansen

02:27:15 Meeting recessed.
03:40:36 Meeting resumed with all members but Rep. Blasdel present.

03:40:47 Chair Hansen

EXECUTIVE ACTION ON HB 634

03:40:52 **Motion:** Rep. Blyton moved that HB 634 DO PASS.

Discussion:

03:41:01 Chair Hansen
03:41:56 Rep. McClafferty
03:42:42 Rep. Wilmer
03:43:36 Chair Hansen
03:44:09 Rep. Salomon
03:44:59 Rep. Brockie
03:45:20 Chair Hansen
03:45:31 Rep. Wilmer
03:45:53 Rep. Schreiner
03:46:42 Rep. Halvorson
03:47:01 Chair Hansen
03:47:56 Rep. Washburn
03:48:21 Rep. McNiven
03:49:09 Rep. Price
03:49:22 Chair Hansen
03:49:33 Rep. Coffin

03:50:47 **Vote:** Motion carried 11-7 by roll call vote with Rep. Bennett, Rep. Blyton, Rep. McClafferty, Rep. Price, Rep. Salomon, Rep. Schreiner and Rep. Wilmer voting no. Rep. Blasdel voted by proxy.

03:50:51 Chair Hansen

EXECUTIVE ACTION ON HB 635

03:51:13 **Motion:** Rep. Blyton moved that HB 635 DO PASS.

Discussion:

03:51:38 Rep. Washburn
03:51:39 Rep. Salomon
03:51:48 Rep. Schwaderer
03:52:11 Laura Sankey, LSD
03:52:22 Rep. Schwaderer
03:52:30 Chair Hansen

03:52:39 **Vote:** Motion carried 17-1 by voice vote with Rep. McClafferty voting no. Rep. Blasdel voted by proxy.

EXECUTIVE ACTION ON HB 423

03:53:00 **Motion:** Rep. Blyton moved that HB 423 DO PASS.

03:53:37 **Motion/Vote:** Rep. Hansen moved that **HB 423 BE AMENDED**. Motion carried 14-4 by voice vote with Rep. Coffin, Rep. McClafferty, Rep. Schreiner and Rep. Wilmer voting no. Rep. Blasdel voted by proxy.

EXHIBIT(edh66a08)

03:54:31 **Motion:** Rep. Blyton moved that **HB 423 DO PASS AS AMENDED**.

03:54:37 **Motion:** Rep. Hansen moved that **HB 423 BE AMENDED**.

EXHIBIT(edh66a09)

Discussion:

03:54:44 Laura Sankey, LSD

03:55:26 Rep. Wilmer

03:55:28 Rep. McClafferty

03:55:46 Rep. Bennett

03:55:50 Rep. Blyton

03:55:59 **Vote:** Motion carried 17-1 by voice vote with Rep. Schreiner voting no. Rep. Blasdel voted by proxy.

03:56:09 Chair Hansen

03:56:12 **Motion:** Rep. Blyton moved that **HB 423 DO PASS AS AMENDED**.

Discussion:

03:56:19 Rep. Wilmer

03:58:26 Rep. Coffin

04:00:47 Rep. Price

04:01:12 Chair Hansen

04:01:36 Rep. Bennett

04:04:49 Rep. Schreiner

04:07:04 Rep. Halvorson

04:07:34 Rep. McNiven

04:09:16 Rep. Greef

04:10:37 Rep. Brockie

04:12:14 **Vote:** Motion carried 11-7 by roll call vote with Rep. Bennett, Rep. Brockie, Rep. Coffin, Rep. McClafferty, Rep. Price, Rep. Schreiner and Rep. Wilmer voting no. Rep. Blasdel voted by proxy.

04:12:56 Chair Hansen

EXECUTIVE ACTION ON SB 340

04:13:06 **Motion/Vote:** Rep. Blyton moved that **SB 340 BE CONCURRED IN**. Motion carried 16-2 by voice vote with Rep. Price and Rep. Schwaderer voting no. Rep. Blasdel voted by proxy. Rep. Washburn will carry the bill.

04:13:46 Chair Hansen
04:14:12 Rep. Schwaderer
04:14:22 Chair Hansen
04:15:01 Rep. Schreiner

ADJOURNMENT

Adjournment: 04:15:22

Marissa Stockton, Secretary

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Additional Documents:

EXHIBIT([edh66aad.pdf](#))