

HOUSE BILL NO. 519

INTRODUCED BY PECK

IN THE HOUSE

January 27, 1983	Introduced and referred to Committee on Education and Cultural Resources.
February 4, 1983	Committee recommend bill do pass. Report adopted.
February 5, 1983	Bill printed and placed on members' desks.
February 8, 1983	Second reading, do pass.
February 9, 1983	Considered correctly engrossed.
February 10, 1983	Third reading, passed. Transmitted to Senate.

IN THE SENATE

February 11, 1983	Introduced and referred to Committee on Education and Cultural Resources.
March 17, 1983	Committee recommend bill be concurred in. Report adopted.
March 19, 1983	Second reading, concurred in.
March 22, 1983	Third reading, concurred in. Ayes, 49; Noes, 0.

IN THE HOUSE

March 22, 1983	Returned to House.
March 23, 1983	Sent to enrolling. Reported correctly enrolled.

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2 INTRODUCED BY Park  
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4 A BILL FOR AN ACT ENTITLED: "AN ACT CLARIFYING THE  
5 PROCEDURES FOR GRANTING CONTINGENCY FINANCING OR EMERGENCY  
6 BUDGETS FOR ALLOWABLE COSTS OF SPECIAL EDUCATION; AMENDING  
7 SECTION 20-9-321, MCA."  
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9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
10 Section 1. Section 20-9-321, MCA, is amended to read:  
11 "20-9-321. Maximum general fund budget ~~and contingency~~  
12 ~~funds~~ for special education. (1) For the purpose of  
13 establishing the ~~maximum-budget-without-a-vote~~ amount for  
14 current year special education program for a school  
15 district, the superintendent of public instruction will  
16 determine the total estimated cost of the special education  
17 program for the school district on the basis of a special  
18 education program budget submitted by the district. The  
19 budget will be prepared on forms provided by the  
20 superintendent of public instruction and will set out for  
21 each program:

22 (a) the estimated allowable costs associated with  
23 operating the program where allowable costs are as defined  
24 in 20-7-431;

25 (b) the number of pupils expected to be enrolled in

1 the program; and

2 (c) any other data required by the superintendent of  
3 public instruction for budget justification purposes and to  
4 administer the provisions of 20-9-315 through 20-9-321.

5 (2) The total amount of allowable costs approved by  
6 the superintendent of public instruction shall be the  
7 special education ~~maximum-budget-without-a-vote~~ amount for  
8 current year special education program purposes. The total  
9 amount of allowable costs that are approved for the special  
10 education budget shall not, under any condition, be less  
11 than the ~~maximum-budget-without-a-vote~~ amount for one  
12 regular ANB for each special full-time pupil in the school  
13 district.

14 (3) If a special education program is implemented or  
15 expanded during a given school term too late to be included  
16 in the determination of the district  
17 ~~maximum-budget-without-a-vote~~ for the school year as  
18 prescribed in this part, ~~then subject to the approval of the~~  
19 ~~program by the superintendent under the emergency budget~~  
20 ~~provisions of 20-9-161(5),~~ allowable costs approved under  
21 the budgeting provisions of subsections (1) and (2) for the  
22 operation of the program during the given year ~~must be~~  
23 ~~funded from any legislative appropriation for contingency~~  
24 ~~financing for special education. Contingency funds granted~~  
25 ~~under this subsection must be deposited in a separate~~

1 account of the miscellaneous programs fund of the district  
2 as provided in 20-9-507. However, if contingency funds are  
3 not available, then subject to the approval of the program  
4 by the superintendent under the emergency budget provisions  
5 of 20-9-161(5), allowable costs for the given year may be  
6 added to the maximum-budget-without-a-vote amount for  
7 special education for the subsequent school year. Such costs  
8 must be recorded as previous year special education expenses  
9 in the school district budget for the subsequent school  
10 year.

11 (4) The sum of the previous year special education  
12 expenses as defined in subsection (3) above and the  
13 maximum-budget-without-a-vote for current year special  
14 education as defined in subsections (1) and (2) shall be the  
15 special education budget for accounting purposes.

16 (5) The maximum-budget-without-a-vote for special  
17 education will be added to the maximum-budget-without-a-vote  
18 of the regular program ANB defined in 20-9-311 and 20-9-313  
19 to obtain the total maximum-budget-without-a-vote for the  
20 district."

-End-

App. by comm. on education  
and cultural resources

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