

HOUSE JOINT RESOLUTION NO. 16

INTRODUCED BY PECK, MCCALLUM, SCHYE,
VAN VALKENBURG, DONALDSON, MILLER

IN THE HOUSE

JANUARY 26, 1987	INTRODUCED AND REFERRED TO COMMITTEE ON EDUCATION & CULTURAL RESOURCES.
FEBRUARY 11, 1987	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
FEBRUARY 12, 1987	PRINTING REPORT.
FEBRUARY 14, 1987	SECOND READING, DO PASS. ON MOTION, TAKEN FROM ENGROSSING AND REREFERRED TO COMMITTEE ON APPROPRIATIONS.
FEBRUARY 16, 1987	ENGROSSING REPORT.
FEBRUARY 21, 1987	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED. PRINTING REPORT.
FEBRUARY 23, 1987	SECOND READING, DO PASS.
FEBRUARY 24, 1987	ENGROSSING REPORT. THIRD READING, PASSED. AYES, 96; NOES, 3. TRANSMITTED TO SENATE.

IN THE SENATE

MARCH 2, 1987	INTRODUCED AND REFERRED TO COMMITTEE ON EDUCATION & CULTURAL RESOURCES.
MARCH 24, 1987	COMMITTEE RECOMMEND BILL BE CONCURRED IN AS AMENDED. REPORT ADOPTED.

APRIL 1, 1987 ON MOTION, CONSIDERATION PASSED
FOR THE DAY.

APRIL 2, 1987 ON MOTION, CONSIDERATION PASSED
FOR THE DAY.

APRIL 3, 1987 SECOND READING, CONCURRED IN AS
AMENDED.

APRIL 4, 1987 THIRD READING, CONCURRED IN.
AYES, 45; NOES, 4.

RETURNED TO HOUSE WITH AMENDMENTS.

IN THE HOUSE

APRIL 7, 1987 RECEIVED FROM SENATE.

SECOND READING, AMENDMENTS
CONCURRED IN.

APRIL 8, 1987 THIRD READING, AMENDMENTS
CONCURRED IN.

SENT TO ENROLLING.

1 House JOINT RESOLUTION NO. 16
 2 INTRODUCED BY Rep. M. Ballman, Sen. Van Valkenburg, Sen. Donaldson, Miller
 3
 4 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF
 5 REPRESENTATIVES OF THE STATE OF MONTANA REQUESTING THAT
 6 APPROPRIATE LEGISLATIVE COMMITTEES AND THE BOARD OF PUBLIC
 7 EDUCATION WORK TOGETHER TO ESTABLISH A DEFINITION OF BASIC
 8 EDUCATION FOR MONTANA PUBLIC SCHOOLS AND TO DETERMINE THE
 9 COST OF PROVIDING A BASIC EDUCATION; TO DEVELOP A FISCAL
 10 NOTE PROCEDURE THAT LINKS EDUCATION POLICIES TO THE STATE
 11 BUDGET PROCESS; AND REQUIRING A REPORT OF THE FINDINGS OF
 12 THE COORDINATED STUDY TO THE 51ST LEGISLATURE.

13
 14 WHEREAS, a number of Montana school districts have
 15 filed suit against the state on the grounds that the state
 16 has failed to meet a constitutional obligation to fund its
 17 share of a basic quality education for the public school
 18 children in the state and has therefore denied an equal
 19 educational opportunity to the children;

20 WHEREAS, the Montana Legislature, through the
 21 Legislative Finance Committee, has made a serious and
 22 responsible attempt to address the concerns of this lawsuit,
 23 prior to court review and a decision on the merits of the
 24 case, in order to formulate appropriate public policies that
 25 may resolve the issues of the lawsuit;

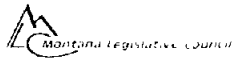
1 WHEREAS, the Legislative Finance Committee formed a
 2 subcommittee with the objectives of defining basic education
 3 and determining the cost of basic education in Montana;

4 WHEREAS, the Subcommittee on School Funding defined
 5 basic education as the Board of Public Education's school
 6 accreditation standards and, with the invaluable help of the
 7 Office of Public Instruction, determined a preliminary cost
 8 of the accreditation standards based on available fiscal
 9 data;

10 WHEREAS, during the Subcommittee study it became
 11 apparent that there is a need to review the accreditation
 12 standards; better articulate what performance factors are
 13 expected from the accreditation standards; receive more
 14 accurate fiscal data from the schools on the cost of
 15 implementing the standards; and provide an understandable
 16 method of coordination and articulation among the
 17 accreditation standard requirements, student performance
 18 expectations, and state funding levels; and

19 WHEREAS, this further analysis needs to be done with
 20 significant opportunity for participation by all groups and
 21 individuals concerned about public education and public tax
 22 dollars.

23
 24 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE
 25 OF REPRESENTATIVES OF THE STATE OF MONTANA:



1 (1) That there should be a thorough interim study
2 regarding:

3 (a) the adequacy of the accreditation standards;

4 (b) the cost of providing services to meet the
5 accreditation standards;

6 (c) a procedure for presenting information to the
7 Legislature on the cost of existing and proposed
8 accreditation standards; and

9 (d) methods of funding basic education.

10 (2) That to accomplish this goal, the Legislature
11 requests that:

12 (a) the Board of Public Education administer and
13 coordinate a review of the adequacy of accreditation
14 standards, with appropriate assistance from the Office of
15 Public Instruction;

16 (b) the Legislative Finance Committee develop the cost
17 components of the existing and proposed accreditation
18 standards and evaluate the state financing method for
19 providing a basic education in the public schools; and

20 (c) a legislative interim committee be assigned to
21 monitor and evaluate the Board of Public Education's
22 accreditation standard review and to consider any student
23 performance expectations that may be linked to the
24 accreditation standards and school funding.

25 (3) That the Board of Public Education and the two

1 legislative committees coordinate their work to develop a
2 fiscal note and budgeting system that provides articulation
3 between the education policymakers and those responsible for
4 balancing the state budget.

5 (4) That the Board of Public Education and the
6 Legislative Finance Committee and a legislative interim
7 committee report the results of their coordinated study to
8 the 51st Legislature.

-End-

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HJ016, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

Requesting that appropriate Legislative committees and the Board of Public Education work together to establish a definition of basic education for Montana Public Schools; to determine the cost of a basic education; to develop a fiscal note procedures that link education polices to the state budget process.

ASSUMPTIONS:

1. The costs of the Interim Legislative Committee can be absorbed by the Legislative Council budget.
2. The Board of Public Education will require 1 FTE grade 14, and additional operating expenses for contracted services, supplies, postage, travel and computer time.
3. This process will involve 9 public meetings for public hearings around the state, 3 task force meetings, and 1 general meeting for public participation.

FISCAL IMPACT:

<u>Expenditures:</u>	<u>FY88</u>			<u>FY89</u>		
	<u>Current Law</u>	<u>Proposed Law</u>	<u>Difference</u>	<u>Current Law</u>	<u>Proposed Law</u>	<u>Difference</u>
FTE	2.0	3.0	1.0	2.0	3.0	1.0
Personal Services	\$ 69,191	\$ 94,191	\$ 25,000	\$ 69,090	\$ 94,090	\$ 25,000
Operating Expenses	34,505	56,605	22,100	32,221	57,946	25,725
TOTAL	\$ 103,696	\$ 150,796	\$ 47,100	\$ 101,311	\$ 152,036	\$ 50,725
General Funds	\$ 103,696	\$ 150,796	\$ 47,100	\$ 101,311	\$ 152,036	\$ 50,725

 DATE 1/28/87
 DAVID L. HUNTER, BUDGET DIRECTOR
 Office of Budget and Program Planning

 DATE 1/29/87
 RAY PECK, PRIMARY SPONSOR

Fiscal Note for HJ 16, as introduced.

HJR-16

APPROVED BY COMM. ON EDUCATION
AND CULTURAL RESOURCES

1 House JOINT RESOLUTION NO. 16
 2 INTRODUCED BY Rep. Mike Ballman
 3 Van Valkenburg Dorenda Miller
 4 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF
 5 REPRESENTATIVES OF THE STATE OF MONTANA REQUESTING THAT
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 7 EDUCATION WORK TOGETHER TO ESTABLISH A DEFINITION OF BASIC
 8 EDUCATION FOR MONTANA PUBLIC SCHOOLS AND TO DETERMINE THE
 9 COST OF PROVIDING A BASIC EDUCATION; TO DEVELOP A FISCAL
 10 NOTE PROCEDURE THAT LINKS EDUCATION POLICIES TO THE STATE
 11 BUDGET PROCESS; AND REQUIRING A REPORT OF THE FINDINGS OF
 12 THE COORDINATED STUDY TO THE 51ST LEGISLATURE.

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 14 WHEREAS, a number of Montana school districts have
 15 filed suit against the state on the grounds that the state
 16 has failed to meet a constitutional obligation to fund its
 17 share of a basic quality education for the public school
 18 children in the state and has therefore denied an equal
 19 educational opportunity to the children;

20 WHEREAS, the Montana Legislature, through the
 21 Legislative Finance Committee, has made a serious and
 22 responsible attempt to address the concerns of this lawsuit,
 23 prior to court review and a decision on the merits of the
 24 case, in order to formulate appropriate public policies that
 25 may resolve the issues of the lawsuit;

1 WHEREAS, the Legislative Finance Committee formed a
 2 subcommittee with the objectives of defining basic education
 3 and determining the cost of basic education in Montana;

4 WHEREAS, the Subcommittee on School Funding defined
 5 basic education as the Board of Public Education's school
 6 accreditation standards and, with the invaluable help of the
 7 Office of Public Instruction, determined a preliminary cost
 8 of the accreditation standards based on available fiscal
 9 data;

10 WHEREAS, during the Subcommittee study it became
 11 apparent that there is a need to review the accreditation
 12 standards; better articulate what performance factors are
 13 expected from the accreditation standards; receive more
 14 accurate fiscal data from the schools on the cost of
 15 implementing the standards; and provide an understandable
 16 method of coordination and articulation among the
 17 accreditation standard requirements, student performance
 18 expectations, and state funding levels; and

19 WHEREAS, this further analysis needs to be done with
 20 significant opportunity for participation by all groups and
 21 individuals concerned about public education and public tax
 22 dollars.

23
 24 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE
 25 OF REPRESENTATIVES OF THE STATE OF MONTANA:

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5 accreditation standards;

6 (c) a procedure for presenting information to the
7 Legislature on the cost of existing and proposed
8 accreditation standards; and

9 (d) methods of funding basic education.

10 (2) That to accomplish this goal, the Legislature
11 requests that:

12 (a) the Board of Public Education administer and
13 coordinate a review of the adequacy of accreditation
14 standards, with appropriate assistance from the Office of
15 Public Instruction;

16 (b) the Legislative Finance Committee develop the cost
17 components of the existing and proposed accreditation
18 standards and evaluate the state financing method for
19 providing a basic education in the public schools; and

20 (c) a legislative interim committee be assigned to
21 monitor and evaluate the Board of Public Education's
22 accreditation standard review and to consider any student
23 performance expectations that may be linked to the
24 accreditation standards and school funding.

25 (3) That the Board of Public Education and the two

1 legislative committees coordinate their work to develop a
2 fiscal note and budgeting system that provides articulation
3 between the education policymakers and those responsible for
4 balancing the state budget.

5 (4) That the Board of Public Education and the
6 Legislative Finance Committee and a legislative interim
7 committee report the results of their coordinated study to
8 the 51st Legislature.

-End-

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 3 Van Valkenburg, Donaldson, Miller
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 6 accreditation standards and, with the invaluable help of the
 7 Office of Public Instruction, determined a preliminary cost
 8 of the accreditation standards based on available fiscal
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 15 implementing the standards; and provide an understandable
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11 requests that:

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14 standards, with appropriate assistance from the Office of
15 Public Instruction;

16 (b) the Legislative Finance Committee develop the cost
17 components of the existing and proposed accreditation
18 standards and evaluate the state financing method for
19 providing a basic education in the public schools; and

20 (c) a legislative interim committee be assigned to
21 monitor and evaluate the Board of Public Education's
22 accreditation standard review and to consider any student
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25 (3) That the Board of Public Education and the two

1 legislative committees coordinate their work to develop a
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 3 VAN VALKENBURG, DONALDSON, MILLER
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15 WHEREAS, a number of Montana school districts have
 16 filed suit against the state on the grounds that the state
 17 has failed to meet a constitutional obligation to fund its
 18 share of a basic quality education for the public school
 19 children in the state and has therefore denied an equal
 20 educational opportunity to the children;

21 WHEREAS, the Montana Legislature, through A
 22 SUBCOMMITTEE OF the Legislative Finance Committee, has made
 23 a ~~serious-and-responsible-attempt~~ DILIGENT EFFORT to address
 24 the ~~concerns-of-this-lawsuit;~~ DEFINITION OF BASIC EDUCATION
 25 AND ITS FUNDING prior-to-court-review-and-a-decision-on--the

1 merits--of--the--case--in-order-to AND formulate appropriate
 2 public policies that may resolve WOULD ADDRESS the issues of
 3 the-lawsuit THIS LITIGATION;

4 ~~WHEREAS, the legislative--Finance--Committee--formed--a~~
 5 ~~subcommittee-with-the-objectives-of-defining-basic-education~~
 6 ~~and-determining-the-cost-of-basic-education-in-Montana;~~

7 WHEREAS, THE LEGISLATIVE FINANCE COMMITTEE FORMED A
 8 SUBCOMMITTEE WITH THE OBJECTIVES OF REVIEWING THE DEFINITION
 9 OF BASIC EDUCATION AND DETERMINING THE COST OF BASIC
 10 EDUCATION IN MONTANA;

11 WHEREAS, the Subcommittee on School Funding defined
 12 basic education as the Board of Public Education's school
 13 accreditation standards and, with the ~~invaluable--help~~
 14 ASSISTANCE of the STATE Office of Public Instruction,
 15 determined ATTEMPTED TO DETERMINE a preliminary cost of the
 16 accreditation THESE standards AND, based on available fiscal
 17 data, DETERMINED THE STATE IS PAYING FOR THE COST OF THE
 18 ACCREDITATION STANDARDS IN A MANNER NOT RELATED TO THE
 19 ABILITY OR WILLINGNESS OF THE SCHOOL DISTRICT TO SUPPLEMENT
 20 THE STATE SUPPORT;

21 WHEREAS, ~~during--the--Subcommittee--study--it--became~~
 22 ~~apparent-that-there-is-a-need-to~~ THE SUBCOMMITTEE DETERMINED
 23 THERE IS A NEED TO CONTINUALLY review the WHETHER
 24 accreditation standards; ADEQUATELY DEFINE BASIC EDUCATION;
 25 IF SO, IT IS NOW NECESSARY TO better FURTHER articulate what



1 performance factors are expected from the accreditation
 2 standards; receive REVIEW more accurate fiscal data from the
 3 schools on the cost of implementing the standards; and
 4 provide an understandable method of coordination and
 5 articulation among the accreditation standard requirements,
 6 student performance expectations, and state funding levels;
 7 and

8 WHEREAS, this further analysis needs to be done with
 9 significant opportunity for participation by all groups and
 10 individuals concerned about public education and public tax
 11 dollars.

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 13 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE
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 19 accreditation standards;

20 (c) a procedure for presenting information to the
 21 Legislature on the cost of existing and proposed
 22 accreditation standards; and

23 (d) methods of funding basic education.

24 (2) That to accomplish this goal, the Legislature
 25 requests that:

1 (a) the Board of Public Education administer and
 2 coordinate a review of the adequacy of accreditation
 3 standards, with appropriate assistance from the Office of
 4 Public Instruction;

5 (b) the Legislative Finance Committee FURTHER develop
 6 the cost components of the existing and proposed
 7 accreditation standards and evaluate the state financing
 8 method for providing a basic education in the public
 9 schools; and

10 (c) a legislative interim committee be assigned to
 11 monitor and evaluate the Board of Public Education's
 12 accreditation standard review and to consider any student
 13 performance expectations that may be linked to the
 14 accreditation standards and school funding.

15 (3) That the Board of Public Education and the two
 16 legislative committees coordinate their work to develop a
 17 fiscal note and budgeting system that provides articulation
 18 between the education policymakers and those responsible for
 19 balancing the state budget.

20 (4) That the Board of Public Education and the
 21 Legislative Finance Committee and a legislative interim
 22 committee ~~report-the-results-of-their-coordinated--study--to~~
 23 ~~the-51st-legislature~~ RECOMMEND TO THE 51ST LEGISLATURE THEIR
 24 DEFINITION OF A BASIC EDUCATION AND HOW SUCH A BASIC
 25 EDUCATION MAY BE EQUITABLY FUNDED.

STANDING COMMITTEE REPORT

Page 2 of 2
HJR 16

March 24, 1987

SENATE

March 24, 1987

MR. PRESIDENT

We, your committee on EDUCATION AND CULTURAL RESOURCES

having had under consideration HOUSE JOINT RESOLUTION No. 16

third reading copy (blue color)

INTERIM STUDY ON ADEQUACY AND COST OF ACCREDITATION
STANDARDS-FISCAL PROCESS

PECK (PINSONEAULT)

Respectfully report as follows: That HOUSE JOINT RESOLUTION No. 16

Be amended as follows:

1. Page 1, line 20.
Following: "through"
Insert: "a subcommittee of"
2. Page 1, line 21.
Strike: "has"
3. Page 1, lines 21 and 22.
Strike: "serious and responsible attempt"
Insert: "diligent effort"
4. Page 1, line 22.
Strike: "concerns of this lawsuit,"
Insert: "definition of basic education and its funding"
5. Page 1, lines 23 and 24
Following: line 22
Strike: line 23 through "to" on line 24
Insert: "and"
Strike: "appropriate" on line 24

6. Page 1, line 25.
Following: line 24
Strike: "may resolve"
Insert: "would address"
Following: "of"
Strike: "the lawsuit"
Insert: "this litigation"
7. Page 2.
Strike: lines 1 through 3
8. Page 2, line 6.
Following: first "the"
Strike: "invaluable help"
Insert: "assistance"
Following: "of the"
Insert: "State"
9. Page 2, line 7.
Following: "Instruction,"
Strike: "determined"
Insert: "attempted to determine"
10. Page 2, line 8.
Following: "of"
Strike: "the accreditation"
Insert: "these"
11. Page 2, line 11.
Following: "review"
Strike: "the"
Insert: "whether"
12. Page 2, line 12.
Following: "standards"
Strike: ","
Insert: "adequately define basic education; if so, it is now necessary to"
13. Page 4, lines 7 and 8.
Following: "committee" on line 7
Strike: remainder of line 7 through "Legislature" on line 8
Insert: "recommend to the 51st Legislature their definition of a basic education and how such a basic education may be equitably funded"

XXXXXX

XXXXXXXXXX

HJR16.txt/hm

AND AS SO AMENDED
BE CONCURRED IN

CONTINUED

Bob Brown

Chairman

Bob Brown
SENATOR BOB BROWN

4031010N.CWO

COMMITTEE OF THE WHOLE AMENDMENT

SENATE

4-3-87

DATE

10:10

TIME

MR. CHAIRMAN: I MOVE TO AMEND House Joint Resolution No. 16

third reading copy (blue) as follows:
Color

1. Page 2, following line 3.
Insert: "WHEREAS, the Legislative Finance Committee formed a subcommittee with the objectives of reviewing the definition of basic education and determining the cost of basic education in Montana;"
2. Page 2, line 8.
Following "standards"
Insert: "and"
3. Page 2, line 9.
Following: "data"
Insert: "determined the state is paying for the cost of the accreditation standards in a manner not related to the ability or willingness of the school district to supplement the state support"
4. Page 2, line 10.
Strike: "during the subcommittee study it became apparent that there is a need to"
Insert: "the subcommittee determined there is a need to continually"
5. Page 2, line 12.
Strike: "better"
Insert: "further"
6. Page 2, line 13.
Strike: "receive"
Insert: "review"
7. Page 2, line 14.
Strike: "accurate"
8. Page 3, line 16.
Following: "Committee"
Insert: "further"

ADOPT

REJECT

Nick Pinsonault
Senator Pinsonault