

CHAPTER NO. 204

SENATE BILL NO. 189

INTRODUCED BY STEPHENS, DUSSAULT

IN THE SENATE

January 22, 1979	Introduced and referred to Committee on Education.
January 30, 1979	Committee recommend bill do pass as amended. Report adopted.
January 31, 1979	Printed and placed on members' desks.
February 1, 1979	Second reading, do pass as amended.
February 3, 1979	Correctly engrossed.
February 5, 1979	Third reading, passed. Transmitted to second house.

IN THE HOUSE

February 6, 1979	Introduced and referred to Committee on Education.
March 5, 1979	Committee recommend bill be concurred in as amended. Report adopted.
March 6, 1979	Second reading, concurred in.
March 8, 1979	Third reading, concurred in as amended.

IN THE SENATE

March 9, 1979	Returned from second house. Concurred in as amended.
March 10, 1979	Second reading, amendments adopted.

March 12, 1979

Third reading, amendments
adopted. Sent to enrolling.

Reported correctly enrolled.

1 *Stephens* BILL NO. *189*
 2 INTRODUCED BY *STEPHENS*

3
 4 A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING THE
 5 SUPERINTENDENT OF PUBLIC INSTRUCTION TO CONTRACT WITH LOCAL
 6 SCHOOL DISTRICTS OR PRIVATE NONPROFIT AGENCIES FOR THE
 7 DELIVERY OF AUDIOLOGICAL SERVICES TO SCHOOL-AGE CHILDREN;
 8 AMENDING SECTION 20-7-403, MCA."

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

11 Section 1. Section 20-7-403, MCA, is amended to read:
 12 "20-7-403. Duties of superintendent of public
 13 instruction. The superintendent of public instruction shall
 14 supervise and coordinate the conduct of special education in
 15 the state by:

- 16 (1) recommending to the board of public education
- 17 adoption of those policies necessary to establish a planned
- 18 and coordinated program of special education in the state;
- 19 (2) administering the policies adopted by the board of
- 20 public education;
- 21 (3) certifying special education teachers on the basis
- 22 of the special qualifications for such teachers as
- 23 prescribed by the board of public education;
- 24 (4) establishing procedures to be used by school
- 25 district personnel in identifying handicapped children;

1 (5) recommending to districts the type of special
 2 education class or program needed to serve the handicapped
 3 children of the districts and preparing appropriate guides
 4 for developing individual education programs;

5 (6) seeking for local districts appropriate
 6 interdisciplinary assistance from public and private
 7 agencies in diagnosing the special education needs of
 8 children, in planning programs, and in admitting and
 9 discharging children from such programs;

10 (7) assisting local school districts, institutions,
 11 and other agencies in developing full-service programs for
 12 all handicapped children;

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

18 (9) providing technical assistance to district
 19 superintendents, principals, teachers, and trustees;

20 (10) conducting conferences, offering advice, and
 21 otherwise cooperating with parents and other interested
 22 persons;

23 (11) acting as the coordinating agency with federal
 24 agencies, other state agencies, political subdivisions of
 25 the state, and private bodies on matters concerning special

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1 education, reserving to the other agencies and political
2 subdivisions their full responsibilities for other aspects
3 of the care of children needing special education; and

4 (12) administering regional special education services
5 for children in need of special education in accordance with
6 policies of the board of public education;

7 ~~(13) contracting directly with local school districts~~
8 ~~or private nonprofit agencies for the delivery of~~
9 ~~audiological services to school-age children in accordance~~
10 ~~with policies of the board of public education."~~

-End-

STATE OF MONTANA

Request No. 484-79

FISCAL NOTE

Form BD-15

In compliance with a written request received March 14, 1979, there is hereby submitted a Fiscal Note for Senate Bill 189 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:

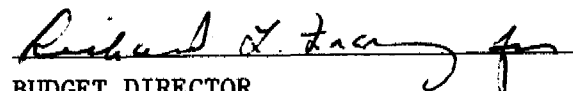
Senate Bill 189 authorizes the Superintendent of Public Instruction to contract for audiological services.

ASSUMPTIONS:

The amount of money now spent through the Special Education Foundation Program for these services will now be spent through the Office of Public Instruction.

FISCAL IMPACT:

None.


BUDGET DIRECTOR
Office of Budget and Program Planning
Date: 3/21/79

Approved by Committee
on Education

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 21 (3) certifying special education teachers on the basis
 22 of the special qualifications for such teachers as
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 8 children, in planning programs, and in admitting and
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 12 all handicapped children;
 13 (8) approving, as they are proposed and annually
 14 thereafter, those special education classes or programs
 15 which comply with the laws of the state of Montana, policies
 16 of the board of public education, and the regulations of the
 17 superintendent of public instruction;
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 19 superintendents, principals, teachers, and trustees;
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 21 otherwise cooperating with parents and other interested
 22 persons;
 23 (11) acting as the coordinating agency with federal
 24 agencies, other state agencies, political subdivisions of
 25 the state, and private bodies on matters concerning special

1 education, reserving to the other agencies and political
2 subdivisions their full responsibilities for other aspects
3 of the care of children needing special education; and

4 (12) administering regional special education services
5 for children in need of special education in accordance with
6 policies of the board of public education;

7 ~~(13) contracting directly with local school districts;~~
8 ~~COOPERATIVE SERVICES, or private-nonprofit-agencies REGIONAL~~
9 ~~SERVICES for the delivery of audiological services to~~
10 ~~school-age THOSE children MANDATED BY MONTANA LAW in~~
11 ~~accordance with policies of the board of public education."~~

-End-

SENATE BILL NO. 189

INTRODUCED BY STEPHENS, DUSSAULT

A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING THE SUPERINTENDENT OF PUBLIC INSTRUCTION TO CONTRACT WITH LOCAL SCHOOL DISTRICTS OR PRIVATE--NONPROFIT--AGENCIES REGIONAL SERVICES SERVICE ORGANIZATIONS FOR THE DELIVERY OF AUDIOLOGICAL SERVICES TO SCHOOL-AGE CHILDREN; AMENDING SECTION 20-7-403, MCA."

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

Section 1. Section 20-7-403, MCA, is amended to read:

"20-7-403. Duties of superintendent of public instruction. The superintendent of public instruction shall supervise and coordinate the conduct of special education in the state by:

- (1) recommending to the board of public education adoption of those policies necessary to establish a planned and coordinated 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) establishing procedures to be used by school

district personnel in identifying handicapped children;

(5) recommending to districts the type of special education class or program needed to serve the handicapped children of the districts and preparing appropriate guides for developing individual education programs;

(6) seeking for local districts appropriate interdisciplinary assistance from public and private agencies in diagnosing the special education needs of children, in planning programs, and in admitting and discharging children from such programs;

(7) assisting local school districts, institutions, and other agencies in developing full-service programs for all handicapped children;

(8) approving, as they are 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 technical assistance to district superintendents, principals, teachers, and trustees;

(10) conducting conferences, offering advice, and otherwise cooperating with parents and other interested persons;

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2 education, reserving to the other agencies and political
3 subdivisions their full responsibilities for other aspects
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6 for children in need of special education in accordance with
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8 ~~(13) contracting directly with local school districts;~~
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10 ~~nonprofit agencies REGIONAL SERVICES SERVICE ORGANIZATIONS~~
11 ~~for the delivery of audiological services to school-age~~
12 ~~INDOSE children MANDATED BY MONTANA LAW in accordance with~~
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7 policies of the board of public education;

8 ~~(13) contracting directly with local school districts~~
9 ~~OR COOPERATIVE SERVICES SERVICE ORGANIZATIONS, or private~~
10 ~~nonprofit agencies REGIONAL SERVICES SERVICE ORGANIZATIONS~~
11 ~~for the delivery of audiological services to school-age~~
12 ~~THOSE children MANDATED ALLOWED BY MONTANA LAW in accordance~~
13 ~~with policies of the board of public education."~~

-End-

HOUSE OF REPRESENTATIVES

MARCH 5, 1979

Committee on Education amendments to Senate Bill No. 189:

1. Title, line 6.

Following: "AGENCIES"

Strike: "REGIONAL"

2. Title, line 8.

Following: "TO"

Strike: "SCHOOL-AGE"

Insert: "THOSE"

Following: "CHILDREN"

Insert: "ALLOWED BY LAW"

3. Page 3, line 8.

Folloiwng: "districts"

Strike: " / "

Insert: "or"

4. Page 3, line 9.

Following: "ORGANIZATIONS"

Strike: " / or"

5. Page 3, line 10.

Following: "agencies"

Strike: "REGIONAL"

Following: "SERVICES"

Strike: "SERVICE ORGANIZATIONS"

6. Page 3, line 12.

Following: "children"

Strike: "MANDATED"

Insert: "allowed"

AND AS AMENDED,
BE CONCURRED IN