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MONTANA CONSTITUTIONAL CONVENTION

STATE CAPITOL • HELENA, MONTANA 59601 • TELEPHONE 406/449-3750

EDUCATION AND PUBLIC LANDS COMMITTEE

Place of Meeting: Room 436

Date Meeting Held: 2/15/72
Hour Meeting Held: 9:40 A.M.

Committee Chairman: Richard Champoux

MINUTES OF THE TWENTY-FIFTH MEETING OF THE EDUCATION AND PUBLIC LANDS COMMITTEE

SUBJECT OF MEETING: Deliberation

Roll Call:

Richard Champoux	<u>Present</u>
Robert Noble	<u>Present</u>
Lloyd Barnard	<u>Present</u>
William Burkhardt	<u>Present</u>
Marjorie Cain	<u>Present</u>
Max Conover	<u>Present</u>
Carl Davis	<u>Present</u>
Gene Harbaugh	<u>Present</u>
Dan Harrington	<u>Present</u>
Robert Woodmansey	<u>Present</u>

DISCUSSION:

The committee discussed the Trust and Legacy Fund by sections. Deciding it was very unclear they called on Roger Barber from the Revenue and Finance Committee and James Howeth from the State Investment Commissioner.

Mr. Barber said that the Trust and Legacy Fund may not have to be developed in the Constitution, because it may be retained by statutes.

Mr. James Howeth, Commissioner of the Investment Board also spoke on the Trust and Legacy Fund. He felt there should be no limits or restrictions set forth in the constitution. He said his main concern was the restrictions on investments. He said if anything was put in he would lean toward the prudent man concept.

The Article on Public Lands was next discussed. It was decided to add "nor shall any lands which the state holds by grant from the United States (in any case in which the manner of disposal and minimum price are so prescribed) be disposed of, except in the manner and for at least the price prescribed in the grant thereof, without the consent of the United States."

A vote was then taken on the Public Lands Article. Vote was unanimous.

Next, Section 1 was discussed. It was the feeling of the committee that there should be changes in the rough draft.

Mr. Conover thought that race, color, sex, creed, etc. might be added in paragraph 1. Mr. Davis didn't know how the legislature could fund the full educational potential of each person. He felt something should be put in about the method of full funding. Mr. Harbaugh's suggestion for section 1 was discussed. Mr. Champoux said it should be made clear what is meant by free. It was decided that the school would have to provide the essential materials for a person to get through a required class.

Next the words public lebraries were discussed. Some felt this should not be in the section or should not be funded. It was decided to put public libraries after the other educational institutions.

Section 1 was passed over until the next meeting.

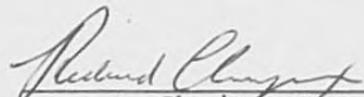
Section 2. Mr. Barnard moved that we leave Section 2 as is. The vote was unanimoux.

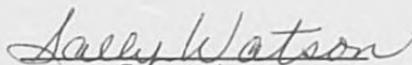
Section 3. Mr. Champoux suggested that part of the Trust and Legacy Fund could be added to this section. It was decided to leave this section until the next meeting, as Mr. Barnard had a new section he wanted to present.

Section 4. Mr. Davis moved that the Secretary of State be put back on the Board of Land Commissioners. Motion carried. The vote on the entire section was then taken. Vote was unanimous.

Section 5. It was suggested to add "to the elementary and secondary schools" after the word "annually" in the first paragraph of the rough draft. Mrs. Cain will check with Department of Public Instruction to find out about the distribution of the I & I monies before a vote was taken.

Meeting adjourned.


Chairman


Secretary