

05/20/2021

Bowen Greenwood
CLERK OF THE SUPREME COURT
STATE OF MONTANA

Case Number: OP 21-0246



AN ACT GENERALLY REVISING GUN LAWS; PROVIDING A LEGISLATIVE PURPOSE, INTENT, AND FINDINGS; PROVIDING LOCATIONS WHERE CONCEALED WEAPONS MAY BE CARRIED AND EXCEPTIONS; PROHIBITING THE MONTANA UNIVERSITY SYSTEM AND BOARD OF REGENTS FROM INFRINGING ON CONSTITUTIONAL RIGHTS AND PROVIDING EXCEPTIONS; PROVIDING A SEPARATE CIVIL CAUSE OF ACTION FOR VIOLATIONS OF THIS ACT; AMENDING SECTIONS 45-3-111, 45-8-316, 45-8-328, AND 45-8-351, MCA; REPEALING SECTIONS 45-8-317 AND 45-8-339, MCA; AND PROVIDING EFFECTIVE DATES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Purpose. The purpose of [sections 1 through 11] is to enhance the safety of people by expanding their legal ability to provide for their own defense by reducing or eliminating government-mandated places where only criminals are armed and where citizens are prevented from exercising their fundamental right to defend themselves and others.

Section 2. Legislative intent. It is the intent of the legislature to reduce or remove provisions of law that limit or prohibit the ability of citizens to defend themselves by restricting with prior restraint the right to keep or bear arms that the people have reserved to themselves in the Montana constitution, and to further establish that the right to defense of a person's life, liberty, or property is a fundamental right.

Section 3. Legislative findings. The legislature declares and finds as follows:

(1) Nowhere in Article X, section 9(2)(a), of the Montana constitution is any power granted to amend, suspend, alter, or abolish the Montana constitution, nor is any power granted to affect or interfere with the rights the people have reserved to themselves specifically from interference by government entities and government

actors in Article II of the Montana constitution.

(2) The Montana university system was created and is controlled by the Montana constitution and the land and buildings occupied by the university system are public property and not private property and are therefore clearly government entities.

(3) Any significant prohibition upon the possession of firearms at or on the various campuses of the Montana university system calls into question the rights that the people have reserved to protect themselves from government interference under Article II, section 12, of the Montana constitution.

(4) Zones where guns are prohibited provide an increased risk to the health and safety of citizens because these zones create an unreasonable expectation of government-provided safety, while that safety cannot be provided or ensured.

(5) In *District of Columbia v. Heller*, 554 U.S. 570 (2008), and *McDonald v. City of Chicago*, 561 U.S. 742 (2010), the United States supreme court affirmed that the second amendment to the United States constitution reserves to individuals the fundamental right to keep and bear arms for self-defense and is applicable as a restriction upon state and local governments and all political subdivisions of state and local government through the 14th amendment to the United States constitution.

Section 4. Where concealed weapon may be carried -- exceptions. A person with a current and valid permit issued pursuant to 45-8-321 or recognized pursuant to 45-8-329 may not be prohibited or restricted from exercising that permit anywhere in the state, except:

(1) in a correctional, detention, or treatment facility operated by or contracted with the department of corrections or a secure treatment facility operated by the department of public health and human services;

(2) in a detention facility or secure area of a law enforcement facility owned and operated by a city or county;

(3) at or beyond a security screening checkpoint regulated by the transportation security administration in a publicly owned, commercial airport;

(4) in a building owned and occupied by the United States;

(5) on a military reservation owned and managed by the United States;

(6) on private property where the owner of the property or the person who possesses or is in control

of the property, including a tenant or lessee of the property, expressly prohibits firearms;

(7) within a courtroom or an area of a courthouse in use by court personnel pursuant to an order of a justice of the peace or judge; or

(8) in a school building as determined by a school board pursuant to 45-8-361.

Section 5. Prohibition on infringement of constitutional rights. The board of regents and all university system employees subject to the authority of the board of regents are prohibited from enforcing or coercing compliance with any rule or regulation that diminishes or restricts the rights of the people to keep or bear arms as reserved to them in Article II of the Montana constitution, especially those rights reserved in Article II, sections 4 through 12, notwithstanding any authority of the board of regents under Article X, section 9(2)(a), of the Montana constitution.

Section 6. Regulation of firearms prohibited for certain people -- exceptions. (1) Except as provided in subsection (2), the board of regents and any unit of the university system may not regulate, restrict, or place an undue burden on the possession, transportation, or storage of firearms on or within university system property by a person eligible to possess a firearm under state or federal law and meeting the minimum safety and training requirements in 45-8-321(3).

(2) The board of regents or a unit of the university system may prohibit or regulate the following:

(a) the discharge of a firearm on or within university system property unless the discharge is done in self-defense;

(b) the removal of a firearm from a gun case or holster unless the removal is done in self-defense or within the domicile on campus of the lawful possessor of the firearm;

(c) the pointing of a firearm at another person unless the lawful possessor is acting in self-defense;

(d) the carrying of a firearm outside of a domicile on campus unless the firearm is within a case or holster;

(e) the failure to secure a firearm with a locking device whenever the firearm is not in the possession of or under the immediate control of the lawful possessor of the firearm;

(f) the possession or storage of a firearm in an on-campus dormitory or housing unit without the

express permission of any roommate of the lawful possessor of the firearm;

(g) the possession or storage of a firearm by any individual who has a history of adjudicated university system discipline arising out of the individual's interpersonal violence or substance abuse;

(h) the possession of a firearm at an event on campus where campus authorities have authorized alcohol to be served and consumed; and

(i) the possession of a firearm at an athletic or entertainment event open to the public with controlled access and armed security on site.

Section 7. Remedy for violations Any person that suffers deprivation of rights enumerated under [sections 1 through 6] has a cause of action against any governmental entity, as defined in 2-9-101. The cause of action must be filed in district court. If a person asserting a deprivation of rights prevails, the person may be awarded reasonable costs, attorney fees, and damages.

Section 8. Section 45-3-111, MCA, is amended to read:

"45-3-111. Openly carrying weapon -- display -- exemption. (1) Any person who is not otherwise prohibited from doing so by federal or state law may openly carry a weapon and may communicate to another person the fact that the person has a weapon.

(2) If a person reasonably believes that the person or another person is threatened with bodily harm, the person may warn or threaten the use of force, including deadly force, against the aggressor, including drawing or presenting a weapon.

~~(3) This section does not limit the authority of the board of regents or other postsecondary institutions to regulate the carrying of weapons, as defined in 45-8-361(5)(b), on their campuses."~~

Section 9. Section 45-8-316, MCA, is amended to read:

"45-8-316. Carrying concealed firearms -- exemption. (1) A person who carries or bears concealed upon the individual's person a firearm shall be punished by a fine not exceeding \$500 or by imprisonment in the county jail for a period not exceeding 6 months, or both.

(2) A person who has previously been convicted of an offense, committed on a different occasion

than the offense under this section, in this state or any other jurisdiction for which a sentence to a term of imprisonment in excess of 1 year could have been imposed and who carries or bears concealed upon the individual's person a firearm shall be punished by a fine not exceeding \$1,000 or be imprisoned in the state prison for a period not exceeding 5 years, or both.

(3) This section does not apply to a person eligible to possess a firearm under state or federal law."

Section 10. Section 45-8-328, MCA, is amended to read:

"45-8-328. Carrying concealed weapon in prohibited place -- penalty. (1) Except for a person issued a permit pursuant to 45-8-321 or a person recognized pursuant to 45-8-329 ~~legislative security officers authorized to carry a concealed weapon in the state capitol as provided in 45-8-317(1)(k),~~ a person commits the offense of carrying a concealed weapon in a prohibited place if the person purposely or knowingly carries a concealed weapon in:

~~(a) portions of a building used for state or local government offices and related areas in the building that have been restricted;~~

~~(b) a bank, credit union, savings and loan institution, or similar institution during the institution's normal business hours. It is not an offense under this section to carry a concealed weapon while:~~

~~(i) using an institution's drive-up window, automatic teller machine, or unstaffed night depository; or~~

~~(ii) at or near a branch office of an institution in a mall, grocery store, or other place unless the person is inside the enclosure used for the institution's financial services or is using the institution's financial services.~~

~~(c) a room in which alcoholic beverages are sold, dispensed, and consumed under a license issued under Title 16 for the sale of alcoholic beverages for consumption on the premises.~~

(2) ~~It is not a defense that the person had a valid permit to carry a concealed weapon.~~ A person convicted of the offense shall be imprisoned in the county jail for a term not to exceed 6 months or fined an amount not to exceed \$500, or both."

Section 11. Section 45-8-351, MCA, is amended to read:

"45-8-351. Restriction on local government regulation of firearms. (1) Except as provided in subsection (2), a county, city, town, consolidated local government, or other local government unit may not

prohibit, register, tax, license, or regulate the purchase, sale or other transfer (including delay in purchase, sale, or other transfer), ownership, possession, transportation, use, or unconcealed carrying of any weapon, including a rifle, shotgun, handgun, or concealed handgun.

(2) (a) For public safety purposes, a city or town may regulate the discharge of rifles, shotguns, and handguns. A county, city, town, consolidated local government, or other local government unit has power to prevent and suppress the carrying of unpermitted concealed weapons or the carrying of unconcealed weapons to a publicly owned and occupied building under its jurisdiction.

(b) Nothing contained in this section allows any government to prohibit the legitimate display of firearms at shows or other public occasions by collectors and others or to prohibit the legitimate transportation of firearms through any jurisdiction, whether in airports or otherwise.

~~(c) A local ordinance enacted pursuant to this section may not prohibit a legislative security officer who has been issued a concealed weapon permit from carrying a concealed weapon in the state capitol as provided in 45-8-317."~~

NEW SECTION. Section 12. Repealer. The following sections of the Montana Code Annotated are repealed:

45-8-317. Exceptions.

45-8-339. Carrying firearms on train -- penalty.

Section 13. Severability. If a part of [this act] is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications.

Section 14. Codification instruction. [Sections 1 through 7] are intended to be codified as an integral part of Title 45, chapter 8, part 3, and the provisions of Title 45, chapter 8, part 3, apply to [sections 1 through 7].

Section 15. Effective dates. (1) Except as provided in subsection (2), [this act] is effective on

passage and approval.

(2) [Section 6] is effective June 1, 2021.

- END -

HOUSE BILL NO. 102

INTRODUCED BY S. BERGLEE, M. BINKLEY, L. BREWSTER, N. DURAM, P. FIELDER, G. FRAZER, J. FULLER, S. GALLOWAY, E. HILL, C. HINKLE, J. HINKLE, M. HOPKINS, J. KASSMIER, C. KNUDSEN, R. KNUDSEN, B. LER, R. MARSHALL, T. MOORE, J. PATELIS, B. PHALEN, V. RICCI, J. SCHILLINGER, K. SEEKINS-CROWE, L. SHELDON-GALLOWAY, J. TREBAS, S. VINTON, D. SKEES, J. CARLSON, J. GILLETTE, S. KERNS, B. MITCHELL, M. NOLAND, M. STROMSWOLD, B. TSCHIDA, B. BEARD, W. GALT, B. USHER, K. ZOLNIKOV

AN ACT GENERALLY REVISING GUN LAWS; PROVIDING A LEGISLATIVE PURPOSE, INTENT, AND FINDINGS; PROVIDING LOCATIONS WHERE CONCEALED WEAPONS MAY BE CARRIED AND EXCEPTIONS; PROHIBITING THE MONTANA UNIVERSITY SYSTEM AND BOARD OF REGENTS FROM INFRINGING ON CONSTITUTIONAL RIGHTS AND PROVIDING EXCEPTIONS; PROVIDING A SEPARATE CIVIL CAUSE OF ACTION FOR VIOLATIONS OF THIS ACT; AMENDING SECTIONS 45-3-111, 45-8-316, 45-8-328, AND 45-8-351, MCA; REPEALING SECTIONS 45-8-317 AND 45-8-339, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE DATES.

I hereby certify that the within bill,
HB 102, originated in the House.

Chief Clerk of the House

Speaker of the House

Signed this _____ day
of _____, 2021.

President of the Senate

Signed this _____ day
of _____, 2021.

MONTANA BOARD OF REGENTS OF HIGHER EDUCATION
Policy and Procedures Manual

SUBJECT: PHYSICAL PLANT

Policy 1006 – Security and Law Enforcement Operations

Adopted: November 18, 1999: Revised: May 25, 2012

Board policy:

A. The president, chancellor or dean of each campus of the Montana University System shall have general control and direction of the police or security department of his or her campus in accordance with the policies of the Board of Regents of Higher Education. A campus may contract with private security companies for the provision of security services.

B. Except as provided in subsection C, only the following may carry firearms on or at any campus of the Montana University System:

1. those persons who are acting in the capacity of police or security department officers and who:
 - a. have successfully completed the basic course in law enforcement conducted by the Montana Law Enforcement Academy or an equivalent course conducted by another state agency and recognized as such by the Crime Control Division of the Montana Department of Justice; or;
 - b. have passed the state approved equivalency examination administered by the Montana Law Enforcement Academy; and
2. those persons who are employees of a contracted private security company and who are registered to carry firearms pursuant to Title 37, Chapter 60, MCA.

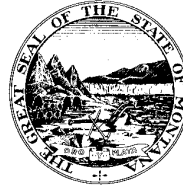
C. Each campus may establish regulations governing the transportation and storage of firearms on campus.

History:

Item 7-002-R0175, Authorization for Presidents to Appoint Security Personnel, January 16, 1975 as revised September 14, 1981, June 28, 1982, September 14, 1984, August 2, 1991, and November 18, 1999 (Item 104-103-R0999). Revised May 25, 2012 (Item 155-105-R0512).

Cross reference:

See also Section 702.3, Appointment, Campus personnel.



AN ACT APPROPRIATING MONEY TO VARIOUS STATE AGENCIES FOR THE BIENNIUM ENDING JUNE 30, 2023; AND PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Short title. [This act] may be cited as "The General Appropriations Act of 2021".

Section 2. First level expenditures. The agency and program appropriation tables in the legislative fiscal analyst narrative accompanying this bill, showing first level expenditures and funding for the 2023 biennium, are adopted as legislative intent.

Section 3. Severability. If any section, subsection, sentence, clause, or phrase of [this act] is for any reason held unconstitutional, the decision does not affect the validity of the remaining portions of [this act].

Section 4. Appropriation control. An appropriation item designated "Biennial" may be spent in either year of the biennium. An appropriation item designated "Restricted" may be used during the biennium only for the purpose designated by its title and as presented to the legislature. An appropriation item designated "One Time Only" or "OTO" may not be included in the present law base for the 2025 biennium. The office of budget and program planning shall establish a separate appropriation on the statewide accounting, budgeting, and human resource system for any item designated "Biennial", "Restricted", "One Time Only", or "OTO". The office of budget and program planning shall establish at least one appropriation on the statewide accounting, budgeting, and human resource system for any appropriation that appears as a separate line item in [this act].

Section 5. Appropriation control. The office of budget and program planning shall establish a separate appropriation on the statewide accounting, budgeting, and human resource system for the funding included in each executive branch agency's budget to pay fixed cost allocations for the state information technology services division of the department of administration. The appropriations must be designated as restricted.

Section 6. Program definition. As used in [this act], "program", which has the same meaning as defined in 17-7-102, is consistent with the management and accountability structure established on the statewide accounting, budgeting, and human resource system, and is identified as a major subdivision of an agency ordinaly numbered with an Arabic numeral.

Section 7. Personal services funding -- 2025 biennium. (1) Except as provided in subsection (2), present law and new proposal funding budget requests for the 2023 biennium

submitted under Title 17, chapter 7, part 1, by each executive, judicial, and legislative branch agency must include funding of first level personal services separate from funding of other expenditures. The funding of first level personal services by fund or equivalent for each fiscal year must be shown at the fourth reporting level or equivalent in the budget request for the 2025 biennium submitted by November 1 to the legislative fiscal analyst by the office of budget and program planning.

(2) The provisions of subsection (1) do not apply to the Montana university system.

Section 8. Budget amendment eligibility. If a state special revenue fund is specifically identified and referenced in [section 11] and eligible for budget amendments in the 2023 biennium, the base budget for the 2025 biennium will be established using the higher of the fiscal year 2023 biennium appropriation in House Bill No. 2 or the fiscal year 2022 actual expenditure level to include expenditures associated with budget amendments as defined in Senate Bill No. 191.

Section 9. Totals not appropriations. The totals shown in [this act] are for informational purposes only and are not appropriations.

Section 10. Effective date. [This act] is effective July 1, 2021.

Section 11. Appropriations. The following money is appropriated for the respective fiscal years:

Fiscal 2022						Fiscal 2023					
General Fund	State Special Revenue	Federal Special Revenue	Proprietary	Other	Total	General Fund	State Special Revenue	Federal Special Revenue	Proprietary	Other	Total
57,059	0	793,678	52,898	0	903,635	59,009	0	795,212	52,879	0	907,100
<hr/>											
Total											
3,414,391	951,897	902,537	589,995	0	5,858,820	3,495,553	951,963	904,158	590,758	0	5,942,432

COMMISSIONER OF HIGHER EDUCATION (51020)

1.	Administration Program (01)	3,697,901	0	0	610,554	0	4,308,455	3,758,352	0	0	610,554	0	4,368,906
	a. Legislative Audit (Restricted/Biennial)	66,816	0	0	0	0	66,816	0	0	0	0	0	0
	b. Finishing Trades (Restricted/Biennial/OTO)	0	0	0	0	0	550,000	0	0	0	0	0	550,000
	c. Bureau of Business and Economic Research Study (Restricted/Biennial/OTO)	75,000	0	0	0	0	75,000	0	0	0	0	0	0
2.	Student Assistance Program (02)	10,790,983	329,563	0	0	0	11,120,546	11,405,679	329,604	0	0	0	11,735,283
	a. Grow Your Own Teacher Grant Program (Restricted/Biennial/OTO)	250,000	0	0	0	0	250,000	250,000	0	0	0	0	250,000
3.	Community College Assistance (04)	14,041,815	0	0	0	0	14,041,815	13,834,645	0	0	0	0	13,834,645
	a. Legislative Audit (Restricted/Biennial)	116,884	0	0	0	0	116,884	0	0	0	0	0	0
	b. Flathead Valley Community College (OTO)	300,000	0	0	0	0	300,000	0	0	0	0	0	0
	c. Bitterroot Community College (Restricted/Biennial)	400,000	0	0	0	0	400,000	0	0	0	0	0	0
4.	Educational Outreach and Diversity (06)												

Fiscal 2022						Fiscal 2023						
General Fund	State Special Revenue	Federal Special Revenue	Proprietary	Other	Total	General Fund	State Special Revenue	Federal Special Revenue	Proprietary	Other	Total	
	138,518	0	9,350,022	0	0	9,488,540	140,841	0	9,395,969	0	0	9,536,810
5.	Workforce Development (08)											
	92,743	0	6,360,670	0	0	6,453,413	92,733	0	6,361,461	0	0	6,454,194
6.	Appropriation Distribution (09)											
	180,814,046	23,539,259	0	0	0	204,353,305	191,427,037	23,727,425	0	0	0	215,154,462
	a. Legislative Audit (Restricted/Biennial)											
	603,504	0	0	0	0	603,504	0	0	0	0	0	0
	b. Implementation of HB 102 (Restricted/OTO)											
	1,000,000	0	0	0	0	1,000,000	0	0	0	0	0	0
	c. Teacher Education Programs (Restricted/Biennial/OTO)											
	500,000	0	0	0	0	500,000	500,000	0	0	0	0	500,000
	d. Workforce Recovery COVID-19 (Restricted/Biennial/OTO)											
	375,000	0	0	0	0	375,000	375,000	0	0	0	0	375,000
	e. Accelerate Montana (Restricted/Biennial/OTO)											
	750,000	0	0	0	0	750,000	750,000	0	0	0	0	750,000
	f. Cyber Hub (Restricted/Biennial/OTO)											
	750,000	0	0	0	0	750,000	750,000	0	0	0	0	750,000
7.	Research and Development Agencies (10)											
	29,871,752	780,968	0	0	0	30,652,720	30,311,442	819,968	0	0	0	31,131,410
	a. MAES Seed Lab (Restricted/OTO)											
	100,000	0	0	0	0	100,000	100,000	0	0	0	0	100,000
	b. MAES Wool Lab (Restricted/OTO)											
	55,000	0	0	0	0	55,000	55,000	0	0	0	0	55,000
	c. MBMG Data Preservation (Restricted/OTO)											
	0	300,000	0	0	0	300,000	0	300,000	0	0	0	300,000
8.	Tribal College (11)											
	837,875	0	0	0	0	837,875	837,875	0	0	0	0	837,875

<u>Fiscal 2022</u>						<u>Fiscal 2023</u>					
<u>General Fund</u>	<u>State Special Revenue</u>	<u>Federal Special Revenue</u>	<u>Proprietary</u>	<u>Other</u>	<u>Total</u>	<u>General Fund</u>	<u>State Special Revenue</u>	<u>Federal Special Revenue</u>	<u>Proprietary</u>	<u>Other</u>	<u>Total</u>
a. HiSET to Tribal Colleges (Restricted/Biennial/OTO)											
175,000	0	0	0	0	175,000	175,000	0	0	0	0	175,000
9. Guaranteed Student Loan (12)											
0	0	2,354,425	0	0	2,354,425	0	0	2,354,659	0	0	2,354,659
10. Board of Regents (13)											
67,350	0	0	0	0	67,350	67,350	0	0	0	0	67,350
<hr/>											
Total											
245,870,187	24,949,790	18,065,117	610,554	0	289,495,648	255,380,954	25,176,997	18,112,089	610,554	0	299,280,594

Items designated as OCHE Administration (01), Student Assistance (02), Educational Outreach and Diversity (06), Workforce Development (08), Appropriation Distribution (09), Guaranteed Student Loan (12), and the Board of Regents (13) are designated as biennial appropriations.

General fund money, state and federal special revenue, and proprietary fund revenue appropriated to the Board of Regents are included in all Montana University System programs. All other public funds received by units of the Montana University System (other than plant funds appropriated in HB 5, relating to long-range building) are appropriated to the Board of Regents and may be expended under the provisions of 17-7-138(2), MCA. The Board of Regents shall allocate the appropriations to individual university system units, as defined in 17-7-102(13), MCA, according to board policy.

The Montana University System, except for the Office of the Commissioner of Higher Education and the community colleges, shall provide the Office of Budget and Program Planning and the Legislative Fiscal Division banner access to the entire university system's information system, except for information pertaining to individual students and individual employees that is protected by Article II, sections 9 and 10, of the Montana Constitution, 20-25-515, MCA, or the Family Educational Rights and Privacy Act of 1974, 20 U.S.C. 1232g.

The Montana University System shall provide the electronic data required for entering human resource data for the current unrestricted operating funds into the Internet Budgeting and Reporting System (IBARS). The salary and benefit data provided must reflect approved Board of Regents operating budgets.

The average budgeted amount for each full-time equivalent student at the community colleges, includes \$3,264 for each year of the 2023 biennium. The general fund appropriation for OCHE – Community College Assistance provides 48.2% in FY 2022 and 48.2% in FY 2023 of the budget amount for each full-time equivalent student each year of the 2023 biennium. The remaining 51.8% of the budget amount for each full-time equivalent student must be paid from funds other than those appropriated for OCHE – Community College Assistance.

The commissioner may adjust the funding distribution between community colleges based on actual enrollment.

Funding to be transferred to the state energy conservation program debt service account for energy improvements are as follows. Transferred funding for each year of the biennium to retire bonded projects are MSU Northern \$16,700 in FY 2022 and \$16,200 in FY 2023, MSU Billings \$45,519, and Great Falls \$86,500. Funding to be transferred for each year of the biennium for state energy revolving projects are MSU Billings \$55,323, MSU Northern \$64,576, Miles Community College \$23,553, and University of Montana \$294,875. Montana State University transfers

<u>Fiscal 2022</u>						<u>Fiscal 2023</u>					
<u>General</u> <u>Fund</u>	<u>State</u> <u>Special</u> <u>Revenue</u>	<u>Federal</u> <u>Special</u> <u>Revenue</u>	<u>Propri-</u> <u>etary</u>	<u>Other</u>	<u>Total</u>	<u>General</u> <u>Fund</u>	<u>State</u> <u>Special</u> <u>Revenue</u>	<u>Federal</u> <u>Special</u> <u>Revenue</u>	<u>Propri-</u> <u>etary</u>	<u>Other</u>	<u>Total</u>

are \$277,611 in FY 2022 and \$254,753 in FY 2023.

Total audit costs are estimated to be \$242,498 for the community colleges for the biennium. The general fund appropriation for each community college provides 48.2% of the total audit costs in the 2023 biennium. The remaining 51.8% of these costs must be paid from funds other than those appropriated from OCHE – Community College Assistance – Legislative Audit. Audit costs charged to the community colleges for the biennium may not exceed \$66,388 for Flathead Valley Community College, \$86,994 for Miles Community College, and \$89,116 for Dawson Community College. Total audit cost for OCHE/BOR \$66,816, UM-Missoula \$301,752, and MSU-Bozeman \$301,752.

The Montana University System shall pay \$109,276 for the 2023 biennium in current funds in support of the Montana Natural Resource Information System (NRIS) located at the Montana State Library. Quarterly payments must be made on receipt of the bills from the state library, up to the total appropriated.

The general fund appropriation for Community College Assistance is calculated to fund education in the community colleges for an estimated 2,050 resident FTE in FY 2022 and 2,109 in FY 2023. If total resident FTE student enrollment in the community colleges is greater than the estimated number for the biennium, the community colleges shall serve the additional students without a state general fund contribution. If actual resident FTE student enrollment is less than the estimated numbers for the biennium, the community colleges shall revert general fund money to the state in accordance with 17-7-142.

Implementation of HB 102 is restricted to the provision of full implementation of open and concealed carry of firearms on the Montana University System campuses, including but not limited to firearms training, metal detectors for events, gun safes for campus resident housing, or awareness campaigns. If the Montana University System files a lawsuit contesting the legality of HB 102, Implementation of HB 102 is void.

If HB 403 is not passed and approved, the appropriation for Grow Your Own Teacher Grant Program is void.

TOTAL SECTION E											
1,141,752,045	44,521,911	194,461,825	1,200,549	0	1,381,936,330	1,190,913,832	47,032,431	194,527,276	1,201,312	0	1,433,674,851
TOTAL STATE FUNDING											
2,227,231,843	917,656,558	3,077,860,184	13,723,552	0	6,236,472,137	2,313,956,561	913,837,976	3,117,247,163	13,590,602	0	6,358,632,302

IN THE SUPREME COURT OF THE STATE OF MONTANA

OP 17-0358

FILED

JUN 30 2017

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

MONTANA ASSOCIATION OF COUNTIES
("MACo"), LEO GALLAGHER, ADRIAN M.
MILLER, MONTANA ASSOCIATION OF
CRIMINAL DEFENSE LAWYERS, and ACLU OF
MONTANA FOUNDATION, INC.,

Petitioners,

v.

ORDER

THE STATE OF MONTANA, by and through
TIMOTHY C. FOX, in his official capacity as Attorney
General, and COREY STAPLETON, in his official
capacity as Secretary of State,

Respondents.

Through counsel, the parties have filed a joint motion for an Order temporarily staying the implementation of CI-116 (known as "Marsy's Law") while the Court considers the Petition filed June 20, 2017, requesting this Court to exercise its original jurisdiction and enter a declaratory judgment voiding CI-116's enactment. The Petition also requests expedited consideration of the matter, and the parties have stipulated to the imposition of a briefing schedule.

Good cause appearing, in the interests of judicial economy and the efficient administration of justice,

IT IS ORDERED that the implementation of CI-116 ("Marsy's Law") is temporarily STAYED until further order of this Court.

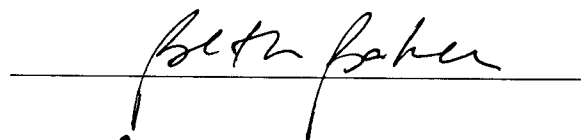
IT IS FURTHER ORDERED that any interested persons seeking leave to file an amicus brief in this case must file their motion and brief, consisting of no more than

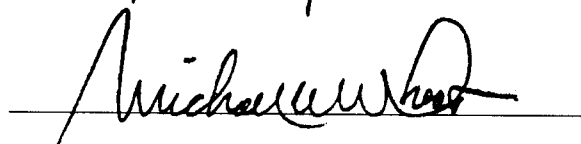
3000 words, by July 27, 2017. The principal parties may each file a single response brief, of no more than 5000 words, to opposing amicus briefs by August 10, 2017.

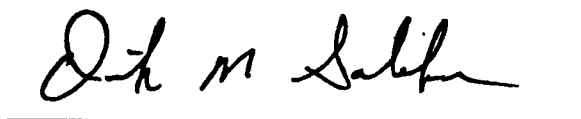
The Clerk is directed to provide copies of this Order to all counsel of record.

Dated this 30th day of June, 2017.


Chief Justice

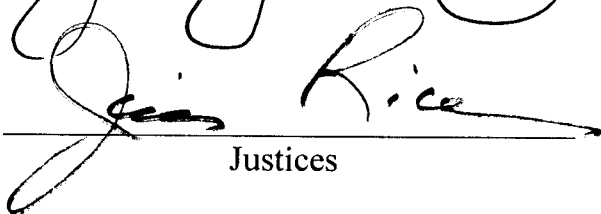











Justices

IN THE SUPREME COURT OF THE STATE OF MONTANA
No. OP _____

BOARD OF REGENTS OF HIGHER EDUCATION OF THE STATE OF MONTANA,

Petitioner,

v.

THE STATE OF MONTANA, BY AND THROUGH AUSTIN KNUDSEN, IN HIS OFFICIAL
CAPACITY AS ATTORNEY GENERAL OF THE STATE OF MONTANA,

Respondent.

DECLARATION OF BRIANNE ROGERS

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ATTORNEYS FOR PETITIONER

Brianne Rogers, under penalty of perjury, avers:

1. I am a member of the Montana Board of Regents (“BOR”) and currently serve as chair of the Academic Research and Student Affairs Committee (“ARSA Committee”).
2. Members of the Board of Regents have received over 4,700 written comments from members of the public regarding the implementation of House Bill 102.
3. As chair of the ARSA committee, on May 12, 2021 I presided over a BOR listening session to receive public comment regarding the implementation of House Bill 102. Over 900 members of the public attended the listening session, and 77 provided public comment.
4. An unofficial transcript of the listening session is attached to this Declaration as Exhibit A; the official video recording of the session may be accessed at mus.edu/board/meetings/agendas-and-minutes.html.

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Pursuant to § 1-6-105, MCA, I declare under penalty of perjury and under the laws of the state of Montana that the foregoing is true and correct.

DATED: May 20, 2021


Regent Brianne Rogers

PLACE: Bozeman, Montana

- **Amy Unsworth**

00:00:01media.



Brianne Rogers

00:29:27 Welcome everyone we're just taking a few minutes to get all of our region's logged on, and as soon as we have them will begin the meeting, thank you for your patience.

- **00:30:29** Welcome
- **00:30:30** It looks like we have all four members of the committee here in attendance from the regions so I'll just start to begin this meeting, because I think that we have a number of participants and we want to make sure that we're being as timely as possible.
- **00:30:44** My name is Brianne Rogers and as the Chair of the academic research and student Affairs Committee I'll be running the session today, please note that today's listening session is being recorded.
- **00:30:58** The purpose of this listening session is to receive verbal public comment on the draft policy that has been put forward by the OCHE staff to update policy 1006 governing firearms, security and law enforcement operations on the M us campuses.
- **00:31:18** we're bringing forward this public comment period in good faith to ensure the public has sufficient opportunity to provide input to the Regents on this draft policy.
- **00:31:28** This is not the first or the last opportunity for public comment, we have received substantial public comment to date on this topic.
- **00:31:38** Over 1500 emails have received been received the last count and the respectful tone that has been conveyed in the vast majority of these comments are deeply deeply appreciated.
- **00:31:51** We hope this afternoon that we can continue in this respectful manner.
- **00:31:55** We have heard clear themes in the comments to date and have received substantial feedback on the constitutional issue this is something we will continue to consider as a full board.
- **00:32:06** In the meantime, we will consider what a policy would look like, and we would appreciate your comments on the proposed policy and it's included provisions.
- **00:32:16** So, before we begin formal comment I would like to turn it over to Ali Bovington, MUS chief legal counsel to walk us through a brief overview of the proposed policy.



OCHE Staff

00:32:55 Okay, thank you chair Roger sorry about the little bit of a delay there, and thank you for that good introduction I will again try to be brief.

- 00:33:06 Because I know that there are many people who want to an opportunity to comment and have had the opportunity to look at the policy online.
- 00:33:17 This is a draft policy that has come forward from ot to the board of Regents that would provide a system wide framework for implementing house bill one or two.
- 00:33:28 Because the law takes effect on June 1 the Commissioner and stout staff felt that it was the prudent thing to do to provide the board with a draft framework for its consideration.
- 00:33:40 Ultimately, of course, it is the board's decision whether to move forward with adoption of a policy and what the parameters and final language of any policy would be, as has been noted, if adopted, the policy would replace or amend current board policies.
- 00:33:59 So I will go through this at a fairly high level so that we again, so I don't take up too much of the time for the public to comment.
- 00:34:09 Section a of the policy is an applicability section that simply outlines who this policy would apply to on em us campuses.
- 00:34:19 section B is an eligibility provision that that outlines who would be eligible to possess a firearm on an m us campus or in campus housing.
- 00:34:32 Section C provides a certification process that a person would have to meet in order to be eligible to carry have a firearm on campus.
- 00:34:43 There are two primary ways a person could meet that certification, one would be to show that they have a valid concealed weapons permit from Montana or another state that Montana recognizes.
- 00:34:56 Or that they've met certain firearm safety training requirements, and these are taken directly from current Montana law governing concealed weapons permits.
- 00:35:08 And then finally in this section any individual living in campus housing would also have to complete a campus life safety course that would be offered by the M us.
- 00:35:20 The next section is section D and it outlines the requirements for campus housing any resident who intends to store a firearm and their housing unit would have to provide.
- 00:35:33 notification to the residency program on the campus and any before anyone could be placed with a roommate who is in possession of a firearm they would have to give their written notice of that they consent to that that housing assignment.
- 00:35:53 And then, finally, the policy would allow a person to withdraw their consent at any time if for any reason, they they decided that was no longer an arrangement that they wanted to.
- 00:36:06 To be in the next section is restricted areas and there's basically three different parts of this.
- 00:36:14 The first is places on campus where firearms would not be allowed and they include any events on campus where alcohol is being served or consumed.

- 00:36:25 and any event on campus that would be open to the public with controlled access and arm security on site, the next two pieces of this are discretionary for campuses.
- 00:36:37 campuses could impose restrictions subsection to you will see, is what we consider to be sensitive areas where there might be heightened safety concerns of having a firearm presence.
- 00:36:51 This is modeled after the State of Texas and subsection three provides for.
- 00:36:58 Again it's discretionary that campuses could establish secure hearing rooms, where disciplinary proceedings or other administrative hearings could be conducted and firearms could be prohibited during the period that that proceeding was occurring.
- 00:37:15 The next section section F is rules and restrictions governing and firearm possession and if there's just a few things in this that I'll highlight.
- 00:37:25 It requires that anyone who is in possession of a weapon when it's not in that person's of possession, it must be in a secure locking device there's an encouragement in the policy that people should keep their weapon concealed at all times.
- 00:37:43 And subsection D, it makes it clear that if a person is carrying a firearm outside of their domiciled, it must be within a case or a holster.
- 00:37:56 And then finally subsection of three subsection three is consistent with policy that was adopted by the state of Montana department of administration, after the.
- 00:38:09 After house Bono to became law that requires for a person to carry in a state building, they have to have a valid concealed weapons permit so in any area where classes are being taught.
- 00:38:23 You would only be able eligible to carry a firearm if you were in actual possession of a concealed weapons permit issued by the state of Montana, or by a State that Montana recognizes the final sections there's a set of penalty for violation.
- 00:38:42 there's a provision outlining enforcement.
- 00:38:47 there's a liability provision that makes it clear the Montana university system is not liable for any injury or property damage involving a firearm the liability would rests with the person who is carrying.
- 00:39:00 And then, finally, there are definitions to that are intended to provide clarity as to the requirements around things like then cases holsters.
- 00:39:13 And locking devices, so that is a quick summary of the policy chair Rogers, thank you for the opportunity to to provide that.



Brianne Rogers

00:39:26 Thank you so much Thank you so much, le.

- 00:39:29 nom now, before we begin public comment I would like to explain our process and align expectations for how today's public comment period will be managed.

- 00:39:39 The members of the region's joining you today that you see here on zoom where your audience or chair lows our region sexton region Buchanan.
- 00:39:48 region bow and region nice to him, along with the ot staff we won't be responding, but instead as we traditionally do during our public comment periods, we will be listening and taking notes.
- 00:40:01 There is significant public interest in today's session, thank you, each for joining us and dedicating your time to be here.
- 00:40:08 per board policy tool 1.7 the Chair may place reasonable limits on personal testimony and presentations to the board such limits most recognize and respect the right of the public to comment.
- 00:40:21 and balance that right, with the obligation of the board to complete its business in a timely manner.
- 00:40:26 With this in mind, we are aware of over 170 individuals who have signed up to provide public comment this afternoon with over 1000 individuals who signed up in advance to participate in this meeting.
- 00:40:39 In effort to respect everyone's time we will be limiting each commenter to 90 seconds and ask that you help us to ensure everyone can be heard by inviting to this time limitation.
- 00:40:52 If you would like to give additional comment beyond the 90 seconds please submit it in writing to oh gee@montana.edu or to my own email as ours, a committee chair regentrogers@montana.edu .
- 00:41:07 Please remember that written and verbal comments are equally weighted and that we will continue to welcome written comment over the coming weeks leading up to our full board meeting on Wednesday may 26.
- 00:41:21 I recognize that this is an emotional topic for many, I hope I am very hopeful that this afternoon session can maintain a respectful tenor if that does not occur I reserved the opportunity, as chair to move on to the next commenter.
- 00:41:36 Given the number of people, we have signed up today to speak and knowing everyone's time is precious as we approached five o'clock pm, we will we will assess how many individuals still want to speak.
- 00:41:48 If it if appears that will go far beyond 5pm we will assess how many individuals still remain in the queue.
- 00:41:55 And may need to request the remaining commenters to condense their comments to a simple for or against and or submit their comment in writing, we encourage individuals with duplicative comment to share their thoughts by email, for the record of ours, the committee.
- 00:42:11 Again, this is not your last opportunity to comment, the board continues to welcome comments via email over the next few weeks leading up to our full board meeting on Wednesday may 26, thank you for your participation today.
- 00:42:27 We as Regents are public servants here interested with the government and control of montana's using university system.
- 00:42:35 We serve to support access and affordability to higher education system, the expansion and improvement of the state's economy through the development of high value jobs and improve institutional and system, effectiveness and efficiency efficiency.

- 00:42:52 Finally, a lot of zoom procedure so I'll walk you through how to navigate today's technology.
- 00:42:58 If you wish to provide public comment, please use the raise your hand feature if joining online the raise hand feature is normally found at the bottom of your screen.
- 00:43:08 It may also be found at the bottom of the participants panel after clicking the participants button.
- 00:43:15 If you are joining by phone dial star nine that's Asterix followed by the numeral nine to raise your hand once your hand is raised, please wait to be called on.
- 00:43:25 We will acknowledge your request as soon as we can, the host will lower hands in order and asked to a mute for those joining by phone press star six to unmute.
- 00:43:37 For those joining online press the unmute button once I'm muted, please state your full name and then proceed with your comment.
- 00:43:46 If you run into any technical issues at any point, please emailed Jared Smith that's Jay smith@montana.edu for assistance Jared is on standby standby to assist you again Jerry his email is Jay smith@montana.edu.
- 00:44:06 Okay Rebecca, can you please unmute our first commenter.



Rebecca Power

00:44:14 fluently.



Jack Rinck

00:44:24 hello, can you hear me.



Brianne Rogers

00:44:27 Yes, please go ahead.



Jack Rinck

00:44:29 hi Good afternoon, who knew I would be first arm, my name is jack rank currently serving as the business manager for the associated students in the University of Montana Montana.

- 00:44:39 And I first want to sincerely thank you all for taking the time to hear the public's remarks concerning the draft policy recommendations.
- 00:44:46 in regards to the passage of house by one or two um you know, unfortunately, I do not come before as a proponent of the recommendations set forth by the committee, I firmly believe that implementing legislation that clearly crosses.
- 00:44:59 The threshold of authority enumerated to you and the Montana constitution will set a dangerous precedent for future legislative sessions.
- 00:45:06 Also, as a lobbyist who served during the 67th legislature, I do not advise you to embolden lawmakers some of who already view higher education as a fruitless investment by the state.
- 00:45:18 wielding the power that is that is vested in the board goes hand in hand with defending that same authority, please do not implement houseboat want to litigate it.
- 00:45:27 Not only for the sake of the own authority as stewards of the Montana university system, but also for the safety in the lives of Montana young adults, I sincerely thank you for your consideration.



Brianne Rogers

00:45:42 Thank you jack and Rebecca I think we can just keep you moving through folks without me having to intervene, each time, thank you.



Dianne Burke

00:45:58 Good afternoon, my name is Diane Burke, I am a u of m faculty Member, as well as a student in the graduate program in the college of education.

- 00:46:11 Like the previous speaker, I to oppose the implementation of house bill one on two, I believe that this is an example of overreach by the legislature into an area that should be the responsibility and under the control of the board of regents I would urge you to.
- 00:46:36 reject the requirements of.
- 00:46:41 And I urge you to litigate this so that you can reclaim your authority that is granted to you in the Montana constitution, thank you very much.



Brianne Rogers

00:46:54 Thank you.



Noah Durnell

00:47:04hello, members of the board, can you hear me.

- 00:47:07Great my name is Noah now I'm president of the associated students at the University of Montana, we represent students officially insert governance here.
- 00:47:17per issue I'm sanibel 50 which that share with each of you students are opposed to legislative overstepping of your authority, such as we see in house, but why don't you.
- 00:47:27um there's a reason higher ED is not in the authority of the legislature, because the legislature scarcely sympathetic to students legislators.
- 00:47:35We don't always understand the perspective of college students and it is political at its core, we are understand students its membership is profoundly experience in higher ED and vr is not, or at least should not be political.
- 00:47:48and many other students trusting the argument decisions that are right for us, do not let today's decision being filled with politics.
- 00:47:55Please do not let today, create a President for dealers feature that the legislature can overreach or three as they please.
- 00:48:00Over 40,000 students attending any other campuses potential students and their parents faculty who have to teach in high stress environments.
- 00:48:08staff members who will have to implement this admin who will have to implement this policy with little more than a day to DSL, these are the people.
- 00:48:15Who are begging you to be bold, to put safety first to prioritize students and to protect your agency of our higher education, I ask that you continue policy 1006 be and pursue litigation of this bill on the basis of unconstitutionality on behalf of student opinion.



Brianne Rogers

00:48:32Thank you know.



Douglad Coffin

00:48:45I live.

- 00:48:47I think border Regents for soliciting comments, my name is Douglas coffin I'm a professor of molecular genetics at the University of Montana, and the skaggs school of pharmacy.
- 00:49:01I would.
- 00:49:03agree and echo the comments of the proceedings speakers that house, but one or two is a clear violation of Article 10 of the Montana constitution but also article.

- 00:49:17 10.1 that says each person must have the opportunity for a public education that fully develops their talents and capabilities and Board of Regents policies several other policies.
- 00:49:32 state that that has to be in a safe positive learning environment.
- 00:49:39 So the current draft policy doesn't go through Board of Regents policies and alter that at all, so there are contradictions at hand there.
- 00:49:50 But I would also say that former chair Stephen Barrett wrote an excellent op ED to this effect, and I would echo his comments I'm sure some of you have probably read that and if you haven't I would fully encourage you to do so.
- 00:50:07 So the regions have some choices here.
- 00:50:11 You do not there is to some extent myth that this law has to take effect on our Montana university campuses June one the Board has the authority to defer that to form a task force or work group for further study and clarification.



Brianne Rogers

00:50:31 I'm so sorry you reached your 90 seconds.



Douglad Coffin

00:50:34 Okay.

- 00:50:34 Have a draft policy, thank you.



Brianne Rogers

00:50:36 Thank you so much for your comments, we appreciate it.



Jack Pearlman

00:50:44 hello, can you hear me.

- 00:50:47 awesome my name is jack chrome and I'm currently serving as the as an osu business on a bear for Montana state.
- 00:50:54 And I would like to kind of echo what everybody's been saying and I reject this proposed policy, mainly from a Montana state students perspective I don't think it's consistent with the values that are listed.
- 00:51:08 Which are respect integrity student success and excellence, I thought I don't think that it respects students.

- 00:51:16 Respect for one safety as going to probably took a lot of students feeling unsafe on campus in terms of integrity I don't think that it.
- 00:51:25 promotes a professional environment on campus so I know something that's super important to us and in terms of like student success.
- 00:51:34 reaching their full potential, I have concerns of what students mental health and the effects that having guns on campus could lead to such as suicide and in terms of excellence, I.
- 00:51:48 I think that we need to stand strong on our values as a school compared to the legislator and show them that.
- 00:51:55 We are not controlled by the money that they have to offer us and for me that's a big point of thumb offering or threatening to withdraw money if we don't go through with us and I don't think we should be held to that standard.



Brianne Rogers

00:52:13 Thank you jack for your comments.



Lindy Kolb

00:52:21 awesome can you hear me.

- 00:52:23 All right, hi my name is lindy called I am a student at MSU and for the past two years I have been employed by MSE residence life as a resident advisor and an assistant resident director.
- 00:52:33 I would like to make it clear that I'm not speaking as a representative of the university, just as a student.
- 00:52:37 I'm opposed to the implementation of hospital one or two during my time with residence life, I found myself in many situations.
- 00:52:44 Where I felt intimidated or threatened by residents who I was documenting for conduct violations evangelism question I've been belligerent and I rate at the prospect of disciplinary action.
- 00:52:53 and attention can be escalated by the residents consumption of drugs or alcohol.
- 00:52:57 I am deeply concerned about how the possibility of a resident legally holding a firearm in this situation could affect me and my job as well as the safety of students in the residence halls.
- 00:53:07 Residence halls are incredibly dense living spaces and by their nature, they are an incredibly dangerous place for the possession of firearms.
- 00:53:14 I mean, I have no doubt that the vast majority of students who concealed carry would do so safely and responsibly, but it's inevitable that.
- 00:53:21 Someone will be harmed because of the proposed policy if we can prevent just one person from falling victim to gun violence or a firearm related accident, we

owe it to them to prevent this by not allowing fire alarms and the residence halls and rejecting hospital one or two.

- 00:53:36 guns or tools, but so are hot plates, and we don't allow those in the residence halls for safety reasons and.
- 00:53:42 I urge this committee to do the right thing and the board of regents do the right thing and litigate hospital one or two and not allow concealed carry on the residence halls Thank you.



Brianne Rogers

00:53:54 Thank you Wendy.



David Weide

00:54:05 Hello.



Brianne Rogers

00:54:08 whoops I think you muted yourself demon.

- 00:54:12 Oh, Mary we're going to Marion.



Mary Ann Dunwell

00:54:14 Oh Hello Hello everybody Miss Rogers of members of the Board of Regents, OCHE staff, my name is Marianne done well, I have to been a State representative and I served in the 2021 session actually since 2015 and.

- 00:54:32 I was a strong know on HP one or two, so I do urge you to not implement this updated policy keep the current 1006 be policy, and please litigate that.
- 00:54:50 don't succumb to what I believe is an attempted bribe with some members of the legislature to keep you away from court, this is your constitutional authority at stake and I urge you to litigate you know, I just want to say before I go.
- 00:55:07 That the messages we got we got so many messages during the legislative session 1500 53 against came into the Web mail and the information desk and 924 for HP that's almost two to one people do not want guns on campus.
- 00:55:28 You know I attended my daughter in law's graduation at Helen a College on Saturday, and it was so well done, it was a walkthrough Hats off to them.

- 00:55:39I shudder to think that in the future we'll have to wonder if students and faculty are packing heat under those robes.
- 00:55:47Please vote no and litigate Thank you.



Brianne Rogers

00:55:50Thank you representative done well.

- 00:55:55They think we have David at next.



David Weide

00:55:58Low I think I am muted myself, can you hear me.

- 00:56:01Oh great thanks guys, my name is David Weide I'm a university employee at Montana State University I'm also retired air force lieutenant Colonel.
- 00:56:09And I'm afraid I'm probably gonna be one of the few voices of opposition to some of the previous speakers.
- 00:56:15Who who want to suppress this constitutional right so i'd like to share just a little perspective with you here, and that is.
- 00:56:23passing legislation that prevents law abiding citizens from carrying on campus will not prevent criminals from carrying on campus so the previous comment about carrying under a robe and wondering if people are carrying heat.
- 00:56:36If there's a law that says that law abiding citizens can't carry that you know in consistent with their constitutional right.
- 00:56:43Then they probably won't be but it won't stop the criminal they won't stop the active shooter so you'll still have to wonder if somebody hasn't gone under the robe and, like the earlier comment about hot plates not being.
- 00:56:53Being a tool that not being allowed in the residence halls well hot plates are not a constitutional right, the right to keep and bear arms is a fundamental constitutional right it's one that I fought defend it i've had friends have lost their lives in combat for this.
- 00:57:05And so I just like to remind people that it's a constitutional right to keep and bear arms if you're a law abiding citizen you do so safely and I i've been carrying for 20 years.
- 00:57:14you'll never know that person's carrying a gun, but if something happens in a law abiding citizen as needed this bill will give the ability for somebody to legally defend themselves and those people around them.
- 00:57:23Passing some sort of rules or legislation that prevents people from carrying guns will not stop a criminal from carrying a gun in those situations Thank you all very much.



Brianne Rogers

00:57:33 Thank you, David.



Jeffrey Renz

00:57:42 Oh, very good.

- 00:57:44 My name is Jeff Renz.
- 00:57:47 I am a former Chair of the moose far and retired law professor, I now live in Tbilisi Georgia in the Caucasus, where it is 130 in the morning.
- 00:57:59 I want to say this before I went to law school, I was an infantry officer I served over four years on active duty, I was a graduate of the ranger school and airborne school like.
- 00:58:12 The late Bob granger Vice President for finance at the University of Montana, and the current President says partner.
- 00:58:20 shows what I have to say why would any university or college adapter policy that permits quote ineligible person to sneak a firearm.
- 00:58:29 into classroom or other university activity, it does not make sense to me next to list of permitted and not permitted activities will be very difficult to implement.
- 00:58:42 Next, I read Section I, and I would suggest it led to get a hold of Greg Monroe because you can wish away a liability next.
- 00:58:54 The comment about dealing with active shooter my answer, is this, how do you tell the difference between the good guys and bad guys and what are the campus police going to do.
- 00:59:04 Finally, with respect to the constitutional issue, I would say this, the legislature and I couldn't Chief Justice Jim turnage tell them go to hell strong letter to fall.



Brianne Rogers

00:59:20 Thank you for elements Jeffrey.



Mark Grimes

00:59:27 Mark Grimes here can you hear me.

- 00:59:33 I'm concerned about the open carry I'm a biology Professor on campus University of Montana Missoula.

- 00:59:43 section eight of HP 102 states that any person who is not otherwise prohibited from doing so by federal or State law may openly carry a weapon and removes the authority of the board of regions to regulate open carry on campus.
- 00:59:59 section two of the bill provides restrictions for removal of the firearm from a holster or case, except for self Defense but nothing now can stop a group of demonstrators.
- 01:00:10 parading fully armed on campus as long as their weapons are cased or holstered it appears now to be legal for students faculty or staff to go to most places on campus including classrooms with a holster pistol on display.
- 01:00:28 You mentioned that your draft policy recommendations encourages people to carry concealed, but how is that going to work how's that going to work, given that this law does not stipulate this and may not even allow it.



Brianne Rogers

01:00:49 Thank you, thank you for your comments, mark.



Rosie Ayers

01:01:01 hello, my name is Rosie Ayers and I am the coordinator for project tomorrow Montana, the Suicide Prevention initiative through united way of Missoula county.

- 01:01:11 We are against an implementation of house bill 102 young adults ages 18 to 24 or a high risk population for suicide.
- 01:01:22 But this age, beginning in college students are often away from their support network for the first time they're trying to figure out where they fit in.
- 01:01:30 There, often under immense pressure to perform academically or athletically their brains are not yet fully developed which can lead to being impulsive and making poor decisions.
- 01:01:40 The presence of lethal means combined with him combines impulsive suicidal ideation.
- 01:01:45 Is deadly, which is one of the key factors that has contributed to Montana's high suicide completion rate, we are still one of the highest in the nation.
- 01:01:54 Some important statistics from the Center of disease control, we hope that you will consider our you know, there are approximately 1100 suicides on college campuses per year one in.
- 01:02:05 college students have made a suicide plan in a 2020 study 20 25% of adults, aged 18 to 24 reported that they'd considered suicide in the past 30 days.
- 01:02:18 And we know that Montana, is still one of the top five states in the nation for suicide rates, we also know that 86% of gun deaths in Montana.
- 01:02:28 enter or suicide, that is, compared to only 61% nationwide so We implore you please think about our student safety and don't, let us be talking about

statistics in a year from now, when we need to change these policies, thank you for listening.



Brianne Rogers

01:02:44 Thank you rosie.



Bill Dwyer

01:02:53 hello, my name is Bill Dwyer I'm an employee here at the University of Montana Western.

- 01:02:58 I urge you to continue the old policy 1006 be and I urge you to litigate HP one or two, and especially to defend your constitutionally mandated authority to regulate what happens on our campuses I have relinquished the rest of my time, and thank you.



Brianne Rogers

01:03:21 Thank you so much bill.



Hope McWilliams

01:03:30 Can you hear me.

- 01:03:32 hello, my name is Hope McWilliams I'm a student of MSU i've been in contact, since this legislative session opened and I plan to continue with that.
- 01:03:41 I echo the thoughtful and remarkable comments from others and openly oppose this bill, however, if it is going to continue.
- 01:03:49 I ask that you make decisions with those who walk on campus everyday in mind as you implement HP went out to.
- 01:03:56 The author of this bill, and all those who voted for it, or signed off on it clearly acted in a manner, more concerned with political power than me us help or concerned.
- 01:04:04 I hold the hope that those attending this meeting feel differently, I appreciate the detail and caution clearly stated in the draft policy recommendation.
- 01:04:12 With That being said, I asked you to direct your attention to section sees certification process.

- 01:04:18 To a dash five States evidence of military service, during which the person was found to be qualified to operate firearms, including handguns I asked that the qualifier.
- 01:04:30 Active or retired military be added, so that any person dishonorably discharged is disqualified from carrying a firearm in the immune system, I thank you for your time, I appreciate everybody else's comments in public discourse.
- 01:04:46 And I appreciate how much you consider the public opinion, and I hope you keep that moving forward.



Brianne Rogers

01:04:54 Thank you so much.

- 01:04:55 appreciate that very specific comment.



Tom Woods

01:05:11 Good afternoon, my to assume I'm up next.

- 01:05:14 Good afternoon, everyone, my name is Tom Woods W-o-o-d-s, and I want to speak from my experience as an adjunct at MSU for the past 20 years and, as a former legislator.
- 01:05:25 served four terms each term we defeated guns on campus because we knew it was a bad idea, so this past legislature was disheartening.
- 01:05:35 We saw legislature not following its own rules, its own decorum or our own constitution this bill.
- 01:05:43 hb one or two is not about policy but it's very much about politics and, as you well know, the Constitution is quite clear that the Board of Regents governs our campuses.
- 01:05:54 So, as I see it, this bill is nothing more than an attempt to override and diminish your authority and our safety.
- 01:06:02 Please don't give it litigate this because if you give in to bullies they will come back for more and history tells us that.
- 01:06:10 And, in fact, the reason we created the Board of Regents was that we had a governor and the legislature in the past that wanted more influence on what was taught and who is going to teach it.
- 01:06:22 So, as I see it, as I see it, you are our firewall against a really bad movement within our own government litigate this.
- 01:06:35 Thank you.



Brianne Rogers

01:06:37Thank you, Tom.



Joy Honea

01:06:47hello, can you hear me.

- 01:06:49Great.
- 01:06:51Good afternoon chair Rogers and members of the committee, my name is Joy Honea I am professor of sociology at Montana State University Billings.
- 01:07:02My research area is the sociology of mental health and mental illness and I focus on Suicide Prevention.
- 01:07:09I'm not going to repeat what others have said.
- 01:07:12except to add that we need to reduce access to legal means not increase access when our college campuses.
- 01:07:19I would also like to say that I am president of the MSU the Faculty association and I speak on behalf of my hundred Members when I asked you to please maintain your current firearms policy 1006 be Thank you.



Brianne Rogers

01:07:36Thank you.



Mark Finstrom

01:07:46hello, my name is Mark Finstrom and I am a parent of a student who just graduated from Montana State University like David stated, I am actually opposed to most of the people who are on.

- 01:08:02The comments so far in terms of any reasons, one reason is that it is a constitutional right of the United States for an individual to bear arms and two.
- 01:08:15concealed carry is one of those rights as listed in the second amendment, a well regulated militia being necessary.
- 01:08:24To the security of a free State the right to people to keep and bear arms shall not be infringed.
- 01:08:31It is clear that there are issues within the draft policy, I will not deny that there are items that are left open for interpretation and they need to be clarified if this is a.
- 01:08:46Recommendation that goes much further I would love to have the opportunity to express some additional items on here and I will be turning in my written statement, so that you can read it complete course thank you.



Brianne Rogers

01:09:03 Thank you, mark.



Emma Carlson

01:09:16 hello, can you hear me.

- 01:09:18 hi my name is Emma Carlson and I'm a student at Montana State University Bozeman, I would like to make a brief comment as an undergraduate student, I would like to acknowledge the concern of house bill one or two and the allowing of guns on campus alongside our current global pandemic.
- 01:09:39 This is a stressful time for everyone students are not alone in that.
- 01:09:46 I would like to share a little memory, I had of last year, before classes were moved online, you know and.
- 01:09:56 Residence hall students were not allowed to return after spring break there were many, many shootings nationwide and personally I can say that I became fearful of going to class.
- 01:10:09 For that happening on the campus at Montana state.
- 01:10:14 This past year honestly my thought has been more on getting coven which is.
- 01:10:20 Some might say a welcome change but.
- 01:10:25 I am concerned, this coming academic year, the focus will shift to concern about gun violence and shootings on campus and I am opposed implementation of this House bill went out to thank you for your time.



Brianne Rogers

01:10:45 Thank you, Emma.



Annie Belcourt

01:10:58 hello, can you hear me Okay, thank you, my name is Annie Belcourt I'm a faculty Member my speaking from.

- 01:11:06 A few different perspectives, I want to just agree with those who are against this change I'm a faculty Member I'm an alumni.

- 01:11:15 I'm a person of color I'm indigenous native American I'm a survivor of both suicide loss and gun violence loss within my family.
- 01:11:25 And I also had experienced, domestic violence and have a fear for my life, and I would very much like to have a safe workspace where I don't have to worry about being killed.
- 01:11:37 for being a person of color for being a professor, for being somebody who may express an opinion that may be different than others.
- 01:11:46 I really would like to ask that actions be taken to protect the lives of our faculty students and our staff and to help create a space that is peaceful and.
- 01:11:59 free from fear and those are very important things to learning and as a parent, I can tell you, these are so valuable for the development long term of good people so i'd like to ask that all of you do whatever was in within your power to help protect our campuses Thank you very much.



Brianne Rogers

01:12:20 Thank you Annie.

- 01:12:40 Fatima, I believe you're unmuted if you want to proceed



Fatima Lucas

01:12:50 I didn't realize that I apologize hello, thank you so very much first and foremost, my name is Fatima Lucas, I am a parent, first and foremost. To not one, not two but three students last being one who just finished graduating Saturday I totally oppose the carrying of guns on campuses I send my children to the universities to be.

- 01:13:04 Safe not to worry about whether or not, if they make a wrong move around comment that somebody might pull a gun on them I, being a.
- 01:13:14 person who has grown up in war also domestic violence, in which I was threatened by guns and held.
- 01:13:23 captive I totally do not understand why our students must feel that they need to.
- 01:13:33 carry a gun to campus.
- 01:13:36 I thank you for your time I'm at a loss for words because this bill has really made it so that my mind does is not wrapped around it, I appreciate that you are considering these public comments and hope that you will not pass this bill, thank you for your time have a great evening.



Brianne Rogers

01:13:54 Thank you so much Fatima.



Canyon Lock

01:14:02 that's.

- 01:14:04 Great good afternoon esteemed regents my name is Canyon Lock, and I am the Vice President of the SEM.
- 01:14:10 Thank you for allowing myself and others, the opportunity to provide this public comment, which I hope will be taken into consideration as you continue to deliberate upon the policy at hand.
- 01:14:20 Like my answer and colleagues, I am opposed to this bill I'm obliged to remind you that the only reason I am being afforded the honor of speaking with you all today.
- 01:14:28 Is because the authority to oversee the governance and control of the US system, which is clearly delegated to the region's by the Montana state constitution was usurped by the legislature.
- 01:14:38 If the board of regents is to willfully allow the legislature to make decisions on its behalf, I mean to ask what reason is there for the state of Montana, to have a board of regents.
- 01:14:47 I asked you not to implement this policy, if not, because it is dangerous than because it's very existence is an offense to your constitutional prerogatives.
- 01:14:55 I will close by respectfully but explicitly acknowledging that I and others are frightened that there may be some political factors which may influence your decisions in the coming days.
- 01:15:04 I encourage you to do right according to your lights, rather than having a decision by which it is very likely that students and others will live or die clouded by the noise of political calculations.
- 01:15:13 I'm reminded of something that President Abraham Lincoln one said, nearly all people can stand adversity, but if you want to test a person's character, give them power.
- 01:15:22 I ask that you please use your power courageously and litigate this law, I think it all sincerely for your time and consideration and you'll my six seconds.



Brianne Rogers

01:15:31 Thank you Canyon.



Julia Haggerty

01:15:44hi my name is Julia haggerty I'm an associate professor in the department of earth sciences at MSU and I'm a member of our faculty Senate.

- 01:15:52Like my colleagues across the university system are deeply committed to education in the service of the public good, so my comments are framed in that perspective.
- 01:16:00I want to just comment that the proposed policies do little to mitigate significant problems associated with the implementation of this bill many points have been made, so let me just make one additional one.
- 01:16:11about the impact of this policy and providing the best possible education and.
- 01:16:17With this policy in place, we will surely lose the opportunity to recruit and retain the best possible teachers and researchers.
- 01:16:23reputation is a serious issue when it comes to retention of the best possible faculty as a faculty Member serving on multiple search.
- 01:16:32committees, I have had prospective candidates asked me concerned questions about keeping their families and students safe safe in a state with what was already a reputation for very liberal gun laws.
- 01:16:45In contrast, i've never had a candidate asked me about.
- 01:16:50See the ability to carry firearms as an opportunity for them and employment i've also never had.
- 01:16:56A student express the limited access to firearms as something that interferes with learning and there's nothing in this proposed policy that will mitigate the reputational effect of this bill.
- 01:17:08And it's knock on effects on our ability to have the best possible public education in the future, thank you.



Brianne Rogers

01:17:16Thank you Julia.



Amanda Dawsey

01:17:21hi this is amanda darcy I'm going to assume you can hear me Okay, thank you for this opportunity i've Regent Rogers and the rest of the committee members.

- 01:17:32I am a faculty Member in the department of economics and I am the President of the university faculty association.
- 01:17:40at the University of Montana in Missoula and I very simply just want to speak on behalf of our Members are 370 plus members and ask that you maintain your current firearms policy 1006 Thank you.



Brianne Rogers

01:18:00 Thank you, thank you for bringing for that comment on behalf of all your Members.



Shani Henru

01:18:11 Hello.

- 01:18:16 My name is Jamie Henry.
- 01:18:17 And I am very thankful for the opportunity to talk with you, I recognize the challenges that this abysmal piece of legislation has presented to each of you so I'm very respectful of that, I would like to ask you, please do not implement.
- 01:18:34 But instead to litigate it, this is very personal to me I have both a son, who is a student at MSU and a husband who teaches at Helena college, so this matters very much to me.
- 01:18:47 I believe strongly that this is a gross legislative overreach, it is not in compliance with the Montana state constitution.
- 01:18:56 It is outright dangerous and that, in the volatile high pressure environment on our universities, there will be violence, there will be violence it's not a matter of if it's a matter of when.
- 01:19:06 and access to lethal means is not what we need to add to it, there will also be financial loss in enrollment and even loss of faculty and staff.
- 01:19:15 It is too costly to implement the language post to implement it is not acceptable, there will be potential lawsuits arising from this and there will also be potential obvious loss of life that is unconscionable.
- 01:19:28 Please litigate this personally, I implore you and I will actually be so bold as to say as a parent of a student and a spouse of a university employee, I expect you to litigate this Thank you very much for your time.



Brianne Rogers

01:19:43 Thank you Jamie.



ej hook

01:19:50 hello, this is ej hook in I am the director of facilities, services at Montana State University in bozeman.

- 01:20:00 And I again am against this my life experience just doesn't give me the context to.

- 01:20:06 understand why this is a good idea, but I do accept the fact that I may or may not have to operate under house bill one or two so.
- 01:20:15 A couple things I noticed in section see it talks about campus life safety for residents at housing, I think that should be brought into include all faculty staff students at Ms us so that.
- 01:20:29 Whatever the intent of that campus life safety that we get the appropriate trading, just like the carriers have to get it, the non carriers me that same thing, I also think in section D number three you.
- 01:20:46 You talk about secure hearing rooms, which in a sense, is funny we're fundamentally going to change the work environment here.
- 01:20:54 And having those kind of room says it's going to change you're going to operate differently so some kind of guidance on how to do that because he kind of turned upside down, we used to.
- 01:21:05 Discipline coaching counsel and escalate up as necessary now we're starting at the top and going backwards and the third thing I would add, is.
- 01:21:14 Is there a way to get a list of permit holders, so I can make intelligent employee management decisions with a realization of what I may or may not be watching you to thank you for your time.



Brianne Rogers

01:21:28 Thank you ej.



James J Hogan

01:21:40 My name is Jim hogan am a retired Catholic priest who the last 25 years in my ministry was at Christ King parish in Brazil.

- 01:21:50 And there, I was the director of Catholic campus ministry at the university So the first thing i'd like to climb in with respect is, I think the legislators are really out of touch with students students come to campus, especially young students emotionally immature.
- 01:22:08 That even older students, I think of two particular one is a fellow who was an ex marine living in a frat house.
- 01:22:15 and develop a very serious alcohol problem came home and I broke into an apartment building thinking it was his home.
- 01:22:22 Cut himself severely when the moderator the House on him in his room the next day said look like a deer been slain.
- 01:22:29 and other remembrance is a young man was a great guy who was jilted by his girlfriend when I saw him after that he had a cast on his arm when I asked him, he said he fell off his bike The fact is, he punched the wall and forgot, there were studies behind the wall severely broke his hand.

- 01:22:47there's all kinds of settings the students have to engage in the lead them to anger frustration, whatever and it could be so easily, especially the alcohol involved so easily lead to some disaster.
- 01:22:59I think this legislation is trying to solve a problem that we don't have so I urge you to litigate it and to be very sure that we keep our citizens that our students, safe and our faculty Thank you.



Brianne Rogers

01:23:14Thank you for broken.



Violet Hopkins

01:23:25me great thanks Jay Rogers a member of the committee, my name is violet Hopkins I'm an academic advisor at UN.

- 01:23:31Parents have an incoming freshmen and I currently serve as the President of the University of Montana classified staff Montana federation Public Employees local 8521 and they speak on behalf of my Members when I ask that you please maintain your current firearms policy.
- 01:23:46Thank you.



Brianne Rogers

01:23:49Thank you for those comments on yourself and on behalf of your Members.



Chance Kind

01:24:02hello, my name is chance kind of a current student at Montana State University, I am also a member of the NRA and a and I have previously qualified to become a firearms instructor as well.

- 01:24:13As well as a previous range safety officer defying range here in bozeman I am obviously a proponent it sounds like I'm one of the few but.
- 01:24:22I have been an advocate for HP one or two ever since I heard about it, I have done interviews on the subject, I conceal carry off of campus all the time.
- 01:24:31I have only had to draw my firearm once and self Defense i've never had to fire thank, thank God, but I believe that you know when I was a freshman.

- 01:24:40 spring or fall of 2017 there I got three emails from university life about robberies happening on campuses involving knives which were weapons that were already illegal to have upon campus so what's the point of taking away my ability to protect myself most most accurately.
- 01:25:00 And I believe that all all students who will be concealed carrying lawfully on campus their students already who bring firearms to campus on lawfully I know it i've met them i've told them don't do it, you will be arrested.
- 01:25:13 But to take away a student's ability to lawfully protect himself and his fellow students around him.
- 01:25:19 and her is is negligent and I think that, for we tried to pass this bill through Montana State University we've got six to six and a half percent of the student population to sign onto it, and now the legislature took it up and his brother, to you, thank you for having now.



Brianne Rogers

01:25:36 Thank you for your comment chance.



Katherine McWalters

01:25:49 hi can you hear me.

- 01:25:51 Great um so i'd like to address some concerns I have about the lack of guidance I find in the proposal I'm an instructor at Montana Montana State University and I'm concerned about the conflict that I find happens as an instructor.
- 01:26:06 I think this bill is is working to accommodate a right a constitutional right, while at the same time it's also proposing.
- 01:26:14 A violation of rights of another group of people within our university population there are definitely people living with ptsd.
- 01:26:21 And for a variety of reasons, there are people who react negatively, and the Presidents presidents of firearms those people include faculty and staff students graduate students auntie's yeah everybody lots of people.
- 01:26:35 For these individuals, the presence of firearms in a classroom can obstruct learning or it can obstruct the facilitation of learning this elicits concern.
- 01:26:44 As an instructor it's my responsibility to provide a safe and productive learning environment to my students.
- 01:26:49 The strategic plan and Ms you choosing promise emphasizes the values of inclusion collaboration and stewardship.
- 01:26:57 With the introduction of this law, I am now faced with a distinct and direct conflict upholding the law that's attempting to accommodate a right well at the same time, delivering it being being able to deliver the commitment I made to Ms you.

- 01:27:12 yeah, I would like to ask to include clarification in this that would give me guidance on how I can reconcile this conflict, thank you.



Brianne Rogers

01:27:21 and Catherine, can you state your name for the record, please.



Katherine McWalters

01:27:24 Oh yeah Catherine Mike walters thanks.



Brianne Rogers

01:27:26 Thank you for your comments.



Norris Blossom

01:27:43 hello, my name is norris blossom and I'm the president of the associated students of Montana State University.

- 01:27:49 I want to acknowledge that the opinions of the student body at MSU on this issue are diverse, because the SMS US Senate does not meet during the summer semester I'm here to share my opinions, as the elected executive representative of our student body.
- 01:28:02 SMS few believes that the shared governance and balance of power, our central state card the Montana Constitution delegates power over the university system to the board of regions.
- 01:28:12 Despite this clear separation of powers, healthcare, one or two will have a direct insubstantial impacts on the students at MSU and other colleges in Montana.
- 01:28:21 We feel that the power traditionally delegated to the board of regents which provides the venues for that student voice and governance is being disregarded.
- 01:28:29 SMS you acknowledges that are all of our students do not agree on how to handle this issue, but we wish to make clear that are genuine concern for the President stuff is lost that.
- 01:28:38 The constitutional powers of the board of regents art rick This includes the student role and shared governance of higher education.

- 01:28:45 Students voices and rights are at risk, when the board of regents power is overruled, if a policy such as this is necessary for the universities in Montana than it should originate from the board of regents Thank you all for your time.



Brianne Rogers

01:28:58 Thank you norris.



Jennifer Johnson

01:29:16 Well, my name is Jennifer Johnson.

- 01:29:19 As a faculty member of our college part of my job is to mitigate barriers to learning in all forms that they might come.
- 01:29:31 I feel that firearms in the classroom will not help me do my job, it will actually generate notable distraction for me and my high stress courses else as well as for my students.
- 01:29:43 Which is not going to make their learning experiences constructive, this is why I oppose implementation of and urge you to litigate it please use your constitutional authority is the Boards Board of regents and protect your faculty Thank you very much.



Brianne Rogers

01:30:03 Thank you Jennifer.

- 01:30:21 Jennifer.
- 01:30:23 Can you unmute yourself.



Jennipha-Laur?n Nielsen

01:30:27 Yes, ma'am I wanted to my name is jenna squalor and I live across the street from the campus.

- 01:30:34 I'm out of college, but I'm also an advocate for women's rights, and the second leading cause of death for women under 50 is violence from a domestic partner.
- 01:30:45 And I bring this up, because when I looked at the history of my address, I would discover the story of Chris Lee Wilson, a young man who lived at my home at 1221 and came across the street with a.

- 01:30:59 High powered rifle i've emailed a link to this article in the bazillion he got three shots off before a civilian clothes detective was able to restrain him.
- 01:31:10 He was then sent to St patrick's for psychiatric evaluation and then I remembered having my own former boyfriend become an individual who battled schizophrenia the, this is the age demographic where people are struggling with these new illnesses and I wanted to bring up nanny the.
- 01:31:36 National Institute of mental health brings up the 20 year olds for males and 30 year olds for females, are the most likely age bracket for these mental health issues, please stop this bill I don't want the next book about Missoula to be killer campus.



Brianne Rogers

01:31:54 And follower and thank you so much for your comments.



Matthew Caires

01:32:04 Jerry Rogers and district distinguished members of the board my name is matt kairos and I have spent my entire professional career working to help create safer living and learning environments on a variety of college campuses.

- 01:32:16 In the last 10 years I proudly served under the leadership of President, why did cruzado and Vice President, Chris kearns as the dean of students at Montana State University in bozeman.
- 01:32:26 Today my comments do in no way represent me shoe bozeman I'm speaking today as a citizen and as a taxpayer, the state of Montana.
- 01:32:35 I want to make my comments specific to the draft policy, while I agree, I would like to see the region's litigate this.
- 01:32:41 I believe the draft policy has done a good job, balancing the needs to maintain the universities are most dangerous dangerous elements of our work while creating areas where firearms are not allowed.
- 01:32:54 However, it is, in my view that the policy does not go far enough to play place restrictions on where firearms may be possessed and stored in campus residence halls.
- 01:33:04 The single most dangerous element that will be created by HP one or two is the possession and storage of firearms by 18 year olds and their campus residence hall.
- 01:33:14 As you know, our young people often demonstrate risky and impulsive behaviors at 18 years old, these students don't yet have the frontal lobe development.
- 01:33:23 to suck to support their self regulation skills they don't make good decisions, especially in challenging situations, I would respectfully request that the

members of the board place new restrictions in campus residence halls for students under the age of 21.

- 01:33:39 Thank you.



Olivia Andrus

01:33:49 My name is olivia andrus and I'm the Grad Union representative for the College of art and architecture.

- 01:33:56 Tuesday January 21 2014 I was an undergraduate student at purdue university just getting out of class grab some lunch with a friend.
- 01:34:06 We had just sat down when the purdue alert system message popped up on every single phone around us shots fired and electrical engineering building stay away from this area.
- 01:34:19 I looked around everybody was so shocked and scared hand, not knowing what to do, I am a survivor of a school shooter and I am begging you to litigate this bill.
- 01:34:30 I had many of my students and friends see their ta get shot five times from somebody coming on campus with a gun.
- 01:34:39 It doesn't matter that the COPs were got there within 10 minutes of the shooting it doesn't matter that it was a targeted shooting that only killed one person, one is one too many.
- 01:34:50 I don't want the same fate to happen to me Su this protocol talks a lot about people who can.
- 01:34:57 conceal and carry allowing them to shoot if they feel threatened there's nothing in this policy or in the conversation of our classes to what happens about.
- 01:35:07 What we do afterwards purdue implemented all of this stuff only after this had happened, so I would like you to consider that within your litigation, as well as within the policy and I beg you to be proactive and challenge this Thank you.



Brianne Rogers

01:35:28 Thank you olivia.



Linnaea Schroeer

01:35:36 Good afternoon hello, my name is linnaeus schroer and I am an alum of university of Montana, and the parent of a current student at Montana State University and I'm also past instructor at Helena college and I'm just want to urge you to litigate this and not move forward with this policy.

- 01:36:02 I have numerous concerns about it, I think one, is it really damages our image and detracts from our attractive are attractive our attractiveness as as a school for both prospective students and faculty and staff who are thinking about possibly coming and working here.
- 01:36:26 I think that it.
- 01:36:30 It really will diminish some of the.
- 01:36:37 Some of the things that make our campuses so special.
- 01:36:43 I also think that it will.
- 01:36:48 Like my son is currently a junior in high school and we're making college decisions, and I know other parents around the state and country are making those same decisions and we're going to take this into account, please litigate this and don't move forward, thank you.



Brianne Rogers

01:37:05 Thank you.



Randi Rognlie

01:37:13 hi can you hear me.

- 01:37:18 Hello okay good.
- 01:37:21 This is Randy wrongly.
- 01:37:23 I'm a friend of linnaeus isn't that coincidental.
- 01:37:27 I am on here to ask you to please litigate i've sent up numerous letters and I won't reiterate some of the things i've already talked about.
- 01:37:38 i've read your draft rules, although they are an admirable admirable attempt by can't imagine that the wording in house bill 102 is going to allow very many of these rules to be implemented.
- 01:37:53 For instance, if I don't even understand how you would be you would be allowed to require certification, the bill is pretty clear that this is outside of current concealed.
- 01:38:06 Weapons requirements, a couple of very specific things, I just wanted to point out.
- 01:38:14 resident advisors in the dorms they are going to have a list obviously of kids who have guns and kids who don't have guns because.
- 01:38:22 You will have to sign up for a room without a gun if you don't want a gun in your room, are they going to be expected to go break up parties and loud.
- 01:38:33 disturbances in kids rooms, the kids who they know have the loaded weapons in their rooms, this is very specific but it's something that I don't know has been thought about also.
- 01:38:46 The the your policy talks about allowing.
- 01:38:53 Excuse me fish wildlife and parks's.

- 01:38:56 hunter safety being a reason to now I'm out of time I'm sorry but I just want everyone to know that hunter safety has gone online, there is no more hunter safety.



Brianne Rogers

01:39:09 Thank you, thank you Randy for those comments.



Gary Matson

01:39:19 Members of the committee, I am Gary Mattson and 1969 graduate of the University of Montana and retired small business person.

- 01:39:28 The into the assumption inherent in hb one or two that firearms created by students and faculty makes our institutions safer is patently absurd.
- 01:39:38 security and safety of state and local institution is the proper business professionals.
- 01:39:44 it's a responsibility of the board of regions to enable robust security measures at our colleges and universities.
- 01:39:51 Regarding section I have the communities draft policy recommendation liability, it must be noted that the assignment of sole responsibility to the firearm carrier.
- 01:40:01 may not hold up in court, this date and university system could have unlimited liability for injury or death resulting from the provisions enabled by HP one or two.
- 01:40:13 The proper recommendation to the Board should be to forbid the carrying firearms on our campuses except by trained professional security personnel.
- 01:40:23 Committee should also recommend that the board legally challenged the constitutionality of HP 102 which infringes upon the board rights responsibilities Thank you so much for this opportunity to comment and your your great patience and listening to all of us.



Brianne Rogers

01:40:41 Thank you so much for your comments Gary.

- 01:40:57 Go ahead.



Anna Sala

01:41:00hello, my name is Anna sal and I'm a faculty Member at the Missoula main campus and I would like to share my opinion that.

- 01:41:12I find the argument of the US constitutional right to bear arms and the right to self Defense puzzling.
- 01:41:20And this is because this individual right carries a monumental social cost that it's about 40,000 people that a year, which is equivalent to 13 September 11 attacks or one per month.
- 01:41:36And 60% of those are suicides, so what HP one or two will do is increase the suicide rate of young people, and I really, really urge the board of regents to do everything in your hand to prevent this, this is your responsibility, and I hope you take it very, very seriously, thank you.



Brianne Rogers

01:42:04Thank you Hannah.



Joseph Thiebes

01:42:12Hello.

- 01:42:13Hello.
- 01:42:15My name is Joseph Davis and I'm a PhD student at Montana state and the chemistry and biochemistry department.
- 01:42:23I have submitted detailed written comments which offers my perspective on this matter with respect to the learning environment via email.
- 01:42:30I'll therefore limit my verbal comments to the following four points which I don't discuss much in my email one I'm opposed to any implementation of house bill one or two.
- 01:42:39To as a constitutional right, the right to bear arms is not unlimited, in particular, the US Supreme Court in a majority opinion written by Justice scalia.
- 01:42:49In district of Columbia vs Heller upheld, that there are exceptions to the second amendment in the context of schools.
- 01:42:56Three the Montana Constitution does not empower the legislature to overrule the board of regents.
- 01:43:02For Finally, the argument that a law banning guns will not prevent criminals from carrying guns is fundamentally and arguments against all laws, as it is tautological that criminals of any sort violate laws.
- 01:43:16Please litigate house, though, one or two and continue policy 1006 be, thank you for your time.



Brianne Rogers

01:43:23 Thank you for your comment, Joseph.



Victoria Clark

01:43:32 This is Victoria Clark, can you hear me excellent Regent Rogers and members of the committee, my name is Victoria Clark director of the.

- 01:43:40 college u-m I'm committed to blocking this legislation from taking effect firearms have no place in a learning or working environment.
- 01:43:47 A higher education institution is focused on learning for the students and getting the job done for employees.
- 01:43:53 Introduce firearms and that focus must change introduced firearms and firearms become the foremost concern for all.
- 01:44:00 Student learning and Campus safety are the fundamental priorities of the board of regents the Montana Constitution grants authority over the Montana university system to the board of regents.
- 01:44:10 The Board of regents must stand his ground and firm that HP one or two is legislative overreach the board of regents must reiterate we iterate that its current firearms paul's he prioritises.
- 01:44:21 Student learning and Campus safety if and when the board of regents believes otherwise or is mandated by a court to reassess and revise its current firearms policy.
- 01:44:30 That is the time for the board of regents to reconsider it's firearms policy, thank you for this opportunity to express by these.



Brianne Rogers

01:44:39 Thank you Victoria.



Charles Kankelborg

01:44:47 hello, can you hear me.

- 01:44:50 I'm Charles chemical market professor of physics at MSU bozeman I deeply respect what's been said so far by most of the respondents who.
- 01:45:00 Frankly, disagree with me on a lot of things with some caveats I favor a policy of well regulated concealed carry on campus.
- 01:45:08 I nevertheless disapprove of HP one or two because it tramples on the constitutionally granted authority of the board of regents.

- 01:45:15 And it puts unreasonable limits on the formulation of a careful firearms policy on campus.
- 01:45:21 Those reasons alone are enough in my mind to motivate a legal challenge to the law which I urge the region's to pursue.
- 01:45:28 My approach, however, is a pragmatic one, I would like to have a well conceived policy in place on campus in June.
- 01:45:35 And I'm deeply grateful for the careful work that has gone into formulating the draft policy.
- 01:45:41 With that said, my largest safety concern is suicide on campus the storage requirements in section F1 are particularly helpful in my view.
- 01:45:50 I would also like to see section C three regarding the certification process for keeping firearms on campus amended to permit the revocation of certification when there is credible concern about self harm, thank you for the opportunity to comment.



Brianne Rogers

01:46:07 Thank you, Charles.



Kaitlyn Wernik

01:46:14 hello, can you hear me.

- 01:46:16 hi my name is ironic, I am a graduate students and staff member of the SMS you preschool at Ms you bozeman.
- 01:46:23 First, thank you so much for your consideration of the safety of the children who are enrolled at our on campus childcare centers in the draft policy.
- 01:46:32 And speaking and opposition HP one or two and hope that the possession of firearms will remain restricted across all on campus childcare centers within the Montana university system.
- 01:46:42 The children enrolled at our preschool are not contained to our Center and, in fact, when we received an mst alert to shelter in place in July.
- 01:46:51 Believing that we had an active shooter on our campus or preschoolers were outdoors enjoying a picnic I strongly urge the board of regions to litigate or otherwise consider how we can ensure that children's lives are not jeopardized by each we want to thank you.



Brianne Rogers

01:47:08 Thank you Scott.

- 01:47:22 Go ahead Susan.



Susan DeBree

01:47:24 Yes, my name is Susan debris I live in Helena I'm a u of m Grad from way back and have cats in the family to.

- 01:47:35 I'm a mother of a domestic violence, murder, victim I'm also a united Methodist pastor and I posed one or two from the beginning and I hand carry the letter that was signed by over 90 faith leaders across Montana, to the Governor, asking him to.
- 01:47:53 to veto it, but of course that didn't happen.
- 01:47:56 My biggest concern also is about suicides on campus I appreciate Anna statistic, but really for Montana it's 85% of the gun violence in Montana is suicide, followed by intimate violence intimate partner murder, which was what happened with my daughter.
- 01:48:16 I'm dealing with a lot of grief up front here anticipatory grief if this goes through on campus I have grandkids now that our students and I, because I know the pain and the horrific.
- 01:48:31 grief that people go through.
- 01:48:35 I really urge you to.
- 01:48:38 For all the other reasons that have been listed here to today I'm really impressed by the arguments to just.
- 01:48:46 put this back where it came from, thank you.



Brianne Rogers

01:48:50 Thank you pastor debris.



Mark Seiffert

01:49:00 chair Rogers.

- 01:49:03 hi Jerry Rogers members of the committee I'm mark seaford I am a professor of communication at Montana State University northern but I'm also the Chair of the coalition of university faculty and staff for the MSP he with 2200 plus members working our campuses.
- 01:49:26 would add my voice to yes litigate one or two please maintain 1006 be.
- 01:49:34 But I specifically want to talk about what it was like being a hall director at Texas tech University of a dorm of 800 young men with 15 iras.

- 01:49:47 Three quick instances, a young man came in whacked out of something into the lobby with a pool cue and started swinging it around.
- 01:49:55 I don't know if he'd be alive if somebody felt threatened enough to draw a weapon if weapons were on campus.
- 01:50:03 I stood outside the dorm room door trying to convince someone to give back half an ear they had cut off of someone in the middle of a fight I don't know if i'd have been doing that, if there had been weapons and the most dire one was.
- 01:50:21 The memory of talking to a young man sitting in a seven story window and having the opportunity to talk him out of jumping.
- 01:50:30 I have no doubt he would not be alive today if he'd have had access to a weapon, those are real instances real people and that's what we need to consider when we're looking at these issues, thank you very much.



Brianne Rogers

01:50:46 Thank you, mark.

- 01:51:01 looks looks like you've muted yourself, maybe try to end there you go.



Abigail Murray

01:51:04 hello, can you hear me.



Brianne Rogers

01:51:09 Yes, go ahead.



Abigail Murray

01:51:10 My name is abigail Maria and I'm an undergraduate studying civil engineering.

- 01:51:15 On Montana State University postman's campus and I wanted to ECHO and already have opinions out there and just saying that I wholeheartedly disagree.
- 01:51:24 With the implementation of this House bill on the Ms Ms campuses and I wanted to bring up a few points that I had mentioned as well in my written correspondence.

- 01:51:36 The first one, I wanted to say in response to the comments from some opponents of implementing this spill are that it's clear that there is about Montana residents are often very.
- 01:51:52 Sorry.
- 01:51:56 are very strong supporters of the individual freedoms that are outlined in our constitution and I'm very understanding of that.
- 01:52:01 I know many people here who own and carry guns and are people that I trust and are comfortable being around because they know I know that they have the proper training.
- 01:52:08 And I wanted to say that that's quite literally impossible for me or my fellow students to know about every single person who comes on to our campus, especially because we want to focus on being valuable resource for community.
- 01:52:18 and on a campus where mental health resources are frankly stretched well pastor limits the idea that mentally unhealthy students can be legally walking around with a weapon is something that I can throw at.
- 01:52:28 me not in support of a good environment for education, which we pride ourselves on being.
- 01:52:34 And I additionally sorry I know I'm out of time, but I just wanted to say that an echo the comments that are made, that you will lose faculty and prospective students to six students, if this was implemented, and I would hate to see.



Unknown Speaker

01:52:47 Growth and I wanted to thank you for for your time.



Brianne Rogers

01:52:52 Thank you for your comments abigail.



Laura Brown

01:53:01 hi I'm Laura Brown, I am a parent of a sophomore at Montana state in bozeman.

- 01:53:09 I am a resident of Colorado and when looking at schools my son loves Montana state for its nursing program its proximity to ski resorts it's outdoor lifestyle and it's small town feel.
- 01:53:23 What I can assure you, was that not in his college search was the ability to carry a firearm on campus and a dorm or in a classroom.

- 01:53:32 Or have other students in those positions I really believe that in college young adults are transitioning from what has been a routine and a protective environment to the unknown.
- 01:53:44 They are often away from home and friends, for the first time they're living with strangers, far from supports, they are not making thoughtful decisions.
- 01:53:53 In Montana currently concealed carry remains illegal and correctional facilities detention facilities treatment facilities.
- 01:54:01 Law enforcement facilities and security checkpoint screenings and an airport, as well as federal buildings or military property.
- 01:54:08 There are vulnerable populations here, I believe that the students are vulnerable population, and this is not taking away people's personal rights, but protecting students in.
- 01:54:20 A healthy environment, this is not a policy about political motives and a disregard students health and wellness Thank you so much, and I am super hopeful my son will be back in the fall.



Brianne Rogers

01:54:33 Thank you Laura.



Nancy Hobbins

01:54:40 hi my name is Nancy Hawkins I'm the Suicide Prevention coordinator for the Missoula city county health department.

- 01:54:45 And i'd like to thank all my colleagues that have been in Suicide Prevention and spoken up today against house, though one out to.
- 01:54:52 And I just don't need to waste time reiterating everything all the thoughtful comments I do want to say that working in Suicide Prevention.
- 01:55:01 In Montana, is an uphill battle, and we do not need people taking away the tools that we have to keep people safe we've been in the top three.
- 01:55:12 we're sorry we were the top where the third in the nation for high suicide rate last year starting that was 2019 we've been in the top five.
- 01:55:21 For over 40 years my goal is to get us out of that top category and I don't need access to legal means among a vulnerable population.
- 01:55:33 adding to the difficult work that we're all doing and Suicide Prevention Thank you so much, I asked you to litigate house bill one into and not implement, and I also just quickly want to say that in your draft.
- 01:55:48 In your give me in your draft it seems like it's looked at as a safety measure that people would have concealed carry permits will Montana recognizes has reciprocity with 43 states.
- 01:56:02 For concealed carry permits and they're not all created equally training as different permitting is different it's not all safe thanks so much for your time.



Brianne Rogers

01:56:12 Thank you Nancy.

- 01:56:26 hi Nicole, can you unmute yourself.



Nicole Stone

01:56:32 Hello.



Brianne Rogers

01:56:33 You got it.



Nicole Stone

01:56:34 hi my name is Nicole.

- 01:56:38 And I am super emotional, so I do not sound as professional as everybody else that has spoke about this before me, my daughter.
- 01:56:45 was accepted to Ms you to come there in the fall she's been so excited we came on our spring break I mean she is like so excited.
- 01:56:53 To be a part of him as you and to be in Montana, she thinks she's so beautiful.
- 01:56:57 she's like excited to grow and learn to prepare for her future and I am a total mess about this, because I feel like I'm sending my daughter to award them.
- 01:57:07 And I have to pay for it, on top of that, and.
- 01:57:11 I am just like so concerned about her safety, because I know what happens in college and when people are out partying or you know I don't know I just I there's so many concerns she's my first daughter.
- 01:57:21 And she's going away to a state far for me if something happens to her I'm just like totally a mess honestly she's like oh mom nothing's going to happen, but she has eight she's 17 years old she's never had anything.
- 01:57:35 nope.
- 01:57:37 What how to stay away from people she just oh my God it's such a mess right now I can't even and I know this is like not going to be emotional, but I can't help it she's my baby and I really hope that you guys do not allow sounds like have us.



Brianne Rogers

01:57:52 Thank you so much for your comments, Nicole.



Margaret Eggers

01:58:04 I'm Barney Eggers I'm on faculty at M&T Bozeman and I thank you for the opportunity to come in for your service to the state and the immune system.

- 01:58:14 My husband's are two terms in the legislature and as an attorney he was he was horrified at the number of times that bills were proposed that were blatantly unconstitutional.
- 01:58:24 And he would stand up and speak on the floor and say we can pass this law it's it's blatantly unconstitutional and proposers would say we don't care let's challenge us in court.
- 01:58:36 They knew full well that they were posting things are unconstitutional and they were they were just you know saying well look let them, you know, let them take us to court over it.
- 01:58:46 And I would urge you to do exactly that post implementation of HP one or two and take them to court I'd like to echo some of the other things.
- 01:58:56 Other people have said that you know we are economically dependent on out of state tuition and there will be many other parents like Nicole Stone.
- 01:59:04 Who will surely feel unsettled and consider sending their students elsewhere, and not to Montana, because they're concerned about the safety of their children in the state.
- 01:59:14 And you know as soon as we have a shooting incident somewhere in the US system.
- 01:59:20 You know what we saw happen to enrollment at us going to look like small potatoes and comparison, this is going to be all over the national news.
- 01:59:27 I know Matthew Caras told me that we have the like the most liberal gun law of all the states that he compared laws with and that's not going to escape national attention, I think it's going to be economically devastated Thank you.



Brianne Rogers

01:59:43 Thank you, Maria.

- 01:59:56 Christina can you unmute yourself.
- 02:00:03 Rebecca let's move to the next person and put them back in the queue maybe.

- 02:00:08up here you are oh.



Laurie Glover

02:00:16hello, my name is lori glover I am a family nurse practitioner and I'm on faculty with the College of nursing it in Su I teach population or.

- 02:00:26Public Health courses, I would like to echo most of the speakers, that I am concerned about the legislature you surfing order regions constitutional authority.
- 02:00:37We saw that with the legislators attempt to eliminate local border health authority relating to population safety during the pandemic due to partisan agendas and the board of regents is best.
- 02:00:49is best served to to meet the health and safety needs of the population, better than the legislature.
- 02:00:56As a public health professional, I urge you to consider the Montana public health F epidemics of suicide and domestic violence as, as other speakers have said.
- 02:01:05Our students and faculty and staff have the rights to live and learn and teach and safe environments.
- 02:01:10I'm also a member of moms demand action for gun stance, we advocate for safer gun policies.
- 02:01:16montana's lagging and many gun safety policies such as universal background checks, which I don't see addressed in the purple's policy.
- 02:01:24And so I doubt that we'd be able to incorporate such policies which are evidence based because they don't exist in our state.
- 02:01:31As far as the for both policy I think it's very well intentioned, but I see us as faculty having to be pointing to the interpretation and enforcement.
- 02:01:39positions by this policy it's left me with too many questions, for example, our health care facilities our clinical labs considered to be healthcare facilities, when we don't have real patients but simulated patients.
- 02:01:54So I would encourage you to continue the current Board of Regents policy 1006 regarding firearms on campus.
- 02:02:00Thank you very much for listening for all of your work in this area.



Brianne Rogers

02:02:05Thank you lori.

- 02:02:16Go ahead marsha.



Marsha Goetting

02:02:17hi I'm marcia getting and I'm a faculty Member at Montana State University.

- 02:02:22I would like to urge you, the board of regents as a board and not as individuals to file suit against the legislature.
- 02:02:30and also the governor for violating this constitutional authority that you have to manage the Montana university system.
- 02:02:38The reason I would include the governor is because a person in this position has the authority to veto any of the bills that do not seem appropriate for the state, and that was not done in this particular case.
- 02:02:51I thank you for the opportunity to have my two cents in and appreciate your service on the board of regents Thank you.



Brianne Rogers

02:03:01Thank you marsha.



Thomas Shepherd

02:03:12hello, my name is Tom shepherd and I am not on the Faculty or staff at any.

- 02:03:19Of the colleges across Montana, I am this the parent of a student at MSU and I just would like to throw in a comment or two here i'd like to encourage the Board of Regents to reject pressure.
- 02:03:36To litigate.
- 02:03:39This.
- 02:03:41This incident and I would encourage them to.
- 02:03:47hash the draft policy, and I think it's mostly good, I think it has some very well balanced.
- 02:03:55points of view in it, and I would like to add one other thing that there was a concept or an idea that I heard that is very appropriate here and it says.
- 02:04:08It will be found an unwise and unjust jealousy.
- 02:04:12To deprive a man of his natural liberty on the supposition he may abuse it.
- 02:04:20And I would encourage people not to think more highly of their own position than they ought to but instead consider themselves.
- 02:04:29To be.
- 02:04:32faithful stewards of the trust that they've been given, thank you.



Brianne Rogers

02:04:39Thank you, Thomas.

- 02:04:45Christian your backup sorry about that skip before.



Kristin Dahl Horejsi

02:04:50Can you hear me.

- 02:04:52Thank you, thank you for this time, my name is Kristen dollar he I'm speaking as the mother of an Ms us student, as well as the director of the learning and belonging preschool our laboratory preschool here in the college of education at us.
- 02:05:09While I'm pleased to see campus child care centers listed and the draft policy is areas guns wouldn't be permitted, I remain worried our preschool children explore the full campus on daily guilt trips and most campus childcare playgrounds are exposed.
- 02:05:28Our loud preschools main mission is to provide clinical field experience for education students, we have, we can have up to 100 us students come through our doors in a given year.
- 02:05:39The students are scheduled between their classes.
- 02:05:43I don't want a frazzled student running late to his or her practical assignment to tuck a firearm into a backpack or a purse in lieu of taking the time to safely lock it and it designated location.
- 02:05:56dp hhs is childcare licensing regulations state all firearms must be locked, for obvious reasons.
- 02:06:03back to my role as a mother, I know my family is not alone, and considering a transfer to an out of state college her son.
- 02:06:11I also believe, how spill one or two will impact out of state recruitment to our Montana, universities and colleges, thank you for your time, and thank you for your service on the board of regents goodbye.



Brianne Rogers

02:06:25Thank you, Christian.



Catherine Woods

02:06:38hi my name is Catherine woods I'm a physician at Ms you bozeman and working in university health partners.

- 02:06:46 Thank you for taking my comment today i'd like to say they've been working at Ms us since 2013 and it's been a great honor to provide healthcare on a daily basis to Su students.
- 02:06:59 it's really a remarkable group of students and I want to speak from the perspective of healthcare.
- 02:07:05 Probably about 50% of what I deal with on a daily basis is mental health, like many people have said there's students coming to school, for the first time, living on their own, maybe developing new diagnosis, such as bipolar schizophrenia may be coming in with ptsd or other traumas.
- 02:07:25 And they're developing those coping skills to live on their own, at the same time, this can be a difficult combination.
- 02:07:30 We know Montana, has a high suicide rate, one of the things it's also important to consider is that if bill spontaneity to self harm.
- 02:07:38 there's a Harvard chance school study that showed that many people report survivors of suicide will say it took five minutes from the thought of suicide, to the action.
- 02:07:47 That impulsivity is a great risk to our campus I, with increased access to guns, this is going to facilitate that self harm and facilitate that impulsivity and.
- 02:07:58 Sometimes we're not gonna be able to figure out who those high risk people are until it's too late, so I want to thank you and asked you to oppose this bill.



Brianne Rogers

02:08:08 Thank you, Dr woods.



Precious Diamond

02:08:17 hi folks can you hear me okay.

- 02:08:20 All right, my name is pj diamond and I'm a student student affairs administrator here at Ms you bozeman.
- 02:08:30 And I urge you folks to litigate this House bill after reading the draft policy recommendation I'm left with the following questions.
- 02:08:41 Number one what rights or authority the Faculty and staff have in their own classroom and office management.
- 02:08:50 To who has the right or the authority to ask someone for their firearm certifications and, lastly, what value does having firearms on our campus add to the university environment.
- 02:09:06 I encourage you all to seriously consider these questions, prior to finalizing any of the details Thank you so much for your time.



Brianne Rogers

02:09:16Thank you pj.

- 02:09:28Dorothy can you unmute yourself.



Dorothy Mayer

02:09:35Thank you very much the sister the mayor I'm a faculty Member Montana State University College of nursing on the Missoula campus.

- 02:09:45I appreciate the opportunity to provide comments today, and thank you for your attention.
- 02:09:52gun violence is a public health crisis and each year more than 39,000 people in the United States die as a result of gun violence and 10s of thousands more suffer non fatal gun injuries.
- 02:10:07we've heard statistics about suicide, which I will not repeat, but I will say that coming off a year of Kobe has really heightened.
- 02:10:19My awareness as a department head and faculty Member about how fragile our college students mental health is during times of public health crisis says, I am worried that having concealed or.
- 02:10:36holstered guns available on campus will precipitate mental health.
- 02:10:41Situations among students who have been victims of gun violence or have been in had family members who are victims of gun violence.
- 02:10:50I encourage the board of regions to not enact house bill one or two and go back to what we've had and support those who have spoken in favor of the board of regents being in charge of the university campuses and Hannah Thank you very much for this opportunity to share my thoughts.



Brianne Rogers

02:11:11Thank you Dorothy.



Andrea Pipp

02:11:19Can you hear me.

- 02:11:21This is Andrea pip I am a university of Montana employee and alumnus my daughter attends Montana State University.
- 02:11:30My job is off campus but frequently I am on the M us campuses to work in our state her Barea to be a guest lecturer and to help with student led

organizations, I am not anti gun, but the best policy that I advocate for is to not allow guns on to our college and university campuses.

- 02:11:51 For several reasons, anyone who carries a concealed loaded firearm on campus since two messages I live in fear of you.
- 02:12:01 And if you make me defend myself, then you and your actions are worthy of death guns on campuses do not promote a safe place where dialogue and true academic learning can be promoted, without fear of repercussions.
- 02:12:17 guns enable the crossroads between a thought and an action this policy will likely increase suicide rates on campuses and quote unquote accidental shootings.
- 02:12:29 I would like to see the board of regents dedicate resources to build public awareness, to the link between guns and suicide.
- 02:12:36 and implementing this draft policy is costly to the economic health in Idaho five state schools spent \$3.7 million.
- 02:12:45 To increase security, yet our legislature has provided 1 million, that is not enough it's taking money away from education it's not enough to implement the strap Thank you.



Brianne Rogers

02:12:58 Thank you, Andrew.



James Smith

02:13:07 hello, can you hear me.

- 02:13:10 I, my name is Mike Smith and I'm a budget manager here at em issue and I'm also retired officer in the US Air Force.
- 02:13:17 I know that some believe this legislation is an overreach to the authority granted to the board of regents by the Montana state constitution.
- 02:13:25 I can understand that point of view, however, as a few others have mentioned, I fully believe the second amendment to the Constitution, which says a well regulated militia.
- 02:13:35 being necessary to the security of a free state rather people to keep and bear arms shall not be infringed.
- 02:13:41 This amendment was fully ratified and every new State to add it to the Union became subject to this and Lou This, I believe the US Constitution trump's the Montana state Constitution Constitution regarding this issue.
- 02:13:53 I believe that the new legislation help support the second amendment, and my right to be able to keep and bear arms I would strongly urge you to support this legislation and a right to be able to protect ourselves, thank you.



Brianne Rogers

02:14:07Thank you Mike.



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02:14:18Yes, my name is Pauline Coogan and I'm a graduate of a pilot Montana college life of the northern Grad and, most importantly, the parent of an image shoes student I vehemently opposed any new policies for many of the reasons stated.

- 02:14:37I cannot get it in my head why others right override my right and my daughter's right to be educated, free from thousands of conceal.
- 02:14:48rem issue colleges have bright students who could set up a study on comparative damage of em issues potential for 18,000 legal guns on campus versus the students bringing a gun to do harm.
- 02:15:03People will save the second amendment, but the right to a well regulated militia is not 18,018 to 22 year old Ms shoes student.
- 02:15:16I'm not even sure how you will buy affordable insurance for this risk and that's a concern of mine as a taxpayer.
- 02:15:26in good conscience.
- 02:15:29Our alumni money will have to go to my Alma mater because it's a private Montana college, that does not have to follow this law.
- 02:15:39And so, please consider last alumni donations versus the million dollars in adequate amount they're driving us if you see this authority to the legislature, where it is authority stop, I think it.
- 02:16:00Thank you, Paul you've reached your 90.



Unknown Speaker

02:16:01seconds.



Brianne Rogers

02:16:03that's Okay, we appreciate your comment.



Keagan Parham

02:16:15hi my name is Kagan poem and I'm a student at Montana State University I'm afraid I'm swinging a little above my weight class here is I'm not a state representative normal retired military officer.

- 02:16:25Nor am I a president of any student associations here on campus as many other commenters have been.
- 02:16:30All I am is a regular old student, but I feel as though I wouldn't be performing my responsibility as a student and citizen.
- 02:16:37If I didn't voice my support for this House bill and its implementation and then Montana university system.
- 02:16:42The fear mongering that's occurring in this forum is pretty discouraging to say the least, to speak as though moving forward with this policy will result in our campuses turning into a suicide call.
- 02:16:51or an old West shooting gallery is dishonest and emotionally manipulative it's a straw man to the extreme and that's, to say nothing about the fact that it runs contrary to the data being pulled from other campuses.
- 02:17:03Excuse me that have been acted similar policies.
- 02:17:06The belief expressed by some that the frontal lobes of 18 year olds are developed enough to be drafted vote or take on 10s of thousands of dollars in student loan debt.
- 02:17:16But not enough to exercise their right to bear arms and defend themselves is patronizing and disrespectful.
- 02:17:21To echo what has already been spoken by other proponents the right to bear arms is a constitutional right guaranteed to American citizens in the bill of rights.
- 02:17:29And for a university that receives federal and state funding to denied students those rights is, in my opinion, very much wrong, I feel that this is a common sense legislation that finally puts a stop to the violation of the rights of Montana university system students, thank you.



Brianne Rogers

02:17:45Thank you Kagan.



Cara Virostko

02:17:56My name is Tara roscoe and I am an administrative associate at Ms you Billings I have two concerns with the implementation of this law.

- 02:18:06First, though there have always been uniformed university police officers walking around campus carrying a weapon.
- 02:18:12Those people are professionals who have received training on how to respond appropriately in a variety of situations.

- 02:18:19 This new law would allow untrained individuals to carry a weapon, even if the person carrying a gun has an altruistic desire to protect their fellow faculty staff and students without specific training, they are unlikely to successfully avert criminal action.
- 02:18:37 Secondly, there is an expectation in the US that students faculty and staff may live and work on campus in a safe space.
- 02:18:46 When are people in positions of authority allowed to carry your weapon, be a deeds faculty Paul directors or supervisors.
- 02:18:55 This creates the potential for great personal discomfort that might affect the ability of students to learn and faculty and staff to do their work, thank you for allowing me to speak.



Brianne Rogers

02:19:09 Thank you Kara.



Bryce Gill

02:19:16 hello, can you hear me.

- 02:19:18 hi everyone, my name is bryce skill I'm a resident director here at Montana State University.
- 02:19:25 First i'd like to make clear that I'm speaking as an individual, rather than a representative of msc residence life.
- 02:19:33 Having worked in the residence halls for nearly eight years i've worked with numerous students in mental health crises mediated dozens of interpersonal conflicts between roommates and neighbors and responded to multiple emergency situations involving alcohol and drugs.
- 02:19:51 and
- 02:19:53 Looking back over all of the late nights and difficult conversations that i've had there's, not a single situation in which adding a firearm to the mix would have resulted in a more positive outcome.
- 02:20:05 Moreover, myself and my resident advisors have given so much to their fellow students during the unprecedented pandemic, please do not compromise their safety or make their job any more difficult than it already is, I would urge you to litigate house bill one or two.
- 02:20:26 or at the very least reevaluate and implement further restrictions on where those firearms and who those firearms can be carried by Thank you.



Brianne Rogers

02:20:41 Thank you bryce.



Michelle Werle

02:20:52 hi I'm Michelle well I'm a student at the College, so we did some surveys at our school or.

- 02:21:00 At least the President he had handed some out earlier in the Semester.
- 02:21:05 I could be wrong, I don't think I am by no that we had some support for the, though.
- 02:21:11 The former President, still has the surveys last I checked, but to give you an idea of what our student demographic looks like.
- 02:21:19 For the surveys, at least I think most of them came from our airport campus a large majority of the students are local you know from Montana they're older and non traditional students and don't live on campus.
- 02:21:34 Many of those who did fill out the survey are pretty responsible, but they enjoy hunting and shooting as an activity.
- 02:21:41 So it's not hard to forget that they have guns in the back of their vehicles, after an outing.
- 02:21:48 So that might be a little more helpful for the scenes to be more mindful about having guns on their vehicles when they're not supposed to.
- 02:21:57 I think the biggest thing, though, is that, whether or not this you know goes anywhere that schools, need to be able to offer some kind of.
- 02:22:06 Training to students, whether it's through continuing ED programs, you know it doesn't seem right to me that you know how in the high school can do gun safety training with bb guns, but colleges don't do anything like that.



Brianne Rogers

02:22:24 Thank you so much for your comments, Michelle.



Geoffrey Poole

02:22:33 hello, my name is Jeff pool I'm a professor at Montana State University and I earned my PhD from the University of Montana.

- 02:22:42 First i'd like to agree with a lot of the comments i've heard, but something I haven't heard mentioned, is that montana's Constitution states quote nothing here in contained.
- 02:22:51 shall be held to permit the concealed carry of weapons, the US concealed carriers specifically excluded from the rights granted by montana's constitution.

- 02:22:59 Under the Constitution concealed carry would represent a policy and acted by not voluntarily by the Board of regents.
- 02:23:06 Second, the logic of the proposed policy is so contorted as to represent a liability for the university system, for instance.
- 02:23:13 Section here, the proposed policy shows that the board of regents has the authority to ban guns were negligent discharge of a firearm may cause quote catastrophic car.
- 02:23:23 Animal use facilities are listed as one such area this implies that the loss of an animal on campus student negligent discharge would represent catastrophic harm to Montana university system.
- 02:23:33 I would ask the regions to use that same authority to maintain the current gun ban on campus in its entirety and prevent the catastrophic Karma similar loss of a Montana university system staff member or student.
- 02:23:46 Adopting a policy that denies students, the basic and staff that basic protections afforded to animals on campus would be an abrogation of responsibility by the.
- 02:23:55 by the Board of regions would ask you to consider whether you need to litigate this, you are the constitutional governors of the Montana university system you already have the authority to set policy, you can simply keep the existing policy, thank you.



Brianne Rogers

02:24:09 Thank you Jeff and I'll also note we're nearing five o'clock pm, we only have six people in our queue right now so I'm inclined to just continue to finish up with this public comment.

- 02:24:23 at risk of really opening it up, I am going to remind folks if you'd like to give a public comment, please click the raise hand feature at the bottom of your screen, or if you're on the phone click start press star nine on your phone Thank you.



Robin Gerlach

02:24:44 Can you hear me.

- 02:24:46 perfect.
- 02:24:48 The region's, thank you for your time and your service I'm Robin Gala I'm a faculty Member on chemical, biological engineering at Montana State University and I'm speaking as an individual here.
- 02:24:58 I'm an avid hunter and appreciate the right to own and bear arms, as others have noted the bill is likely unconstitutional, please do your constitutional right and challenge the constitutionality of this bill, you have the right to do so.

- 02:25:13 You need to maintain your constitutional right to govern the Montana state university system campuses without unconstitutional interference from the legislature.
- 02:25:23 I want to tell you a quick story, as you may know, recently Alan McDonald passed away. Ellen was an MSP alumnus and responsible for the space shuttle challenger rocket program, including the final fatal launch of challenger.
- 02:25:40 His job was to sign and submit an official form prior to launch. Signing the form, he believed in the lives of seven astronauts said to board the spacecraft.
- 02:25:52 He refused to sign. He risked his job in Korea, the good life he'd built for his family. Alan said and I made the smartest decision I've ever made in my lifetime. I refused to sign it, because I thought we were taking too big of a risk.
- 02:26:08 He lost his job, at least temporarily, and nobody knows what the consequences will be for the Montana campuses to employ the gun laws, regulations, but I implore you to do the right thing.
- 02:26:19 At the right time for the right reason for the right people, thank you.



Brianne Rogers

02:26:25 Thank you, Robin.



Sarah Kopf

02:26:34 Is it my turn.

- 02:26:37 Yeah okay. I'm Sarah Kopf, and my son is an incoming freshman from Seattle, Washington and we were delighted that he got in and he really wants to come, but I was really taken aback when I got the email last week about guns on campus. I was an era when I was in college and.
- 02:27:04 Just the whole ramifications of having students and I'm also a child psychologist and I agree and know about developing brains and all the stresses and.
- 02:27:17 Things that kids are confronted with and that it just brings everything to another level, it just it's you know it just accelerates everything and kids can't go back when there's a gun involved.
- 02:27:30 And I just think it's very dangerous and unsafe and I'm having second thoughts about sending my son, which is really sad because he's very happy so to be he's very excited and really wants to go to Bozeman.
- 02:27:49 So so thanks for the opportunity to say something. I wasn't prepared so thank you very much, and I hope to see you someday in Montana.



Brianne Rogers

02:28:01 Thank you, Sarah.

- 02:28:13 Go ahead Kathy.



Kathy Malone

02:28:15 Good afternoon, my name is Kathy Malone my deceased husband Michael Malone was the 10th President of Montana State University and during his first year may 1992 students were shot over card game in a dorm and, yes, there was a lot of alcohol, maybe drugs I don't know about that.

- 02:28:40 But it was a card game.
- 02:28:43 I can't begin to tell you how.
- 02:28:48 The grief.
- 02:28:49 capsule aided the whole campus.
- 02:28:53 See His story and Michael little was referred to learning the lessons of the past.
- 02:28:59 In that vein, the memory of that tragedy has played a huge role in my great concern over guns on campus and my speaking today.
- 02:29:08 Having worked on campus for 20 years I grew to appreciate how delicate interactions can be between students faculty and classified.
- 02:29:18 Especially when alcohol and drugs are involved or stress, with a given grade I also gained great appreciation for what should be the focus.
- 02:29:28 On campus sharing opinions, while gaining respect for those who disagree with open minds.
- 02:29:36 a place of learning and growing and just solid citizens while challenging unbiased knowledge and proven theory, in my opinion, adding guns to that mix is introducing an element that doesn't belong on campus.
- 02:29:51 I urge you to follow your duty protect the Constitution that gave you the responsibility and authority to supervise coordinate manage and control the Montana university system, I would like to personally thank anyone who has written letters to you.
- 02:30:11 Community members faculty staff, and in particular Steve Barrett who, I think, presented a very informative editorial and history lesson which I hope will carry the day during the region's conversations and decisions, thank you very much for hearing me.

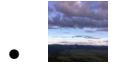


Brianne Rogers

02:30:30 Thank you so much Kathy We appreciate it.

- 02:30:43 Go ahead Ross.

- 02:30:51 We can't hear yourself go ahead.
- 02:30:57 Rebecca let's move to the next person and put Ralph back in the queue.



Troy Bertelsen

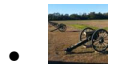
02:31:08 hi can you hear me.

- 02:31:11 hi this is Troy Bertelsmann from bozeman and in my 20s I would get a concealed permit for carry because I had a fear to protect my family from a perceived threat.
- 02:31:26 I got my concealed permit I carried a gun one time.
- 02:31:32 And happened to be filling up my vehicle with gas and carried in the convenience store and I was so nervous about carrying that gun that I could I was shaking and I could hardly have a conversation conversation with the Nice lady behind the counter.
- 02:31:49 I never carried a gun, again, I never renewed my concealed permit and.
- 02:31:57 I hunt have carried guns, you know hunting gun safety all my life and.
- 02:32:05 I am profoundly against guns on campus I was at MSU in the early 80s, when a roommate got shot and killed and it left a really dark and brooding mood over the campus every time I visited after that.
- 02:32:20 I would come back to the campus in 95 graduate with a degree in psychology and.
- 02:32:27 Working with fear and being a life coach that the problem is getting fear out of people's minds not carrying a gun, so I strongly urge you to litigate hb one or two and maintain and continue your policy 100 60 thanks.



Brianne Rogers

02:32:44 Thank you Troy.



Byron murray

02:33:02 Also, all day oh.

- 02:33:15 Can you hear us.
- 02:33:16 Yes, hi sorry we're out camping not a great connection so we're sandy and Byron Marie we're parents have an MSU student was just finished her freshman year, so our perspective is very much a parent perspective, we are adoptive parents, and so our children are Asian.
- 02:33:35 and

- 02:33:37 Our daughter was very aware of racial diversity and searching for colleges and despite the fact that she was very aware of it, she fell in love with Montana state.
- 02:33:46 And said I love it and I want to go there, it feels wonderful to me so she has spent her first year there at Montana state.
- 02:33:55 She does kind of stick out like a sore thumb and as an Asian student there and her friends are very aware of it and protected if she goes off campus they're protective of her but on campus know.
- 02:34:10 We weren't going to talk today, but we had an interesting phone call with our son, who said last night, our daughter brought up.
- 02:34:17 Whether or not she she returned to Montana state.
- 02:34:21 Given both her ethnicity and this new information about guns, so we just wanted to bring forward to you that.
- 02:34:29 She does want to return she does love it, but she is now in a quandary and I can't believe she's the only one also we are both retired military officers and we are small arms qualified.
- 02:34:39 However, we want to say, the right to bear arms doesn't mean that we can carry arms anywhere, we want to, and so we are very supportive of not having them on campuses, thank you for the time.



Brianne Rogers

02:34:51 Thank you, both so much.



Elizabeth Marum

02:35:00 My name is Elizabeth Markham and I am staff at Ms you in a small office that is 15 by 13.

- 02:35:12 reserve students.



Brianne Rogers

02:35:25 are having some problems hearing you.



Unknown Speaker

02:35:29 start.



Elizabeth Marum

02:35:35 Getting feedback online.



Brianne Rogers

02:35:44 Go ahead.

- 02:36:01 Elizabeth we're still we're still having significant problems hearing you.
- 02:36:17 Elizabeth are you able to.



Elizabeth Marum

02:36:24 I don't think I can, so please just look at this.



Brianne Rogers

02:36:30 Thank you Elizabeth we did hear that and I would encourage you to email us your comments region rogers@montana.edu so that we can get your full comment as well, please.

- 02:36:52 Go ahead can.



Ken Mundt

02:36:55 My name is Kim and I'm an MSP data proud, and as you get have two boys on graduated in December and one will enroll in fall.

- 02:37:05 I agree with a few of the speakers who suggested that guns are a smokescreen it's not about guns, I think the legislature picked guns because it's an easy issue to argue it's really about taking away your authority to manage and lead our schools and I get it you're you're in a pickle.
- 02:37:25 If you legislate this or litigate this you're going to face retribution from the legislature, and if you don't it sounds like after two hours you're going to have a faculty insurrection underhand So what are you going to do.

- 02:37:39 I'm 70 years old, I don't have a lot of tread left on the tires but one of the things I've learned is losing all that tread is when I'm in a jam, the only way out is to do the right thing.
- 02:37:51 You are accomplished creative smart people dedicated public servants, I believe you know the right thing to do, please do the right thing don't let them take away your authority, thank you.



Brianne Rogers

02:38:07 Thank you can.

- 02:38:17 Go ahead Kathy.



Kathy Francisco

02:38:20 Thank you Regent Rogers and committee members, I wanted to have the opportunity to voice my.

- 02:38:30 Opinion of being against house bill one or two and, as I was considering what to verbalize I went to.
- 02:38:40 What the role of you, the role that you have as a board of regents and I was grateful that Kathy Malone just mentioned that your full power and all the other descriptors, but I also went to your code of expectations and just looking at those two.
- 02:39:03 Documents I think you should stay the course have courage and I didn't catch the person's last name or excuse me name of the last speaker, but my goodness, have courage stay the course and don't let.
- 02:39:21 Power grabbing legislators advocate your power, thank you.



Brianne Rogers

02:39:26 And Kathy can you state your full name for the record, please.



Kathy Francisco

02:39:29 Sure Kathy Francisco.



Brianne Rogers

02:39:32 Thank you so much.

- 02:39:34 That is the last person in our queue I'll remind us, one more time to raise your hand if you'd like to give a comment or star nine if you'd like to give a comment and you're on the phone.
- 02:39:54 Go ahead Ralph.
- 02:40:00 Ralph we're not hearing you, we must be having technical technical issues.
- 02:40:06 Would you please submit your comment by email to us instead we have so appreciate it.



Julie Brown

02:40:18 Good Julie, yes, good to have yes Good afternoon, my name is Julie brown from Ms you bozeman I'm a contract specialists, I do not.

- 02:40:27 envy the decision y'all have to make because I to myself, have mixed feelings, I do not want to deny anyone the right to have a gun, however, as you all know, there's a time and place for everything.
- 02:40:39 I don't think school is a place for a gun under any condition unless you're you PD.
- 02:40:46 And if you do decide to go forward with allowing some type of carry my only request is, please do not allow allow automatic or semi automatic weapons.
- 02:40:57 I don't want any guns, but if you're going to allow one just please not an automatic or semi automatic Thank you so much for your time and have a wonderful day.



Unknown Speaker

02:41:05 Thank you Julie.



Brianne Rogers

02:41:15 Go ahead roxanne.



Roxane Weikel

02:41:17 um hi my name is roxanne Michael I live in Missoula and I'm Montana State University Grad from thousands of years ago.

- 02:41:26 want to ask, I would urge you to reject and not implement house bill one or two, a lot has been said, I want to add something that hasn't been discussed as a Viet.
- 02:41:36 As a Community Member here in Missoula I attend many events i've been at high school basketball tournaments at brick breeden the field house in bozeman.
- 02:41:47 And for the final game in high school, it was packed with over 8000 intense fans, some of them screaming at the referee the denison theater in Missoula seats 1100 for events, ranging from the Missoula symphony orchestra to statewide high school music festivals.
- 02:42:08 My grandson a couple of years ago attended as robotics statewide competition in bozeman it was a tournament for middle school students and there were students from all over the state.
- 02:42:21 I attend many things at the University of Montana I'm so fortunate as a Community Member to be able to do that one was a panel discussion about the Middle East Israeli, Palestinian issues.
- 02:42:33 And, at one point, despite the effects of very skilled moderator the Palestinian walked off the stage and left in an anger, to a very packed ballroom.
- 02:42:45 So what I'm trying to say.
- 02:42:46 Is that these are just examples of how the Community as a whole is affected by the campus, including the international coral festival, which comes to Missoula every three years.
- 02:42:57 So I hope you take this into consideration as well as all the previous testimony from today, and thank you very much.



Unknown Speaker

02:43:05 Thank you roxanne.



Brianne Rogers

02:43:21 Elizabeth are you able to unmute yourself.



Elizabeth Marum

02:43:24 I can thank you so much, and I don't have my notes in front of me now, but my point is this I work in a very small office that Ms you we serve low income first generation and people with disabilities um.

- 02:43:41 it's a crowded office we have some people, and while I don't represent the program in any kind of way or the university on this, I will tell you that we have had concerns about students, because some have.
- 02:43:57 Serious problems serious mental illnesses and and while we, you know.
- 02:44:03 We have to think quickly and in the moment and sometimes it's just to calm the students down.
- 02:44:11 I have two tables two computers, a couple of file cabinets a coffee machine and a small fridge a water machine and this shows you the scale of my office it's crowded it's busy sometimes we'll have six to eight students and.
- 02:44:30 And when tensions get high they can be high, we do a lot of laughing but sometimes difficult things come up and all it would take.
- 02:44:40 For someone having a bad day is to bring a gun into that Office now I can't imagine it for any coworker or anyone following in my footsteps I wouldn't wish it on anyone and and I I trust your your your eminent wisdom as regions to.
- 02:45:02 To not allow the legislators, or the legislature to push you around, so please defend.
- 02:45:11 Montana State University of Montana university systems faculty staff, students and parents, because as a parent I would not have student to go where concealed carry guns are permitted on caps, thank you.



Brianne Rogers

02:45:27 Thank you Elizabeth.

- 02:45:39 Dr hall.



Dr. Brad Hall

02:45:41 Okay, Nice to meet Dr kumar kumar be good afternoon everybody, thank you for having this session I am brad Hall, I am the tribal outreach specialist here at the University of Montana i've emailed.

- 02:45:54 Casey on this very issue just recently, I am concerned, mainly because of the the climate in the in the state of Montana regarding the involvement of white supremacy.
- 02:46:08 and other groups who have really perpetrated non Indian agenda in the state legislature, which has then perpetrated many other things.
- 02:46:19 As we look at systemic racism and the things that I work to to appease and deal with on a daily basis on this campus we're going backwards we're not moving forward.
- 02:46:29 I will also say as an employee that works in the pain family native American Center that I feel that, with this law anyone could perceive this building and the people within it as a target a target in which.

- 02:46:42The Board of Regents cannot protect us from in the event that something does happen, I also work with a number of.
- 02:46:52female employees who, over the course of the pandemic have dealt with circumstances where it made them feel uncomfortable and unsafe in this building.
- 02:47:02And so I would ask that the Board of Regents don't only adjudicate this but create a common sense policy that will help to protect all students.
- 02:47:12As well as making sure that buildings, which many of them are old and not built for this kind of thing are safe and secure for all of our students, thank you.



Brianne Rogers

02:47:23Thank you very much, Dr hall.

- 02:47:27And with that I see no further public comment.
- 02:47:32Well, thank you all thank you so much for your thoughtful specific remarks that was were shared from so many different perspectives today.
- 02:47:41it's important to see members of the public engaging with us, through a public comment your perspectives are important for us to consider as we adhere to our responsibility to govern montana's university system.
- 02:47:54Thank you for abiding by the time limits.



OCHE Staff

02:47:58Yes, it looks like we have one person you just raise their hand.



Brianne Rogers

02:48:01Wonderful let's let's bring him in.



JeanNye Belangie-Nye

02:48:09hi can you hear me.

- 02:48:11Yes, I'm Chamberlain at night I'm a 76 year old Community Member who had graduated from the University of Montana, and now I go to molly classes.
- 02:48:24I'm a docent at the MAC and all sorts of events that are held at the university I want much of what has been said, I won't even bother to repeat, but there are a couple of things I do want to bring in I do remember when Mr attorney he said very, very succinctly that.

- 02:48:46 litigate, because the truth of the matter is the reason we have that the law we, the reason we have the board of the region says, because.
- 02:48:56 back when I was attending the University of Montana, they went, after the humanities and liberal arts department full scale we lost incredible instructors and professors.
- 02:49:08 So that's number one number two I want you to remember to name's James clever injure.
- 02:49:13 And Brian boater they were the two boys who were shot in bed at bozeman they were sleeping and they were shocked by their roommate who had been down playing.
- 02:49:23 In a card game and other things before he even arrived, and I want you to be sure to notice that neither of those boys were involved in that card game.
- 02:49:35 So he walked into his room got his rifle out and shot his two.
- 02:49:41 roommates and that's totally a possibility, it happens every week on one of our university campuses or in one of our schools and if you've ever had some parent or some student come up and say I am going to go blow over blankety blank.



Brianne Rogers

02:49:59 Thank you, thank you, Jean.

- 02:50:01 seconds.



Unknown Speaker

02:50:02 Please.



Brianne Rogers

02:50:06 Well, thank you all, thank you all for your comment for abiding by the time limits sharing your comments with such respect and for taking your valuable time to join us today we had over 600 individuals joining us and still 250 here at the end, so thank you all.

- 02:50:23 And thank you especially to those who helped to allow time for all to share their comments by bringing forward remarks on behalf of their members.
- 02:50:31 Again this meeting has been recorded and all of your comments will be included in the public record, along with comments we have already received and will continue to receive via email.

- 02:50:42 As a reminder, we continue to welcome public comment by email at oc@montana.edu that's also ch e@montana.edu.
- 02:50:55 I was remiss at the top of the meeting to not mention that region dombroski had an unavoidable conflict today, but she very much wanted to join us and we'll be reviewing the recording in lieu of being able to be here live.
- 02:51:08 My final thank you goes out to our ot staff their dedication to ensuring the ability of the public to engage in this process has been exceptional.
- 02:51:18 Again over 1500 emails each one collated and recorded so that's part of the public record and each of us as regions are able to review everything, even if it didn't come to us directly in our emails.
- 02:51:30 So again, on behalf of all of us, thank you all so much for your time and everyone have a good evening.



Loren Bough

02:51:36 Thanks pretty well done, thank you.

Suicide Prevention and Student Mental Health Task Force

Report to the Board of Regents
September 15, 2016

Office of the Commissioner of Higher Education

Charge of Task Force

Assess student mental health services and suicide prevention efforts throughout the Montana University System and develop best practices and make recommendations for improvement.

Task Force Background

- 24 member task force – all MUS campuses represented
- Practitioners, faculty, staff, students and administrators
- Monthly conference calls
- Five work groups within the task force and included broader representation
 - Early Intervention Efforts, Primary Care, Screenings and Assessment Tools
 - Common Training, Awareness, Education and Collaboration
 - Suicide Prevention Summit Planning
 - Reduced Access to Lethal Means
 - Data

Task Force Objectives

- Develop and host a statewide summit on suicide prevention
- Conduct assessments of current practices and policies and recommend changes and improvements
- Develop best practices and common training approaches that can be shared and followed by campuses

Findings

- The Task Force administered two surveys to campuses.
 - The first survey was used to develop an inventory of suicide prevention training programs provided to faculty, staff and students
 - The second survey detailed the mental health services provided by campuses.
- Campuses provide significant services to students for mental health needs, but there is not one model used by all campuses to provide student mental health services.
- Campuses have seen a significant increase (16% over the last five years) in utilization of mental health services.
- Campuses do not have adequate staffing or resources to address the need for services.
- Campuses are not meeting national standards for staffing of 1 counselor per 1000-1500 students, the MUS is at 1 counselor per 1800 students.
- Montana has the highest suicide rate in the nation.

Panelists

- Betsy Asserson, PH.D., Licensed Psychologist/Interim Director, Counseling and Psychological Services, Montana State University
- Mike Frost, LCPC, LAC – Director, Counseling Services, University of Montana
- Matt Caires Ed.D. – Dean of Students, Montana State University
- Brian Kassar, Psy.D. – Licensed Psychologist and Outreach Coordinator, Psychological and Counseling Services, Montana State University

Task Force Recommendations

Recommendation 1: Each MUS campus should have a licensed mental health clinician on staff or have readily available through contract services (counselor, social worker, psychologist, mental health nurse practitioner, mental health physician assistant, or psychiatrist) with new funding provided for campuses that do not currently have licensed clinicians on staff to assist with accurate diagnosis, effective treatment, and appropriate follow-up.

Recommendation 2: The MUS and campuses should establish guidelines to ensure appropriate individuals and groups are receiving evidence-based suicide prevention training.

Task Force Recommendations

Recommendation 3: The MUS and campuses should develop a formal process by which staff across campuses can consult with each other about programming and services.

Recommendation 4: MUS campuses that provide medical care on campus should adhere to the recommendations outlined in the United States Preventive Services Task Force (USPSTF) report on depression screening.

Recommendation 5: MUS campuses should complete the depression screening survey to establish baseline practices, obstacles to implementation, needed resources, and later complete a follow up survey to measure outcomes.

Task Force Recommendations

Recommendation 6: The MUS should provide necessary resources, including compulsory ongoing training for mental health professionals and the formation of a depression screening consortium to encourage implementation and overcome obstacles.

Recommendation 7: Conduct assessments of campus environments to assess the access to lethal means to attempt suicide; create services/policies to help reduce access to lethal means; review policies and practices related to prescription drugs, access to heights and firearms.

Recommendation 8: Review potential programs and policies that could enhance student safety and implement a system-wide protocol and tracking system for suicide attempts and completions.

Task Force Recommendations

Recommendation 9: Increase partnerships with other mental health and suicide prevention stakeholders, increasing communication between all involved, developing efficiencies and best practices and sharing resources to combat student mental health issues and suicide from a holistic approach.

Recommendation 10: The MUS should explore funding/resource availability and determine funding sources to increase mental health services to students.

Recommendation 11: The MUS should host a biennial summit on student mental health and suicide prevention.

Conclusion

- Significant efforts are conducted on campuses throughout the Montana University System to address student mental health needs, including suicide prevention.
- Campus stakeholders are interested in providing additional services and developing best practices and collaborative approaches but are limited due to resources and need additional funding in order to increase services.
- The Office of the Commissioner of Higher Education should lead the system-wide efforts and provide guidance, structure and leadership in development of additional programming and services.