

MINUTES OF THE MEETING
APPROPRIATIONS COMMITTEE
50TH LEGISLATIVE SESSION

The meeting of the Appropriations Committee was called to order by Chairman Rep. Bob Thoft on February 12, 1987, at 1:30 p.m. in Room 104 of the State Capitol.

ROLL CALL: All members were present except Reps. Donaldson, Connelly, Iverson, Manuel, Quilici and Spaeth who arrived late and Reps. Winslow, Menahan, and Peck who were absent. Also in attendance were Judy Rippingale, LFA and Denise Thompson, Secretary.

HJR 23: (21:A:1.30)

Rep. Cobb presented his bill directing the joint appropriations-finance and claims subcommittees to reduce expenditures for departments of state government and the university system for the 1987-1989 biennium by an additional \$20 million per fiscal year. This is not only general fund monies but special and federal monies as well. If you take all of that into consideration, they are asking for about a 2 percent cut in the budget.

The purpose is to try to shrink the base of state government. The legislature should give direction to the appropriations committee on whether they should cut or not and give some direction of how to make these cuts. The executive branch also needs some direction because they haven't been helpful in balancing the budget this time.

There were no other proponents to the bill. There were no opponents on the bill.

QUESTIONS:

(21:A:6.58) Rep. Swift asked if the bill covered the last half of 1987. Rep. Cobb stated no, it covers the next two year biennium.

Rep. Bardanouve asked if this covered all budgets, agencies and programs. Rep. Cobb said yes, all.

The hearing on HJR 23 was closed.

PROPOSED COMMITTEE LEGISLATION:

Rep. Nathe, Chairman of the Education Subcommittee presented proposed committee bills which were unanimously passed by his subcommittee regarding the Office of Public Instruction.

1. This proposed bill would give some flexibility to the Superintendent of Public Instruction by changing the underline shall to may. This would Amend Section 20-3-103 (2), MCA. This amendment would allow the Superintendent to hire additional employees as he feels necessary (Exhibit 1).

Rep. Donaldson MOVED that the bill be drafted. The question was called. The motion CARRIED unanimously.

2. The second proposal is a minor change which would allow the Superintendent of Public Instruction to print new volumes of the school laws every two years instead of every four years. Rep. Spaeth stated they are mandating it now to every two years and they could still print it every two years without it. This would cost more money. Rep. Nathe stated they needed to be consistent with what was being done at this time. Rep. Donaldson stated it may be cheaper to print the whole book rather than supplementals that are a third of the size of the book several times within the time period. This would just stop the past conflict in the law (Exhibit 2).

(21:A:22.37) Rep. Spaeth suggested that instead of mandating every two years, they should have it at the discretion of the Superintendent. Rep. Nathe stated he had no problem with that.

(21:A:25.30) Rep. Spaeth moved the committee APPROVE the drafting request and give the Office of Public Instruction discretion as to when they want to print and update their volumes. The question was called by Rep. Devlin. The motion CARRIED unanimously.

3. Rep. Nathe presented a proposal to eliminate the requirement that the Audio Visual Library and the Resource Assessment Division in the Office of Public Instruction be accounted for in the enterprise account, to address an audit exception raised by the Legislative Auditor (Exhibit 3).

Rep. Bardanouve move to APPROVE the proposal. Rep. Donaldson called the question. The motion CARRIED unanimously.

(21:A:27.50) 4. The fourth proposal was for Educational Training Accounts.

Mr. Bob Fraser, coordinator for the Priorities for People, Bozeman, presented his proposal for Educational Training Accounts. These would be modeled after Individual Retirement Accounts (IRA) which can be used by an individual or family member for further educational training. ETA's are

designed to meet the needs of the changing society (Exhibit 4). He outlined the specific provisions of the accounts for the committee.

(21:A:32.07) Rep. Miller said he felt this was a brain storm that deserved merit. It gives the people who can't get loans for their children to go to college a chance to help them, and it helps people plan for an education.

Rep. Bradley also spoke in support of the bill saying she thinks about 8 to 10 percent of the jobs are turning over per year. This gives an incentive to start up a training and education account to help pay ones way. It sets up funds, tax free, to make these important decisions and moves.

(21:A:36.10) Rep. Donaldson asked if this has been tested in any other state, how many people are involved, and what the impact would be. Mr. Fraser stated he was not aware of it being tested in any other state. We would be the first state to attempt something like that. He said you would have to perhaps start with the number of people who are investing in individual retirement accounts, and look at the types of percentage of the population that are investing in that type of thing in order to get some type of figure to start with.

Rep. Quilici asked where you would deposit the money. Mr. Fraser stated in the same places as an IRA; a regular savings account, a brokerage firm and places such as that. Rep. Quilici asked about the \$500 limit and whether you could invest more than that each year.

(21:A:40.16) Rep. Swift asked if this was being patterned after the new type IRA. Mr. Fraser stated no, it is planned after the old type of IRA.

Rep. Asay who was in attendance stated he felt this could be a positive move to help assist persons wishing to pursue their education.

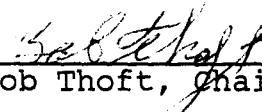
(22:A:.40) Rep. Donaldson moved that the draft be presented as a committee bill. Rep. Quilici called the question. Reps. Spaeth and Swift voted NO. The motion CARRIED.

EXECUTIVE ACTION HJR 23:

(22:A:3.00) Rep. Spaeth moved to TABLE HJR 23. Rep. Bardanouve called the question. There was a roll call vote. Reps. Donaldson, Thoft, Bardanouve, Bradley, Connelly, Iverson, Manuel, Miller, Poulsen, Quilici and Spaeth voted YES. Reps. Devlin, Menke, Nathe, Rehberg, Swift, and Switzer voted NO. The motion carried by a vote of 11 to 6.

Appropriations Committee
February 12, 1987
Page 4

ADJOURNMENT: There being no further business before the committee the meeting was adjourned.



Rep. Bob Thoft, Chairman

DAILY ROLL CALL

APPROPRIATIONS

COMMITTEE

50th LEGISLATIVE SESSION -- 1987

Date 2/12/87

NAME	PRESENT	ABSENT	EXCUSED
DONALDSON, GENE (Chairman)	✓	late bill -	✓
THOFT, BOB (Vice Chairman)	✓		
WINSLOW, CAL (Vice Chairman)		✓	
BARDANOUVE, FRANCIS	✓		
BRADLEY, DOROTHY	✓		
CONNELLY, MARY ELLEN	✓	late	
DEVLIN, GERRY	✓		
IVERSON, DENNIS	✓	late	
MANUEL, REX	✓	late	
MENAHAN, WILLIAM "RED"		✓	
MENKE, LARRY	✓		
MILLER, RON	✓		
NATHE, DENNIS	✓		
PECK, RAY		✓	
POULSEN, HAROLD	✓		
QUILLICI, JOE	✓	late	
REHBERG, DENNIS	✓		
SPAETH, GARY	✓	late	
SWIFT, BERNIE	✓		
SWITZER, DEAN	✓		

ROLL CALL VOTE

HOUSE APPROPRIATIONS

COMMITTEE

DATE 2/12/87 BILL NO. HJR NUMBER 23

NAME	AYE	NAY
Rep. Gene Donaldson, Chairman	✓	
Rep. Bob Thoft, Vice Chairman	✓	
Rep. Cal Winslow, Vice Chairman	—	—
Rep. Francis Bardanouve	✓	
Rep. Dorothy Bradley	✓	
Rep. Mary Ellen Connelly	✓	
Rep. Gerry Devlin		✓
Rep. Dennis Iverson	✓	
Rep. Rex Manuel	✓	
Rep. Red Menahan	—	—
Rep. Larry Menke		✓
Rep. Ron Miller	✓	
Rep. Dennis Nathe		✓
Rep. Ray Peck	—	—
Rep. Harold Poulsen	✓	
Rep. Joe Quilici	✓	
Rep. Dennis Rehberg		✓
Rep. Gary Spaeth	✓	
Rep. Bernie Swift		✓
Rep. Dean Switzer		✓

TALLY

MOTION PASSED

11 6

Denise Thompson
Secretary

Rep. Gene Donaldson
Chairman

MOTION: Rep. Spaeth moved to table HJR 23.

BILL DRAFTING REQUEST

Legislative Council
 Room 138 — State Capitol
 Helena, Montana 59620
 (406) 444-3064

(FOR LEGISLATIVE COUNCIL USE ONLY) 5-Bill Limit

LC No. _____ Date of Request _____
 Drafter _____ Date Drafted _____
 Requestor _____
 Subject _____
 Brief Title _____

(FOR LEGISLATIVE COUNCIL USE ONLY)
REVIEW

	Initials			Date		
Editor	_____	_____	_____	_____	_____	_____
Alter	_____	_____	_____	_____	_____	_____
Legal <i>(copy to requestor)</i>	_____	_____	_____	_____	_____	_____
Drafter	_____	_____	_____	_____	_____	_____
Final	_____	_____	_____	_____	_____	_____

(FOR LEGISLATIVE COUNCIL USE ONLY)
RE DO

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Legal	_____	_____	_____	_____	_____	_____
Final	_____	_____	_____	_____	_____	_____

BILL DRAFTER CHECKLIST

Non-Council Drafter _____ Phone _____

NOTE: Each question on checklist calls for "yes", "no", or "N/A" (not applicable) response. Section number references are to Bill Drafting Manual.

Conformity with state and federal Constitutions considered (section 1-2)? _____

Existing Montana statutes reviewed to avoid conflicts, duplication, or confusion (1-3)? _____

Note attached indicating source of draft (e.g., model act, other state statute, etc.) (section 1-6)? _____

Internal references checked using internal reference list (section 1-7)? _____

Fiscal note required (section 6-1)? _____

Fiscal impact requiring July 1 effective date (section 6-1)? _____

Extension of rulemaking authority required (section 6-2)? _____

Statement of legislative intent required (section 6-3 Appendix P)? _____

Code placement and applicability considered; codification instruction included in draft or suggested assignment of statute numbers attached (section 4-18, Appendix S)? _____

Title contains one subject clearly expressed (section 4-4)? _____

Short bill title attached (section 4-7, Appendix R)? _____

If state agency bill, "By Request" line included (section 4-3(4))? _____

DESCRIPTION OF REQUEST
 (MUST BE SPECIFIC)

Amend Section 20-3-103 (2), MCA, from "(2)...Superintendent... shall employ..." to (2) The Superintendent... may employ...", to make optional hiring by the superintendent of public instruction master's degree level physical education and special education supervisors, and a professional vocational education staff.

CONTACT PERSON(S):

Authority to contact anyone felt necessary yes no

Name(s) _____ Phone(s) _____

Contact with requestor _____
 (Date)

 REQUESTING LEGISLATOR
 (Signature)

20-3-102. Term, oath, and vacancy. (1) The superintendent of public instruction shall hold office at the seat of government for the term of 4 years. He shall assume office on the first Monday of January following his election and shall hold the office until his successor has been elected and qualified. Any person elected as the superintendent of public instruction shall take the oath of a civil officer.

(2) If the office of superintendent of public instruction becomes vacant, it shall be filled in the manner provided by The Constitution of the State of Montana.

History: En. 75-5704 by Sec. 12, Ch. 5, L. 1971; R.C.M. 1947, 75-5704.

Cross-References: Civil Officers, Title 2, ch. 2, part 1.
Oath of office, Art. III, sec. 3, Mont. Const.; Affirmation in lieu of oath, 1-9-191.
20-3-101.
Vacancies in office, how filled, Art. VI, sec. 6, ch. 2, part 1.
Mont. Const. 19-2-3.

20-3-103. Deputy superintendent -- staff. (1) The state superintendent of public instruction shall appoint a deputy who, in the absence of the principal or in the case of vacancy in his office, shall perform all the duties of office until such disability be removed or vacancy be filled. Such deputy shall subscribe, take, and file the oath of office provided by law for other state officers before entering upon the performance of his duties.

(2) The superintendent of public instruction shall have the power to employ, organize, and administer a staff of personnel to assist him in the administration of the duties and services of the office. In organizing his staff, the superintendent of public instruction shall employ:

- (a) a supervisor of physical education who is a graduate of an accredited institution of higher education with a master's degree in physical education;
- (b) a professional staff for the state supervision and administration of vocational education; and
- (c) a special education supervisor who is a graduate of an accredited institution of higher education with a master's degree in a field of special education for the mentally retarded or physically handicapped and who has not less than 2 years' experience in special education.

History: (1) En. Sec. 1, Ch. 50, L. 1903; re-en. Sec. 143, Rev. C. 1907; re-en. Sec. 122, R.C.M. 1921; re-en. Sec. 122, R.C.M. 1935; and Sec. 1, Ch. 181, L. 1947; and Sec. 1, Ch. 8, L. 1949; and Sec. 48, Ch. 177, L. 1965; and Sec. 3, Ch. 468, L. 1977; Sec. 82-601, R.C.M. 1947; (2) En. 75-5704 by Sec. 13, Ch. 5, L. 1971; Sec. 75-5704, R.C.M. 1947; R.C.M. 1947, 75-5704, 82-601 (part) and Sec. 19, Ch. 503, L. 1979.

Cross-References: Bonds of state officers and employees, Title 2, ch. 2, part 6.
Oath of office, Art. III, sec. 3, Mont. Const.; Affirmation in lieu of oath, 1-9-191.
20-3-101.
Vocational education, Title 20, ch. 7, part 3.
Special education, Title 20, ch. 7, part 4.

20-3-104. Discretionary staff. In addition to the positions of employment listed in 20-3-103, the superintendent of public instruction may employ:

- (1) one or more assistant superintendents, one of whom may be designated as assistant superintendent for vocational education;
- (2) a high school supervisor who is the holder of a class 3 teacher certificate with a district superintendent endorsement;
- (3) an elementary supervisor who is the holder of a valid teacher certificate;

BILL DRAFTING REQUEST

Legislative Council
 Room 138 — State Capitol
 Helena, Montana 59620
 (406) 444-3064

(FOR LEGISLATIVE COUNCIL USE ONLY) 5-Bill Limit

LC No. _____ Date of Request _____
 Drafter _____ Date Drafted _____
 Requestor _____
 Subject _____
 Brief Title _____

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REVIEW

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Editor	_____	_____	_____	_____
Alter	_____	_____	_____	_____
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Fiscal note required (section 6-1)? _____

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Statement of legislative intent required (section 6-3 Appendix P)? _____

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Short bill title attached (section 4-7, Appendix R)? _____

If state agency bill, "By Request" line included (section 4-3(4))? _____

DESCRIPTION OF REQUEST
 (MUST BE SPECIFIC)

To amend Section 20-3-105 (5), MCA, to allow the superintendent of public instruction to print a complete and updated volume of the school laws of the state not more than once every two years instead of not more than once every four years.

CONTACT PERSON(S):

Authority to contact anyone felt necessary yes no

Name(s) _____ Phone(s) _____

Contact with requestor _____
 (Date)

 REQUESTING LEGISLATOR
 (Signature)

- (4) a competent person to develop economy and efficiency in school transportation and to otherwise supervise the transportation program;
- (5) a music supervisor who is a graduate of an accredited institution of higher education in music education and who has not less than 5 years of teaching experience;
- (6) an educational media supervisor who is a graduate of an accredited institution of higher education and who has experience in the field of educational media; and
- (7) any other supervisors or assistants as may be required to carry out the duties of his office.

History: En. 75-5705 by Sec. 14, Ch. 5, L. 1971; R.C.M. 1947, 75-5705; amd. Sec. 11, Ch. 58, L. 1979.

Cross-References

Vocational education, Title 20, ch. 7, part 3.

Transportation, Title 20, ch. 10.

20-3-105. Administrative powers and duties. In administering the affairs of his office, the superintendent of public instruction shall have the power and it shall be his duty to:

- (1) keep a record of his official acts and all documents applicable to the administration of the office, preserve all official reports submitted to him for the period required by law, and surrender them to his successor at the expiration of his term;
- (2) preserve all books, educational media, instructional equipment, and any other articles of educational interest and value which come into his possession and surrender them to his successor at the expiration of his term;
- (3) cause the printing and distribution of all reports and forms necessary for the proper conduct of business by a district or school in the manner prescribed by the provisions of this title;
- (4) provide and keep an official seal of the superintendent of public instruction by which his official acts shall be authenticated;
- (5) **whenever he deems necessary but not more than once every 4 years, cause the printing of a complete and updated volume of the school laws of the state, which shall be offered and sold at cost of the printing and shipping to any school official or other person;**
- (6) whenever a replacement volume is not printed under the provisions of subsection (5), cause the printing of a cumulative supplement to the most recent volume of school laws immediately after the conclusion of any session of the legislature at which new school laws or amendments to the school laws were adopted. It shall be offered and sold at cost of the printing and shipping to any school official or other person.
- (7) if deemed necessary, publish a biennial report of the superintendent of public instruction;
- (8) counsel with and advise county superintendents on matters involving the welfare of the schools and, when requested, give a county superintendent a written answer to any question concerning school law;
- (9) call an annual meeting of the county superintendents when he deems it advisable;
- (10) as far as he shall find it practicable, address public assemblies on subjects pertaining to education in Montana; and

Compiler's Comments

1985 Amendment: Deleted former (15) that read: "estimate the statewide equalization level for the foundation program in accordance with the provisions of 20-9-348".

Cross-References

State Board of Land Commissioners membership on, Art. X, sec. 4, Mont. Const.

20-3-107. Controversy appeal. (1) The superintendent of public instruction shall decide matters of controversy when they are appealed from:

(a) a decision of a county superintendent rendered under the provisions of 20-3-210; or

(b) a decision of a county transportation committee rendered under the provisions of 20-10-132.

(2) The superintendent of public instruction shall make his decision on the basis of the transcript of the fact-finding hearing conducted by the county superintendent or county transportation committee and documents presented at the hearing. The superintendent of public instruction may require, if he deems necessary, affidavits, verified statements, or sworn testimony as to the facts in issue. The decision of the superintendent of public instruction shall be final, subject to the proper legal remedies in the state courts. Such proceedings shall be commenced no later than 60 days after the date of the decision of the superintendent of public instruction.

(3) In order to establish a uniform method of hearing and determining matters of controversy arising under this title, the superintendent of public instruction shall prescribe and enforce rules of practice and regulations for the conduct of hearings and the determination of appeals by all school officials of the state.

(4) Whenever in a contested case the superintendent of public instruction is disqualified from rendering a final decision, he shall appoint a hearing examiner as provided in 2-4-611 and the decision of the hearing examiner constitutes the superintendent's final order except as provided in this subsection. Such final order is subject to all the provisions of Title 2, chapter 4 relating to final agency decisions or orders, including judicial review under Title 2, chapter 4, part 7.

History: En. 75-5709 by Sec. 18, Ch. 5, L. 1971; amd. Sec. 1, Ch. 300, L. 1974; R.C.M. 1975-5709; amd. Sec. 2, Ch. 467, L. 1979.

Cross-References

Oaths, Title 1, ch. 6.

Affidavits, Title 26, ch. 1, part 10.

Perjury, 45-7-201.

False swearing, 45-7-202.

20-3-108. Division of resources and assessment enterprise fund.

The superintendent of public instruction shall establish an enterprise fund within the office of public instruction for the division of resources and assessment. Funds derived from the sale of educational materials or services provided by the division of resources and assessment shall be deposited in the resources and assessment enterprise fund. In addition to other available funds, the superintendent of public instruction shall use these funds for the operation and maintenance of the division of resources and assessment as authorized by 20-3-106(25).

History: En. Sec. 1, Ch. 436, L. 1979; amd. Sec. 3, Ch. 277, L. 1983.

Compiler's Comments

1983 Amendment: Substituted references to enterprise fund for references to revolving fund.

Cross-References

Special accounts, Title 17, ch. 2, part 2.

EXHIBIT 3

DATE 2/12/87

HB _____

BILL DRAFTING REQUEST

Legislative Council
Room 138 — State Capitol
Helena, Montana 59620
(406) 444-3064

(FOR LEGISLATIVE COUNCIL USE ONLY) 5-Bill Limit

LC No. _____ Date of Request _____

Drafter _____ Date Drafted _____

Requestor _____

Subject _____

Brief Title _____

(FOR LEGISLATIVE COUNCIL USE ONLY)
REVIEW

	Initials			Date		
Editor	_____	_____	_____	_____	_____	_____
Alter	_____	_____	_____	_____	_____	_____
Legal <small>(copy to requestor)</small>	_____	_____	_____	_____	_____	_____
Drafter	_____	_____	_____	_____	_____	_____
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(FOR LEGISLATIVE COUNCIL USE ONLY)
RE DO

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BILL DRAFTER CHECKLIST

Non-Council Drafter _____ Phone _____

NOTE: Each question on checklist calls for "yes", "no", or "N/A" (not applicable) response. Section number references are to Bill Drafting Manual.

Conformity with state and federal Constitutions considered (section 1-2)? _____

Existing Montana statutes reviewed to avoid conflicts, duplication, or confusion (1-3)? _____

Note attached indicating source of draft (e.g., model act, other state statute, etc.) (section 1-6)? _____

Internal references checked using internal reference list (section 1-7)? _____

Fiscal note required (section 6-1)? _____

Fiscal impact requiring July 1 effective date (section 6-1)? _____

Extension of rulemaking authority required (section 6-2)? _____

Statement of legislative intent required (section 6-3 Appendix P)? _____

Code placement and applicability considered; codification instruction included in draft or suggested assignment of statute numbers attached (section 4-18, Appendix S)? _____

Title contains one subject clearly expressed (section 4-4)? _____

Short bill title attached (section 4-7, Appendix R)? _____

If state agency bill, "By Request" line included (section 4-3(4))? _____

DESCRIPTION OF REQUEST (MUST BE SPECIFIC)

Eliminate the requirement that the Audio Visual Library and the Resource Assessment Division in the Office of Public Instruction be accounted for in an enterprise account, to address an audit exception raised by the legislative auditor.

CONTACT PERSON(S):

Authority to contact anyone felt necessary yes no

Name(s) _____ Phone(s) _____

Contact with requestor _____
(Date)

REQUESTING LEGISLATOR
(Signature)

20-7-201. State visual, aural, and other educational media library.

A library of visual, aural, and other educational media shall be established and maintained by the superintendent of public instruction. The media shall be selected by the superintendent of public instruction on the basis of their usefulness as teaching aids and resources for schools and other educational groups within the state and shall be made available to such schools and groups on a rental fee basis. The rental fees for the use of the materials in the library shall be set by the superintendent of public instruction and shall be deposited in a media library enterprise fund. The superintendent of public instruction may use these funds, as well as any other funds advanced by a legislative appropriation to the library media enterprise fund, for the operation, maintenance, enlargement, and other related costs of the library.

History: En. 75-7511 by Sec. 382, Ch. 5, L. 1971; amd. Sec. 1, Ch. 193, L. 1974; R.C.M. 1947, 75-7511; amd. Sec. 3, Ch. 277, L. 1983.

Compiler's Comments

1983 Amendment: Substituted references to enterprise fund for references to revolving fund.

20-7-202. School library required. The trustees of each district shall establish and maintain a school library in each school of the district. Each school library shall comply with at least the minimum requirements of the standards of accreditation adopted by the board of public education.

History: En. 75-7517 by Sec. 388, Ch. 5, L. 1971; R.C.M. 1947, 75-7517.

Cross-References

Contracts with public library board of trustees, 22-1-309.

20-7-203. Trustees' policies for school library. The trustees shall adopt those policies necessary for regulating the use and operation of school libraries. These policies may provide for the use of school libraries by the residents of the district, provided that such use does not interfere with the regular school use of the library.

History: En. 75-7518 by Sec. 389, Ch. 5, L. 1971; R.C.M. 1947, 75-7518.

20-7-204. School library book selection. School library books shall be selected by the district superintendent or a principal if there is no district superintendent, subject to the approval of the trustees. In districts not employing a superintendent or principal, the trustees shall select the school library books on the basis of recommendations of the county superintendent.

History: En. 75-7519 by Sec. 390, Ch. 5, L. 1971; R.C.M. 1947, 75-7519.

20-7-205. Reporting school library information. The trustees shall report school library information requested by the superintendent of public instruction, by the board of public education, or when there is no district superintendent or principal, by the county superintendent.

History: En. 75-7520 by Sec. 391, Ch. 5, L. 1971; R.C.M. 1947, 75-7520.

Part 3

Vocational and Technical Education

Part Cross-References

"Postsecondary vocational-technical education" defined, 20-1-101.

Educational Training Accounts

Modeled after Individual Retirement Accounts (IRA), Educational Training Accounts (ETA) are designed to promote monetary savings which can be used by an individual or family member for further educational training. ETA's are designed to meet the needs of a changing society, a society that is experiencing a great deal of turnover in its work force and the pressing need for retooling its workers. Montana is among a number of states who are in need of increasing educational opportunities for its citizens, while holding the line on costs of training. ETA's represent a significant step toward uplifting educational possibilities for individuals through a shared investment in education by the state and its people.

The following is an outline of specific provisions outlining Educational Training Accounts.

*Up to \$500 can be deposited in an ETA per year.

*All deposits and interest must be used exclusively for educational ^{Training or} retraining.

*All deposits and interest are deductible from Montana State Income Tax.

*All money contained in the account is for the use of the ETA donor or their designee.

*While some persons may choose to use money from their ETA on a yearly basis, accounts can accrue up to five years or \$2,500 and must be used for training after the five years has elapsed. Should an individual choose to use the account for any purpose other than educational training all funds become taxable with the appropriate amount of tax being paid to the State of Montana.

Examples of training usage encompass a broad range of educational possibilities. While formal education may first come to mind, other unique opportunities would also be possible. They are as follows:

*Provide opportunities for apprenticeship training to improve working skills in present position of employment.

*Enroll in safety improvement course to lower general insurance or workman's compensation rates.

*Enroll in credit courses at a University System unit to gain information relevant to better marketing techniques of a personally owned business.

*Enroll in a vocational technical school for training in a specific area that would lead toward the expansion of a business.

*To return to school full time in order to retrain for a new career because the person's former position has been eliminated.

*To travel to a specific site to view a workshop or seminar via a telecommunications hook up.

*To meet licensing requirements as mandated by state law.

In summary, Educational Training Accounts have the potential to assist in broadening educational opportunities in a time of fiscal restraint. ETA's provide the possibility to not only allow access to continued education, but can additionally give the State of Montana the needed edge by expanding educational opportunity to its citizenry.