

MINUTES

MONTANA HOUSE OF REPRESENTATIVES
51st LEGISLATURE - REGULAR SESSION

SUBCOMMITTEE ON EDUCATION

Call to Order: By Rep. Ray Peck, on January 9, 1989, at
8:10 a.m.

ROLL CALL

Members Present: All with the exception of:

Members Excused: Sen. Boylan

Members Absent: None

Staff Present: Keith Wolcott, Senior Fiscal Analyst
Sandra Whitney, Associate Fiscal Analyst
Joe Williams, Budget Analyst, OBPP
Claudia Johnson, Committee Secretary

Others Present: Jim Fitzpatrick, Montana Council on Vo-Ed
Lucie Abetsi, MCVE
Eric Feaver, MEA
Marty Shufly, Governors Office
Tim Adams, MSCA
Brian Harlin, ASMSU
Stacy Farmer, ASMSU
Alan Nicholson, Board of Public Education
Claudette Morton, Board of Public Education
Jess Long, SAM
Holly Kaleczyc, POI
Terry Minow, MFT

Announcements/Discussion: Rep. Peck discussed committee procedure stating that once the Chair recognizes a member he/she will be allowed to pursue their questioning as long as there is no debate. He also reminded all members that any information they want from any agency to notify Keith Wolcott or himself and they will request that information in advance. As it is the first meeting, Rep. Peck outlined the procedure of the meetings. First the agency presentation which constitutes an overview followed with the Office of Budget's comments and presentations and the LFA presentation with questions after these presentations unless an item needs to be clarified. Once the questioning of the committee members has been completed then public testimony will be taken. Rep. Peck then introduced Jim Fitzpatrick, Executive Director of Montana Council on Vocational Education.

Tape A:1-030

Jim Fitzpatrick distributed written testimony concerning the biennium budget to the Subcommittee Members. See Exhibit #1. He then gave a brief overview of each item from the handout.

(120)

Rep. Peck asked Joe Williams from OBPP for his comments. Joe stated the Governor's budget office recommended a budget of \$134,224 in FY 90 and \$130,844 in FY 91. The increase results from three areas. First there was a vacancy for one half year and with the hiring of the Executive Director the cost will be greater in FY 90 and FY 91. Second, the statewide cost allocation plan rates increased almost \$4,000; up from \$2,000 to \$6,000. Third, increased rental rates. Included was \$900 per year for the Ad-Voc network.

Rep. Peck asked Mr. Wolcott from the LFA for his comments. Mr. Wolcott distributed a handout showing the comparison of the executive budget to the LFA current level. See Exhibit #2. He then went over the five differences between the Governor's budget and the LFA as listed on Exhibit #2.

(176)

Rep. Bob Marks asked Keith how long the administrative assistant position had been on the board. Mr. Wolcott answered stating the position had been there for quite some time but the half time FTE was just added in FY 89. Mr. Fitzpatrick added that the assistant position had been established with the creation of state councils dating back to 1963 with the reclassification system. (191) Rep. Marks asked what was the rationale for having an administrative assistant and a secretary both, in a three person agency. Mr. Fitzpatrick responded the Council feels, in accordance with their mandated responsibilities, they want to take a higher profile which involves a great deal more work for the administrative assistant that cannot be done because of the menial tasks she has had to take over.

Sen. Nathe asked if the Vo-Ed Council advised only to the Vo-Tech Centers on curriculum? (226) Mr. Fitzpatrick responded no, they are responsible for the total of vocational education, secondary and post-secondary such as assessing the distribution of all federal dollars that come into Montana for vocational education and these monies are distributed; consulting on the state fund for secondary and post-secondary; advising the Governor and the sole state agent on initiatives;

coordination and evaluation of measuring the adequacy and effectiveness of the Job Training Partnership Program. Sen. Nathe asked if he had any power to change them? (248) Mr. Fitzpatrick answered no, they did not. Their job is basically to analyze and to recommend and to advise. Sen. Nathe asked who they report to when they find an infraction? Mr. Fitzpatrick answered to the Governor, the sole state agent, the Board of Regents, Office of Public Instruction, U.S. Department of Education, the U.S. Department of Labor and the Montana Department of Labor.

(267)

Rep. Peck asked how the Carl Perkins Act changed the Council's responsibility? Mr. Fitzpatrick answered that the initial responsibility was advisory in nature and in 1984 the Council was given more responsibility in terms of recommending, analyzing and was given a little more authority. Rep. Peck further asked how Mr. Fitzpatrick articulated his responsibilities with those of the Deputy Commissioner in the Board of Regents' office. Mr. Fitzpatrick answered they consult frequently with the Deputy Commissioner, the Commissioner and the Federal Program Officer who gives them updates on activities, identifies the critical issues facing the sole state agent and requests position papers from them. Rep. Peck asked Mr. Fitzpatrick the Council's position on admission standards. Mr. Fitzpatrick replied they were very concerned and were very much opposed. Rep. Peck asked if they were still concerned as they are now approved and are they now more accepting of those as a result of revisions? Mr. Fitzpatrick responded they were since the provision was made for accepting vocational education.

Rep. Peck asked Mr. Fitzpatrick if the word clerical and secretary is synonymous in the statement which he submitted because he seemed to see four different people rather than three. He further stated the Council requested and received approval for a .50 temporary, part-time clerical position. Mr. Fitzpatrick answered it was a secretary position but that individual would be doing some clerical things as well. Rep. Peck questioned whether this position was a secretarial position? Mr. Fitzpatrick responded they need a clerical position to pick up menial responsibilities to free the administrative assistant for other duties. Rep. Peck asked what was the maximum number of people that came through the door to go to work? Mr. Fitzpatrick answered 2.5 positions.

(369)

Rep. Marks asked if there is more work than 1.5 persons can do? Mr. Fitzpatrick responded the responsibilities of the Council are broad. They deal with many programs and they must analyze, in terms of coordination, the effectiveness of those programs.

(423)

Sen. Nathe asked if there is an unlimited amount of money to tap into? Mr. Wolcott answered no and Mr. Fitzpatrick also responded that there is a \$120,000 grant per year with a carry over balance of \$68,672. He also stated the \$120,000 grant will continue with a strong possibility the Council will receive an increase for the 1991 biennium.

(476)

Rep. Kadas asked Mr. Fitzpatrick if they made the decision to expand because of the possibility of additional funds? Mr. Fitzpatrick answered yes in part. The Council wants to insure itself that it completes its mandates on time and in accordance with the job that is required by the Department of Education. Also, the Council has taken on additional responsibilities. If they do not touch on the adequacy and effectiveness of JTBA they are in violation and if they don't comply with the mandates, the state of Montana could stand the risk of losing all funds for secondary vocational education purposes.

Rep. Peck stated he was concerned about any federal program adding FTEs and then have the funds reduced or withdrawn totally with the expectation that the state will maintain the increased funding level.

(575)

Sen. Nathe asked where does the \$68,000 go, does it go in the short term investment and are we making interest? Mr. Wolcott said it is in the treasury but did not know who received the interest and he would check it. Mr. Wolcott also stated according to the revenue projections, using what the budget office is recommending for an expenditure level, the fund balance will be down to about \$43,000 at the end of the 91 biennium.

PUBLIC TESTIMONY

(606)

Brady Vardemann, Deputy Commissioner for Vocational Technical Education rose in support of Montana State

Council Voc-Ed. This is a very active and enthusiastic Council. They have advised us on any and all issues in regard to vocational education and have been a very important right arm to the Board of Regents.

(634)

Claudette Morton, Board of Public Education rose in support of Montana State Council on Voc-ed stating Mr. Fitzpatrick has provided a great deal of assistance to the Board of Public Education in regard to it's work on the accreditation study this past two years. It does provide us some guidance in that area which we have responsibility for at the secondary level.

Tape A:2-010

Rep. Peck asked for opponents and there were none. He then stated the committee will postpone acting on this budget because it does involve a question of vacancy savings and there will be a meeting of the full Appropriation's Committee to try and lay out some guide lines on Tuesday. Executive action on Wednesday. He then recognized the Board of Public Education represented by Alan Nicholson and Claudette Morton.

HEARING ON BOARD OF PUBLIC EDUCATION

Alan Nicholson stated he would give an overview statement and then talk more specifically on line items. He stated the Board is composed of staff that is paid by the state and also seven citizen members all of whom have other full time responsibilities and who expect that the legislature will appropriately fund the Board's efforts. As far as he can understand the LFA is proposing a Board budget of \$105,000 which is \$2,000 less than the present Board budget exclusive of the money especially appropriated for the Project Excellence. The Governor's budget asks for \$125,000, each year of the biennium the difference being is some one time modified expenses. The Board is asking for \$145,000 the first year and \$135,000 the second. What the Governor has agreed to ask for on behalf of the Board was some per diem upgrades in order to allow the Board to meet ten times; \$7,000 for the dues to our national organization, \$2,000 to review the national teachers exam and \$5,500 to seek matching money. The Board has had to cut back to eight meetings and some instate travel because of budget constraints. The Board is asking in addition to that \$7,000 increase for salaries of which \$3,000 is a secretary upgrade, \$2,000 for travel and \$3,000 for electronic subscriptions bringing the Board's request to \$145,000 the first year

and \$135,000 the second.

(097)

Ms. Morton stated as a very small agency the committee sees every part of their budget and every part is critical. Ms. Morton handed out a pamphlet entitled Goals and Objectives. See Exhibit #3. She requested the Subcommittee to take time before making a decision to examine it. (153) Mr. Nicholson then explained the executive secretary position with a salary of \$37,200 which is the original hiring salary and explained why it should be increased by \$4,000. He also explained the assistant secretarial position increase of \$3,000. Ms. Morton spoke on the Governor's request for 1.59 percent vacancy savings on the two FTEs. (165) She stated there is no vacancy savings due to the Project Excellence position ending June 30, 1989. The Board cannot operate without the two people they now have. She urged not to take vacancy savings. Alan passed out a handout on Board Per Diem (197). He stated they need \$8,000 to handle the cost of eight meetings. Ms. Morton spoke on operating expenses stating the Board asks for \$6,100 in legal fees in two parts. One for money for Mr. Leaphart the lawyer for the underfunded lawsuit and the rest for legal assistance provided by the Attorney General's office at \$45.00 an hour. (220) She further stated they will be going in front of the Supreme Court next week in defense of the Underfunded Law Suit and if the case is found to be that the schools are unequal, and Judge Lobel is given the jurisdiction for the program, then Mr. Leaphart will continue to work with Judge Lobel in terms that the implementation is appropriate. They also continue to have more contested and more hearings for the Board so it is important to have someone represent them and to have the \$6,100 in legal fees.

Ms. Morton continued with travel being a real issue with them. With two meetings in Great Falls and six in Helena the current cost is \$11,510. She discussed costs with other cities. The average travel cost per meeting is \$1,500. If the Board had eight meetings, it would cost \$12,000. In addition, the Board would like \$4,000 for individual travel. (306) Mr. Nicholson stated without individual travel in the budget it means more out-of-pocket expenses for Board members.

(365)

Ms. Morton stated a few years ago the Board of Public Education, in an effort to have teachers more accountable, required the National Teachers exam of all teachers who are being certified for the first time or

who are changing to a different certificate. The exam is put out by the Educational Testing Service who want money for whatever information they have. They would like \$2,000 per year for that analysis.

(380)

Mr. Nicholson spoke about the belonging to the National organization and its importance and urged \$7,000 to belong to this organization.

(436)

Ms. Morton spoke on the electronic system and its importance and requested a \$3,000 modification. She further stated one of the areas she knows they have significant lack in the state is expertise on assessment. They wish to write a grant to bring in some people and to do some work to get things up to speed before the schools have to start and help the state and the schools to be prepared to be able to work on this assessment area. They asked for \$10,000 and the Governor decided they didn't need any travel money connected with the grant.

(517)

Regarding Certification Standards and Advisory Council Mr. Nicholson stated the Council consists of seven members chosen from around the state who come to Helena and meet to advise the Board with respect to certification standards and practices. (528) It is funded by certifications fees; no state money is involved. The amount set by the last legislature fell short so they propose to increase the fee from \$2.00 to \$3.00 which should give them adequate funds to operate the program.

(580)

Ms. Morton distributed a letter giving the critical and most important levels of which they had discussed. See Exhibit #5.

Rep. Peck asked for comments and Joe Williams stated they did apply a 1.59 percent agency savings. Travel was kept down to current level even though the Governor realized travel was important he felt that it was a quality decision statewide across all agencies not just a certain agency. Sandy Whitney handed out the LFA comparison. See Exhibit #6.

Tape B/1:007

Rep. Marks stated there was a comment made about the importance of having continuous legal representation relative to the lawsuit and he asked what is the reason for further legal fees. Ms. Morton answered that there were two sides. If the Supreme Court finds in favor of

the plaintiffs, it is generally considered that the jurisdiction will be sent back to Judge Loble to see that the equalization is carried out. There will need to be further dialogue with Judge Loble on these issues which will be ongoing and will need representation. If on the other hand, the case is found in favor of the state then there will likely be some other ramifications and we see a continuing need for Mr. Leaphart. She hopes the Legislature will come up with a workable plan.

Sen. Hammond asked what has to be paid to the AG's office? Ms. Morton answered \$45.00 an hour which is half what it would cost to hire private counsel.

Rep. Peck asked, regarding if the National School Board's Association, that was taken out last session by the Subcommittee? Ms. Morton stated they asked that it be put back in last session as it was taken out in the hard budget cuts. Rep. Peck asked if the \$7,000 would cover the dues and travel per diem and Ms. Morton answered just dues.

(172)

Rep. Peck asked if because of the wage freeze, were additional duties given because of HJR 16 and would the Board staff experience a decrease in duties? Ms. Morton replied because of legislation last session they added two more staff. The administrative assistant has to do time sheets, pay bills and the day to day budget areas for the Council staff. The second area that was increased is the Governor decided this time that it would be worthwhile to put the budget on computer which they have but which is very slow and makes additional work. Rep. Peck asked if the Certification Council is putting an additional load on the office, should it not be charged for those activities? Ms. Morton answered they tried to balance that out with a researcher and a rather low level grade clerical person who tried to share responsibilities and she feels they could take a look at that but could not possibly charge it off unless the statutorial addition comes in, and she does not know if they could even do it then.

Rep. Kadas asked if half of the increase for teacher's certificates will go to this budget and the other half to general fund? Ms. Morton answered no, the whole dollar will go to the Council. They will take the new one dollar and add it to the budget.

Sen. Nathe asked how large is the matching federal grant? (327) Ms. Morton answered they are looking for that

grant money. They would be happy if that money were held on contingency pursuant to getting the grant. They would prefer not to go with the Federal Grant and felt some private donors are better in terms of getting money and not requiring a one to one match. Sen. Nathe asked where our high school students rank nationwide in ACT scores? Ms. Morton replied our high school students typically rank quite high on ACT scores however, not all Montana students take the ACT. The assessment policy which they have put in place is asking for all schools by 1992 to give standardized tests at pre level so as to have a better understanding of all the students.

Rep. Peck stated it was time for public testimony on the proposed budget for the Board of Public Education.

(446)

Eric Feaver, Montana Education Association, rose in support of the proposed budget for the Board of Public Education as was presented. The Board is a citizens board.

(614)

Sen. Hammond asked Mr. Feaver if he felt strongly that there will be a greater need for legal counsel because of the use of legal counsel on the part of the MEA to decide the certification problem and asked why? Mr. Feaver answered that actually the MEA takes very few cases to the Board of Public Education. A surprising number of cases that the Board sees come from individuals who unfortunately never ask the MEA for its advice and counsel and found themselves individually involved with the pursuit of their particular problem. You would find that if indeed they would have been involved in that in a much earlier case, they might not have ever had that situation at the Board of Public Education level.

Tape B/2:14

Representative Marks commented to Mr. Feaver that it seemed he was questioning whether they were getting enough opinions, or good opinions or real opinions and he felt they could ask for official opinion too. Mr. Feaver stated that as he understood it, it costs more for the AG to give an official opinion rather than a letter on how they see the lay of the land. Rep. Marks then asked if the cost of asking for an official opinion is charged back to the agency? Ms. Morton stated yes; it is part of the \$45.00 an hour for attorney fees.

Jess Long rose in support of the proposed budget for the Board of Public Education stating that in order for

them to adequately follow up on Project Excellence, they need to have adequate support budget wise and this kind of agency provides a great deal of input in terms of what other states are doing, what the national trends are, the kinds of information that are very detailed and the state board does need that kind of information at hand and I would support any move to include that in their budget.

(067)

Sen. Nathe stated that this was the second time he had heard Project Excellence. He questioned how old is output based assessment education? How many states are doing it? Is this another fad that's comparable to modern math that moves through the educational system or modern English and are we going to pay a huge price down the road by messing with the system that seems to be functioning very well? Mr. Long answered he did not know how old it was but it certainly was something that Socrates worked on. Certainly it is more than just a couple of states that are using outcome based education.

(093)

Terry Minow, Montana Federation of Teachers, rose in support of adequate funding of the Board of Public Education. We particularly ask that this subcommittee take a good hard look at the issue of vacancy savings. It's an issue that you will hear again and again and we believe that forcing vacancy savings in a relatively small budget, results in a reduction of services.

(110)

Holly Kaleczyc for Nancy Keenan, Office of Public Education, rose in support of the Board of Public Education. She stated that Supt. Keenan had asked her to specifically ask the Subcommittee to support the Board of Public Education's budget because she believes that they are charged with supervising what has become the largest business in Montana, if not the most important business in Montana, and they need their resources to do that.

Rep. Peck asked for further testimony. There was none.

There being no further business the Subcommittee was adjourned.

ADJOURNMENT

Adjournment At: 10:20 a.m.



Rep. Ray Peck, Chairman

RP/cj

0721/min

MONTANA COUNCIL ON VOCATIONAL EDUCATION



EXECUTIVE MANAGEMENT BUILDING

1228 11TH AVENUE

STATE OF MONTANA

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HELENA, MONTANA 59620

January 6, 1989

JAMES W. FITZPATRICK
EXECUTIVE DIRECTOR

TO: Representative Ray Peck, Chairman, and Members of the
Education Subcommittee of the Appropriations Committee

FROM: Jim Fitzpatrick, Executive Director
Montana Council on Vocational Education

RE: Testimony on Council Biennium Budget

The Montana Council on Vocational Education submits the following information concerning the biennium budget for your consideration.

Legislated Authority:

The Carl D. Perkins Vocational Education Act, Title I, Section 112a and the Code of Federal Regulations, Title 34, Part 401, Subpart B, 401.14 states:

"Each state which desires to participate in vocational programs authorized by this Act for any fiscal year shall establish a state council . . . "

Overview of State Council on Vocational Education:

Refer to attached brochure.

Federal Grant - \$120,000.00

The Carl Perkins Vocational Education Act faces reauthorization during the current congressional session. An increase in appropriations to State Councils is expected.

3) Council Budget Status:

The executive director position has been vacant a total of twelve months during the past three years. This has resulted in a federal carryover of \$68,672 at fiscal year end 1988, and has had a significant impact on fulfilling council responsibilities and activities in accordance with federal mandates. The present executive director was employed on January 2, 1988.

Actions and Directions of the Council:

The council directed the current executive director to increase involvement with local education agencies, e.g., State Board of Education, State Board of Regents, Office of Public Instruction, Department of Labor, and other agencies and organizations in an effort to fulfill council duties and responsibilities. The current council program of work addresses these activities and functions. In addition, the executive director is responsible for preparing position papers relative to critical vocational education issues, conducting surveys and research, writing technical reports, and performing other duties in accordance with council mandates. The council directed the administrative assistant to assume additional administrative and executive support responsibilities and subsequently revised the position description. The council also requested and received approval for a .50 temporary part-time clerical position and this position was filled in September 1988 with a business education co-op student who is employed for 2 1/2 hours daily.

Rationale for the .50 FTE - Secretary 1, Grade 7

The Montana Council on Vocational Education, as previously outlined, has established new direction for the staff in fulfilling mandates and functions. The administrative assistant's responsibilities involve increased administrative duties relating to council functions, i.e., data collection and analysis, research and evaluation, and technical report writing, while continuing to perform major accounting, clerical, and office management functions. In order to effectively carry out these and other tasks, the .50 FTE is necessary. This individual performs routine office duties, i.e., mailing, filing, copying, typing, word processing, and related clerical functions.

Continuation of the .50 FTE clerical position is essential for fulfilling council duties, functions, and activities, and will result in maximizing the use of current staff.

(4) The council respectfully requests the Committee to approve continuation of the .50 FTE Secretary 1 position for the next biennium at a cost of \$7,657 in 1990 and \$7,662 in 1991.

Agency Budget:

The agency budget request for personal services, operating expenses, and equipment for the biennium was \$134,330 for FY 1990 and \$130,956 for FY 1991. This budget includes 2.50 FTE positions for the Executive Director (Grade 17, Step 13); Administrative Assistant (Grade 12, Step 3); and Secretary 1 (Grade 7, Step 2). Vacancy savings and inflation factors were built in to the budget.

Personal Services:

The State Council requests the vacancy savings amounts calculated by the Governor's Office of Budget and Program Planning and Legislative Fiscal Analyst be rescinded for the following reasons:

1. The council is a small agency.
2. Should personnel changes occur, the position would be filled temporarily under contracted services until a person is employed consistent with budgeted salary amounts.
3. The vacancy savings would reduce the council's allocation and these funds could be spent more wisely for council activities consistent with federal mandates.

Operating Expenses:

The State Council budget for operating expenses includes contracted services, expenses for operation of the council office, i.e., supplies, telephone, mail, rent, equipment, maintenance, and other related expenses.

Travel for council members and staff is included in the budget under operating expenses. The State Council has requested \$20,799 for each year of the 1990-91 biennium for travel. The Executive Budget has decreased the out-of-state travel requested in the council's budget by \$1,725. State Councils are members of the National Association of State Councils on Vocational Education and one regional meeting and two national meetings are held each year. These are 3 - 5 day meetings in various locations and are attended by council members and staff. Each council member attends one meeting per year to orient them with the role and scope of the State Council on Vocational Education, and to increase their knowledge of national trends and issues relative to council mandates and activities. Depending on the location of the out-of-state meetings, travel costs vary, and with anticipated increases in cost for travel, the council respectfully requests \$20,799 for travel each year of the 1990-90 biennium.

In the budget submitted to the Office of Budget and Program Planning, the State Council inadvertently omitted the expenditure for electronic communications system. A memo to the OBPP dated August 31, 1988, to correct this states, ". . . the expenses for maintaining this system will be \$25 per month . . . , total expenditure of \$300 per year, and \$50 - \$100 per month for on-line use . . . , total expenditure of \$600 per year." This communications system provides updates on national vocational education issues, communications from the U.S. Dept. of Education, other State Councils, and the National Center for Vocational Education at Ohio State University. The State Council requests this \$900 expenditure be included in the 1991 biennium budget as it appears in the Executive Budget prepared by the Office of Budget and Program Planning.

LEGISLATIVE ACTION

AGENCY: MONTANA ADVISORY COUNCIL FOR VO-ED

PROGRAM: ADMINISTRATION PROGRAM

BUDGET ITEM	FY 1988 Actual	Fiscal 1990		Fiscal 1991		FY 88-90 % Change
		Executive	LFA Curr Lvl	Executive	LFA Curr Lvl	
FTE	2.00	2.50	2.00	2.50	2.00	0.00%
Personal Services	\$57,792	\$74,720	\$64,931	\$74,922	\$65,124	12.35%
Operating Expenses	49,932	59,004	61,241	55,422	57,660	22.65%
Equipment	878	500	500	500	500	-43.05%
TOTAL EXPENSES	\$108,602	\$134,224	\$126,672	\$130,844	\$123,284	16.64%
Federal Revenue	\$108,602	\$134,224	\$126,672	\$130,844	\$123,284	16.64%
TOTAL FUNDING	\$108,602	\$134,224	\$126,672	\$130,844	\$123,284	16.64%

1. The executive includes a 0.50 FTE secretarial position costing \$7,657 in fiscal 1990 and \$7,662 in fiscal 1991 that is not in current level. This position was added by budget amendment in fiscal 1989 using federal funds.

2. The executive budget includes vacancy savings at 2 percent compared with 4 percent in the current level. This difference amounts to \$1,296 more costs in fiscal 1990 and \$1,300 more in fiscal 1991 in the executive budget.

3. The executive reduced out-of-state travel by \$1,725 each year of the biennium while the LFA includes the agency requested level.

4. The executive reduced building rent by \$1,280 each year while the current level includes rent at the agency requested level.

5. The executive budget includes \$300 for system maintenance and \$600 for on-line charges each year for the AD-VOE telecommunications subscription service that are not in current level.

KMS:RS:MACVH

DATE 1-9-89

BOARD OF PUBLIC EDUCATION

GOALS & OBJECTIVES

The Board of Public Education is constitutionally mandated to supervise the public school system. The following categories represent goals and objectives reflective of legislative responsibilities, however, because of the Board's constitutional role, it very likely will have additional responsibilities, including seeking changes in legislation.

Board of Public Education - I. Accreditation of Schools

Program Objectives

1. To accredit all public schools and those private schools requesting accreditation every year, based on a review of the Superintendent of Public Instruction's recommendations and reports.
2. To revise accreditation standards appropriately.
 - a. Research areas of concern.
 - b. Set up and conduct appropriate task forces.
 - c. Recommend appropriate language for standards.
 - d. Follow the Administrative Rules of Montana procedure which include:
 - 1) Noticing the language for hearing,
 - 2) Conducting the hearing,
 - 3) Adopting the rule.
3. To approve, having considered the Superintendent of Public Instruction's recommendations, alternative standards for schools requesting their use.
4. To approve the progress reports of schools on advise or probation from the Superintendent of Public Instruction.

Board of Public Education - II. Review of Teacher Education Programs and Revisions of Appropriate Policies

Program Objectives

1. To approve each teacher education program, including each area leading to endorsement, at each Montana institution of higher learning every five years. Hear exit team reports, follow-up reports and determine appropriate action.
2. To conduct, with the assistance of the Office of Public Instruction, a five year review of all teacher education standards which lead to certification.

3. To revise the teacher education program standards appropriately, taking into account the recommendations of the Superintendent of Public Instruction and the Certification Standards and Practices Advisory Council as required by Montana law.
 - a. Research areas of concern.
 - b. Set up and conduct appropriate task forces.
 - c. Recommend appropriate language for standards.
 - d. Follow the Administrative Rules of Montana procedure which include:
 - 1) Noticing the language for hearing,
 - 2) Conducting hearing,
 - 3) Adopting the rule.

Board of Public Education - III. Hearing of Cases to Deny, Suspend or Revoke Teaching Certificates and Revisions of Appropriate Rules

Program Objectives

1. To respond to all inquiries regarding denial, suspension or revocation of teacher certificates within two weeks.
2. To investigate, with the assistance of the Office of Public Instruction, all requests for a hearing and prepare pertinent material for board's decision-making within 45 days.
3. To write findings of fact, conclusions of law and order within 45 days after the hearing and notify all concerned parties.
4. To research existing cases to determine precedents in this area.
5. To revise the policies in this area appropriately.
 - a. Research areas of concern.
 - b. Set up and conduct appropriate task forces.
 - c. Recommend appropriate language for standards.
 - d. Follow the Administrative Rules of Montana procedure which include:
 - 1) Noticing the language for hearing,
 - 2) Conducting the hearing,
 - 3) Adopting the rule.

Board of Public Education - IV. Certification Policies

Program Objectives

1. To review and revise on an on-going basis all other policies (not mentioned previously) which relate to

certification, taking into account the recommendations of the Superintendent of the Office of Public Instruction and the Certification Standards and Practices Advisory Council as required by Montana law.

- a. To provide the Board with appropriate research and opinion.
 - b. To conduct appropriate task forces.
 - c. To follow the Administrative Rules of Montana procedures which include:
 - 1) Noticing the language for hearing,
 - 2) Conducting the hearing,
 - 3) Adopting the rule.
 - d. To monitor the National Teacher's Examination as a part of precertification screening.
2. To maintain liaison with the Certification Standards and Practices Advisory Council
- a. To provide an on-going system of nomination selection of Certification Standards and Practices Advisory Council members.
 - b. To refer appropriate board items to the council for its recommendation.
 - c. To hear and respond appropriately to recommendations from the council.
 - d. To carry out other means of liaison including joint meetings, joint committee meetings, etc.

Board of Public Education - V. Special Education Responsibilities

Program Objectives

1. To revise policies for the governance of Special Education and accreditation as recommended by the Superintendent of Public Instruction and in accordance with research on current practices and Administrative Rules of Montana procedures.
2. To receive and approve an annual report of Special Education Programming in Montana.

Board of Public Education - VI. Gifted and Talented Responsibilities

Program Objectives

1. To revise policies for Gifted and Talented as part of accreditation work.

Board of Public Education - VII. P-I-R Days Policies and Procedures

Program Objectives

1. To revise appropriately after having conducted research and in accordance to Administrative Rules of Montana procedures.

Board of Public Education - VIII. Distribution of State Equilization Aid

Program Objectives

1. To revise policies according to law and appropriate to the state's financial condition.
 - a. Research areas of concern.
 - b. Set up and conduct appropriate task forces.
 - c. Recommend appropriate language for standards.
 - d. Follow the Administrative Rules of Montana procedure which include:
 - 1) Noticing the language for hearing,
 - 2) Conducting the hearing,
 - 3) Adopting the rule.
2. To order payment at the September meeting.

Board of Public Education - IX. School Transportation

Program Objectives

1. To revise standards for school buses and drivers in accordance with current federal and state safety guidelines.
2. To approve four-wheel drive alternative vehicle requests.
3. To develop appropriate policies for transportation service areas.
 - a. Research areas of concern.
 - b. Set up and conduct appropriate task forces.
 - c. Recommend appropriate language for standards.
 - d. Follow the Administrative Rules of Montana procedure which includes:
 - 1) Noticing the language for hearing,
 - 2) Conducting the hearing,
 - 3) Adopting the rule.
4. To develop appropriate criteria for determining residency of a pupil.
 - a. Research areas of concern.
 - b. Set up and conduct appropriate task forces.
 - c. Recommend appropriate language for standards.

- d. Follow the Administrative Rules of Montana procedure which includes:
 - 1) Noticing the language for hearing,
 - 2) Conducting the hearing,
 - 3) Adopting the rule.

Board of Public Education - X. Student Assessment

Program Objectives

- 1. To revise policies for student assessment appropriately.
 - a. Research areas of concern.
 - b. Set up and conduct appropriate task forces.
 - c. Recommend appropriate language for standards.
 - d. Follow the Administrative Rules of Montana procedure which includes:
 - 1) Noticing the language for hearing,
 - 2) Conducting the hearing,
 - 3) Adopting the rule.
- 2. To receive and approve an annual report on student assessment.

Board of Public Education - XI. Equivalency of Completion of Secondary Education

Program Objectives

- 1. To revise policies for equivalency of completion of secondary education.
- 2. To receive and approve an annual report on equivalency of completion of secondary education.

Board of Public Education - XII. Alternatives to School Day Or Week

Program Objectives

- 1. To research this area before recommending appropriate action.

Board of Public Education - XIII. Board of Education Responsibilities

Program Objectives

- 1. To provide appropriate assistance to the Board of Education.

2. To determine appropriate agenda items to recommend.
3. To prepare appropriate agenda items. Research and develop reports, speakers, etc.
4. To provide follow-up.

Board of Public Education - XIV. School for the Deaf and Blind Governance

Program Objectives

1. To approve all policies and proposed changes in statutes for the Montana School for the Deaf and Blind.
2. To approve the budget, budget adjustments and expenditures for the Montana School for the Deaf and Blind.
3. To hire, supervise and evaluate the Superintendent of the Montana School for the Deaf and Blind.
4. To approve curriculum for the Montana School for the Deaf and Blind.
5. To contract with Federal Government and outside agencies for appropriate programs.
6. To maintain liaison with the Montana School for the Deaf and Blind Foundation for the good of the school through staff and board committee work. The committee will meet often enough to maintain a presence with staff, parents, community, student and the Foundation.

Board of Public Education - XV. Fire Services Training School Governance

Program Objectives

1. To approve all policies and proposed changes in statutes for the Fire Services Training School.
2. To approve the budget, budget adjustments and expenditures for the Fire Services Training School.
3. To hire, supervise and evaluate the Director of the Fire Services Training School.
4. To approve curriculum for the Fire Services Training School.
5. To maintain liaison with the Fire Services Training School and the Fire Services Training School Advisory Council through staff and board committee work.

Board of Public Education - XVI. Certification Standards and Practices Advisory Council

Program Objectives

1. To provide administration and support services to the Council
 - a. To hire, supervise and evaluate staff.
 - b. To develop and administer the budget.
 - c. To communicate with Council members and make arrangements for them.
 - d. To respond in a timely fashion and appropriate manner to all types of inquiries from the field, other state agencies and the public.
 - e. To develop agenda for Council meetings and to record, through minutes, the decisions of the Council.
 - f. To implement Council decisions.
 - g. To maintain Council records.
 - h. To prepare the Council's annual report to the Board.

2. To provide research and technical assistance to the Council
 - a. So that they can recommend to the Board policy changes in:
 - 1) teacher, administrator and specialists certification standards.
 - 2) pre-certification training and education requirements.
 - 3) certification renewal requirements and procedures.
 - 4) denial, suspension and revocation of teacher certification and the appeals process.

 - b. And, so that they can study
 - 1) the status and efficacy of approved teacher education programs in Montana.
 - 2) the feasibility of establishing standards and professional practices and ethical conduct.
 - 3) the improvement of the image of teachers in Montana.
 - 4) the role of pre-schools in public education.
 - 5) the training and certification of early childhood teachers.
 - 6) the role of distance learning instruction in Montana.
 - 7) certification of teachers of English as a second language.

Board of Public Education - XVII. Administration

Program Objectives

1. To hire, supervise and evaluate staff.

2. To develop and administer the budget.
3. To communicate with Board members through correspondence, telephone and meetings and to respond to requests in a timely manner.
4. To respond in a timely fashion and appropriate manner to all types of inquiries from the field, other state agencies and the public. This includes weekly contact with professional education associations such as the Montana Education Association, Montana Federation of Teachers, School Administrators of Montana and the Montana School Boards Association.
5. To maintain on-going liaison with the Governor's Office, Office of Public Instruction, Commissioner of Higher Education and the Legislature.
6. To maintain liaison with the Montana Indian Education Advisory Council.
7. To develop agenda for board meetings, task forces and committees and make arrangements for accommodations.
8. To record, through minutes, the decisions of such meetings.
9. To see that Board decisions are implemented. In some cases this may require seeking and administering grant monies.
10. To act as the official repository for the archives and records of the Board.
11. To administer and/or to provide research and technical assistance to such programs as are given by the Legislature and Governor and Federal Government.
 - a. HJR16
 - b. Christa McAuliffe Fellowship
 - c. Pre-School Federal Legislation
 - d. Distance Learning (HJR 58)

August 25, 1988

Cost of Meetings
Fiscal 1989

HB _____

HELENA

<u>Board Member</u>	<u>Personal Aircraft</u>	<u>Mileage/ Lodging</u>	<u>Meals</u>	<u>Per Diem</u>	<u>Other</u>	<u>TOTAL</u>
Ted Hazelbaker-Dillon	\$ 51.00	\$ 75.00	\$ 58.00	\$ 150.00	\$ -0-	\$285.00
Anita Johnson-Lewistown	85.00	50.00	37.00	150.00	-0-	322.00
Sarah Listerud-Wolf Point	346.00	75.00	58.00	150.00	20.00	649.00
Alan Nicholson-Helena	-0-	-0-	-0-	100.00	-0-	100.00
Rocky Schauer-Libby	125.00	50.00	41.00	150.00	-0-	366.00
Bill Thomas-Great Falls	37.00	50.00	27.00	100.00	-0-	216.00
Tom Thompson-Heart Butte	76.00	50.00	37.00	150.00	-0-	313.00
Lerria Rogers-Helena (Student Rep)	-0-	-0-	-0-	-0-	-0-	-0-
TOTAL	\$720.00	\$350.00	\$258.00	\$950.00	\$ 20.00	\$2298.00

Total Cost Helena Meetings (6):

Transportation Excluding Per Diem = \$8088
Per Diem 5700

TOTAL \$13788

BOARD OF PUBLIC EDUCATION

Cost of Meeting
Fiscal 1989

GREAT FALLS

<u>Board Member</u>	<u>Personal Mileage/ Aircraft</u>	<u>Lodging</u>	<u>Meals</u>	<u>Per Diem</u>	<u>Other</u>	<u>TOTAL</u>
Ed Hazelbaker-Dillon	\$ 95.00	\$ 50.00	\$ 33.00	\$ 150.00	-0-	\$ 328.00
Wita Johnson-Lewistown	47.00	50.00	33.00	150.00	-0-	280.00
Graham Listerud-Wolf Point	277.00	75.00	55.00	200.00	20.00	627.00
Alan Nicholson-Helena	40.00	50.00	33.00	150.00	-0-	273.00
Bill Thomas-Great Falls	-0-	-0-	-0-	100.00	-0-	100.00
Tom Thompson-Heart Butte	58.00	50.00	41.00	150.00	-0-	299.00
Berria Rogers-Helena	40.00	50.00	29.00	-0-	-0-	119.00
Staff (3)	40.00	150.00	87.00			277.00
TOTAL	<u>\$743.00</u>	<u>\$575.00</u>	<u>\$373.00</u>	<u>\$1150.00</u>	<u>\$20.00</u>	<u>\$2861.00</u>

Total Cost of Great Falls Meetings (2):

Transportation Excluding Per Diem	\$3422
Per Diem	<u>2300</u>
TOTAL	<u><u>\$5722</u></u>



Board of Public Education

 EXHIBIT 5
 DATE 1-9-88
 HB _____

BOARD MEMBERS

 BOARD OF PUBLIC EDUCATION
 Budget FY90 and FY91

 Claudette Morton
 Executive Secretary

EX OFFICIO MEMBERS:

 Ted Schwinden, Governor
 Ed Argenbright, Superintendent
 of Public Instruction
 Carrol Krause, Commissioner
 of Higher Education

APPOINTED MEMBERS:

 Alan Nicholson, Chairman
 Helena
 Arthur "Rocky" Schauer, Vice-Chairman
 Libby
 Anita Johnson
 Lewistown
 Ted Hazelbaker
 Dillon
 Sarah "Sally" Listerud
 Wolf Point
 Bill Thomas
 Great Falls
 Thomas A. Thompson
 Heart Butte

Priority 1

The following are absolutely critical to the Board's function and are of equal importance:

No vacancy savings--follow LFA's recommendation.

Adequate Board Per Diem for 10 meetings--follow the LFA's recommendation of \$8000 for current level, plus the Executive's modification of \$2000.

Adequate Board Travel--add an additional \$3000 to the Executive's modification.

National Association of State Board's of Education membership--follow the Executive's modification of \$7000.

Priority 2

The following are important to the Board's function, and the state may be requested to pay for at least part of these through budget supplementals during the interim:

Upgrade of one FTE--\$2,855 plus some adjustments in benefits.

Legal Fees--follow LFA's recommendation.

Analysis of the NTE--follow the Executive's modification of \$2000.

Priority 3

The Board believes these items represent reasonable requests in light of its obligations:

Administrator's Salary Increase of \$4000 plus attendant adjustments in benefits.

Board requested \$3000 modification for electronic subscriptions and additional resources.

MPE Implementation--add to the Executive's modification of \$5,609, \$4,391. This modification is for FY90 only.

AGENCY: BOARD OF PUBLIC EDUCATION

LEGISLATIVE ACTION

PROGRAM: ADMINISTRATION

BUDGET ITEM	FY 1988 Actual	Executive	Fiscal 1990 LFA Curr Lvl	Difference	Executive	Fiscal 1991 LFA Curr Lvl	Difference	FY 88-90 % Change
FTE	3.00	2.00	2.00	0.00	2.00	2.00	0.00	-33.33%
Personal Services	\$98,723	\$72,477	\$73,788	(\$1,311)	\$72,555	\$73,862	(\$1,307)	-25.26%
Operating Expenses	68,728	33,216	31,572	1,644	30,888	29,214	1,674	-54.06%
Equipment	699	0	0	0	0	0	0	-100.00%
TOTAL EXPENSES	\$168,150	\$105,693	\$105,360	\$333	\$103,443	\$103,076	\$367	-37.34%
General Fund	\$163,181	\$105,693	\$105,360	\$333	\$103,443	\$103,076	\$367	-35.43%
Federal Revenue	4,969	0	0	0	0	0	0	-100.00%
TOTAL FUNDING	\$168,150	\$105,693	\$105,360	\$333	\$103,443	\$103,076	\$367	-37.34%

FUNDING

ISSUE 1: Personal Services - Current level does not apply a vacancy savings, while the executive budget applies a 1.59 percent rate. This results in a \$1,300 difference between the executive and current level in each year of the biennium.

ISSUE 2: Operating Expenses - Operating expenses in the executive budget are higher than current level by over \$1,600 in each year of the biennium because 1) the executive has budgeted \$1,000 less than agency request each year for the Underfunded School lawsuit while current level used agency request, and 2) audit fees of \$2,428 which were miscoded in fiscal 1988 were included in the executive budget but not current level.

ISSUE 3: Modified Requests and Statutory Appropriations - Modified requests and statutory appropriations to the Advisory Council are not included in this comparison.

VISITOR'S REGISTER

Education

SUBCOMMITTEE

AGENCY(S) Board of Pub. Ed.

DATE 1-9-88

DEPARTMENT B

NAME	REPRESENTING	SUP-PORT	OP-POSE
Jim Fitzpatrick	Montana Council on Voc-ED		
Joe Williams	Dir's Budget office		
Lucie Weems	MCVE		
Eric Ober	MEA		
Maury Shelby	Governor's Office		
Tim Adams	MSCA		
Brend Hagen	ASMSU		
Stacy Farmer	ASHSU		
A. Nicholson	BoE of P Ed.		
Jesse Long	SAM		
Holly Kalaczyc	OPI		
Terry M. Row	MFE		
Claudette Morton	Board of Public Ed		

IF YOU CARE TO WRITE COMMENTS, ASK SECRETARY FOR WITNESS STATEMENT
 IF YOU HAVE WRITTEN COMMENTS, PLEASE GIVE A COPY TO THE SECRETARY.