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Senate BILL NO. *317*
INTRODUCED BY *Leibel Ferguson (Requested by*
Sept. of public Inst.)

A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING SECTION 75-7803, R.C.M. 1947, TO PROVIDE FOR THE ESTABLISHMENT AND FINANCING OF REGIONAL SPECIAL EDUCATION SERVICES."

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

Section 1. Section 75-7803, R.C.M. 1947, is amended to read as follows:

"75-7803. Duties of superintendent of public instruction. The superintendent of public instruction shall supervise and co-ordinate the conduct of special education in the state by:

- (1) recommending to the board of public education for adoption of those policies necessary to establish a planned and co-ordinated program of special education in the state;
- (2) administering the policies adopted by the board of public education;
- (3) certifying special education teachers on the basis of the special qualifications for such teachers as prescribed by the board of public education;
- (4) discovering through observation, examination or testing the children in the state who are in need of special education;

INTRODUCED BILL

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(5) determining the type of instruction required by children needing special education and preparing appropriate curriculum guides for such instruction;

(6) seeking appropriate medical, psychiatric, and psychological assistance from the state department of health and other public agencies in diagnosing the special education needs of children, in planning programs, and in admitting and discharging children from such programs;

(7) recommending to districts the type of special education class or program needed to serve the special education children of such district;

(8) approving, as they are established or proposed and annually thereafter, those special education classes or programs which comply with the laws of the state of Montana, policies of the board of public education, and the regulations of the superintendent of public instruction;

(9) providing supervision for and consulting with district superintendents, principals, teachers and trustees;

(10) conducting conferences, offering advice and otherwise co-operating with parents and other interested persons; ~~and~~

(11) acting as the co-ordinating agency with federal agencies, other state agencies, political subdivisions of the state, and private bodies on matters concerning special education, reserving to the other agencies and political

SR 317

1 subdivisions their full responsibilities for other aspects
2 of the care of children needing special education; and
3 (12) establishing regional special education services
4 for children in need of special education in accordance with
5 policies of the board of public education. Funds for such
6 services shall be appropriated to the superintendent of
7 public instruction from state equalization funds and shall
8 be coordinated with other federal, state, and local funds as
9 may be made available to support regional special education
10 programs and services."

-End-

STATE OF MONTANA

REQUEST NO. 138-75

FISCAL NOTE

Form BD-15

In compliance with a written request received January 31, 19 75, there is hereby submitted a Fiscal Note for Senate Bill 317 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:

Senate Bill 317 provides for the establishment and financing of Regional Special Education Services.

FISCAL IMPACT:

Enactment of Senate Bill 317 would not alter expenditures or revenue. It would merely alter the flow of funds. Presently funds are provided to school districts; Senate Bill 317 would provide assistance directly to the Special Education Regional Centers. There are presently five special education regional centers. It is assumed that no new centers will be established and that the number of students served will remain at the current level during the biennium.

Michael D. Billings
by *Karen Wilson*
BUDGET DIRECTOR

Office of Budget and Program Planning

Date: February 5, 1975

Approved by Committee
on Education

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16 adoption of those policies necessary to establish a planned
17 and co-ordinated program of special education in the state;

18 (2) administering the policies adopted by the board of
19 public education;

20 (3) certifying special education teachers on the basis
21 of the special qualifications for such teachers as
22 prescribed by the board of public education;

23 (4) discovering through observation, examination or
24 testing the children in the state who are in need of special
25 education;

1 (5) determining the type of instruction required by
2 children needing special education and preparing appropriate
3 curriculum guides for such instruction;

4 (6) seeking appropriate medical, psychiatric, and
5 psychological assistance from the state department of health
6 and other public agencies in diagnosing the special
7 education needs of children, in planning programs, and in
8 admitting and discharging children from such programs;

9 (7) recommending to districts the type of special
10 education class or program needed to serve the special
11 education children of such district;

12 (8) approving, as they are established or proposed and
13 annually thereafter, those special education classes or
14 programs which comply with the laws of the state of Montana,
15 policies of the board of public education, and the
16 regulations of the superintendent of public instruction;

17 (9) providing supervision for and consulting with
18 district superintendents, principals, teachers and trustees;

19 (10) conducting conferences, offering advice and
20 otherwise co-operating with parents and other interested
21 persons; and

22 (11) acting as the co-ordinating agency with federal
23 agencies, other state agencies, political subdivisions of
24 the state, and private bodies on matters concerning special
25 education, reserving to the other agencies and political

1 subdivisions their full responsibilities for other aspects
2 of the care of children needing special education; and
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4 for children in need of special education in accordance with
5 policies of the board of public education. Funds for such
6 services shall be appropriated to the superintendent of
7 public instruction from state equalization funds and shall
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9 may be made available to support regional special education
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1 SENATE BILL NO. 317

2 INTRODUCED BY SEIBEL, JERGESON

3 (BY REQUEST OF SUPERINTENDENT OF PUBLIC INSTRUCTION)

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