



Upcoming Hearing with Notes, Feb 6 - Feb 13

Report Date: February 5, 2023

Bill Number	Bill Sponsor	Next Hearing	Last Three Actions	Position
HB 2	Llew Jones(R) HD 18	8:00AM 02/06/2023 House Joint Approps Subcom on Judicial Branch, Law Enforcement, and Justice Hearing Room 317A	02/08/23 - Hearing 02/08/23 - Hearing 02/08/23 - Hearing	Neutral

General Appropriations Act

1/7/2023 - CAMPS will watch this bill. We have provided legislators with the OPI Audit completed in 2022 as well as some key questions to ask during the OPI presentation. Of note in the OPI Budget is a transfer of money from OPI to DPHHS for transfer of CSCT management. Of note in the audit is a question about ESSER accountability, specifically for the hold back of ESSER funds.

1/7/2023 - OPI Financial Audit, Released summer 2022, FY 20 & 21:

<https://leg.mt.gov/content/Committees/Administration/audit/2021-22/Meetings/June-2022/21-19.pdf>

1/7/2023 - OPI Proposed Budget:

<https://leg.mt.gov/content/Publications/fiscal/2025-Biennium/2025-Biennium-Budget-Analysis/Section-E/OPI-Budget-Analysis-25Bien.pdf>

1/3/2023 - "AN ACT APPROPRIATING MONEY TO VARIOUS STATE AGENCIES FOR THE BIENNIUM ENDING JUNE 30, 2025"

HB 15	David Bedey(R) HD 86	1:00PM 02/06/2023 Second Reading Senate Floor	02/02/23 - Committee Report--Bill Concurred 02/02/23 - Committee Executive Action--Bill Concurred 01/30/23 - Hearing	Support
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Implement K-12 Inflation

1/11/2023 - EA: Questions about amount and length of time. Motion passes.

1/7/2023 - Bill provides 2.7% in FY24 and 3.0% in FY25. CAMPS will support this bill, with a mention that inflation is currently higher than 3% and budget surplus. Doug will provide testimony on behalf of CAMPS. Testimony here:

<https://docs.google.com/document/d/1Rj9wq0wIOz-KCe7ilGFO8SnTJcyix9IF/edit?usp=sharing&oid=108640981809976839399&rtpof=true&sd=true>

1/6/2023 - This inflationary bill provides 2.7% in FY24 and 3.0% in FY25.

12/31/2022 - An act applying inflationary adjustments to school funding formula components; amending section 20-9-306, MCA; and providing an effective date and an applicability date.

12/31/2022 - An act applying inflationary adjustments to school funding formula components; amending section 20-9-306, MCA; and providing an effective date and an applicability date.

HB 257	Courtenay Sprunger(R) HD 7	1:00PM 02/06/2023 Second Reading House Floor	02/02/23 - Committee Report--Bill Passed 02/02/23 - Committee Executive Action--Bill Passed 01/26/23 - Fiscal Note Printed	Support
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Revise education laws related to advanced opportunities program

12/31/2022 - An act expanding personalized opportunities for students to accelerate their career and college readiness and reduce out-of-pocket costs for families; empowering students to actively engage in forming successful postsecondary pathways.



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HB 408	Sue Vinton(R) HD 56	9:00AM 02/09/2023 House Taxation Hearing Room 152	02/09/23 - Hearing 02/03/23 - First Reading 02/03/23 - Referred to Committee	Support
<p>Revise student scholarship organization and innovative education tax credits</p> <p>2/5/2023 - This bill increases the cap on the donations program, for both the public and private side. In addition, provides more flexibility regarding how districts can use the funds.</p> <p>Here are some comments from Lance: "We have a resolution seeking to more broadly distribute the tax credit to additional districts and to expand use to include capital equipment and facilities used to support innovative educational programs. This is a draft directed by Jones into which I have had substantial input. We definitely need to support (MTSBA, not everyone else). It is a good bill though."</p> <p>"Once Espinoza was issued, no more constitutional violations. So we turned our efforts last session to ensuring that there was a public side, which we got against the wishes of the sponsor with help from Senator Salomon. Now they are increasing both sides to \$5 million and are expanding public side use for capital equipment and facilities for innovative educational programming."</p> <p>2/3/2023 - "AN ACT REVISING THE STUDENT SCHOLARSHIP ORGANIZATION AND INNOVATIVE EDUCATIONAL PROGRAM INCOME TAX CREDITS; INCREASING THE AGGREGATE LIMITS FOR THE CREDITS; LIMITING THE AMOUNT OF DONATIONS THAT A SCHOOL DISTRICT MAY RETAIN; PROVIDING FOR REDISTRIBUTION OF FUNDS THAT EXCEED A SCHOOL DISTRICT'S LIMIT TO SCHOOL DISTRICTS THAT RECEIVE ADVANCED OPPORTUNITY AID; REVISING THE DEFINITION OF "INNOVATIVE EDUCATIONAL PROGRAM"; PROVIDING A STATUTORY APPROPRIATION;</p>				
HB 252	Jonathan Karlen(D) HD 96	1:00PM 02/06/2023 Second Reading House Floor	02/01/23 - Committee Report--Bill Passed as Amended 01/31/23 - Committee Executive Action--Bill Passed as Amended 01/27/23 - Amendments Available	Neutral
<p>Youth behavioral health screening</p> <p>1/25/2023 - This bill would add appropriation to a program that is currently being piloted by DPHHS in numerous schools across the state.</p> <p>1/25/2023 - AN ACT PROVIDING FOR AN OPTIONAL MENTAL HEALTH SCHOOL SCREENING PROGRAM; ESTABLISHING SCREENING AND REPORTING REQUIREMENTS; TRANSFERRING FUNDS; PROVIDING AN APPROPRIATION</p>				
HB 22	David Bedey(R) HD 86	1:00PM 02/06/2023 Second Reading Senate Floor	01/25/23 - Committee Report--Bill Concurred 01/25/23 - Committee Executive Action--Bill Concurred 01/23/23 - Hearing	Neutral
<p>Revising use of revenue from teacher licensure fees</p> <p>12/31/2022 - Will provide more flexibility to the BPE and how they use the funds received from teacher licensure. AN ACT REVISING THE USE OF REVENUE FROM TEACHER LICENSURE FEES BY THE BOARD OF PUBLIC EDUCATION; AMENDING SECTION 20-4-109, MCA; AND PROVIDING AN EFFECTIVE DATE</p>				
HB 338	Jonathan Windy Boy(D) HD 32	3:00PM 02/06/2023 House Education Hearing Room 137	02/06/23 - Hearing 01/27/23 - First Reading 01/27/23 - Introduced Bill Text Available Electronically	Support with amendments
<p>Revise laws related to Indian Education for All</p>				



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<p>2/2/2023 - This bill would require all school boards ensure all certified personnel and all students receive instruction in American Indian studies and require a detailed report of American Indian studies provided to certified personnel and students and how this instruction was developed cooperatively with the advice and assistance of tribes. Should these reporting requirements not be met, the bill would make a district ineligible to receive Indian Education for All payments until the report was filed.</p>				
HB 382	Greg Oblander(R) HD 40	3:00PM 02/06/2023 House Education Hearing Room 137	02/06/23 - Hearing 02/01/23 - Fiscal Note Requested 02/01/23 - First Reading	Support
<p>Revise education laws related to career and technology student organizations</p>				
<p>2/2/2023 - This bill revises the uses of funds for state career and technology student organizations and provides a \$1.5 million appropriation.</p>				
SB 235	Daniel Emrich(R) SD 11	3:00PM 02/06/2023 Senate Education and Cultural Resources Hearing Room 422	02/06/23 - Hearing 01/31/23 - Introduced Bill Text Available Electronically 01/31/23 - Referred to Committee	Oppose
<p>Establish requirements for science instruction in public schools</p>				
<p>2/2/2023 - This bill would prohibit the board of public education to adopt, nor the superintendent of public instruction, from developing or adopting any science curriculum that is not "scientific fact." In the "whereas" clauses, the bill considers "scientific fact" as "observable and repeatable, and if it does not meet these criteria, it is a theory that is defined as speculation and is for higher education to explore, debate, and test to ultimately reach a scientific conclusion of fact or fiction." It would require school districts to "ensure that any science curriculum guides developed by the office of public instruction include only scientific fact." A parent may appeal any lack of compliance by a district under the provisions for the appeal of controversies in 20-3-107 and 20-3-210.</p>				
<p>2/2/2023 - AN ACT ESTABLISHING REQUIREMENTS FOR SCIENCE INSTRUCTION IN PUBLIC SCHOOLS; DEFINING "SCIENTIFIC FACT"; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.</p>				
HB 361	Brandon Ler(R) HD 35	8:00AM 02/08/2023 House Judiciary Hearing Room 137	02/08/23 - Hearing 01/31/23 - Introduced Bill Text Available Electronically 01/30/23 - First Reading	Oppose
<p>Provide that use of a name and sex by a student is not discrimination</p>				
<p>2/2/2023 - This bill could require districts to violate 20-5-208. LINK: https://leg.mt.gov/bills/mca/title_0200/chapter_0050/part_0020/section_0080/0200-0050-0020-0080.html</p>				
<p>2/2/2023 - Federal Advice: It should be noted that this came out of Betsy Devos' office and emphasized that in spite of rescinding previous guidance (which has since been reinstated by the way), that bullying and harassment prohibitions would continue to be enforced. See quoted language: "Please note that this withdrawal of these guidance documents does not leave students without protections from discrimination, bullying, or harassment. All schools must ensure that all students, including LGBT students, are able to learn and thrive in a safe environment. The Department of Education Office for Civil Rights will continue its duty under law to hear all claims of discrimination and will explore every appropriate opportunity to protect all students and to encourage civility in our classrooms. The Department of Education and the Department of Justice are committed to the application of Title IX and other federal laws to ensure such protection."</p>				
<p>1/31/2023 - New Section: The trustees of a school district may not adopt a policy that subjects a student to disciplinary action for behavior that is not considered an unlawful discriminatory practice pursuant to 49-2-307(2). Don't think this statement is workable. School districts adopt lots of discipline policies for actions that may not be defined in unlawful discriminatory practices. For example: a student could be disciplined for assault, which is not in the list of unlawful discriminatory practice.</p>				
<p>1/31/2023 - AN ACT REVISING LAWS REGARDING DISCRIMINATORY PRACTICES IN EDUCATION; PROVIDING THAT IT IS NOT A DISCRIMINATORY PRACTICE FOR A STUDENT TO CALL A STUDENT BY THE STUDENT'S LEGAL NAME OR</p>				



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REFERENCE THE STUDENT BY THE STUDENT'S SEX;				
SB 266	Theresa Manzella(R) SD 44	3:00PM 02/08/2023 Senate Public Health, Welfare and Safety Hearing Room 317	02/08/23 - Hearing 02/03/23 - First Reading 02/03/23 - Referred to Committee	Neutral
Generally revise child abuse and neglect laws				
2/5/2023 - AN ACT GENERALLY REVISING CHILD ABUSE AND NEGLECT LAWS; PROVIDING REQUIREMENTS FOR PARENTAL CONTACT AND DECISION MAKING WHEN THE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES PROVIDES PROTECTIVE SERVICES; REVISING IMMUNITY LAWS TO EXEMPT FROM IMMUNITY ANYONE WHO ENCOURAGES OR COERCES A CHILD TO WITHHOLD INFORMATION FROM A PARENT OR PROVIDE FALSE INFORMATION ABOUT A PARENT;				
HB 391	Sherry Essmann(R) HD 52	9:00AM 02/08/2023 House Taxation Hearing Room 152	02/08/23 - Hearing 02/03/23 - First Reading 02/03/23 - Referred to Committee	Under Review
Require local user fee on certain exempt property				
2/5/2023 - AN ACT REQUIRING CITIES AND COUNTIES TO COLLECT A USER FEE ON CERTAIN EXEMPT PROPERTY; PROVIDING THE PROPERTY THAT IS SUBJECT TO THE FEE; PROVIDING THAT THE FEE MUST BE USED FOR PUBLIC SAFETY AND ROAD MAINTENANCE; PROVIDING THAT THE FEE MUST BE BASED ON SQUARE FOOTAGE OR A FLAT FEE IF THERE ARE NO IMPROVEMENTS; AND PROVIDING A DEFINITION.				
SJ 4	Wendy McKamey(R) SD 12	1:00PM 02/06/2023 Third Reading House Floor	02/06/23 - Scheduled for 3rd Reading 02/03/23 - 2nd Reading Concurred 02/03/23 - Scheduled for 2nd Reading	Support
Provide for interim study of PERS and TRS				
1/7/2023 - A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA REQUESTING AN INTERIM STUDY OF THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM DEFINED BENEFIT PLAN AND THE TEACHERS' RETIREMENT SYSTEM AND THE DEVELOPMENT OF RECOMMENDATIONS FOR A LONG-TERM STRATEGIC APPROACH TO FUNDING THE SYSTEMS				
HB 344	Mark Thane(D) HD 99	1:00PM 02/06/2023 Second Reading House Floor	02/02/23 - Committee Report--Bill Passed 02/02/23 - Committee Executive Action--Bill Passed 02/01/23 - Fiscal Note Printed	Neutral
Require new school buses to be equipped with lap-shoulder belts				
2/5/2023 - Why Neutral on this Bill? From MTSBA: Monitoring is the more appropriate course of action here. We don't have a member-adopted resolution addressing the issue, and we are striking a balance between the good intentions of the bill vs. the imposition of a new mandate without a funding source other than an increase in local levies, which violates the following section of law.				
1-2-113. Statutes imposing new duties on a school district to provide means of financing. (1) Any law enacted by the legislature that requires a school district to perform an activity or provide a service or facility and that will require the direct expenditure of additional funds must provide a specific means to finance the activity, service, or facility other than the existing property tax mill levy. Any law that fails to provide a specific means to finance the service or facility is not effective until a specific means of				



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financing meeting the requirements of subsection (2) is provided by the legislature.				
(2) Financing must be by means of a remission of money by the state for the purpose of funding the activity, service, or facility. Financing must bear a reasonable relationship to the actual cost of performing the activity or providing the service or facility.				
(3) Legislation passed and approved may not supersede or modify any provision of this section, except to the extent that the legislation expressly does so.				
(4) This section does not apply to any law under which the required expenditure of additional funds by the board of trustees is an insubstantial amount that can be readily absorbed into the budget of an existing program.				
1/30/2023 - AN ACT REQUIRING A NEW SCHOOL BUS PURCHASED ON OR AFTER JANUARY 1, 2024, TO BE EQUIPPED WITH LAP-SHOULDER BELTS; PROVIDING EXCEPTIONS; LIMITING GOVERNMENTAL LIABILITY; CLARIFYING BID LETTING REQUIREMENTS IN SCHOOL BUS TRANSPORTATION CONTRACTS REGARDING LAP-SHOULDER BELTS; REVISING SCHOOL BUS RATED CAPACITY REQUIREMENTS; DECREASING CERTAIN REGISTRATION FEES FOR SCHOOL BUSES EQUIPPED WITH LAP-SHOULDER BELTS				

SB 174	Wendy McKamey(R) SD 12	1:00PM 02/06/2023 Second Reading Senate Floor	02/02/23 - Committee Report--Bill Passed as Amended 02/01/23 - Committee Executive Action--Bill Passed as Amended 01/20/23 - Hearing	Neutral
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Allow counties funding for broadband infrastructure

1/24/2023 - Senator Curdy would like to amend this bill to exclude school districts from the non-compete clause with private internet providers. Looking for some support for his amendment.

1/24/2023 - AN ACT ALLOWING AN AGENCY OR POLITICAL SUBDIVISION TO PROVIDE FUNDING FOR BROADBAND INFRASTRUCTURE PROJECTS

SB 200	Greg Hertz(R) SD 6	3:00PM 02/06/2023 Senate State Administration Hearing Room	02/06/23 - Hearing 01/31/23 - Hearing Canceled 01/23/23 - Introduced Bill Text Available Electronically	Oppose
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Revise use of party affiliation for nonpartisan races

1/31/2023 - This bill would require an elections administrator to include a candidate's political party affiliation for a non-partisan office if they candidate lists their political party affiliation on a declaration for nomination. The bill specifically includes the language that, "A candidate for a trustee position may indicate the candidate's political party affiliation on the candidate's declaration of intent." MTSBA will speak on behalf of the Coalition.

HB 175	Edward Buttrey(R) HD 21	3:00PM 02/07/2023 Senate Finance and Claims Hearing Room 303	02/07/23 - Hearing 01/20/23 - First Reading 01/20/23 - Referred to Committee	Neutral
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Amend state ARPA funding session law

1/7/2023 - AN ACT EXPANDING DEFINITION OF LINE-ITEM TRANSFER IN CHAPTER 401, LAWS OF 2021; PROVIDING FOR EXPANDED TRANSFER OF APPROPRIATION AUTHORITY IN CHAPTER 401, LAWS OF 2021. (This bill may impact state ARPA funds or ESSER funds.)

HB 328	Brad Barker(R) HD 58	3:00PM 02/07/2023 House Local Government Hearing Room 472	02/07/23 - Hearing 01/26/23 - First Reading 01/26/23 - Referred to Committee	Support with amendments
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Require certain govt boards to record public meetings in audio and video format

2/5/2023 - CAMPS received tentative agreement on a variety of amendments before this bill is heard. Extension of implementation date to 2024. Extension of posting on website to 5 days. Please see this amended version:



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				<p>https://docs.google.com/document/d/e/2PACX-1vSYIEudbP5IH1y6qoKsXLsza8lygoamM1m9t7zOGRYG3-zVD6V0qKOUcbcdF4uIPa/pub</p> <p>2/2/2023 - This bill would require governing boards, including school boards, to record and publish video and audio of all public meetings within 1 business day. The Coalition of Advocates are committed to open and transparent meetings but are concerned regarding the ability of schools and their personnel to meet the demands that this bill outlined in both time, staffing, technology, security and training resources. MASBO will speak on behalf of the Coalition.</p> <p>1/28/2023 - Would require school boards to record in both audio and video format. Also requires posting on website within one business day. Appropriation is for \$500 start up grant. Dennis with MREA is going to suggest some amendments during testimony. Concern about cost to do this and feasibility for our very small districts.</p> <p>1/28/2023 - AN ACT PROVIDING FOR INCREASED TRANSPARENCY AND ACCOUNTABILITY IN GOVERNMENT BY REQUIRING CERTAIN GOVERNMENT ENTITIES TO RECORD THEIR PUBLIC MEETINGS IN AUDIO AND VIDEO FORMAT; REQUIRING THOSE ENTITIES TO PUBLISH THE AUDIO AND VIDEO RECORDINGS TO THE GOVERNMENT WEBSITE WITHIN 1 BUSINESS DAY AFTER THE PUBLIC MEETING; PROVIDING AN APPROPRIATION</p>