

1 *House* BILL NO. *636*
 2 INTRODUCED BY *William Kelly Thomas Henderson*
 3 *Manahan* *Staff*

4 A BILL FOR AN ACT ENTITLED: "AN ACT RELATING TO
 5 CERTIFICATION OF TEACHERS IN THE PUBLIC SCHOOLS OF MONTANA,
 6 CREATING A PROFESSIONAL STANDARDS AND LICENSURE COMMISSION;
 7 AMENDING SECTIONS 75-6001 THROUGH 75-6004, 75-6006 THROUGH
 8 75-6010, 75-6101, 75-6102, AND REPEALING SECTION 75-6011."

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

11 Section 1. There is a new R.C.M. section that reads as
 12 follows:

13 Definitions. As used in this act unless the context
 14 clearly indicates otherwise:

15 (1) "Approved teacher education institution" is one
 16 which meets the standards of the professional standards and
 17 licensure commission for preparation of teachers for grades
 18 preprimary through twelve (12).

19 (2) "Approved teacher education program" is one
 20 offered by an approved teacher education institution and is
 21 so recognized by the professional standards and licensure
 22 commission.

23 (3) "Commission" means the professional standards and
 24 licensure commission.

25 (4) "Teacher" means any person holding a valid Montana

1 teaching certificate issued under the provisions of section
 2 75-6006, R.C.M. 1947.

3 (5) "Teaching certificate" means a certificate issued
 4 under section 75-6006, R.C.M. 1947.

5 Section 2. Section 75-6001, R.C.M. 1947, is amended to
 6 read as follows:

7 "75-6001. System of teacher certification--student
 8 teacher exception. In order to establish a uniform system of
 9 quality education and to ensure the maintenance of
 10 professional standards, a system of teacher certification
 11 shall be established and maintained under the provisions of
 12 this Title and no person shall be permitted to teach in the
 13 public schools of the state until he has obtained a teacher
 14 certificate, ~~or--the--district--has--obtained--an--emergency~~
 15 ~~authorization-of-employment-from-the-state.~~

16 The above certification requirement shall not apply to
 17 a student teacher who is hereby defined as a student
 18 enrolled in an institution of higher learning approved by
 19 the board of regents of higher education for teacher
 20 training and who is jointly assigned by such institution of
 21 higher learning and the governing board of a district or a
 22 public institution to perform practice teaching in a
 23 nonsalaried status under the direction of a regularly
 24 employed and certificated teacher.

25 A student teacher, while serving such nonsalaried

1 internship under the supervision of a certificated teacher,
 2 shall be accorded the same protection of the laws as that
 3 accorded a certificated teacher, and shall, while acting as
 4 such student teacher, comply with all rules and regulations
 5 of the governing board of the district or public institution
 6 and the applicable provisions of section 75-6108 relating to
 7 the duties of teachers."

8 Section 3. There is a new R.C.M. section that reads as
 9 follows:

10 Professional standards and licensure commission. (1)
 11 There is hereby created a professional standards and
 12 licensure commission. The commission consists of nine (9)
 13 members appointed by the governor of the state in accordance
 14 with section [7 of this act].

15 (2) The term of office of a member is three (3) years.
 16 Before the expiration of the term of a member, the governor
 17 shall appoint his successor to assume his duties on July 1
 18 next following. A member is eligible for reappointment but
 19 only for one (1) additional term. In case of a vacancy for
 20 any cause the governor shall make an appointment to become
 21 immediately effective for the unexpired term. Original
 22 appointments shall be made for staggered terms of one (1),
 23 two (2), and three (3) years.

24 (3) Any member of the commission may be removed by the
 25 governor for cause after a hearing.

1 Section 4. There is a new R.C.M. section that reads as
 2 follows:

3 Meetings of the professional standards and licensure
 4 commission. The commission shall meet quarterly and at such
 5 other times as may be required for the proper conduct of the
 6 business of the commission at the call of the chairman.

7 Section 5. There is a new R.C.M. section that reads as
 8 follows:

9 Officers of the commission -- quorum -- expenses. (1)
 10 The commission shall select a chairman and vice chairman
 11 from among their appointed members. A quorum for meeting
 12 shall be not less than seven (7) members of the commission.

13 (2) Appointed members of the commission shall be
 14 entitled to per diem and necessary and actual expenses
 15 incurred for each day in attendance at commission meetings
 16 or in the performance of any duty or service as a commission
 17 member at the same rate as provided in the statute for
 18 members of the board of public education.

19 Section 6. There is a new R.C.M. section that reads as
 20 follows:

21 Adoption of rules -- seal -- record or proceedings --
 22 authority to employ personnel. (1) The commission may
 23 adopt rules for the conduct of commission business.

24 (2) The commission shall use an official seal to
 25 authenticate its official acts.

1 (3) The commission shall keep a record of proceedings.

2 (4) The commission is allocated to the state board of
3 education for administrative purposes only as prescribed in
4 section 82A-108. However, the commission may hire its own
5 personnel and section 82A-108(2)(d) does not apply.

6 Section 7. There is a new R.C.M. section that reads as
7 follows:

8 Membership of professional standards and licensure
9 commission. Membership of the professional standards and
10 licensure commission shall consist of:

11 (1) Six (6) classroom teachers, five (5) of whom shall
12 be selected from a panel of nine (9) nominated by the
13 Montana education association and one (1) shall be selected
14 from a panel of three (3) nominated by the Montana
15 federation of teachers.

16 (2) One (1) administrator from a panel of three (3)
17 nominated by the Montana council of school administrators.

18 (3) The superintendent of public instruction shall be
19 an ex officio member.

20 (4) The commissioner of higher education shall be an
21 ex officio member.

22 (5) If the title or position of an individual in
23 paragraphs (1) or (2) should change after an appointment is
24 made, the individual shall resign immediately and the
25 governor shall fill the vacancy choosing a person from the

1 previously submitted panel by the designated nominating
2 organization. The panel list shall be updated each year
3 prior to the anniversary of the effective date.

4 (6) All members of the commission except the ex
5 officio members shall have been actively engaged in
6 teaching, or providing related educational, administrative
7 or supervisory services in a public school or an approved
8 institution of higher education with approved teacher
9 education programs for at least five (5) of the eight (8)
10 years immediately preceding their appointment.

11 (7) All members of the commission shall be Montana
12 residents and voting members of the commission. Should any
13 person leave the state to be domiciled in another state the
14 position on the commission shall become vacant at that time.

15 Section 8. Section 75-6002, R.C.M. 1947, is amended to
16 read as follows:

17 "75-6002. ~~Board-of-education-policies.~~ Powers and
18 duties of the professional standards and licensure
19 commission. To effect an orderly and uniform system of
20 teacher certification, the ~~board-of-education~~ professional
21 standards and licensure commission shall, upon---the
22 ~~recommendation-of-the-superintendent-of-public-instruction~~
23 and in accordance with the provisions of this Title,
24 prescribe and adopt policies for the issuance of teacher
25 certificates. Such policies shall provide for:

1 (1) reasonable training and experience requirements for
2 teacher, supervisor and administrative certificates and
3 endorsements thereon as provided by the certification
4 classification in section 75-6006;

5 (2) the renewal of teacher certificates based on the
6 same conditions prescribed for the initial issuance of
7 certificates;

8 (3) the conduct of hearings on teacher certification
9 revocation, suspension or denial, and

10 ~~(4) the issuance of emergency authorization to a~~
11 ~~district to employ a person who is not the holder of a~~
12 ~~valid teacher certificate, as an instructor of pupils, and~~

13 ~~(5) (4) any other policy not inconsistent with the law,~~
14 which is necessary for the proper operation of a system of
15 teacher certification."

16 Section 9. Section 75-6003, R.C.M. 1947, is amended to
17 read as follows:

18 "75-6003. Issuance of teacher certificates. The
19 superintendent of public instruction shall issue all teacher
20 certificates in the state of Montana. In issuing teacher
21 certificates, the superintendent of public instruction shall
22 comply with the provisions of this Title and the teacher
23 certification policies adopted by the ~~board of education,~~
24 commission. The superintendent of public instruction shall
25 not issue a teacher certificate to any person who does not

1 satisfy the qualifications or other requirements of this
2 Title and of the ~~board of education~~ commission policies for
3 teacher certification."

4 Section 10. Section 75-6004, R.C.M. 1947, is amended
5 to read as follows:

6 "75-6004. Qualifications. Any person may be certified
7 as a teacher when he satisfies the following qualifications:

8 (1) He is eighteen (18) years of age or older but is
9 not more than seventy (70) years of age;

10 (2) He has a certificate of a licensed physician
11 attesting to his satisfactory health;

12 (3) He is a citizen of the United States except as
13 provided in section 75-6005;

14 (4) He is of good moral and professional character;

15 (5) He has completed ~~the~~ an approved teacher education
16 program of a unit of the Montana university system, or an
17 essentially equivalent program at an accredited institution
18 ~~in the United States~~ of equal rank and standing as that of
19 any ~~unit of the Montana university system,~~ approved teacher
20 education institution in the state, and such training shall
21 be evidenced by at least a bachelor's degree and a
22 certification of the completion of the approved teacher
23 education program, except as provided for in subsection (4),
24 section 75-6006, ~~and .~~

25 ~~(6) He has subscribed to the following oath or~~

1 affirmation--before--an--officer--authorized--by--law--to
2 administer--oaths:

3 "I--solemnly--swear--(or--affirm)--that--I--will--support--the
4 constitution--of--the--United--States--of--America,--the
5 constitution--of--the--state--of--Montana,--and--the--laws--of--the
6 United--States--and--the--state--of--Montana,--and--will,--by--precept
7 and--example,--promote--(respect--for--the--flag--and--the
8 institutions--of--the--United--States--and--the--state--of--Montana,
9 reverence--for--law--and--order--and--undivided--allegiance--to--the
10 government--of--the--United--States--of--America;"

11 Section 11. Section 75-6006, R.C.M. 1947, is amended
12 to read as follows:

13 "75-6006. Classifications of teacher certificates. The
14 superintendent of public instruction shall issue teacher
15 certificates and the board--of--education commission shall
16 adopt teacher certification policies on the basis of the
17 following classifications of teacher certificates:

18 (1) Class 1. Professional certificate. The professional
19 certificate may be issued to an otherwise qualified
20 applicant who has completed a an approved teacher education
21 program which includes a bachelor's degree and a minimum of
22 one year of study beyond such degree in a unit of the
23 Montana university system or an equivalent institution. The
24 professional certificate may be endorsed for elementary
25 instruction, secondary instruction or both, and for

1 specified subject fields on the basis of the applicant's
2 academic and professional training and according to the
3 board--of--education commission policy for teacher
4 certification endorsement.

5 (2) Class 2. Standard certificate. The standard
6 certificate may be issued to an otherwise qualified
7 applicant who has completed a a-four-year an approved teacher
8 education program and who has been awarded a bachelor's
9 degree by a unit of the Montana university system or an
10 equivalent institution. The standard certificate may be
11 endorsed for elementary instruction, secondary instruction
12 or both, and for specified subject fields on the basis of
13 the applicant's academic and professional training and
14 according to the board-of-education commission policy for
15 teacher certification endorsement.

16 (3) Class 3. Administrative and supervisory
17 certificate. The administrative and supervisory certificate
18 may be issued to an otherwise qualified applicant who is the
19 holder of a teacher certificate endorsed for teaching in the
20 school or schools in which he would be an administrator or
21 he would supervise. The applicant also shall possess the
22 training and experience required by the policies of the
23 board--of--education commission for an endorsement as
24 superintendent, principal, or supervisor.

25 (4) Class 4. Vocational, recreational, or adult

1 education certificate. The vocational, recreational, or
 2 adult education certificate may be issued to an otherwise
 3 qualified applicant who has the qualifications of training
 4 and experience ~~required--by--the--United--States--office--of~~
 5 ~~education--or--the--qualifications~~ required by the special
 6 needs of the several vocational, recreational, or adult
 7 education fields, and who can qualify under the policy of
 8 the ~~board--of--education~~ commission for the issuance of this
 9 classification of teacher certification.

10 (5) Class 5. Provisional certificate. The provisional
 11 certificate may be issued to an otherwise qualified
 12 applicant who can provide satisfactory evidence of his
 13 intent to qualify in the future for a class 1 or a class 2
 14 certificate and who has completed a four-year college
 15 program or its equivalent and holds a bachelor's degree from
 16 a unit of the Montana university system or its equivalent.
 17 The provisional certificate may be endorsed for elementary
 18 instruction, secondary instruction or both, and for special
 19 subject fields on the basis of the applicant's academic and
 20 professional training and according to the ~~board--of~~
 21 ~~education~~ commission policy for teacher certification
 22 endorsement.

23 For purposes of evaluating the qualifications of
 24 applicants for teacher certificates, a year means the
 25 instructional period consisting of three quarters or two

1 semesters or other terms which are recognized as an academic
 2 year by any unit of the Montana university system or
 3 equivalent institution."

4 Section 12. Section 75-6007, R.C.M. 1947, is amended
 5 to read as follows:

6 "75-6007. Outstanding teacher certificates. No
 7 provisions of this title shall affect or impair the validity
 8 of any certificate that is in force on the effective date of
 9 this act, or the rights and privileges of the holders by
 10 virtue thereof, except that any certificates may be
 11 suspended or revoked for any of the causes and by the
 12 procedures provided by law.

13 Any holder of an elementary school standard certificate
 14 issued prior to July 1, 1959, under the previous statute and
 15 in force on July 1, 1959, shall be eligible for renewal of
 16 such certificate in accordance with the policies of the
 17 ~~board--of--education~~ commission until the holder qualifies for
 18 the class 2 standard certificate as provided in section
 19 75-6006.

20 Any holder of a class 5 certificate in force on June
 21 30, 1966, or issued between July 1, 1966, and December 31,
 22 1966, shall be eligible for renewal of such certificate in
 23 accordance with the policies of the ~~board--of--education~~
 24 commission until the holder qualifies for the class 2
 25 standard certificate as provided in section 75-6006."

1 Section 13. Section 75-6008, R.C.M. 1947, is amended
2 to read as follows:

3 "75-6003. Term of teacher certificates. Any teacher
4 certificate issued by the superintendent of public
5 instruction shall bear the dates of issue and validity and
6 shall be valid for a term of five (5) school fiscal years,
7 ~~except that class 5 provisional certificates shall be valid~~
8 ~~for two (2) school fiscal years.~~ The period of validity for
9 any certificate shall begin on the first day of July
10 immediately preceding the date of issue. Teacher
11 certificates shall be renewed for similar periods of time on
12 the basis of the board-of-education commission policies for
13 teacher certification renewal."

14 Section 14. Section 75-6009, R.C.M. 1947, is amended
15 to read as follows:

16 "75-6009. Fees for teacher certificates. Each person
17 applying for the issuance or renewal of a teacher
18 certificate shall pay a fee ~~of two dollars (2)~~ not to
19 exceed five dollars (\$5) for each school fiscal year that
20 the certificate will be valid. In addition to this fee, each
21 person who has never held any class of Montana teacher
22 certificate ~~or for whom an emergency authorization of~~
23 ~~employment has never been issued,~~ shall pay a filing fee of
24 ~~two dollars (2)~~ five dollars (\$5). Such fees shall be paid
25 to the ~~superintendent of public instruction, who shall~~

1 ~~deposit the fees with the state treasurer to the credit of~~
2 ~~the general fund,~~ professional standards and licensure
3 commission account."

4 Section 15. Section 75-6010, R.C.M. 1947, is amended
5 to read as follows:

6 "75-6010. Suspension, revocation and denial--appeals.
7 The ~~board of education~~ commission ~~shall have the power and~~
8 ~~authority to~~ may suspend or revoke the teacher certificate
9 of any person for any of the following reasons:

10 ~~(1)~~ (a) Any reason that would have required or
11 authorized the denial of the teacher certificate to such
12 person if it had been known at the time such certificate was
13 issued;

14 ~~(2)~~ (b) By reason of incompetency, immorality,
15 ~~intemperance,~~ physical or mental inability, or conviction of
16 a felony under state law; or

17 ~~(3)~~ (c) By reason of the failure of the certificate
18 holder to comply with the terms of any contract between such
19 holder and the trustees of a district without the consent of
20 the trustees in writing or without good cause; provided the
21 failure is a material breach of the contract. ~~Such breach of~~
22 ~~contract shall constitute unprofessional conduct.~~

23 Whenever a substantial reason for the suspension or
24 revocation of the teacher certificate of any person is
25 brought to the attention of the ~~board of education,~~

1 commission, it shall afford the person an opportunity to
 2 defend himself and his qualifications against the charge
 3 before the board commission. ~~The superintendent of public~~
 4 ~~instruction shall give a thirty (30) day written~~
 5 ~~notification to any person when the board of education~~
 6 ~~intends to consider the suspension or revocation of his~~
 7 ~~certificate. The board of education shall implement an~~
 8 ~~investigation of the reasons for the suspension or~~
 9 ~~revocation charge and then, if the investigation warrants~~
 10 ~~further action, conduct a hearing in the manner provided by~~
 11 ~~board of education policies.~~

12 Prior to considering revocation or suspension of any
 13 teacher certificate, the commission shall provide notice of
 14 the reasons for the action and the opportunity for hearing.
 15 For the purpose of such hearing, the commission may appoint
 16 some person to hear the evidence.

17 ~~After a full investigation and proper hearing, the~~
 18 ~~board of education may suspend or revoke the person's~~
 19 ~~teacher certificate, except that in~~ In cases of a first
 20 violation under subsection ~~(3)~~ (c) above, the maximum
 21 penalty shall not be more than a suspension of the person's
 22 certificate for the current school fiscal year and the
 23 ensuing school fiscal year.

24 (2) Whenever the superintendent of public instruction
 25 denies an application for the issuance or the renewal of a

1 teacher certificate to a person, ~~he may appeal the denial to~~
 2 ~~the board of education. The appeal shall be heard in the~~
 3 ~~same manner provided for in this section for suspension or~~
 4 ~~revocation and in accordance with the policies of the board~~
 5 ~~of education. The decision of the board of education shall~~
 6 ~~be final.~~ the superintendent shall notify the person and the
 7 commission of the denial and the reasons therefor. The
 8 person whose application is denied may request within thirty
 9 (30) days a hearing before the commission to challenge the
 10 denial."

11 Section 16. Section 75-6101, R.C.M. 1947, is amended
 12 to read as follows:

13 "75-6101. Definitions. As used in this Title, unless
 14 the context clearly indicates otherwise:

15 "Teacher" means any person, except a district
 16 superintendent, who holds a valid Montana teacher
 17 certificate that has been issued by the superintendent of
 18 public instruction under the provisions of this Title and
 19 the policies adopted by the ~~board of education~~ commission,
 20 and who is employed by a district as a member of its
 21 instructional, supervisory, or administrative staff. ~~This~~
 22 ~~definition of a teacher also shall include any person for~~
 23 ~~whom an emergency authorization of employment of such person~~
 24 ~~has been issued under the provisions of section 75-6011.~~

25 "Principal" means any person who holds a valid class 3

1 Montana teacher certificate with an applicable principal's
2 endorsement that has been issued by the superintendent of
3 public instruction under the provisions of this Title and
4 the policies adopted by the ~~board--of--education~~ commission
5 and who has been employed by a district as a principal. For
6 the purposes of this Title, any reference to a teacher shall
7 be construed as including a principal, as herein defined.

8 "District superintendent" means any person who holds a
9 valid class 3 Montana teacher certificate with a
10 superintendent's endorsement that has been issued by the
11 superintendent of public instruction under the provisions of
12 this Title and the policies adopted by the ~~board--of~~
13 education commission and who has been employed by a district
14 as a district superintendent."

15 Section 17. Section 75-6102, R.C.M. 1947, is amended
16 to read as follows:

17 "75-6102. Employment of teachers by contract. The
18 trustees of any district shall have the authority to employ
19 any person as a teacher, but only a person who holds a valid
20 Montana teacher certificate ~~or--for--whom--an--emergency~~
21 ~~authorization-of-employment-has-been-issued~~ that qualifies
22 such person to perform the duties prescribed by the trustees
23 for the position of employment. Each teacher shall be
24 employed under written contract and each contract of
25 employment shall be authorized by a proper resolution of the

1 trustees and shall be executed in duplicate by the chairman
2 of the trustees and the clerk of the district in the name of
3 the district, and by the teacher.

4 No contract of employment with a teacher shall require
5 such teacher to teach more than five (5) days a week or on
6 any holiday recognized by section 75-7406. No deduction
7 shall be made from a teacher's salary by reason of the fact
8 that a holiday falls on a school day. Any teacher's contract
9 made in conflict with the five-days-per-week provision of
10 this section shall not be enforceable against the teacher.

11 Whenever the trustees of a county high school and the
12 trustees of the elementary district where the county high
13 school is located form a joint board of trustees under the
14 provisions of section 75-5928, such joint board of trustees
15 may execute a contract of employment with a teacher who
16 shall serve both districts. When such a contract is
17 executed, the two districts shall prorate the compensation
18 provided by such contract on the basis of the total number
19 of instructional hours expended by such teacher within each
20 district."

21 ~~Any-contract-executed-under-the-provisions-of-this~~
22 ~~section-may-contain-the-oath-or-affirmation-prescribed-in~~
23 ~~section-75-6004-and-the-teacher-shall-subscribe-to-such-oath~~
24 ~~or-affirmation-before-an-officer-authorized-by-law-to~~
25 ~~administer-oaths~~

1 Section 18. There is a new R.C.M. section that reads
2 as follows:

3 Policy standards for approval of teacher education
4 institutions and programs. (1) After considering
5 recommendations of the board of public education and the
6 board of regents, the professional standards and licensure
7 commission shall establish by policy standards for approval
8 of teacher education institutions and teacher education
9 programs.

10 (2) Whenever any teacher education institution or
11 program is denied approved status or has such status
12 withdrawn such denial or withdrawal must be treated as a
13 contested case. All appeals and hearings shall be held in
14 accordance with the appropriate provisions of the Montana
15 Administrative Procedure Act (sections 82-4201 through
16 82-4225).

17 Section 19. There is a new R.C.M. section that reads
18 as follows:

19 Policies of the superintendent of public instruction to
20 remain in effect until new policies are adopted.
21 Notwithstanding the transfer of duties, functions, and
22 powers by this act, the lawfully adopted policies of the
23 superintendent of public instruction and the board of public
24 education in effect on the effective date of this act shall
25 continue in effect until superseded by policies legally

1 adopted by the professional standards and licensure
2 commission. Any references in such policies of the
3 superintendent of public instruction shall be considered to
4 be references to the professional standards and licensure
5 commission.

6 Section 20. There is a new R.C.M. section that reads
7 as follows:

8 Transfer of duties, functions, powers not to affect any
9 action, suit, proceeding or prosecution commenced prior to
10 such transfer. The transfer of duties, functions, and powers
11 to the professional standards and licensure commission shall
12 not affect any action, suit, proceeding or prosecution
13 involving, or with respect to such duties, functions, and
14 powers, commenced prior to and pending at the time of the
15 transfer except that the professional standards and
16 licensure commission shall be substituted for the
17 superintendent of public instruction or board of public
18 education in such action, suit, proceeding, or prosecution.

19 Section 21. Section 75-6011, R.C.M. 1947, is repealed.

-End-

STATE OF MONTANA

REQUEST NO. 184-75

FISCAL NOTE

Form BD-15

In compliance with a written request received February 10, 19 75, there is hereby submitted a Fiscal Note for House Bill 636 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 636 relates to certification of teachers in the Montana public schools, creates a professional standard and licensure commission, eliminates the option to issue emergency authorization for employment of non-holders of valid teacher certificates, eliminates the requirement for teachers to subscribe to an oath supporting the Constitution of the United States, etc., expands the provisional certificate validity period from two to five years, increases the fees for teachers certificates from two to five dollars, and changes current terminology.

ASSUMPTIONS:

1. There are currently 20,000 renewals and issuances of teacher certificates a year. It is estimated the extension of the validity period for provisional certificates will approximately offset any growth in issuances.
2. The newly created Professional Standards and Licensure Commission will meet six times a year.
3. The Commission will employ one full-time professional and one full-time secretary.
4. Operational costs include rental of office space, commission travel and expenses, legal and consultant fees, etc.
5. There will be no offsetting reduction in expenditures realized by the Board of Education.
6. Commission expenses will be funded from the Earmarked Revenue Account established under proposed law.

FISCAL IMPACT:

I. Revenue	FY 76	FY 77
Fees to state General Fund under current law	\$ 40,000	\$ 40,000
Fees to professional standards & licensure commission earmarked revenue account under proposed law	<u>100,000</u>	<u>100,000</u>
Increase in fees	60,000	60,000
II. Expenditures		
Estimated increase in expenditures by category		
Personal Services	\$28,500	\$31,350
Operating Expenses	13,500	14,375
Capital Outlay	<u>2,000</u>	<u>200</u>
Total estimated increase in expenditures	<u>\$ 44,000</u>	<u>\$ 45,925</u>
III. Net Effect (Revenue - Expenditures)	<u>\$ 16,000</u>	<u>\$ 14,075</u>

CONCLUSIONS: Enactment of House Bill 636 will result in a decrease in fees deposited in the state General Fund of \$80,000 and an increase in fees deposited to the newly created Licensure Commission Earmarked Revenue Account of \$200,000 during the 1975-77 Biennium. The bill will also result in expenditures from the newly created earmarked revenue account of \$89,925 during the same period. The net fiscal effect (additional revenue - additional expenditures) will be \$30,075 during the 1975-77 Biennium.

Michael H. Bellings
by *Karen Wilson*
BUDGET DIRECTOR

Office of Budget and Program Planning

Date: February 14, 1975