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## Minutes of the twentieth meeting of the Executive Committee

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# MONTANA CONSTITUTIONAL CONVENTION

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

## EXECUTIVE COMMITTEE

Place of Meeting: Room 430-31 &  
Senate Chambers

Date Meeting Held: 2/2/72  
Hour Meeting Held: 1:30 p.m.

Committee Chairman: Thomas F. Joyce

### THE MINUTES OF THE TWENTIETH MEETING OF THE EXECUTIVE COMMITTEE

SUBJECT OF MEETING: Presentations by John Peterson, Board of Pardons  
& Superintendent of Public Instruction Colburg

Roll Call:

Thomas F. Joyce, Chairman	<u>Present</u>
J. C. Garlington, Vice Chairman	<u>Present</u>
Harold Arbanas	<u>Present</u>
Betty Babcock	<u>Present</u>
James R. Felt	<u>Absent</u>
Fred J. Martin	<u>Present</u>
Richard B. Roeder	<u>Present</u>
Margaret S. Warden	<u>Present</u>
Archie O. Wilson	<u>Present</u>

### INTERESTED PERSONS TESTIFYING:

<u>Name</u>	<u>Occupation or Title</u>
John Peterson	Chairman, Board of Pardons
Delores Colburg	Superintendent of Public Instruction
Jack Gunderson	Education Comm-House of Representatives
Mrs. Rosemary Boschert	Housewife
Mr. LeRoy Corbin	Montana Federation of Teachers
Chad Smith	Montana School Boards Association

The first to testify this afternoon was John Peterson, Chairman of the Board of Pardons. He stated the board has two basic functions: (1) investigate and recommend to the governor's office the position of the board on granting pardons or giving executive clemency; and (2) grant paroles, which is set forth by statute. He felt it not necessary to retain the Board of Pardons as a constitutional board. He then cited examples of surrounding states concerning how the various boards are set up. This information was taken from a booklet compiled by the National Parole Institutes which Mr. Peterson left with the committee for their review. A brief discussion followed pertaining mainly to the civil rights of an offender.

The committee recessed briefly at 2:00 p.m. to meet in the Senate Chambers for the joint hearing with the Education Committee to hear testimony by Delores Colburg, Superintendent of Public Instruction.

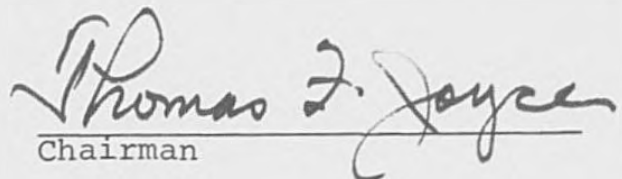
First to speak was Jack Gunderson, member of the Education Committee of the House of Representatives. He proposes to reduce the membership of the Board of Education ex officio regents to three. Attached as Exhibit A is a flow chart which he left with the committee.


Mrs. Colburg, Superintendent of Public Instruction spoke at some length emphasizing her position that her office remain elective. Her prepared statement is attached as Exhibit B and forms a part of these minutes.

Mrs. Rosemary Boschert, housewife and Mr. LeRoy Corbin representing the Montana Federation of Teachers both supported Mrs. Colburg's statements. Their prepared statements are attached as Exhibits C and D.

Last to testify this afternoon was Chad Smith representing the Montana School Boards Association who supported the appointment of the superintendent by the Board of Education.

Time of Adjournment: 4:00 p.m.

  
Chairman

  
Secretary