

SENATE BILL NO. 276

INTRODUCED BY B. BROWN, DUSSAULT, FASBENDER, STEPHENS,
ANDERSON, BLAYLOCK, TURNAGE, REGAN, McCALLUM, S. BROWN,
STIMATZ, TROPILA, FABREGA, SCULLY, HEMSTAD, UHDE,
RAMIREZ, ROSKIE, R. SMITH, RASMUSSEN

IN THE SENATE

January 29, 1979	Introduced and referred to Committee on Education.
January 30, 1979	Fiscal note requested.
February 7, 1979	Fiscal note returned.
February 12, 1979	Committee recommend bill do pass. Report adopted.
February 13, 1979	Printed and placed on members' desks.
February 14, 1979	Second reading, do pass.
February 15, 1979	Considered correctly engrossed.
February 16, 1979	Third reading, passed. Transmitted to second house.

IN THE HOUSE

February 17, 1979	Introduced and referred to Committee on Education and Cultural Resources.
March 9, 1979	Committee recommend bill be concurred in. Report adopted.
March 13, 1979	Second reading, concurred in.
March 15, 1979	Third reading, concurred in.

IN THE SENATE

March 16, 1979	Returned from second house. Concurred in. Sent to enrolling. Reported correctly enrolled.
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Turney
Ray
Spillman
Brown
Tracy

Anderson
Blaylock
BILL NO. 276
A HOUSE BILL
Bob Brown *Stephens* *STEP HEN'S*

INTRODUCED BY *Stephens* *Blaylock*
A BILL FOR AN ACT ENTITLED: "AN ACT TO ALLOW STATE AND LOCAL EDUCATIONAL AGENCIES TO ADMINISTER, PLAN, DEVELOP, OPERATE, AND IMPROVE PROGRAMS DESIGNED TO MEET THE SPECIAL NEEDS OF GIFTED AND TALENTED CHILDREN; AMENDING SECTION 20-9-507, MCA."
White *Romney* *Leslie* *Brummen*

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

NEW SECTION. Section 1. Definitions. As used in [this act] the following definitions apply:

(1) "Gifted and talented children" means children of outstanding abilities who are capable of high performance and require differentiated educational programs beyond those normally offered in public schools in order to fully achieve their potential contribution to self and society. The children so identified include those with demonstrated achievement or potential ability in a variety of worthwhile human endeavors.

(2) "Professionally qualified persons" means teachers, administrators, school psychologists, counselors, curriculum specialists, artists, musicians, and others with special training who are qualified to appraise pupils' special competencies.

NEW SECTION. Section 2. School district programs to identify and serve the gifted and talented child. (1) A school district may identify gifted and talented children and devise programs to serve them.

(2) In identifying gifted and talented children, the school district shall:

(a) consult with professionally qualified persons and the parents of children being evaluated;

(b) consider a child's demonstrated or potential gifts or talents; and

(c) use comprehensive and appropriate assessment methods including objective measures and professional assessment measures.

NEW SECTION. Section 3. Funding of programs to serve gifted and talented children. (1) The superintendent of public instruction shall adopt criteria for gifted and talented children's program proposals and the procedures for submission of such proposals. Proposals approved by the superintendent of public instruction must be funded by money appropriated to the superintendent for that purpose.

(2) A school district shall match funds provided by the superintendent for a gifted and talented children's program with equal funds from other sources. "In kind" contributions may not be used to constitute such a match. Funds must be administered by the school district as

1 provided in 20-9-507.

2 (3) The superintendent of public instruction may
3 deduct reasonable costs of administration from the funds
4 appropriated for the purposes of [this act].

5 NEW SECTION. Section 4. Review and recommendations of
6 proposals. (1) Program proposals submitted by school
7 districts to the superintendent of public instruction shall
8 contain:

9 (a) evidence that identification procedures are
10 comprehensive and appropriate;

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12 measurable objectives designed to meet those needs;

13 (c) evidence that the activities are appropriate and
14 will serve to achieve the program objectives; and

15 (d) a method to evaluate the effectiveness of the
16 program.

17 (2) School districts may request assistance from the
18 staff of the superintendent in formulating program
19 proposals.

20 (3) The superintendent of public instruction must
21 establish a procedure for proposed review and approval.

22 Section 5. Section 20-9-507, MCA, is amended to read:

23 "20-9-507. Miscellaneous federal programs fund. (1)
24 The trustees of any district receiving grants of state or
25 federal moneys other than moneys under the provisions of

1 Title I of Public Law 81-874 or federal moneys designated
2 for deposit in a specific fund of the district shall
3 establish a miscellaneous federal programs fund for the
4 deposit of such federal moneys. Such federal moneys may be a
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14 other approval agent. Within the miscellaneous federal
15 programs fund, the trustees shall cause a separate
16 accounting to be maintained for each federal grant program
17 and for the aggregate of all federal reimbursement moneys.

18 (2) The financial administration of the miscellaneous
19 federal programs fund shall be in accordance with the
20 financial administration provisions of this title for a
21 nonbudgeted fund which shall be applied by individual
22 federal grant programs or for the aggregate amount of the
23 federal reimbursement moneys rather than on the basis of the
24 total fund."

-End-

STATE OF MONTANA

Request No. 180-79

FISCAL NOTE

Form BD-15

In compliance with a written request received January 30, 1979, there is hereby submitted a Fiscal Note for Senate Bill 276 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 276 provides for school districts to conduct optional programs for gifted and talented students.

ASSUMPTIONS:

SB 276 appropriates no money; it simply outlines how the money may be spent if appropriated.

FISCAL IMPACT:

Since the bill appropriates no money and does not mandate a program, a fiscal impact cannot be provided.

Richard L. Tracy for

BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 2/7/79

Approved by Committee on Education

Anderson

Turney
Reyn
McAllister
S. Brown
Stuntz

Spice BILL NO. *276*
Paul Brown *Steenhals* *Steenhals*

INTRODUCED BY *Paul Brown* *Steenhals* *Steenhals*
A BILL FOR AN ACT ENTITLED: "AN ACT TO ALLOW STATE AND LOCAL EDUCATIONAL AGENCIES TO ADMINISTER, PLAN, DEVELOP, OPERATE, AND IMPROVE PROGRAMS DESIGNED TO MEET THE SPECIAL NEEDS OF GIFTED AND TALENTED CHILDREN; AMENDING SECTION 20-9-507, MCA."

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- (2) "Professionally qualified persons" means teachers, administrators, school psychologists, counselors, curriculum specialists, artists, musicians, and others with special training who are qualified to appraise pupils' special competencies.

NEW SECTION. Section 2. School district programs to identify and serve the gifted and talented child. (1) A school district may identify gifted and talented children and devise programs to serve them.

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NEW SECTION. Section 3. Funding of programs to serve gifted and talented children. (1) The superintendent of public instruction shall adopt criteria for gifted and talented children's program proposals and the procedures for submission of such proposals. Proposals approved by the superintendent of public instruction must be funded by money appropriated to the superintendent for that purpose.

(2) A school district shall match funds provided by the superintendent for a gifted and talented children's program with equal funds from other sources. "In kind" contributions may not be used to constitute such a match. Funds must be administered by the school district as

1 provided in 20-9-507.

2 (3) The superintendent of public instruction may
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-End-

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Brown
Hallam

Anderson
Blaylock
BILL NO. 276
A BILL BY
Bob Brown *Spencer* *Steen*
Pupils *Lacage* *Limstad* *Udell* *Romney*
Lockie
Rasmussen

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SB 0276/02

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