

MINUTES

MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON EDUCATION AND CULTURAL RESOURCES

Call to Order: Chair Jim Peterson, on February 25, 2013 at 10:00 A.M., in Room 303
Capitol

ROLL CALL

Members Present:

Sen. Jim Peterson, Chair (R)
Sen. Llew Jones, Vice Chair (R)
Sen. Elsie Arntzen (R)
Sen. Taylor Brown (R)
Sen. Robyn Driscoll (D)
Sen. Tom Facey (D)
Sen. Dave Lewis (R)
Sen. Frederick (Eric) Moore (R)
Sen. Sharon Stewart-Peregoy (D)
Sen. Jonathan Windy Boy (D)

Members Excused: None

Members Absent: None

Staff Present: Padraic McCracken, Legislative Branch
Elizabeth Whiting, 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:

Executive Action: SB 283 - Do Pass As Amended
SB 342 - Do Pass As Amended
SB 356 - Do Pass As Amended
SR 9 - Be Adopted As Amended
SB 25 - Be Tabled
SB 359 - Failed to pass; vote not reported out of committee

EXECUTIVE ACTION ON SB 359

- 00:02:28 **Motion:** Sen. F. Moore moved to **RECONSIDER THE MOTION** on **SB 359**.
- 00:02:28 Sen. Stewart-Peregoy left the meeting.
- 00:02:29 **Motion:** Sen. F. Moore moved that **SB 359 BE REMOVED FROM TABLED**.
- 00:02:41 **Vote:** Motion carried 7-3 by roll call vote with Sen. Driscoll, Sen. Facey and Sen. Stewart-Peregoy voting no. Sen. Stewart-Peregoy voted by proxy.
- 00:02:58 **Motion:** Sen. F. Moore moved that **SB 359 DO PASS**.
- 00:04:17 **Motion:** Sen. F. Moore moved that **SB 359 BE AMENDED**.
[EXHIBIT\(eds42a01\)](#)

Discussion:

- 00:04:37 Pad McCracken, Legislative Services Division (LSD)
- 00:06:34 Sen. Driscoll
- 00:06:43 Pad McCracken, LSD
- 00:07:38 Sen. Jennifer Fielder (R), SD 7
- 00:08:29 Pad McCracken
- 00:09:36 Sen. Brown
- 00:12:58 Pad McCracken
- 00:13:23 Sen. Brown
- 00:13:33 Sen. Jones
- 00:14:28 **Vote:** Motion carried 10-0 by voice vote. Sen. Stewart-Peregoy voted by proxy.
- 00:14:45 **Motion:** Sen. F. Moore moved that **SB 359 DO PASS AS AMENDED**.
- 00:14:52 Sen. Stewart-Peregoy entered the meeting.

Discussion:

- 00:14:52 Sen. Brown
- 00:16:28 Sen. Fielder
- 00:17:17 Sen. Brown
- 00:17:52 Sen. Stewart-Peregoy
- 00:19:15 **Vote:** Motion failed 5-5 by roll call vote with Sen. Arntzen, Sen. Jones, Sen. Lewis, Sen. Moore and Sen. Peterson voting aye. (Vote not reported out of committee.)

EXECUTIVE ACTION ON SB 25

00:19:45 **Motion:** Sen. Driscoll moved that **SB 25 DO PASS.**

00:20:15 **Substitute Motion/Vote:** Sen. Driscoll made a substitute motion that **SB 25 BE TABLED.** Substitute Motion carried 10-0 by voice vote.

EXECUTIVE ACTION ON SB 283

00:21:42 **Motion:** Sen. L. Jones moved that **SB 283 DO PASS.**

00:21:43 **Motion:** Sen. L. Jones moved that **SB 283 BE AMENDED.**
EXHIBIT(eds42a02)

Discussion:

00:22:03 Sen. Jones
00:22:07 Pad McCracken, Legislative Services Division (LSD)
00:26:14 Sen. Jones
00:29:04 Sen. Facey
00:29:21 Sen. Jones
00:29:33 Lance Melton, Montana School Boards Association (MTSBA)
00:30:25 Sen. Facey
00:31:31 Lance Melton, MTSBA
00:31:53 Sen. Windy Boy
00:32:23 Sen. Jones
00:33:12 Chairman Peterson
00:35:00 Sen. Facey
00:35:04 Sen. Brown
00:35:21 Lance Melton
00:35:40 Sen. Brown
00:36:07 Lance Melton
00:36:40 Sen. Driscoll
00:37:03 Sen. Brown
00:37:12 Sen. Lewis
00:37:46 Sen. Moore
00:38:13 Lance Melton
00:39:19 Sen. Jones

00:41:36 **Vote:** Motion carried 10-0 by voice vote.

00:41:55 **Motion:** Sen. L. Jones moved that **SB 283 DO PASS AS AMENDED.**

Discussion:

00:42:05 Sen. Facey
00:43:12 Sen. Windy Boy

00:43:49 **Vote:** Motion carried 7-3 by roll call vote with Sen. Driscoll, Sen. Facey and Sen. Stewart-Peregoy voting no.

EXECUTIVE ACTION ON SB 342

00:45:01 **Motion:** Sen. Windy Boy moved that **SB 342 DO PASS.**

00:48:10 **Motion:** Sen. Windy Boy moved that **SB 342 BE AMENDED.**

[EXHIBIT\(eds42a03\)](#)

[EXHIBIT\(eds42a04\)](#)

[EXHIBIT\(eds42a05\)](#)

Discussion:

00:49:57 Pad McCracken, Legislative Services Division (LSD)

00:51:27 Chairman Peterson

00:53:18 Sen. Driscoll

00:53:55 Sen. Jones

00:55:00 Sen. Brown

00:55:45 Sen. Windy Boy

00:56:27 Sen. Brown

00:57:05 Sen. Windy Boy

01:00:27 Sen. Arntzen

01:00:44 Sen. Windy Boy

01:01:19 **Vote:** Motion carried 9-1 by voice vote with Sen. Brown voting no.

01:01:53 **Motion:** Sen. Windy Boy moved that **SB 342 DO PASS AS AMENDED.**

Discussion:

01:02:02 Sen. Facey

01:02:44 Sen. Lewis

01:03:06 Sen. Jones

01:03:51 Sen. Facey

01:04:45 **Vote:** Motion carried 9-1 by roll call vote with Sen. Facey voting no.

EXECUTIVE ACTION ON SB 356

01:05:50 **Motion:** Sen. Arntzen moved that **SB 356 DO PASS.**

01:06:02 **Motion:** Sen. Arntzen moved that **SB 356 BE AMENDED.**

Discussion:

01:06:40 Sen. Moore

01:07:08 Sen. Arntzen

01:07:32 Pad McCracken, Legislative Services Division (LSD)

01:08:41 Sen. Jones

01:10:18 Sen. Arntzen

01:11:41 Sen. Driscoll

01:12:05 Sen. Arntzen

01:12:21 **Vote:** Motion carried 8-2 by voice vote with Sen. Moore and Sen. Stewart-Peregoy voting no.

01:12:54 **Motion:** Sen. Arntzen moved that **SB 356 DO PASS AS AMENDED.**

Discussion:

01:13:07 Sen. Facey

01:13:33 **Vote:** Motion carried 10-0 by roll call vote.

EXECUTIVE ACTION ON SR 9

01:14:36 **Motion:** Sen. Windy Boy moved that **SR 9 BE ADOPTED.**

01:14:39 **Motion:** Sen. Facey moved that **SR 9 BE AMENDED.**
EXHIBIT(eds42a06)

Discussion:

01:16:15 Sen. Windy Boy

01:16:23 **Vote:** Motion carried 10-0 by voice vote.

01:16:40 **Motion/Vote:** Sen. Facey moved that **SR 9 BE ADOPTED AS AMENDED.**
Motion carried 10-0 by voice vote.

ADJOURNMENT

Adjournment: 11:20 a.m.

Elizabeth Whiting, Secretary

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Additional Documents:

EXHIBIT([eds42aad.pdf](#))