

MINUTES

MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON EDUCATION AND CULTURAL RESOURCES

Call to Order: Vice Chair Jones, on March 27, 2013 at 3:00 PM, in Room 303 Capitol

ROLL CALL

Members Present:

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: Sen. Jim Peterson, Chair (R)

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: HB 182 - Be Concurred In
HB 240 - Be Concurred In As Amended
HB 313 - Be Concurred In
HB 286 - Be Concurred In As Amended
HJ 14 - Be Concurred In
HB 301 - Be concurred In As Amended
SB 374 - Do Pass As Amended
HB 181 - Be Tabled

EXECUTIVE ACTION ON HB 181

00:09:41 **Motion:** Sen. F. Moore moved that **HB 181 BE CONCURRED IN.**

Discussion:

00:09:59 Sen. Facey
00:11:27 Sen. Moore
00:11:46 Sen. Arntzen

00:13:38 **Vote:** Motion failed 3-7 by roll call vote with Sen. Lewis, Sen. Moore and Sen. Windy Boy voting aye. Sen. Peterson voted by proxy.

00:13:40 **Motion/Vote:** Sen. F. Moore moved that **HB 181 BE TABLED AND THE VOTE REVERSED.** Motion carried 9-0 by voice vote. Sen. Peterson was excused.

EXECUTIVE ACTION ON HB 182

00:14:04 **Motion/Vote:** Sen. F. Moore moved that **HB 182 BE CONCURRED IN.** Motion carried 6-4 by roll call vote with Sen. Brown, Sen. Driscoll, Sen. Peterson and Sen. Windy Boy voting no. Sen. Peterson voted by proxy. Sen. Lewis will carry the bill.

Discussion:

00:14:29 Sen. Facey
00:15:23 Sen. Jones

EXECUTIVE ACTION ON HB 240

00:15:27 **Motion:** Sen. F. Moore moved that **HB 240 BE CONCURRED IN.**

00:16:44 **Motion:** Sen. F. Moore moved that **HB 240 BE AMENDED.**
EXHIBIT(eds66a01)

Discussion:

00:18:40 Sen. Arntzen
00:18:58 Sen. Moore
00:19:45 Pad McCracken, Legislative Services Division (LSD)
00:20:24 Sen. Arntzen
00:20:41 Sen. Moore
00:21:03 Sen. Driscoll
00:21:23 Sen. Moore
00:21:45 Sen. Brown
00:22:15 Sen. Moore

00:22:24 **Vote:** Motion carried 7-3 by roll call vote with Sen. Driscoll, Sen. Stewart-Peregoy and Sen. Windy Boy voting no. Sen. Peterson voted by proxy.

00:23:28 **Motion:** Sen. Facey moved that **HB 240 BE AMENDED WITH A CONCEPTUAL AMENDMENT.**

Discussion:

00:24:35 Sen. Jones
00:24:42 Pad McCracken, LSD
00:25:38 Sen. Moore
00:26:39 Sen. Jones
00:26:55 Sen Brown

00:26:58 **Vote:** Motion carried 7-3 by roll call vote with Sen. Arntzen, Sen. Driscoll and Sen. Moore voting no. Sen. Peterson voted by proxy.

00:29:37 **Motion/Vote:** Sen. F. Moore moved that **HB 240 BE CONCURRED IN AS AMENDED.** Motion carried 6-4 by roll call vote with Sen. Driscoll, Sen. Facey, Sen. Stewart-Peregoy and Sen. Windy Boy voting no. Sen. Moore will carry the bill.

EXECUTIVE ACTION ON HB 301

00:29:57 Sen. Jones

00:30:22 **Motion:** Sen. F. Moore moved that **HB 301 BE CONCURRED IN.**

Discussion:

00:30:36 Sen. Facey
00:30:59 Sen. Brown

00:32:08 **Motion:** Sen. F. Moore moved that **HB 301 BE AMENDED BY A CONCEPTUAL AMENDMENT.**

Discussion:

00:32:25 Sen. Facey
00:32:39 Sen Jones
00:32:44 Sen. Windy boy
00:33:22 Pad McCracken
00:33:49 Sen Jones

00:34:02 Without objection, Sen. F. Moore withdrew the BE AMENDED WITH A CONCEPTUAL AMENDMENT motion.

00:34:09 Sen. Jones
00:34:28 Pad McCracken
00:36:04 Sen. Jones

00:36:27 **Motion:** Sen. L. Jones moved that **HB 301 BE AMENDED.**

EXHIBIT(eds66a02)

Discussion:

00:36:34 Sen. Windy Boy
 00:37:38 Pad McCracken
 00:37:40 Sen. Windy Boy

00:37:45 **Vote:** Motion carried 10-0 by voice vote. Sen. Peterson voted by proxy.

00:38:30 Sen. Jones
 00:40:02 Pad McCracken
 00:40:46 Sen. Arntzen
 00:40:55 Pad McCracken
 00:41:54 Sen. Jones
 00:41:56 Pad McCracken
 00:42:11 Sen. Jones

00:42:28 **Motion:** Sen. F. Moore moved that **HB 301 BE AMENDED WITH A CONCEPTUAL AMENDMENT.**

Discussion:

00:42:54 Sen. Jones

00:42:58 **Vote:** Motion carried 10-0 by voice vote. Sen. Peterson voted by proxy.

00:43:27 **Motion/Vote:** Sen. F. Moore moved that **HB 301 BE CONCURRED IN AS AMENDED.** Motion carried 10-0 by voice vote. Sen. Peterson voted by proxy. Sen. Facey will carry the bill.

EXECUTIVE ACTION ON HB 313

00:44:24 **Motion:** Sen. F. Moore moved that **HB 313 BE CONCURRED IN.**

Discussion:

00:44:33 Sen. Facey
 00:45:37 Sen. Brown
 00:46:51 Sen. Jones
 00:46:55 Sen. Arntzen
 00:47:26 Sen. Jones
 00:47:33 Sen. Facey
 00:48:41 Sen. Brown
 00:49:24 Sen. Jones
 00:49:35 Sen. Brown
 00:49:38 Dennis Parman, Deputy Superintendent, Office of Public Instruction (OPI)
 00:50:18 Sen. Brown
 00:50:33 Sen. Windy Boy
 00:51:12 Pad McCracken
 00:51:32 Sen. Windy Boy

00:52:26 Sen. Jones
 00:52:31 Sen. Stewart-Peregoy
 00:54:59 Sen. Arntzen
 00:56:35 Dennis Parman, OPI
 00:56:49 Sen. Windy Boy
 00:57:48 Sen. Jones
 00:57:53 Sen. Brown
 00:58:52 Sen. Arntzen
 00:59:39 Sen. Jones

00:59:46 **Vote:** Motion carried 7-3 by roll call vote with Sen. Arntzen, Sen. Stewart-Peregoy and Sen. Windy Boy voting no. Sen. Peterson voted by proxy. Sen. Brown will carry the bill.

EXECUTIVE ACTION ON HB 286

01:01:26 **Motion:** Sen. Lewis moved that **HB 286 BE CONCURRED IN.**

01:01:35 **Motion:** Sen. Lewis moved that **HB 286 BE AMENDED.**
[EXHIBIT\(eds66a03\)](#)

Discussion:

01:02:26 Sen. Jones

01:02:32 **Vote:** Motion carried 10-0 by voice vote. Sen. Peterson voted by proxy.

01:02:53 **Motion:** Sen. Lewis moved that **HB 286 BE CONCURRED IN AS AMENDED.**

Discussion:

01:03:00 Sen. Windy Boy
 01:03:36 Sen. Jones

01:04:15 **Vote:** Motion carried 9-1 by voice vote with Sen. Brown voting no. Sen. Peterson voted by proxy. Sen. Thomas will carry the bill.

EXECUTIVE ACTION ON HJ 14

01:05:05 **Motion:** Sen. Arntzen moved that **HJ 14 BE CONCURRED IN.**

Discussion:

01:05:39 Sen. Lewis
 01:06:12 Sen. Facey
 01:07:06 Sen. Windy Boy
 01:08:50 Sen. Brown
 01:09:32 Sen. Jones

01:09:35 **Vote:** Motion carried 7-3 by roll call vote with Sen. Arntzen, Sen. Facey and Sen. Lewis voting no. Sen. Peterson voted by proxy. Sen. Windy Boy will carry the bill.

EXECUTIVE ACTION ON SB 374

01:10:41 **Motion:** Sen. Lewis moved that **SB 374 DO PASS AS AMENDED.** (previously amended on March 22, 2013)

Discussion:

01:11:09 Sen. Lewis
 01:12:00 Sen. Brown
 01:12:44 Sen. Jones
 01:13:03 Sen. Arntzen
 01:13:08 Sen. Facey
 01:19:17 Sen. Lewis
 01:21:41 Sen. Driscoll
 01:22:10 Sen. Stewart-Peregoy
 01:29:15 Sen. Jones
 01:29:20 Sen. Moore
 01:29:26 Dennis Parman
 01:32:45 Sen. Stewart-Peregoy
 01:34:00 Sen. Jones
 01:34:04 Sen. Moore
 01:36:25 Sen. Lewis
 01:37:07 Dennis Parman
 01:37:13 Sen Facey
 01:37:28 Sen. Lewis
 01:39:21 Sen. Facey
 01:40:38 Sen. Lewis
 01:41:21 Sen. Windy Boy
 01:44:42 Sen. Brown
 01:47:29 Sen. Facey
 01:49:32 Sen. Stewart-Peregoy
 01:51:40 Sen. Jones
 01:52:03 Sen. Lewis

01:52:19 **Vote:** Motion carried 7-3 by roll call vote with Sen. Driscoll, Sen. Facey and Sen. Stewart-Peregoy voting no. Sen. Peterson voted by proxy.

Discussion:

01:53:24 Sen. Jones
 01:53:37 Sen. Brown
 01:53:53 Sen. Jones

ADJOURNMENT

Adjournment: 5:13 p.m.

Elizabeth Whiting, Secretary

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Additional Document

Additional Documents:

EXHIBIT([eds66aad.pdf](#))