

1 House BILL NO. 470  
 2 INTRODUCED BY Kathleen Staley Clarence J. Plumb

3 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION  
 4 75-8705, R.C.M. 1947, TO REVISE THE REQUIREMENTS FOR  
 5 QUALIFICATION OF PERSONS OF INDIAN BLOOD FOR FEE WAIVERS."  
 6

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

8 Section 1. Section 75-8705, R.C.M. 1947, is amended to  
 9 read as follows:  
 10

11 "~~75-8705. Indians--nonpayment of fees. (1)--Persons--of~~  
 12 ~~one-fourth--(1/4)--Indian--blood--or--more--and--are--bona--fide~~  
 13 ~~residents--of--the--state--of--Montana--for--at--least--one--(1)--year~~  
 14 ~~prior--to--enrollment--in--the--Montana--university--system,~~  
 15 ~~completing--a--four--(4)--year--course--of--an--accredited--high~~  
 16 ~~school--or--federal--Indian--school--showing--financial--need--and~~  
 17 ~~evidence--of--studious--and--industrious--habits,--may--enroll--in~~  
 18 ~~the--university--system--without--the--payment--of--fees;~~

19 ~~(2)--Each--unit--shall--make--rules--governing--the--selection~~  
 20 ~~of--these--students;~~

21 (1) A person may enroll in a school, college or  
 22 university of the Montana system of post secondary education  
 23 without payment of fees when these requirements are met:

24 (a) The person is either of one fourth (1/4) Indian  
 25 blood or an enrolled member of a federally recognized tribe;

1 and  
 2 (b) The person has been a bona fide resident of the  
 3 state of Montana for at least one (1) year prior to  
 4 enrollment; and  
 5 (c) The person has completed either a four (4) year  
 6 course of (i) an accredited high school, or (ii) a federal  
 7 Indian school, or (iii) the equivalent of either (i) or  
 8 (ii).  
 9 (2) Rules governing the selection of eligible persons  
 10 shall be made by a committee of native American students and  
 11 staff members from the several state educational  
 12 institutions of post secondary education.  
 13 (3) When fee waivers are granted, the state of Montana  
 14 shall reimburse the respective institutions an amount equal  
 15 to the fees waived, for use as scholarships for native  
 16 Americans."

-End-

## STATE OF MONTANA

REQUEST NO. 151-75

## FISCAL NOTE

Form BD-15

In compliance with a written request received February 3, 19 75, there is hereby submitted a Fiscal Note for House Bill 470 pursuant to Chapter 53, Laws of Montana, 1965 - Thirty-Ninth Legislative Assembly.

Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

## DESCRIPTION OF PROPOSED LEGISLATION:

House Bill 470 revises the requirements for qualifications of persons of Indian blood for fee waivers and includes all post-secondary schools. The state is required to reimburse the respective institutions for the amount of fees waived.

## ASSUMPTIONS:

1. Fees which can be waived at universities average \$100 per quarter or \$300 per year. Fees at vocational technical schools average approximately \$200 per year.
2. Approximately 500 more persons per year would qualify for fee waivers at universities. Assume all who are newly eligible would request fee waivers.
3. An estimated 15% of vocational technical students would qualify for fee waivers, or 580 in FY 76 and 640 in FY 77.

## FISCAL IMPACT:

	FY 76	FY 77
Decrease in university fee collections*	\$ 150,000	\$ 150,000
Decrease in vocational technical fee collections*	116,000	128,000
Total decrease in fee collections*	<u>\$ 266,000</u>	<u>\$ 278,000</u>

\* Decrease in fee collections are to be reimbursed by the State. Thus, additional state expenditures under House Bill 470 would equal the decrease in fee collections of \$266,000 in FY 76 and \$278,000 in FY 77.

## CONCLUSION:

Enactment of House Bill 470 would result in an increase in State General Fund expenditures of approximately \$544,000 during the biennium. Fee reimbursements to the units of post-secondary education are to be used for scholarships under House Bill 470. Therefore, even though the units will be reimbursed for their loss in fees, there will be a decrease in funds available for operating expenses of \$300,000 for the universities and \$244,000 for the vocational technical schools.

  
 BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 2/8/75

Approved by Committee  
on Education

HOUSE BILL NO. 470

INTRODUCED BY KIMBLE, STOLTZ, FLEMING, HELMBRECHT

A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION 75-8705, R.C.M. 1947, TO REVISE THE REQUIREMENTS FOR QUALIFICATION OF PERSONS OF INDIAN BLOOD FOR FEE WAIVERS."

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

Section 1. Section 75-8705, R.C.M. 1947, is amended to read as follows:

"75-8705. Indians--nonpayment of fees. ~~{i}-Persons--of one-fourth--(1/4)--Indian--blood--or--more--and--are--bona-fide residents--of--the--state--of--Montana--for--at--least--one--(1)--year--prior--to--enrollment--in--the--Montana--university--system, completing--a--four--(4)--year--course--of--an--accredited--high school--or--federal--Indian--school--showing--financial--need--and evidence--of--studious--and--industrious--habits,--may--enroll--in the--university--system--without--the--payment--of--fees.~~

~~{2}--Each--unit--shall--make--rules--governing--the--selection of--these--students.~~

(1) A person may enroll in a school, college or university of the Montana system of post secondary education without payment of fees when these requirements are met:

(a) The person is either of one fourth (1/4) Indian blood or an enrolled member of a federally recognized tribe;

and

(b) The person has been a bona fide resident of the state of Montana for at least one (1) year prior to enrollment; and

(c) The person has completed either a four (4) year course of (i) an accredited high school, or (ii) a federal Indian school, or (iii) the equivalent of either (i) or (ii).

~~{2}--Rules--governing--the--selection--of--eligible--persons shall--be--made--by--a--committee--of--native--American--students--and staff--members--from--the--several--state--educational institutions--of--post--secondary--education.~~

~~{3}--When--fee--waivers--are--granted,--the--state--of--Montana shall--reimburse--the--respective--institutions--an--amount--equal to--the--fees--waived,--for--use--as--scholarships--for--native Americans."~~

-End-

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20 ~~of--these--students.~~21 {1} A person may enroll in a school, college or  
22 university of the Montana system of post secondary education  
23 without payment of fees when these requirements are met:24 {a} The person is either of one fourth (1/4) Indian  
25 blood or an enrolled member of a federally recognized tribe;1 and2 {b} The person has been a bona fide resident of the  
3 state of Montana for at least one (1) year prior to  
4 enrollment; and5 {c} The person has completed either a four (4) year  
6 course of (i) an accredited high school, or (ii) a federal  
7 Indian school, or (iii) the equivalent of either (i) or  
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16 ~~Americans."~~

-End-