

HOUSE BILL 202

Introduced by Cohen

1/16	Introduced
1/16	Referred to Education & Cultural Resources
1/16	First Reading
1/16	Fiscal Note Requested
1/21	Fiscal Note Received
1/22	Fiscal Note Printed
1/23	Hearing
1/28	Tabled in Committee

1 House BILL NO. 202
2 INTRODUCED BY [Signature]

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROHIBIT THE USE OF
5 FEDERAL CARL D. PERKINS VOCATIONAL EDUCATION ACT FUNDS TO
6 SUPPLANT STATE AND LOCAL FUNDING FOR THE
7 VOCATIONAL-TECHNICAL CENTERS; AMENDING SECTION 20-16-202,
8 MCA; AND PROVIDING AN EFFECTIVE DATE."

9
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 **Section 1.** Section 20-16-202, MCA, is amended to read:

12 "20-16-202. Sources of financing for
13 vocational-technical center budgets -- distribution of
14 funds. (1) The total of the budgets approved by the board of
15 regents shall constitute the total maximum approved
16 statewide vocational-technical center system budget which
17 shall be financed as follows:

18 (a) The primary source of financing is to be those
19 funds specifically designated by legislative enactment or
20 referendum by the people for financing vocational-technical
21 education in Montana.

22 (b) The board of county commissioners of each county in
23 which a designated vocational-technical center is located
24 shall levy a tax in each calendar year of 1 1/2 mills on the
25 dollar of all taxable property, real and personal, within

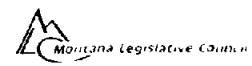
1 the county to raise the amount appropriated by the
2 legislature for the support and maintenance of the
3 vocational-technical center system. The tax is to be
4 effective for property tax years beginning on or after
5 January 1, 1987. It is the intent of this subsection (1)(b)
6 that the county commissioners shall levy this tax for fiscal
7 year 1988 operation of the vocational-technical system and
8 thereafter.

9 (c) Designated vocational-technical centers shall be
10 eligible to receive such funds from the federal government
11 as the board of regents may provide pursuant to applicable
12 acts of congress. Funds available from the 1984 federal Carl
13 D. Perkins Vocational Education Act, as may be amended, may
14 not be used to:

15 (i) determine eligibility for state aid or the amount
16 of state aid; or

17 (ii) supplant state or local funding for the
18 vocational-technical centers but must be used to supplement
19 and, to the extent practicable, increase the amount of state
20 and local funds that would in the absence of federal funds
21 be made available for use by the centers.

22 (2) The board of regents shall direct the distribution
23 of the funds specified in subsection (1) on the basis of the
24 budgets approved by the board of regents. The funds earned
25 by the mill levy specified in subsection (1)(b) shall be



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1 credited to the vocational-technical center account in the
2 unrestricted subfund of the current fund in the state
3 treasury."

4 NEW SECTION. **Section 2.** Effective date. [This act] is
5 effective July 1, 1991.

-End-

STATE OF MONTANA - FISCAL NOTE
Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB0202, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

An act to prohibit the use of federal Carl D. Perkins Vocational Education Act funds to supplant state and local funding for the vocational-technical centers; amending Section 20-16-202, MCA; and providing an effective date.

ASSUMPTIONS:

1. Currently HB0100 for the 1991 biennium appropriates \$807,747 of Carl Perkins funds for the vo-tech centers in the current unrestricted subfund.
2. The Office of the Legislative Auditor, in its May 1990 audit reports of the five vo-tech centers, references section 17 2-102, MCA, and recommends that the centers account for Carl Perkins federal assistance in the current restricted subfund.
3. FY92 and FY93 appropriations for the vo-tech current level programs are as recommended in the executive budget.
4. As a result of the proposed law, general fund will be used to replace \$807,747 of federal revenue each year of the 1993 biennium.
5. The restricted subfund of the centers will increase by \$1,614,948 for the 1993 biennium.


FISCAL IMPACT:

Appropriations from the state general fund increase by \$1,614,948 for the 1993 biennium.

Net Impact on Vo-Tech Centers:

	FY 92			FY 93		
	Current Law	Proposed Law	Difference	Current Law	Proposed Law	Difference
<u>Revenues:</u>						
General Fund	7,693,789	8,501,263	807,474	7,673,371	8,480,845	807,474
Millage	798,675	798,675	0	818,108	818,108	0
Tuition & Fees	1,914,450	1,914,450	0	1,914,450	1,914,450	0
Federal	807,474	0	(807,474)	807,474	0	(807,474)
Other	2,000	2,000	0	2,000	2,000	0
Total	11,216,388	11,216,388	0	11,215,403	11,215,403	0


 ROD SUNDSTED, BUDGET DIRECTOR
 Office of Budget and Program Planning
 DATE 1-21-91


 BEN COHEN, PRIMARY SPONSOR
 DATE 1/22/91
 Fiscal Note for HB0202, as introduced. **HB 202**