

SENATE BILL NO. 362

INTRODUCED BY JACOBSON, PECK

BY REQUEST OF THE SENATE FINANCE AND CLAIMS COMMITTEE

IN THE SENATE

FEBRUARY 18, 1987 INTRODUCED AND REFERRED TO COMMITTEE
ON FINANCE & CLAIMS.

FEBRUARY 21, 1987 COMMITTEE RECOMMEND BILL
DO PASS. REPORT ADOPTED.

 PRINTING REPORT.

FEBRUARY 24, 1987 SECOND READING, DO PASS.

FEBRUARY 25, 1987 ENGROSSING REPORT.

 THIRD READING, PASSED.
AYES, 50; NOES, 0.

 TRANSMITTED TO HOUSE.

IN THE HOUSE

MARCH 3, 1987 INTRODUCED AND REFERRED TO COMMITTEE
ON APPROPRIATIONS.

MARCH 18, 1987 COMMITTEE RECOMMEND BILL BE
CONCURRED IN. REPORT ADOPTED.

MARCH 28, 1987 SECOND READING, CONCURRED IN.

MARCH 30, 1987 THIRD READING, CONCURRED IN.
AYES, 96; NOES, 1.

 RETURNED TO SENATE.

IN THE SENATE

MARCH 31, 1987 RECEIVED FROM HOUSE.

 SENT TO ENROLLING.

1 *Senate* BILL NO. *362*
 2 INTRODUCED BY *Jacobsen Park*
 3 BY REQUEST OF THE SENATE FINANCE AND CLAIMS COMMITTEE
 4

5 A BILL FOR AN ACT ENTITLED: "AN ACT TO CLARIFY
 6 RESPONSIBILITY FOR DETERMINING THE FINANCIAL IMPACT OF
 7 RULES, POLICIES, AND STANDARDS PROPOSED BY THE BOARD OF
 8 PUBLIC EDUCATION; AND AMENDING SECTION 20-2-115, MCA."
 9

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

11 Section 1. Section 20-2-115, MCA, is amended to read:

12 "20-2-115. Rules with substantial financial impact --
 13 fiscal note -- effect without funding. (1) When developing
 14 rules, policies, and standards under 20-2-121(6), (7), (9),
 15 and (11), the board of public education shall ~~concurrently~~
 16 ~~develop-a-fiscal-note-to~~ determine the financial impact of
 17 the rule, policy, or standard on school districts.

18 (2) The superintendent of public instruction shall
 19 prepare a ~~suggested~~ fiscal note for submission to the
 20 board, using criteria and assumptions developed by the
 21 board. The fiscal note must be prepared within 30 days of a
 22 request unless the board agrees to a longer time. The board
 23 may also accept other testimony and exhibits on the
 24 financial impact to school districts before ~~completing--a~~
 25 ~~final-fiscal-note~~ proceeding to rulemaking.

1 (3) If the financial impact of the proposed rule,
 2 policy, or standard is found by the board to be substantial,
 3 the board may not ~~proceed-to-rulemaking~~ implement the rule
 4 until July 1 following the next regular legislative session
 5 and shall request the next legislature to fund
 6 implementation of the proposed rule, policy, or standard
 7 through the foundation program. A substantial financial
 8 impact is an amount that cannot be readily absorbed in the
 9 budget of an existing school district program.

10 (4) A proposed rule, policy, or standard not found by
 11 the board to have a substantial financial impact on school
 12 districts or funded by the legislature may ~~proceed--to~~
 13 rulemaking be implemented at any time."

-End-



-2- INTRODUCED BILL
 SB-362

APPROVED BY COMM. ON
FINANCE AND CLAIMS

1 *Senate* BILL NO. *362*
2 INTRODUCED BY *J. Salomon Park*
3 BY REQUEST OF THE SENATE FINANCE AND CLAIMS COMMITTEE
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-End-

SECOND READING
SB 362



1 *Senate* BILL NO. *362*
 2 INTRODUCED BY *Jacalyn Park*
 3 BY REQUEST OF THE SENATE FINANCE AND CLAIMS COMMITTEE

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