

HOUSE BILL 709

Introduced by Simpkins, et al.

2/08	Introduced
2/08	Referred to Education & Cultural Resources
2/09	First Reading
2/22	Hearing
2/22	Tabled in Committee

1 House BILL NO. 709
 2 INTRODUCED BY Stephen Baulon
 3 Rock Knox Keaton Co.

4 A BILL FOR AN ACT ENTITLED: "AN ACT REPEALING RULES
 5 10.55.603, 10.55.705, 10.55.709, 10.55.710, 10.55.712,
 6 10.55.713, 10.55.803, 10.55.804, 10.55.902 THROUGH
 7 10.55.904, AND 10.55.1001, ADMINISTRATIVE RULES OF MONTANA;
 8 REQUIRING READOPTION OF PREVIOUS SCHOOL ACCREDITATION
 9 STANDARDS OR ADOPTION OF A RULE DELAYING IMPLEMENTATION OF
 10 NEW STANDARDS; PROVIDING FOR ENFORCEMENT BY THE ATTORNEY
 11 GENERAL; AND PROVIDING EFFECTIVE DATES."

12
 13 WHEREAS, the regulations promulgated by the Board of
 14 Public Education implement new public school accreditation
 15 standards that will result in substantial financial impact
 16 on some Montana school districts in an amount that cannot be
 17 absorbed in the budgets of those districts; and

18 WHEREAS, adoption of a new set of accreditation
 19 standards by the Board of Public Education without an
 20 appropriation by the Legislature to fund the costs of
 21 implementing the regulations will result in the additional
 22 costs being unfairly passed on to school districts.

23
 24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

25 NEW SECTION. Section 1. Repeal and readoption of

1 school accreditation standards. The school accreditation
 2 standards Rules 10.55.603, 10.55.705, 10.55.709, 10.55.710,
 3 10.55.712, 10.55.713, 10.55.803, 10.55.804, 10.55.902
 4 through 10.55.904, and 10.55.1001, Administrative Rules of
 5 Montana, adopted in the adoption notice at page 342, 1989
 6 Montana Administrative Register Issue No. 5, are repealed.
 7 The school accreditation standards contained in Rules
 8 10.55.101 through 10.55.1001, Administrative Rules of
 9 Montana, repealed in that adoption notice, are the school
 10 accreditation standards for Montana schools, and the board
 11 of public education shall readopt them by rule, as they read
 12 on March 6, 1989, the date the adoption notice was certified
 13 by the board of public education to the secretary of state.

14 NEW SECTION. Section 2. Enforcement. If the board of
 15 public education does not readopt the school accreditation
 16 standards in existence on March 6, 1989, or adopt a rule on
 17 or before July 1, 1991, delaying until July 1, 1996, the
 18 implementation of the newly adopted accreditation standards,
 19 the attorney general shall pursue appropriate legal
 20 proceedings to enforce the provisions of [sections 1 and 2].

21 NEW SECTION. Section 3. Coordination instruction. If
 22 ___Bill No. ___ [LC 620] is passed and approved, [this act]
 23 applies to those rules establishing programs that did not
 24 receive an appropriation.

25 NEW SECTION. Section 4. Effective date -- contingency.



-2- INTRODUCED BILL
 HB 709

LC 0619/01

1 (1) [Section 1] is effective on passage and approval.

2 (2) [Section 2] is effective July 1, 1991, unless by
3 that date the board of public education has adopted a rule
4 delaying the implementation of the new accreditation
5 standards until July 1, 1996.

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