

HOUSE BILL NO. 349

INTRODUCED BY HANNAH, EUDAILY, B. BROWN,
BLAYLOCK, M. WILLIAMS, SANDS

BY REQUEST OF THE OFFICE OF PUBLIC INSTRUCTION

IN THE HOUSE

JANUARY 21, 1987 INTRODUCED AND REFERRED TO COMMITTEE
ON EDUCATION & CULTURAL RESOURCES.

JANUARY 28, 1987 COMMITTEE RECOMMEND BILL
DO PASS. REPORT ADOPTED.

JANUARY 29, 1987 PRINTING REPORT.

JANUARY 30, 1987 SECOND READING, DO PASS.

JANUARY 31, 1987 ENGROSSING REPORT.

 THIRD READING, PASSED.
 AYES, 89; NOES, 4.

 TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 2, 1987 INTRODUCED AND REFERRED TO COMMITTEE
ON EDUCATION & CULTURAL RESOURCES.

MARCH 11, 1987 COMMITTEE RECOMMEND BILL BE
CONCURRED IN. REPORT ADOPTED.

MARCH 16, 1987 SECOND READING, CONCURRED IN.

MARCH 18, 1987 THIRD READING, CONCURRED IN.
 AYES, 50; NOES, 0.

 RETURNED TO HOUSE.

IN THE HOUSE

MARCH 18, 1987 RECEIVED FROM SENATE.

 SENT TO ENROLLING.

1 House BILL NO. 349
 2 INTRODUCED BY Harold Eisdaily Bob Brown Blaylock
 3 BY REQUEST OF THE OFFICE OF PUBLIC INSTRUCTION M. Williams
 4 Sander

5 A BILL FOR AN ACT ENTITLED: "AN ACT TO INCLUDE REPAIR OF
 6 EQUIPMENT AS AN ALLOWABLE COST FOR A DISTRICT SPECIAL
 7 EDUCATION PROGRAM; AMENDING SECTION 20-7-431, MCA; AND
 8 PROVIDING AN IMMEDIATE EFFECTIVE DATE."
 9

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

11 Section 1. Section 20-7-431, MCA, is amended to read:
 12 "20-7-431. Allowable cost schedule for special
 13 programs -- superintendent to make rules -- annual
 14 accounting. (1) For the purpose of determining the
 15 maximum-budget-without-a-vote for special education as
 16 defined in 20-9-321, the following schedule of allowable
 17 costs shall be followed by the school district in
 18 preparation of its special education budget for state aid
 19 request purposes and by the superintendent of public
 20 instruction in his review and approval of the budget (for
 21 the purposes of determining the amount of the
 22 maximum-budget-without-a-vote for special education for the
 23 district, and as used in this schedule, "full-time special
 24 pupil" and "regular ANB" are to be determined in accordance
 25 with 20-9-311 and 20-9-313):

1 (a) instruction: salaries, benefits, supplies,
 2 textbooks, and other expenses including:

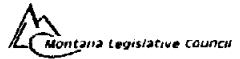
3 (i) salaries and benefits of special program teachers,
 4 regular program teachers, teacher aides, special education
 5 supervisors, audiologists, and speech and hearing
 6 clinicians--the entire cost if employed full time in the
 7 special program; if such personnel are shared between
 8 special and regular programs--a portion of the entire cost
 9 corresponding to the entire working time which each such
 10 person devotes to the special program;

11 (ii) teaching supplies and textbooks if used
 12 exclusively for special programs--the actual total cost;

13 (iii) other expenses:

14 (A) contracted services, including fees paid for
 15 professional advice and consultation regarding special
 16 students or the special program, and the delivery of special
 17 education services by public or private agencies--the actual
 18 total cost;

19 (B) transportation costs for special education
 20 personnel who must travel on an itinerant basis from school
 21 to school or district to district or to in-state child study
 22 team meetings or in-state individualized education program
 23 meetings--the actual cost to the district calculated on the
 24 same mileage rate used by the district for other travel
 25 reimbursement purposes;



-2- INTRODUCED BILL
 HB-349

1 (b) supportive services, including:

2 (i) salaries and benefits of professional supportive
3 personnel--the entire cost if employed full time in the
4 special program; if such personnel are shared between
5 special and regular programs--a portion of the entire cost
6 corresponding to the entire working time which each such
7 person devotes to the special program. Professional
8 supportive personnel may include counselors, social workers,
9 psychologists, psychometrists, physicians, nurses, and
10 physical and occupational therapists.

11 (ii) salaries and benefits of clerical personnel for
12 professional personnel in supportive services--the entire
13 cost if employed full time in the special program; if such
14 personnel are shared between special and regular programs--a
15 portion of the entire cost corresponding to the entire
16 working time which each such person devotes to the special
17 program;

18 (c) equipment:

19 (i) equipment--the actual total cost;

20 (ii) special equipment for district-owned school buses
21 necessary to accommodate special students--the actual total
22 cost;

23 (iii) special equipment for school buses contracted to
24 transport special students--that portion of the contract
25 price attributable to the cost of special equipment or

1 personnel required to accommodate special students--the
2 actual special cost;

3 (iv) repair and maintenance of equipment--the actual
4 total cost;

5 (d) room and board costs when the special pupil has to
6 attend a program at such a distance from his home that
7 commuting is undesirable as determined by the superintendent
8 of public instruction.

9 (2) The superintendent of public instruction shall,
10 prior to September 1, 1977, revise the rules in accordance
11 with the policies of the board of public education for:

12 (a) keeping necessary records for supportive and
13 administrative personnel and any personnel shared between
14 special and regular programs;

15 (b) defining the total special program caseload that
16 shall be assigned to specific support persons and the kinds
17 of professional specialties to be considered relevant to the
18 program before the district may count an allowable cost
19 under subsection (1)(b) of this section; and

20 (c) defining the kinds or types of equipment whose
21 costs may be counted under subsection (1)(c)(i) of this
22 section.

23 (3) An annual accounting of all expenditures of school
24 district general fund moneys for special education shall be
25 made by the district trustees on forms furnished by the

1 superintendent of public instruction. The superintendent of
2 public instruction shall make rules for such accounting.

3 (4) If a board of trustees chooses to exceed the
4 budget approved by the superintendent of public instruction,
5 costs in excess of the approved budget may not be reimbursed
6 under the maximum-budget-without-a-vote for special
7 education.

8 (5) Allowable costs prescribed in this section do not
9 include the costs of the teachers' retirement system, the
10 public employees' retirement system, the federal social
11 security system, or the costs for unemployment compensation
12 insurance.

13 (6) (a) Notwithstanding other provisions of the law,
14 the superintendent of public instruction shall not approve a
15 maximum-budget-without-a-vote for special education which
16 exceeds legislative appropriations; however, any unexpended
17 balance from the first year of a biennial appropriation may
18 be spent in the second year of the biennium in addition to
19 the second year appropriation.

20 (b) If the total allowable cost of the special
21 education budgets exceeds legislative appropriations
22 available for special education, each district shall receive
23 a pro rata share of the available appropriations based upon
24 prioritized budget items as established by the
25 superintendent of public instruction. The amount of the

1 approved budgets in excess of the available appropriations
2 may not be reimbursed under the
3 maximum-budget-without-a-vote for special education and is
4 the responsibility of the school district."

5 NEW SECTION. Section 2. Extension of authority. Any
6 existing authority of the superintendent of public
7 instruction to make rules on the subject of the provisions
8 of this act is extended to the provisions of this act.

9 NEW SECTION. Section 3. Effective date. This act is
10 effective on passage and approval.

-End-

APPROVED BY COMM. ON EDUCATION AND CULTURAL RESOURCES

1 House BILL NO. 349
2 INTRODUCED BY Harold Eisdaily Bob Brown Blaylock
3 BY REQUEST OF THE OFFICE OF PUBLIC INSTRUCTION M. Williams
4 Sander

5 A BILL FOR AN ACT ENTITLED: "AN ACT TO INCLUDE REPAIR OF
6 EQUIPMENT AS AN ALLOWABLE COST FOR A DISTRICT SPECIAL
7 EDUCATION PROGRAM; AMENDING SECTION 20-7-431, MCA; AND
8 PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

11 Section 1. Section 20-7-431, MCA, is amended to read:
12 "20-7-431. Allowable cost schedule for special
13 programs -- superintendent to make rules -- annual
14 accounting. (1) For the purpose of determining the
15 maximum-budget-without-a-vote for special education as
16 defined in 20-9-321, the following schedule of allowable
17 costs shall be followed by the school district in
18 preparation of its special education budget for state aid
19 request purposes and by the superintendent of public
20 instruction in his review and approval of the budget (for
21 the purposes of determining the amount of the
22 maximum-budget-without-a-vote for special education for the
23 district, and as used in this schedule, "full-time special
24 pupil" and "regular ANB" are to be determined in accordance
25 with 20-9-311 and 20-9-313):

- 1 (a) instruction: salaries, benefits, supplies,
2 textbooks, and other expenses including:
3 (i) salaries and benefits of special program teachers,
4 regular program teachers, teacher aides, special education
5 supervisors, audiologists, and speech and hearing
6 clinicians--the entire cost if employed full time in the
7 special program; if such personnel are shared between
8 special and regular programs--a portion of the entire cost
9 corresponding to the entire working time which each such
10 person devotes to the special program;
11 (ii) teaching supplies and textbooks if used
12 exclusively for special programs--the actual total cost;
13 (iii) other expenses:
14 (A) contracted services, including fees paid for
15 professional advice and consultation regarding special
16 students or the special program, and the delivery of special
17 education services by public or private agencies--the actual
18 total cost;
19 (B) transportation costs for special education
20 personnel who must travel on an itinerant basis from school
21 to school or district to district or to in-state child study
22 team meetings or in-state individualized education program
23 meetings--the actual cost to the district calculated on the
24 same mileage rate used by the district for other travel
25 reimbursement purposes;



1 (b) supportive services, including:

2 (i) salaries and benefits of professional supportive

3 personnel--the entire cost if employed full time in the

4 special program; if such personnel are shared between

5 special and regular programs--a portion of the entire cost

6 corresponding to the entire working time which each such

7 person devotes to the special program. Professional

8 supportive personnel may include counselors, social workers,

9 psychologists, psychometrists, physicians, nurses, and

10 physical and occupational therapists.

11 (ii) salaries and benefits of clerical personnel for

12 professional personnel in supportive services--the entire

13 cost if employed full time in the special program; if such

14 personnel are shared between special and regular programs--a

15 portion of the entire cost corresponding to the entire

16 working time which each such person devotes to the special

17 program;

18 (c) equipment:

19 (i) equipment--the actual total cost;

20 (ii) special equipment for district-owned school buses

21 necessary to accommodate special students--the actual total

22 cost;

23 (iii) special equipment for school buses contracted to

24 transport special students--that portion of the contract

25 price attributable to the cost of special equipment or

1 personnel required to accommodate special students--the

2 actual special cost;

3 (iv) repair and maintenance of equipment--the actual

4 total cost;

5 (d) room and board costs when the special pupil has to

6 attend a program at such a distance from his home that

7 commuting is undesirable as determined by the superintendent

8 of public instruction.

9 (2) The superintendent of public instruction shall,

10 prior to September 1, 1977, revise the rules in accordance

11 with the policies of the board of public education for:

12 (a) keeping necessary records for supportive and

13 administrative personnel and any personnel shared between

14 special and regular programs;

15 (b) defining the total special program caseload that

16 shall be assigned to specific support persons and the kinds

17 of professional specialties to be considered relevant to the

18 program before the district may count an allowable cost

19 under subsection (1)(b) of this section; and

20 (c) defining the kinds or types of equipment whose

21 costs may be counted under subsection (1)(c)(i) of this

22 section.

23 (3) An annual accounting of all expenditures of school

24 district general fund moneys for special education shall be

25 made by the district trustees on forms furnished by the

1 superintendent of public instruction. The superintendent of
2 public instruction shall make rules for such accounting.

3 (4) If a board of trustees chooses to exceed the
4 budget approved by the superintendent of public instruction,
5 costs in excess of the approved budget may not be reimbursed
6 under the maximum-budget-without-a-vote for special
7 education.

8 (5) Allowable costs prescribed in this section do not
9 include the costs of the teachers' retirement system, the
10 public employees' retirement system, the federal social
11 security system, or the costs for unemployment compensation
12 insurance.

13 (6) (a) Notwithstanding other provisions of the law,
14 the superintendent of public instruction shall not approve a
15 maximum-budget-without-a-vote for special education which
16 exceeds legislative appropriations; however, any unexpended
17 balance from the first year of a biennial appropriation may
18 be spent in the second year of the biennium in addition to
19 the second year appropriation.

20 (b) If the total allowable cost of the special
21 education budgets exceeds legislative appropriations
22 available for special education, each district shall receive
23 a pro rata share of the available appropriations based upon
24 prioritized budget items as established by the
25 superintendent of public instruction. The amount of the

1 approved budgets in excess of the available appropriations
2 may not be reimbursed under the
3 maximum-budget-without-a-vote for special education and is
4 the responsibility of the school district."

5 NEW SECTION. Section 2. Extension of authority. Any
6 existing authority of the superintendent of public
7 instruction to make rules on the subject of the provisions
8 of this act is extended to the provisions of this act.

9 NEW SECTION. Section 3. Effective date. This act is
10 effective on passage and approval.

-End-

1 House BILL NO. 349
 2 INTRODUCED BY Harold Erdelyi Bob Brown Blaylock
 3 BY REQUEST OF THE OFFICE OF PUBLIC INSTRUCTION M. J. ...
 4 Santa

5 A BILL FOR AN ACT ENTITLED: "AN ACT TO INCLUDE REPAIR OF
 6 EQUIPMENT AS AN ALLOWABLE COST FOR A DISTRICT SPECIAL
 7 EDUCATION PROGRAM; AMENDING SECTION 20-7-431, MCA; AND
 8 PROVIDING AN IMMEDIATE EFFECTIVE DATE."

9
 10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
 11 Section 1. Section 20-7-431, MCA, is amended to read:
 12 "20-7-431. Allowable cost schedule for special
 13 programs -- superintendent to make rules -- annual
 14 accounting. (1) For the purpose of determining the
 15 maximum-budget-without-a-vote for special education as
 16 defined in 20-9-321, the following schedule of allowable
 17 costs shall be followed by the school district in
 18 preparation of its special education budget for state aid
 19 request purposes and by the superintendent of public
 20 instruction in his review and approval of the budget (for
 21 the purposes of determining the amount of the
 22 maximum-budget-without-a-vote for special education for the
 23 district, and as used in this schedule, "full-time special
 24 pupil" and "regular ANB" are to be determined in accordance
 25 with 20-9-311 and 20-9-313):

- 1 (a) instruction: salaries, benefits, supplies,
- 2 textbooks, and other expenses including:
- 3 (i) salaries and benefits of special program teachers,
- 4 regular program teachers, teacher aides, special education
- 5 supervisors, audiologists, and speech and hearing
- 6 clinicians--the entire cost if employed full time in the
- 7 special program; if such personnel are shared between
- 8 special and regular programs--a portion of the entire cost
- 9 corresponding to the entire working time which each such
- 10 person devotes to the special program;
- 11 (ii) teaching supplies and textbooks if used
- 12 exclusively for special programs--the actual total cost;
- 13 (iii) other expenses:
- 14 (A) contracted services, including fees paid for
- 15 professional advice and consultation regarding special
- 16 students or the special program, and the delivery of special
- 17 education services by public or private agencies--the actual
- 18 total cost;
- 19 (B) transportation costs for special education
- 20 personnel who must travel on an itinerant basis from school
- 21 to school or district to district or to in-state child study
- 22 team meetings or in-state individualized education program
- 23 meetings--the actual cost to the district calculated on the
- 24 same mileage rate used by the district for other travel
- 25 reimbursement purposes;



1 (b) supportive services, including:

2 (i) salaries and benefits of professional supportive

3 personnel--the entire cost if employed full time in the

4 special program; if such personnel are shared between

5 special and regular programs--a portion of the entire cost

6 corresponding to the entire working time which each such

7 person devotes to the special program. Professional

8 supportive personnel may include counselors, social workers,

9 psychologists, psychometrists, physicians, nurses, and

10 physical and occupational therapists.

11 (ii) salaries and benefits of clerical personnel for

12 professional personnel in supportive services--the entire

13 cost if employed full time in the special program; if such

14 personnel are shared between special and regular programs--a

15 portion of the entire cost corresponding to the entire

16 working time which each such person devotes to the special

17 program;

18 (c) equipment:

19 (i) equipment--the actual total cost;

20 (ii) special equipment for district-owned school buses

21 necessary to accommodate special students--the actual total

22 cost;

23 (iii) special equipment for school buses contracted to

24 transport special students--that portion of the contract

25 price attributable to the cost of special equipment or

1 personnel required to accommodate special students--the

2 actual special cost;

3 (iv) repair and maintenance of equipment--the actual

4 total cost;

5 (d) room and board costs when the special pupil has to

6 attend a program at such a distance from his home that

7 commuting is undesirable as determined by the superintendent

8 of public instruction.

9 (2) The superintendent of public instruction shall,

10 prior to September 1, 1977, revise the rules in accordance

11 with the policies of the board of public education for:

12 (a) keeping necessary records for supportive and

13 administrative personnel and any personnel shared between

14 special and regular programs;

15 (b) defining the total special program caseload that

16 shall be assigned to specific support persons and the kinds

17 of professional specialties to be considered relevant to the

18 program before the district may count an allowable cost

19 under subsection (1)(b) of this section; and

20 (c) defining the kinds or types of equipment whose

21 costs may be counted under subsection (1)(c)(i) of this

22 section.

23 (3) An annual accounting of all expenditures of school

24 district general fund moneys for special education shall be

25 made by the district trustees on forms furnished by the

1 superintendent of public instruction. The superintendent of
2 public instruction shall make rules for such accounting.

3 (4) If a board of trustees chooses to exceed the
4 budget approved by the superintendent of public instruction,
5 costs in excess of the approved budget may not be reimbursed
6 under the maximum-budget-without-a-vote for special
7 education.

8 (5) Allowable costs prescribed in this section do not
9 include the costs of the teachers' retirement system, the
10 public employees' retirement system, the federal social
11 security system, or the costs for unemployment compensation
12 insurance.

13 (6) (a) Notwithstanding other provisions of the law,
14 the superintendent of public instruction shall not approve a
15 maximum-budget-without-a-vote for special education which
16 exceeds legislative appropriations; however, any unexpended
17 balance from the first year of a biennial appropriation may
18 be spent in the second year of the biennium in addition to
19 the second year appropriation.

20 (b) If the total allowable cost of the special
21 education budgets exceeds legislative appropriations
22 available for special education, each district shall receive
23 a pro rata share of the available appropriations based upon
24 prioritized budget items as established by the
25 superintendent of public instruction. The amount of the

1 approved budgets in excess of the available appropriations
2 may not be reimbursed under the
3 maximum-budget-without-a-vote for special education and is
4 the responsibility of the school district."

5 NEW SECTION. Section 2. Extension of authority. Any
6 existing authority of the superintendent of public
7 instruction to make rules on the subject of the provisions
8 of this act is extended to the provisions of this act.

9 NEW SECTION. Section 3. Effective date. This act is
10 effective on passage and approval.

-End-

1 HOUSE BILL NO. 349

2 INTRODUCED BY HANNAH, EUDAILY, B. BROWN,

3 BLAYLOCK, M. WILLIAMS, SANDS

4 BY REQUEST OF THE OFFICE OF PUBLIC INSTRUCTION

5
6 A BILL FOR AN ACT ENTITLED: "AN ACT TO INCLUDE REPAIR OF
7 EQUIPMENT AS AN ALLOWABLE COST FOR A DISTRICT SPECIAL
8 EDUCATION PROGRAM; AMENDING SECTION 20-7-431, MCA; AND
9 PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

12 Section 1. Section 20-7-431, MCA, is amended to read:

13 "20-7-431. Allowable cost schedule for special
14 programs -- superintendent to make rules -- annual
15 accounting. (1) For the purpose of determining the
16 maximum-budget-without-a-vote for special education as
17 defined in 20-9-321, the following schedule of allowable
18 costs shall be followed by the school district in
19 preparation of its special education budget for state aid
20 request purposes and by the superintendent of public
21 instruction in his review and approval of the budget (for
22 the purposes of determining the amount of the
23 maximum-budget-without-a-vote for special education for the
24 district, and as used in this schedule, "full-time special
25 pupil" and "regular ANB" are to be determined in accordance

1 with 20-9-311 and 20-9-313):

2 (a) instruction: salaries, benefits, supplies,
3 textbooks, and other expenses including:

4 (i) salaries and benefits of special program teachers,
5 regular program teachers, teacher aides, special education
6 supervisors, audiologists, and speech and hearing
7 clinicians--the entire cost if employed full time in the
8 special program; if such personnel are shared between
9 special and regular programs--a portion of the entire cost
10 corresponding to the entire working time which each such
11 person devotes to the special program;

12 (ii) teaching supplies and textbooks if used
13 exclusively for special programs--the actual total cost;

14 (iii) other expenses:

15 (A) contracted services, including fees paid for
16 professional advice and consultation regarding special
17 students or the special program, and the delivery of special
18 education services by public or private agencies--the actual
19 total cost;

20 (B) transportation costs for special education
21 personnel who must travel on an itinerant basis from school
22 to school or district to district or to in-state child study
23 team meetings or in-state individualized education program
24 meetings--the actual cost to the district calculated on the
25 same mileage rate used by the district for other travel

1 reimbursement purposes;

2 (b) supportive services, including:

3 (i) salaries and benefits of professional supportive
4 personnel--the entire cost if employed full time in the
5 special program; if such personnel are shared between
6 special and regular programs--a portion of the entire cost
7 corresponding to the entire working time which each such
8 person devotes to the special program. Professional
9 supportive personnel may include counselors, social workers,
10 psychologists, psychometrists, physicians, nurses, and
11 physical and occupational therapists.

12 (ii) salaries and benefits of clerical personnel for
13 professional personnel in supportive services--the entire
14 cost if employed full time in the special program; if such
15 personnel are shared between special and regular programs--a
16 portion of the entire cost corresponding to the entire
17 working time which each such person devotes to the special
18 program;

19 (c) equipment:

20 (i) equipment--the actual total cost;

21 (ii) special equipment for district-owned school buses
22 necessary to accommodate special students--the actual total
23 cost;

24 (iii) special equipment for school buses contracted to
25 transport special students--that portion of the contract

1 price attributable to the cost of special equipment or
2 personnel required to accommodate special students--the
3 actual special cost;

4 (iv) repair and maintenance of equipment--the actual
5 total cost;

6 (d) room and board costs when the special pupil has to
7 attend a program at such a distance from his home that
8 commuting is undesirable as determined by the superintendent
9 of public instruction.

10 (2) The superintendent of public instruction shall,
11 prior to September 1, 1977, revise the rules in accordance
12 with the policies of the board of public education for:

13 (a) keeping necessary records for supportive and
14 administrative personnel and any personnel shared between
15 special and regular programs;

16 (b) defining the total special program caseload that
17 shall be assigned to specific support persons and the kinds
18 of professional specialties to be considered relevant to the
19 program before the district may count an allowable cost
20 under subsection (1)(b) of this section; and

21 (c) defining the kinds or types of equipment whose
22 costs may be counted under subsection (1)(c)(i) of this
23 section.

24 (3) An annual accounting of all expenditures of school
25 district general fund moneys for special education shall be

1 made by the district trustees on forms furnished by the
2 superintendent of public instruction. The superintendent of
3 public instruction shall make rules for such accounting.

4 (4) If a board of trustees chooses to exceed the
5 budget approved by the superintendent of public instruction,
6 costs in excess of the approved budget may not be reimbursed
7 under the maximum-budget-without-a-vote for special
8 education.

9 (5) Allowable costs prescribed in this section do not
10 include the costs of the teachers' retirement system, the
11 public employees' retirement system, the federal social
12 security system, or the costs for unemployment compensation
13 insurance.

14 (6) (a) Notwithstanding other provisions of the law,
15 the superintendent of public instruction shall not approve a
16 maximum-budget-without-a-vote for special education which
17 exceeds legislative appropriations; however, any unexpended
18 balance from the first year of a biennial appropriation may
19 be spent in the second year of the biennium in addition to
20 the second year appropriation.

21 (b) If the total allowable cost of the special
22 education budgets exceeds legislative appropriations
23 available for special education, each district shall receive
24 a pro rata share of the available appropriations based upon
25 prioritized budget items as established by the

1 superintendent of public instruction. The amount of the
2 approved budgets in excess of the available appropriations
3 may not be reimbursed under the
4 maximum-budget-without-a-vote for special education and is
5 the responsibility of the school district."

6 NEW SECTION. Section 2. Extension of authority. Any
7 existing authority of the superintendent of public
8 instruction to make rules on the subject of the provisions
9 of this act is extended to the provisions of this act.

10 NEW SECTION. Section 3. Effective date. This act is
11 effective on passage and approval.

-End-