HOUSE BILL NO. 344

INTRODUCED BY NISBET, MCCORMICK, O'CONNELL, CODY, WYATT, PHILLIPS, STRIZICH, GOOD, WALKER, SIMPKINS, MANNING

IN THE HOUSE

- JANUARY 21, 1989 INTRODUCED AND REFERRED TO COMMITTEE ON EDUCATION & CULTURAL RESOURCES.
- JANUARY 23, 1989 FIRST READING.
- FEBRUARY 9, 1989 COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.
- FEBRUARY 10, 1989 PRINTING REPORT.
- FEBRUARY 11, 1989 SECOND READING, DO PASS.
- FEBRUARY 13, 1989 ENGROSSING REPORT.
 - THIRD READING, PASSED. AYES, 97; NOES, 0.

TRANSMITTED TO SENATE.

INTRODUCED AND REFERRED TO COMMITTEE ON EDUCATION & CULTURAL RESOURCES.

IN THE SENATE

FEBRUARY 15, 1989

FEBRUARY 14, 1989

FIRST READING.

MARCH 14, 1989 COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.

MARCH 15, 1989 SECOND READING, CONCURRED IN.

MARCH 17, 1989 THIRD READING, CONCURRED IN. AYES, 47; NOES, 0.

RETURNED TO HOUSE.

IN THE HOUSE

MARCH 18, 1989

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> RECEIVED FROM SENATE. SENT TO ENROLLING. REPORTED CORRECTLY ENROLLED.

LC 1240/01

Here's BILL NO. 344 1 INTRODUCED BY This 2 3 A BILL FOR AN ACT ENTITLED: "AN ACT GENERALLY REVISING THE 4 LAW RELATING TO THE MONTANA SCHOOL FOR THE DEAF AND BLIND; 5 EXPANDING THE OBJECTS AND PURPOSES OF THE SCHOOL; ALLOWING 6 THE BOARD OF PUBLIC EDUCATION GREATER DISCRETION IN HIRING A 7 8 SUPERINTENDENT: ALLOWING THE BOARD OF PUBLIC EDUCATION 9 GREATER DISCRETION IN SETTING THE NUMBER OF STUDENT TRIPS HOME AT SCHOOL EXPENSE DURING A SCHOOL YEAR; AND AMENDING 10 SECTIONS 20-8-102, 20-8-103, AND 20-8-121, MCA." 11

12

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

Section 1. Section 20-8-102, MCA, is amended to read: 14 15 "20-8-102. Objects and purposes. The Montana school 16 for the deaf and blind shall-be is a residential and boarding day school for children and adolescents who are 17 deaf or blind or whose hearing or sight is so defective that 18 they cannot be successfully taught and for-such--reason are 19 unable to receive a sufficient or proper education in the 20 21 public schools of the state. The school shall serve as a consultative resource for parents of hearing impaired and 22 23 visually impaired children not yet enrolled in an 24 educational program and for public schools of the state where hearing impaired or visually impaired children are 25

Montana Legislative Council

1 enrolled. The object and purpose of such the school shall-be is to furnish and provide, by the use of specialized methods 2 3 and systems, an ordinary-public-school education for the hearing impaired and visually impaired children of this 4 5 state that is commensurate with the education provided to nonhandicapped children in the public schools and to--teach б such--trades--and--vocations--as that will enable children 7 8 attending being served by such the school to become 9 independent and self-sustaining citizens. Increased-and 10 additional-facilities-shall-be-provided-from--time--to--time 11 for--the--more-thorough-and-successful-training-of-those-who 12 show-a-special-aptitude--for--becoming--proficient--at--such 13 trades---or--vocations---In--the--interest--of--economy--and 14 increased--opportunities--for---vocational---education---and 15 training--and-in-order-that-pupils-may-be-practically-taught 16 such-trades-and-vocations7--so--much--of--all--carpentering; 17 printing,--painting,--baking,--sewing,--and-other-or-similar 18 work-necessary-to-be-done-for-and-in-and-about--the--school; 19 as--the-~superintendent--of--the--school-may-deem-practical; 20 shall-be-done-by-such-pupils-under--competent--teachers--and 21 specialists--employed-for-such-purpose--and-this-requirement 22 shall-apply-to-both-male-and-female-pupils."

23 Section 2. Section 20-8-103, MCA, is amended to read:
24 "20-8-103. Board of public education rules. The board
25 of public education shall adopt and prescribe such rules as

-2- INTRODUCED BILL HB344

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the board may--deem considers necessary and proper for the 1 maintenance and government of the school, the admission of 2 3 children thereto in conformity with the provisions of this chapter, and the qualifications and compensation of the 4 superintendent and teaching staff of the school, provided 5 6 that said the superintendent must have a ready and working knowledge of the sign language and-must-have-taught-3-or 7 8 more-years-in-a-school-for-the-deaf."

9 Section 3. Section 20-8-121, MCA, is amended to read: "20-8-121. Transportation of students at school. (1) 10 11 The school for the deaf and blind shall provide the 12 transportation expenses allowed in subsection (4) for a 13 residential and-boarding student at the school for the deaf 14 and blind who is a resident of the state of Montana if the 15 student is conveyed to and from the student's residence by: 16 (a) a scheduled air carrier as defined in 67-1-101:

17 (b) charter with a commercial air operator as defined 18 in 67-1-101;

(c) a parent or guardian of the student, under an
individual transportation contract with the school for the
deaf and blind; or

(d) other transportation arrangements, provided that
such the transportation is by a carrier of passengers
certified by the public service commission and approved by
the superintendent of the school for the deaf and blind,

LC 1240/01

pursuant to rules adopted by the board of public education. (2) The superintendent of the school for the deaf and blind shall determine which method of transportation in subsection (1) is to be provided to a student, pursuant to rules adopted by the board of public education on transportation of residential and boarding students at the school.

8 (3) A parent or guardian who transports a student to 9 or from the school under an individual transportation 10 contract is entitled to reimbursement for such 11 transportation, pursuant to rules adopted by the board of 12 public education on such reimbursement.

13 (4) The transportation of a residential and--boarding 14 student provided in subsection (1) is limited to one-round 15 trip-to-the-student's-residence-each-month-during-such-times 16 as-the-school-is-in-session the number of round trips to the 17 student's residence as specified in the school calendar approved by the board of public education. 18 The 19 superintendent of the school for the deaf and blind may grant a variance from this provision, but in no event may a 20 21 reimbursement for travel expenses be provided more-than-mine 22 times for travel in excess of the total number of trips approved in any school fiscal year." 23

-End-

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APPROVED BY COMM. ON EDUCATION AND CULTURAL RESOURCES

1	HOUSE BILL NO. 344
2	INTRODUCED BY NISBET, MCCORMICK, O'CONNELL, CODY
3	WYATT, PHILLIPS, STRIZICH,
4	GOOD, WALKER, SIMPKINS, MANNING

A BILL FOR AN ACT ENTITLED: "AN ACT GENERALLY REVISING THE 6 LAW RELATING TO THE MONTANA SCHOOL FOR THE DEAF AND BLIND; 7 EXPANDING THE OBJECTS AND PURPOSES OF THE SCHOOL; ALLOWING 8 THE BOARD OF PUBLIC EDUCATION GREATER DISCRETION IN HIRING A 9 SUPERINTENDENT; ALLOWING THE BOARD OF PUBLIC EDUCATION 10 GREATER DISCRETION IN SETTING THE NUMBER OF STUDENT TRIPS 11 HOME AT SCHOOL EXPENSE DURING A SCHOOL YEAR; AND AMENDING 12 SECTIONS 20-8-102, 20-8-103, AND 20-8-121, MCA." 13

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5

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

Section 1. Section 20-8-102, MCA, is amended to read: 16 "20-8-102. Objects and purposes. The Montana school 17 for the deaf and blind shall--be is a residential and 18 boarding day school for children and adolescents who are 19 deaf or blind or whose hearing or sight is so defective that 20 they cannot be successfully taught and for-such--reason are 21 unable to receive a sufficient or proper education in the 22 public schools of the state. The school shall serve as a 23 consultative resource for parents of hearing impaired and 24 visually impaired children not yet enrolled in an 25

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1	educational program and for public schools of the state
2	where hearing impaired or visually impaired children are
3	enrolled. The object and purpose of such the school shall-be
4	\underline{is} to furnish and provide, by the use of specialized methods
5	and systems, an ordinary-public-school education for the
6	hearing impaired and visually impaired children of this
7	state that is commensurate with the education provided to
8	nonhandicapped children in the public schools and toteach
9	suchtradesandvocationsas that will enable children
10	attending <u>being served by</u> such the school to become
11	independent and self-sustaining citizens. Increasedand
12	additional-facilities-shall-be-provided-fromtimetotime
13	forthemore-thorough-and-successful-training-of-those-who
14	show-a-special-aptitudeforbecomingproficientatsuch
i5	tradesorvocationsIntheinterestofeconomyand
16	increasedopportunitiesforvocationaleducationand
17	trainingand-in-order-that-pupils-may-be-practically-taught
18	such-trades-and-vocations;somuchofallcarpentering;
19	printing;painting;baking;sewing;and-other-or-similar
20	work-necessary-to-be-done-for-and-in-and-abouttheschool;
21	asthesuperintendentoftheschool-may-deem-practical;
22	shall-be-done-by-such-pupils-undercompetentteachersand
23	specialistsemployed-for-such-purpose;-and-this-requirement
24	shall-apply-to-both-male-and-female-pupils-"
25	Section 2. Section 20-8-103, MCA, is amended to read:

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HB 344 SECOND READING

"20-8-103. Board of public education rules. The board 1 2 of public education shall adopt and prescribe such rules as the board may--deem considers necessary and proper for the 3 maintenance and government of the school, the admission of 4 children thereto in conformity with the provisions of this 5 6 chapter, and the qualifications and compensation of the 7 superintendent and teaching staff of the school, provided 8 that said the superintendent must have a ready and working 9 knowledge of the sign language and-must-have-taught-3-or 10 more-years-in-a-school-for-the-deaf."

Section 3. Section 20-8-121, MCA, is amended to read: 11 12 "20-8-121. Transportation of students at school. (1) The school for the deaf and blind shall provide the 13 14 transportation expenses allowed in subsection (4) for a 15 residential and-boarding student at the school for the deaf 16 and blind who is a resident of the state of Montana if the 17 student is conveyed to and from the student's residence by: 18 (a) a scheduled air carrier as defined in 67-1-101:

19 (b) charter with a commercial air operator as defined

20 in 67-1-101;

21 (c) a parent or guardian of the student, under an
22 individual transportation contract with the school for the
23 deaf and blind; or

24 (d) other transportation arrangements, provided that
25 such the transportation is by a carrier of passengers

3 certified by the public service commission and approved by the superintendent of the school for the deaf and blind, 2 pursuant to rules adopted by the board of public education. 3 4 (2) The superintendent of the school for the deaf and [`]5 blind shall determine which method of transportation in subsection (1) is to be provided to a student, pursuant to 6 rules adopted by the board of public education on 7 transportation of residential and boarding students at the 8 9 school.

10 (3) A parent or guardian who transports a student to 11 or from the school under an individual transportation 12 contract is entitled to reimbursement for such 13 transportation, pursuant to rules adopted by the board of 14 public education on such reimbursement.

(4) The transportation of a residential and--boarding 15 16 student provided in subsection (1) is limited to one-round 17 trip-to-the-student+s-residence-each-month-during-such-times as-the-school-is-in-session the number of round trips to the 18 19 student's residence as specified in the school calendar approved by the board of public education. The 20 21 superintendent of the school for the deaf and blind may grant a variance from this provision, but in no event may a 22 reimbursement for travel expenses be provided more-than-mine 23 24 times for travel in excess of the total number of trips approved in any school fiscal year." 25

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HB 344

HB 0344/02

- 1 NEW SECTION. SECTION 4. EXTENSION OF AUTHORITY. ANY
- 2 EXISTING AUTHORITY TO MAKE RULES ON THE SUBJECT OF THE
- 3 PROVISIONS OF (THIS ACT) IS EXTENDED TO THE PROVISIONS OF
- 4 [THIS ACT].

-End-

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HB 0344/02

	HOUSE BILL NO. 344	1	educational program and for public schools of the state
1	INTRODUCED BY NISBET, MCCORMICK, O'CONNELL, CODY,	2	where hearing impaired or visually impaired children are
2		3	enrolled. The object and purpose of such the school shall-be
3	WYATT, PHILLIPS, STRIZICH,	- 4	is to furnish and provide, by the use of specialized methods
4	GOOD, WALKER, SIMPKINS, MANNING	5	
5			
6	A BILL FOR AN ACT ENTITLED: "AN ACT GENERALLY REVISING THE	6	hearing impaired and visually impaired children of this
7	LAW RELATING TO THE MONTANA SCHOOL FOR THE DEAF AND BLIND;	7	state that is commensurate with the education provided to
8	EXPANDING THE OBJECTS AND PURPOSES OF THE SCHOOL; ALLOWING	8	nonhandicapped children in the public schools and toteach
. 9	THE BOARD OF PUBLIC EDUCATION GREATER DISCRETION IN HIRING A	9	<pre>suchtradesandvocationsas that will enable children</pre>
10	SUPERINTENDENT; ALLOWING THE BOARD OF PUBLIC EDUCATION	10	attending being served by such the school to become
11	GREATER DISCRETION IN SETTING THE NUMBER OF STUDENT TRIPS	11	independent and self-sustaining citizens. Increasedand
12	HOME AT SCHOOL EXPENSE DURING A SCHOOL YEAR; AND AMENDING	12	additional-facilities-shall-be-provided-fromtime+otime
13	SECTIONS 20-8-102, 20-8-103, AND 20-8-121, MCA."	13	forthemore-thorough-and-successful-training-of-those-who
14		14	show-a-special-aptitudeforbecomingproficientatsuch
15	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:	15	tradesorvocationsintheinterestofeconomyand
16	Section 1. Section 20-8-102, MCA, is amended to read:	16	increasedopportunitiesforvocationaleducationand
17	"20-8-102. Objects and purposes. The Montana school	17	trainingand-in-order-that-pupits-may-be-practically-taught
18	for the deaf and blind shall-be is a residential and	18	such-trades-and-vocations;somuchofallcarpentering;
19	boarding day school for children and adolescents who are	19	printing;painting;baking;sewing;and-other-or-similar
20	deaf or blind or whose hearing or sight is so defective that	20	work-necessary-to-be-done-for-and-in-and-abouttheschool,
21	they cannot be successfully taught and for-suchreason are	21	asthesuperintendentoftheschool-may-deem-practical,
22	unable to receive a sufficient or proper education in the	22	shall-be-done-by-such-pupils-undercompetentteachersand
		23	specialistsemployed-for-such-purpose;-and-this-requirement
23	public schools of the state. The school shall serve as a	24	shall-apply-to-both-male-and-female-pupils;"
24	consultative resource for parents of hearing impaired and	25	Section 2. Section 20-8-103, MCA, is amended to read:
25	visually impaired children not yet enrolled in an	4.5	Contraction 20 0 105, MCA, 15 amended to read;
•	A		-2- HB 344

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THIRD READING

9

school.

1 "20-8-103. Board of public education rules. The board 2 of public education shall adopt and prescribe such rules as 3 the board may--deem considers necessary and proper for the maintenance and government of the school, the admission of 4 5 children thereto in conformity with the provisions of this chapter, and the qualifications and compensation of the 6 7 superintendent and teaching staff of the school, provided 8 that said the superintendent must have a ready and working 9 knowledge of the sign language and-must-have-taught-3-or 10 more-years-in-a-school-for-the-deaf."

11 Section 3. Section 20-8-121, MCA, is amended to read: 12 *20-8-121. Transportation of students at school. (1) 13 The school for the deaf and blind shall provide the 14 transportation expenses allowed in subsection (4) for a 15 residential and-boarding student at the school for the deaf 16 and blind who is a resident of the state of Montana if the 17 student is conveyed to and from the student's residence by: 18 (a) a scheduled air carrier as defined in 67-1-101;

(b) charter with a commercial air operator as definedin 67-1-101;

21 (c) a parent or guardian of the student, under an
22 individual transportation contract with the school for the
23 deaf and blind; or

24 (d) other transportation arrangements, provided that25 such the transportation is by a carrier of passengers

1 certified by the public service commission and approved by 2 the superintendent of the school for the deaf and blind, pursuant to rules adopted by the board of public education. 3 4 (2) The superintendent of the school for the deaf and • 5 blind shall determine which method of transportation in subsection (1) is to be provided to a student, pursuant to 6 7 rules adopted by the board of public education on 8 transportation of residential and boarding students at the

10 (3) A parent or guardian who transports a student to 11 or from the school under an individual transportation 12 contract is entitled to reimbursement for such 13 transportation, pursuant to rules adopted by the board of 14 public education on such reimbursement.

15 (4) The transportation of a residential and--boarding 16 student provided in subsection (1) is limited to one-round 17 trip-to-the-student's-residence-each-month-during-such-times as-the-school-is-in-session the number of round trips to the 18 student's residence as specified in the school calendar 19 approved by the board of public education. 20 The superintendent of the school for the deaf and blind may 21 22 grant a variance from this provision, but in no event may a 23 reimbursement for travel expenses be provided more-than-nine times for travel in excess of the total number of trips 24 approved in any school fiscal year." 25

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HB 0344/02

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HB 344

1	NEW SECTION. SECTION 4. EXTENSION OF AUTHORITY. ANY
2	EXISTING AUTHORITY TO MAKE RULES ON THE SUBJECT OF THE
3	PROVISIONS OF [THIS ACT] IS EXTENDED TO THE PROVISIONS OF
4	[THIS ACT].

-End-

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HB 344

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1	HOUSE BILL NO. 344	1	<u>education</u> a
2	INTRODUCED BY NISBET, MCCORMICK, O'CONNELL, CODY,	2	where hear
3	WYATT, PHILLIPS, STRIZICH,	3	enrolled.
4	GOOD, WALKER, SIMPKINS, MANNING	4	<u>is</u> to furm
5		5	and syste
6	A BILL FOR AN ACT ENTITLED: "AN ACT GENERALLY REVISING THE	6	hearing in
7	LAW RELATING TO THE MONTANA SCHOOL FOR THE DEAF AND BLIND;	7	state the
8	EXPANDING THE OBJECTS AND PURPOSES OF THE SCHOOL; ALLOWING	8	nonhandica
9	THE BOARD OF PUBLIC EDUCATION GREATER DISCRETION IN HIRING A	9	suchtra
10	SUPERINTENDENT; ALLOWING THE BOARD OF PUBLIC EDUCATION	10	attending
11	GREATER DISCRETION IN SETTING THE NUMBER OF STUDENT TRIPS	11	independe
12	HOME AT SCHOOL EXPENSE DURING A SCHOOL YEAR; AND AMENDING	12	additiona
13	SECTIONS 20-8-102, 20-8-103, AND 20-8-121, MCA."	13	forthe-
14		14	show-a-sp
15	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:	15	trades
16	Section 1. Section 20-8-102, MCA, is amended to read:	16	increased
	"20-6-102. Objects and purposes. The Montana school	17	training-
17	for the deaf and blind shallbe is a residential and	18	such-trad
18	boarding day school for children and adolescents who are	19	printing,
19		20	work-nece
20	deaf or blind or whose hearing or sight is so defective that	21	asthe
21	they cannot be successfully taught and for-such-reason are	22	shatt-be-
22	unable to receive a sufficient or proper education in the	23	specialis
23	public schools of the state. The school shall serve as a	24	- shall-app
24	consultative resource for parents of hearing impaired and	25	Sect
25	visually impaired children not yet enrolled in an	20	

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REFERENCE BILL

HB 344

1 "20-8-103. Board of public education rules. The board 2 of public education shall adopt and prescribe such rules as 3 the board may--deen considers necessary and proper for the 4 maintenance and government of the school, the admission of 5 children thereto in conformity with the provisions of this chapter, and the qualifications and compensation of the 6 7 superintendent and teaching staff of the school, provided 8 that said the superintendent must have a ready and working knowledge of the sign language and-must-have-taught-3-or 9 10 more-years-in-a-school-for-the-deaf."

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10 (3) A parent or guardian who transports a student to 11 or from the school under an individual transportation entitled to reimbursement 12 contract is tur such transportation, pursuant to rules adopted by the board of 13 14 public education on such reimbursement.

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HB 344

HB 0344/02

1	NEW SECTION. SEC	TION 4.	EXTENSION	OF AUTHORITY.	ANY
2	EXISTING AUTHORITY TO P	AAKE RUL	ES ON THE	SUBJECT OF	THE
3	PROVISIONS OF [THIS	ACT IS	EXTENDED TO	THE PROVISIONS	<u>of</u>
4	[THIS ACT].				

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-End-

HB 344

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