

HOUSE BILL NO. 510

INTRODUCED BY VINCENT, B. BROWN, ADDY, HARPER

IN THE HOUSE

JANUARY 31, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON EDUCATION & CULTURAL RESOURCES.
FEBRUARY 1, 1989	FIRST READING.
MARCH 10, 1989	COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.
MARCH 11, 1989	PRINTING REPORT.
MARCH 13, 1989	SECOND READING, DO PASS. ON MOTION TAKEN FROM ENGROSSING AND REREFERRED TO COMMITTEE ON APPROPRIATIONS.
MARCH 18, 1989	COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.
MARCH 20, 1989	PRINTING REPORT. SECOND READING, DO PASS.
MARCH 21, 1989	ENGROSSING REPORT.
MARCH 22, 1989	THIRD READING, PASSED. AYES, 55; NOES, 40. TRANSMITTED TO SENATE.

IN THE SENATE

MARCH 22, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON FINANCE & CLAIMS. FIRST READING.
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IN THE HOUSE

APRIL 8, 1989

ON MOTION, RULES SUSPENDED TO ALLOW
TRANSMITTAL AFTER 83RD DAY.

IN THE SENATE

APRIL 17, 1989

COMMITTEE RECOMMEND BILL BE
CONCURRED IN AS AMENDED. REPORT
ADOPTED.

APRIL 18, 1989

SECOND READING, CONCURRED IN.

APRIL 19, 1989

THIRD READING, CONCURRED IN.
AYES, 38; NOES, 12.

RETURNED TO HOUSE WITH AMENDMENTS.

IN THE HOUSE

APRIL 20, 1989

RECEIVED FROM SENATE.

SECOND READING, AMENDMENTS
CONCURRED IN.

THIRD READING, AMENDMENTS
CONCURRED IN.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB510, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

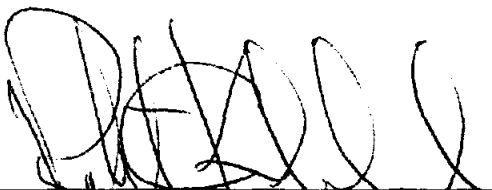
A bill for an act entitled: "An act creating a Governor's scholarship program to encourage Montana's most talented high school graduates to attend units of Montana's university and vocational-technical system; and providing appropriation for the program."

ASSUMPTIONS:

1. Six full scholarships are given to eligible participants each year;
3 for university system, 1 for community college and 2 to vocational-technical centers.
2. The average costs of board and room for the 6 university systems, community colleges, and vocational-technical centers will increase by 5% for FY90 and FY91.
3. Tuition and fees will be at the average FY90-91 budget rate for full time students for each type of scholarship.
4. Transportation will be \$690 per year. This assumes a 15% inflation rate.
5. Books and supplies average \$500 for FY90 and \$550 for FY91.

FISCAL IMPACT:

	Current	<u>FY90</u> Proposed		Current	<u>FY91</u> Proposed	
<u>Revenues:</u>	<u>Law</u>	<u>Law</u>	<u>Difference</u>	<u>Law</u>	<u>Law</u>	<u>Difference</u>
Tuition	\$ -0-	\$35,188	\$ 35,188	\$ -0-	\$35,147	\$ 35,147


 DATE 3/11/89
 BOB KUCHENBROD, DEPUTY BUDGET DIRECTOR
 OFFICE OF BUDGET AND PROGRAM PLANNING

DATE 2/13/89
 JOHN VINCENT, PRIMARY SPONSOR

Fiscal Note for HB510, as introduced

HB 510

1
2 INTRODUCED BY *House* BILL NO. *510*
3 *Vincent Bob Brown Ardy Harper*

4 A BILL FOR AN ACT ENTITLED: "AN ACT CREATING A GOVERNOR'S
5 SCHOLARSHIP PROGRAM TO ENCOURAGE MONTANA'S MOST TALENTED
6 HIGH SCHOOL GRADUATES TO ATTEND UNITS OF MONTANA'S
7 UNIVERSITY AND VOCATIONAL-TECHNICAL SYSTEM; AND PROVIDING AN
8 APPROPRIATION FOR THE PROGRAM."

9
10 WHEREAS, it is desirable to have Montana's future
11 leaders be Montanans raised and educated in our state; and

12 WHEREAS, establishment of a Governor's Scholarship
13 Program to encourage Montana's most talented high school
14 graduates to attend units of Montana's University and
15 Vocational-Technical system will promote this goal.

16 THEREFORE, the Legislature of the State of Montana
17 finds it beneficial to the future of the state to:

18 (1) encourage gifted Montanans to attend units of
19 Montana's University and Vocational-Technical system; and

20 (2) establish the Governor's Scholarship Program to
21 promote attendance by gifted Montanans at units of Montana's
22 University and Vocational-Technical system.

23

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

25 NEW SECTION. Section 1. Short title. [Sections 1

1 through 9] may be cited as the "Governor's Scholarship Act".

2 NEW SECTION. Section 2. Governor's scholarship
3 program -- recipients. (1) There is a governor's scholarship
4 program administered by the board as provided in [sections 3
5 through 9].

6 (2) The board shall determine the scholarship
7 recipients annually in accordance with [sections 3 through
8 9].

9 NEW SECTION. Section 3. Definitions. As used in
10 [sections 1 through 9], the following definitions apply:

11 (1) "Board" means the board of regents of higher
12 education created by Article X, section 9, subsection (2),
13 of the Montana constitution.

14 (2) "Competitive examination" means a standardized
15 examination that measures achievement and is administered
16 annually to eligible students on a voluntary basis. The
17 competitive examination is given on a specified date and at
18 specified locations that must be announced to the public.

19 (3) "Educational costs" means student costs for
20 tuition, fees, room and board, or expenses related to
21 commuting, books, and other reasonable expenses incurred
22 while attending an eligible institution.

23 (4) "Eligible institution" means any public
24 institution of postsecondary education controlled,
25 administered, or supervised by the board.

(5) "Eligible student" means any graduate of an accredited secondary school in the state who declares his intention to enroll at an eligible institution during the academic year immediately following his graduation from the secondary school.

(6) "High school record" means an individual's rank in his secondary school class, as certified by an official of the school, and an individual's secondary school deportment, as evaluated by at least two officials of the school.

(7) "Program" means the governor's scholarship program established in [section 2].

(8) "Recipient" means a student who has been awarded a scholarship.

(9) "Scholarship" means a governor's scholarship.

NEW SECTION. Section 4. Amounts -- conditions. (1)

Each scholarship must equal the amount established as the total annual educational costs to attend the eligible institution at which the recipient has enrolled. The educational costs are determined by the eligible institution's financial aid office.

(2) The recipient is not precluded from receiving other financial aid, awards, or scholarships, even if his total financial aid exceeds the total educational costs to attend the eligible institution. However, any restrictions placed on other financial aid, awards, or scholarships must

be enforced.

(3) Each scholarship is to be distributed in equal installments that correspond with the terms of the eligible institution's academic year.

NEW SECTION. Section 5. Initial award eligibility

-- number. (1) A scholarship to a unit of the university system may be awarded to an eligible student who:

(a) is accepted for enrollment as a full-time undergraduate at an eligible unit of the university system;

(b) achieves an extraordinary high school record;

(c) achieves an extraordinary performance on the competitive examination;

(d) signs an affidavit stating that the scholarship will be used for educational costs only; and

(e) complies with applicable rules and regulations adopted by the board pursuant to [sections 3 through 9].

(2) A scholarship to a vocational-technical center may be awarded to an eligible student who:

(a) is accepted for enrollment as a full-time student at an eligible vocational-technical center;

(b) achieves an extraordinary high school record;

(c) achieves an extraordinary performance on the competitive examination;

(d) signs an affidavit stating that the scholarship will be used for educational costs only; and

1 (e) complies with applicable rules and regulations
2 adopted by the board pursuant to [sections 3 through 9].

3 (3) The board shall award four scholarships and two
4 vocational-technical center scholarships each year.

5 NEW SECTION. Section 6. Continuation of award. A
6 recipient remains eligible for a scholarship for up to 4
7 academic years, as long as he maintains high standards of
8 academic performance as determined by the board.

9 NEW SECTION. Section 7. Repayment for discontinued
10 attendance. If a recipient discontinues attendance before
11 the end of any semester, quarter, or other term for which he
12 has received a scholarship, he must repay that installment
13 to the board if the board requests and if the repayment will
14 not work a hardship upon the student.

15 NEW SECTION. Section 8. Support of program. (1) The
16 program is funded by the following:

- 17 (a) any funds appropriated to the program by the
18 legislature;
- 19 (b) all repayments of past scholarship awards;
- 20 (c) funds obtained through events provided for in
21 subsection (3); and
- 22 (d) contributions from public or private sources.
- 23 (2) The funds and all income derived from the funds
24 must be placed at the disposal of the board. The funds must
25 be kept separate and distinct from all other funds. The

1 funds and income derived from the funds must be used solely
2 to support the program.

3 (3) The governor may sponsor public events to raise
4 funds for the program.

5 (4) The board shall accept any contribution for
6 support of the program from public or private sources.

7 NEW SECTION. Section 9. Duties and powers of board.

8 (1) The board shall:

- 9 (a) supervise the issuance of public information
10 concerning [sections 1 through 9];
- 11 (b) establish standards and procedures for the
12 scholarship application and selection process, including
13 determining the competitive examination to be used;
- 14 (c) set standards for continuing eligibility for
15 students;
- 16 (d) establish procedures for scholarship payments to
17 recipients;
- 18 (e) maintain fiscal controls and fund accounting
19 procedures as may be necessary to ensure proper disbursement
20 of funds;
- 21 (f) submit an annual report to the governor;
- 22 (g) adopt rules necessary for the implementation of
23 the provisions of [sections 1 through 9]; and
- 24 (h) hold at least one public hearing prior to adopting
25 rules under subsection (1)(g) to give interested persons an

LC 0892/01

1 opportunity to comment on the rules.

2 (2) The board may appoint an administrator and other
3 staff necessary to administer the program.

4 NEW SECTION. **Section 10. Appropriation.** There is
5 appropriated from the general fund to the board of regents
6 of higher education the following amounts for establishing
7 and carrying out the governor's scholarship program:

8	Fiscal year 1990	\$26,000
9	Fiscal year 1991	52,000

-End-

APPROVED BY COMM. ON EDUCATION
AND CULTURAL RESOURCES

HOUSE BILL NO. 510

INTRODUCED BY VINCENT, B. BROWN, ADDY, HARPER

A BILL FOR AN ACT ENTITLED: "AN ACT CREATING A GOVERNOR'S SCHOLARSHIP PROGRAM TO ENCOURAGE MONTANA'S MOST TALENTED HIGH SCHOOL GRADUATES TO ATTEND ~~UNITS---OF---MONTANA'S UNIVERSITY---AND---VOCATIONAL-TECHNICAL---SYSTEM~~ ACCREDITED MONTANA UNIVERSITIES, COLLEGES, COMMUNITY COLLEGES, AND VOCATIONAL-TECHNICAL UNITS; AND PROVIDING AN APPROPRIATION FOR THE PROGRAM."

WHEREAS, it is desirable to have Montana's future leaders be Montanans raised and educated in our state; and

WHEREAS, establishment of a Governor's Scholarship Program to encourage Montana's most talented high school graduates to attend ~~units--of--Montana's--University--and Vocational-Technical-system~~ ACCREDITED MONTANA UNIVERSITIES, COLLEGES, COMMUNITY COLLEGES, AND VOCATIONAL-TECHNICAL UNITS will promote this goal.

THEREFORE, the Legislature of the State of Montana finds it beneficial to the future of the state to:

(1) encourage gifted Montanans to attend ~~units--of Montana's---University---and---Vocational-Technical---system~~ ACCREDITED MONTANA UNIVERSITIES, COLLEGES, COMMUNITY COLLEGES, AND VOCATIONAL-TECHNICAL UNITS; and

(2) establish the Governor's Scholarship Program to promote attendance by gifted Montanans at ~~units-of-Montana's University--and---Vocational-Technical---system~~ ACCREDITED MONTANA UNIVERSITIES, COLLEGES, COMMUNITY COLLEGES, AND VOCATIONAL-TECHNICAL UNITS.

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

NEW SECTION. Section 1. Short title. [Sections 1 through 9] may be cited as the "Governor's Scholarship Act".

NEW SECTION. Section 2. Governor's scholarship program -- recipients. (1) There is a governor's scholarship program administered by the board as provided in [sections 3 through 9].

(2) The board shall determine the scholarship recipients annually in accordance with [sections 3 through 9].

NEW SECTION. Section 3. Definitions. As used in [sections 1 through 9], the following definitions apply:

(1) "Board" means the board of regents of higher education created by Article X, section 9, subsection (2), of the Montana constitution.

~~(2) -- "Competitive examination" means a standardized examination that measures achievement and is administered annually to eligible students on a voluntary basis. The competitive examination is given on a specified date and at~~

1 ~~specified locations that must be announced to the public:~~

2 ~~{3}{2}~~ "Educational costs" "COSTS OF ATTENDANCE" means
3 student costs for tuition, fees, room and board, or expenses
4 related to commuting, books, SUPPLIES, and other reasonable
5 expenses TRANSPORTATION incurred while attending an eligible
6 institution, AS DETERMINED BY THE ELIGIBLE INSTITUTION FOR
7 OTHER CAMPUS-BASED FINANCIAL AID.

8 ~~{4}{3}~~ "Eligible institution" means any public OR
9 INDEPENDENT institution of postsecondary education
10 controlled, administered, or supervised by the board LOCATED
11 IN MONTANA AND ACCREDITED BY THE NORTHWEST ASSOCIATION OF
12 SCHOOLS AND COLLEGES.

13 ~~{5}{4}~~ "Eligible student" means any graduate of an
14 accredited secondary school in the state who declares his
15 intention to enroll at an eligible institution during the
16 academic year immediately following his graduation from the
17 secondary school.

18 ~~{6}{5}~~ "High school record" means an individual's rank
19 in his secondary school class, as certified by an official
20 of the school, and an individual's secondary school
21 department, as evaluated by at least two officials of the
22 school.

23 ~~{7}{6}~~ "Program" means the governor's scholarship
24 program established in [section 2].

25 ~~{8}{7}~~ "Recipient" means a student who has been

1 awarded a scholarship.

2 ~~{9}{8}~~ "Scholarship" means a governor's scholarship.

3 ~~(9)~~ "WRITTEN ESSAY" MEANS AN ESSAY SUBMITTED BY AN
4 ELIGIBLE STUDENT, THE CONTENTS, CRITERIA, AND SUBMISSION
5 PROCEDURES FOR WHICH ARE ESTABLISHED BY THE BOARD.

6 NEW SECTION. Section 4. Amounts -- conditions. (1)
7 Each A scholarship must equal the amount established as the
8 total annual educational costs to attend MAY NOT EXCEED THE
9 COSTS OF ATTENDANCE ESTABLISHED AT the eligible institution
10 at which the recipient has enrolled PROVIDED THAT THE COST
11 DOES NOT EXCEED THE COST OF ATTENDING A UNIT OF MONTANA'S
12 UNIVERSITY OR VOCATIONAL-TECHNICAL SYSTEM. The educational
13 costs OF ATTENDANCE are determined by the eligible
14 institution's financial aid office.

15 (2) The recipient is not precluded from receiving
16 other financial aid, awards, or scholarships, even if his
17 total financial aid exceeds the total educational costs to
18 attend the eligible institution. However, any restrictions
19 placed on other financial aid, awards, or scholarships must
20 be enforced THAT WOULD RESULT IN AN OVERPAYMENT OF FINANCIAL
21 AID AS DETERMINED BY THE ELIGIBLE INSTITUTION'S FINANCIAL
22 AID OFFICE.

23 (3) Each scholarship is to be distributed in equal
24 installments that correspond with the terms of the eligible
25 institution's academic year.

NEW SECTION. Section 5. Initial award eligibility --

number. (1) A scholarship to ~~a unit of the university system~~
AN ACCREDITED COLLEGE OR UNIVERSITY may be awarded to an
eligible student who:

(a) is accepted for enrollment as a full-time
undergraduate at an eligible ~~unit of the~~ COLLEGE OR
university system;

(b) achieves an extraordinary high school record;

(c) ~~achieves an extraordinary performance on the~~
~~competitive examination; MEETS AN EXTRAORDINARILY HIGH~~
STANDARD ON A SUBMITTED WRITTEN ESSAY;

(d) signs an affidavit stating that the scholarship
will be used for ~~educational~~ costs OF ATTENDANCE only; and

(e) complies with applicable rules and regulations
adopted by the board pursuant to [sections 3 through 9].

(2) A scholarship to a vocational-technical center may
be awarded to an eligible student who:

(a) is accepted for enrollment as a full-time student
at an eligible vocational-technical center;

(b) achieves an extraordinary high school record;

(c) ~~achieves an extraordinary performance on the~~
~~competitive examination; MEETS AN EXTRAORDINARILY HIGH~~
STANDARD ON A SUBMITTED WRITTEN ESSAY;

(d) signs an affidavit stating that the scholarship
will be used for ~~educational~~ costs OF ATTENDANCE only; and

(e) complies with applicable rules and regulations
adopted by the board pursuant to [sections 3 through 9].

(3) A SCHOLARSHIP TO A COMMUNITY COLLEGE MAY BE
AWARDED TO AN ELIGIBLE STUDENT WHO:

(A) IS ACCEPTED FOR ENROLLMENT AS A FULL-TIME STUDENT
AT AN ELIGIBLE COMMUNITY COLLEGE;

(B) ACHIEVES AN EXTRAORDINARY HIGH SCHOOL RECORD;

(C) MEETS AN EXTRAORDINARILY HIGH STANDARD ON A
SUBMITTED WRITTEN ESSAY;

(D) SIGNS AN AFFIDAVIT STATING THAT THE SCHOLARSHIP
WILL BE USED FOR COSTS OF ATTENDANCE ONLY; AND

(E) COMPLIES WITH APPLICABLE RULES AND REGULATIONS
ADOPTED BY THE BOARD PURSUANT TO [SECTIONS 3 THROUGH 9].

~~(3)~~(4) The board shall SELECT AND THE GOVERNOR SHALL
award ~~four~~ THREE UNIVERSITY SYSTEM scholarships, ONE
COMMUNITY COLLEGE SCHOLARSHIP, and two vocational-technical
center scholarships each year.

NEW SECTION. Section 6. Continuation of award. A
recipient remains eligible for a scholarship for up to 4
academic years, as long as he maintains high standards of
academic performance as determined by the board.

NEW SECTION. Section 7. Repayment for discontinued
attendance. If a recipient discontinues attendance before
the end of any semester, quarter, or other term for which he
has received a scholarship, he must repay that installment

1 to the board if the board requests and if the repayment will
2 not work a hardship upon the student.

3 NEW SECTION. Section 8. Support of program. (1) The
4 program is funded by the following:

5 (a) any funds appropriated to the program by the
6 legislature;

7 (b) all repayments of past scholarship awards;

8 (c) funds obtained through events provided for in
9 subsection (3); and

10 (d) contributions from public or private sources.

11 (2) The funds and all income derived from the funds
12 must be placed at the disposal of the board. The funds must
13 be kept separate and distinct from all other funds. The
14 funds and income derived from the funds must be used solely
15 to support the program.

16 (3) The governor may sponsor public events to raise
17 funds for the program.

18 (4) The board shall accept any contribution for
19 support of the program from public or private sources.

20 NEW SECTION. Section 9. Duties and powers of board.

21 (1) The board shall:

22 (a) supervise the issuance of public information
23 concerning [sections 1 through 9];

24 (b) establish standards and procedures for the
25 scholarship application and selection process, including

1 determining the competitive-examination CONTENT, CRITERIA,
2 AND SUBMISSION PROCEDURES FOR THE WRITTEN ESSAY to be used;

3 (c) set standards for continuing eligibility for
4 students;

5 (d) establish procedures for scholarship payments to
6 recipients;

7 (e) maintain fiscal controls and fund accounting
8 procedures as may be necessary to ensure proper disbursement
9 of funds;

10 (f) submit an annual report to the governor;

11 (g) adopt rules necessary for the implementation of
12 the provisions of [sections 1 through 9]; and

13 (h) hold at least one public hearing prior to adopting
14 rules under subsection (1)(g) to give interested persons an
15 opportunity to comment on the rules.

16 (2) The board may appoint an administrator ~~and--other~~
17 ~~staff-necessary~~ to administer the program.

18 NEW SECTION. Section 10. Appropriation. There is
19 appropriated from the general fund to the board of regents
20 of higher education the following amounts for establishing
21 and carrying out the governor's scholarship program:

22	Fiscal year 1990	\$26,000
23	Fiscal year 1991	52,000

-End-

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Revised Fiscal Note for HB510, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

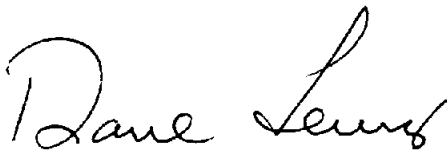
A bill for an act entitled: "An act creating a Governor's scholarship program to encourage Montana's most talented high school graduates to attend units of Montana's university and vocational-technical system; and providing appropriation for the program."

ASSUMPTIONS:

1. Six full scholarships are given to eligible participants each year;
3 for university system, 1 for community college and 2 to vocational-technical centers.
2. The average costs of board and room for the 6 university units, community colleges, and vocational-technical centers will increase by 5% for FY90 and FY91.
3. Tuition and fees will be at the average FY90-91 budget rate for full time students for each type of scholarship.
4. Transportation will be \$690 per year. This assumes a 15% inflation rate.
5. Books and supplies average \$500 for FY90 and \$550 for FY91.

FISCAL IMPACT:

	Current Law	FY90 Proposed Law	Difference	Current Law	FY91 Proposed Law	Difference
Revenues:						
Tuition	\$ -0-	(\$35,188)	\$ 35,188	\$ -0-	(\$35,147)	\$ 35,147



DAVE LEWIS, BUDGET DIRECTOR
OFFICE OF BUDGET AND PROGRAM PLANNING

DATE 3/14/89

JOHN VINCENT, PRIMARY SPONSOR

DATE 3/21/89Revised Fiscal Note for HB510, as introducedHB 510, Revised

HOUSE BILL NO. 510

INTRODUCED BY VINCENT, B. BROWN, ADDY, HARPER

A BILL FOR AN ACT ENTITLED: "AN ACT CREATING A GOVERNOR'S SCHOLARSHIP PROGRAM TO ENCOURAGE MONTANA'S MOST TALENTED HIGH SCHOOL GRADUATES TO ATTEND ~~UNITS--OF--MONTANA'S~~ UNIVERSITY--AND--VOCATIONAL-TECHNICAL--SYSTEM ACCREDITED MONTANA UNIVERSITIES, COLLEGES, COMMUNITY COLLEGES, AND VOCATIONAL-TECHNICAL UNITS; AND PROVIDING AN APPROPRIATION FOR THE PROGRAM."

WHEREAS, it is desirable to have Montana's future leaders be Montanans raised and educated in our state; and
WHEREAS, establishment of a Governor's Scholarship Program to encourage Montana's most talented high school graduates to attend ~~units--of--Montana's--University--and~~ Vocational-Technical-system ACCREDITED MONTANA UNIVERSITIES, COLLEGES, COMMUNITY COLLEGES, AND VOCATIONAL-TECHNICAL UNITS will promote this goal.

THEREFORE, the Legislature of the State of Montana finds it beneficial to the future of the state to:

(1) encourage gifted Montanans to attend ~~units--of~~ Montana's--University--and--Vocational-Technical--system ACCREDITED MONTANA UNIVERSITIES, COLLEGES, COMMUNITY COLLEGES, AND VOCATIONAL-TECHNICAL UNITS; and

(2) establish the Governor's Scholarship Program to promote attendance by gifted Montanans at ~~units-of-Montana's~~ University--and--Vocational-Technical--system ACCREDITED MONTANA UNIVERSITIES, COLLEGES, COMMUNITY COLLEGES, AND VOCATIONAL-TECHNICAL UNITS.

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

NEW SECTION. Section 1. Short title. [Sections 1 through 9] may be cited as the "Governor's Scholarship Act".

NEW SECTION. Section 2. Governor's scholarship program -- recipients. (1) There is a governor's scholarship program administered by the board as provided in [sections 3 through 9].

(2) The board shall determine the scholarship recipients annually in accordance with [sections 3 through 9].

NEW SECTION. Section 3. Definitions. As used in [sections 1 through 9], the following definitions apply:

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~~(2) "Competitive examination" means a standardized examination that measures achievement and is administered annually to eligible students on a voluntary basis. The competitive examination is given on a specified date and at~~

1 ~~specified locations that must be announced to the public.~~

2 ~~{3}{2}~~ "Educational costs" "COSTS OF ATTENDANCE" means
3 student costs for tuition, fees, room and board, or expenses
4 related to commuting, books, SUPPLIES, and other reasonable
5 expenses TRANSPORTATION incurred while attending an eligible
6 institution, AS DETERMINED BY THE ELIGIBLE INSTITUTION FOR
7 OTHER CAMPUS-BASED FINANCIAL AID.

8 ~~{4}{3}~~ "Eligible institution" means any public OR
9 INDEPENDENT institution of postsecondary education
10 controlled, administered, or supervised by the board LOCATED
11 IN MONTANA AND ACCREDITED BY THE NORTHWEST ASSOCIATION OF
12 SCHOOLS AND COLLEGES.

13 ~~{5}{4}~~ "Eligible student" means any graduate of an
14 accredited secondary school in the state who declares his
15 intention to enroll at an eligible institution during the
16 academic year immediately following his graduation from the
17 secondary school.

18 ~~{6}{5}~~ "High school record" means an individual's rank
19 in his secondary school class, as certified by an official
20 of the school, and an individual's secondary school
21 deportment, as evaluated by at least two officials of the
22 school.

23 ~~{7}{6}~~ "Program" means the governor's scholarship
24 program established in [section 2].

25 ~~{8}{7}~~ "Recipient" means a student who has been

1 awarded a scholarship.

2 ~~{9}{8}~~ "Scholarship" means a governor's scholarship.

3 ~~{9}~~ "WRITTEN ESSAY" MEANS AN ESSAY SUBMITTED BY AN
4 ELIGIBLE STUDENT, THE CONTENTS, CRITERIA, AND SUBMISSION
5 PROCEDURES FOR WHICH ARE ESTABLISHED BY THE BOARD.

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7 Each A scholarship must equal the amount established as the
8 total annual educational costs to attend MAY NOT EXCEED THE
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10 at which the recipient has enrolled PROVIDED THAT THE COST
11 DOES NOT EXCEED THE COST OF ATTENDING A UNIT OF MONTANA'S
12 UNIVERSITY OR VOCATIONAL-TECHNICAL SYSTEM. The educational
13 costs OF ATTENDANCE are determined by the eligible
14 institution's financial aid office.

15 (2) The recipient is not precluded from receiving
16 other financial aid, awards, or scholarships, ~~even if his~~
17 ~~total financial aid exceeds the total educational costs to~~
18 ~~attend the eligible institution. However, any restrictions~~
19 ~~placed on other financial aid, awards, or scholarships must~~
20 ~~be enforced THAT WOULD RESULT IN AN OVERPAYMENT OF FINANCIAL~~
21 ~~AID AS DETERMINED BY THE ELIGIBLE INSTITUTION'S FINANCIAL~~
22 AID OFFICE.

23 (3) Each scholarship is to be distributed in equal
24 installments that correspond with the terms of the eligible
25 institution's academic year.

1 NEW SECTION. Section 5. Initial award eligibility --
 2 number. (1) A scholarship to a-unit-of-the-university-system
 3 AN ACCREDITED COLLEGE OR UNIVERSITY may be awarded to an
 4 eligible student who:

5 (a) is accepted for enrollment as a full-time
 6 undergraduate at an eligible unit--of--the COLLEGE OR
 7 university system;

8 (b) achieves an extraordinary high school record;

9 (c) ~~achieves--an--extraordinary--performance--on---the~~
 10 ~~competitive---examination;~~ MEETS AN EXTRAORDINARILY HIGH
 11 STANDARD ON A SUBMITTED WRITTEN ESSAY;

12 (d) signs an affidavit stating that the scholarship
 13 will be used for educational costs OF ATTENDANCE only; and

14 (e) complies with applicable rules and regulations
 15 adopted by the board pursuant to [sections 3 through 9].

16 (2) A scholarship to a vocational-technical center may
 17 be awarded to an eligible student who:

18 (a) is accepted for enrollment as a full-time student
 19 at an eligible vocational-technical center;

20 (b) achieves an extraordinary high school record;

21 (c) ~~achieves--an--extraordinary--performance--on---the~~
 22 ~~competitive---examination;~~ MEETS AN EXTRAORDINARILY HIGH
 23 STANDARD ON A SUBMITTED WRITTEN ESSAY;

24 (d) signs an affidavit stating that the scholarship
 25 will be used for educational costs OF ATTENDANCE only; and

1 (e) complies with applicable rules and regulations
 2 adopted by the board pursuant to [sections 3 through 9].

3 (3) A SCHOLARSHIP TO A COMMUNITY COLLEGE MAY BE
 4 AWARDED TO AN ELIGIBLE STUDENT WHO:

5 (A) IS ACCEPTED FOR ENROLLMENT AS A FULL-TIME STUDENT
 6 AT AN ELIGIBLE COMMUNITY COLLEGE;

7 (B) ACHIEVES AN EXTRAORDINARY HIGH SCHOOL RECORD;

8 (C) MEETS AN EXTRAORDINARILY HIGH STANDARD ON A
 9 SUBMITTED WRITTEN ESSAY;

10 (D) SIGNS AN AFFIDAVIT STATING THAT THE SCHOLARSHIP
 11 WILL BE USED FOR COSTS OF ATTENDANCE ONLY; AND

12 (E) COMPLIES WITH APPLICABLE RULES AND REGULATIONS
 13 ADOPTED BY THE BOARD PURSUANT TO [SECTIONS 3 THROUGH 9].

14 ~~(3)(4)~~ The board shall SELECT AND THE GOVERNOR SHALL
 15 award four THREE COLLEGE OR UNIVERSITY SYSTEM scholarships,
 16 ONE COMMUNITY COLLEGE SCHOLARSHIP, and two
 17 vocational-technical center scholarships each year AS
 18 PROVIDED IN SUBSECTIONS (1) THROUGH (3).

19 NEW SECTION. Section 6. Continuation of award. A
 20 recipient remains eligible for a scholarship for up to 4
 21 academic years, as long as he maintains high standards of
 22 academic performance as determined by the board.

23 NEW SECTION. Section 7. Repayment for discontinued
 24 attendance. If a recipient discontinues attendance before
 25 the end of any semester, quarter, or other term for which he

1 has received a scholarship, he must repay that installment
2 to the board if the board requests and if the repayment will
3 not work a hardship upon the student.

4 NEW SECTION. Section 8. Support of program. (1) The
5 program is funded by the following:

6 (a) any funds appropriated to the program by the
7 legislature;

8 (b) all repayments of past scholarship awards;

9 (c) funds obtained through events provided for in
10 subsection (3); and

11 (d) contributions from public or private sources.

12 (2) The funds and all income derived from the funds
13 must be placed at the disposal of the board. The funds must
14 be kept separate and distinct from all other funds. The
15 funds and income derived from the funds must be used solely
16 to support the program.

17 (3) The governor may sponsor public events to raise
18 funds for the program.

19 (4) The board shall accept any contribution for
20 support of the program from public or private sources.

21 NEW SECTION. Section 9. Duties and powers of board.

22 (1) The board shall:

23 (a) supervise the issuance of public information
24 concerning [sections 1 through 9];

25 (b) establish standards and procedures for the

1 scholarship application and selection process, including
2 determining the competitive-examination CONTENT, CRITERIA,
3 AND SUBMISSION PROCEDURES FOR THE WRITTEN ESSAY to be used;

4 (c) set standards for continuing eligibility for
5 students;

6 (d) establish procedures for scholarship payments to
7 recipients;

8 (e) maintain fiscal controls and fund accounting
9 procedures as may be necessary to ensure proper disbursement
10 of funds;

11 (f) submit an annual report to the governor;

12 (g) adopt rules necessary for the implementation of
13 the provisions of [sections 1 through 9]; and

14 (h) hold at least one public hearing prior to adopting
15 rules under subsection (1)(g) to give interested persons an
16 opportunity to comment on the rules.

17 (2) The board may appoint an administrator ~~and other~~
18 ~~staff-necessary~~ to administer the program.

19 NEW SECTION. Section 10. Appropriation. There is
20 appropriated from the general fund to the board of regents
21 of higher education the following amounts for establishing
22 and carrying out the governor's scholarship program:

23	Fiscal year 1990	\$26,000
24	Fiscal year 1991	\$2,000

-End-

SENATE STANDING COMMITTEE REPORT

April 14, 1989

MR. PRESIDENT:

We, your committee on Finance and Claims, having had under consideration HB 510 (third reading copy -- blue), respectfully report that HB 510 be amended and as so amended be concurred in:

Sponsor: Vincent (Bengtson)

1. Page 3, line 14.

Strike: "his"

Insert: "an"

2. Page 3, line 15.

Strike: "the"

Insert: "any"

3. Page 3, line 16.

Strike: "immediately"

Strike: "his"

4. Page 7, lines 6 and 7.

Strike: "(a)" on line 6 through "legislature;" on line 7

Renumber: subsequent subsections

5. Page 8, lines 19 through 24.

Strike: section 10 in its entirety

Insert: "NEW SECTION. Section 10. Source of funding. The costs of establishing and maintaining the governor's scholarship program shall be paid from sources in [section 8]. If [section 8] does not produce sufficient funds, the governor, in his discretion, may suspend the scholarship program."

AND AS AMENDED BE CONCURRED IN

Signed: _____


Pete Story, Chairman

HB 510

SENATE

HOUSE BILL NO. 510

INTRODUCED BY VINCENT, B. BROWN, ADDY, HARPER

A BILL FOR AN ACT ENTITLED: "AN ACT CREATING A GOVERNOR'S SCHOLARSHIP PROGRAM TO ENCOURAGE MONTANA'S MOST TALENTED HIGH SCHOOL GRADUATES TO ATTEND ~~UNITS--OF--MONTANA'S~~ UNIVERSITIES--AND--VOCATIONAL-TECHNICAL--SYSTEM ACCREDITED MONTANA UNIVERSITIES, COLLEGES, COMMUNITY COLLEGES, AND VOCATIONAL-TECHNICAL UNITS;--AND-PROVIDING-AN-APPROPRIATION FOR-THE-PROGRAM."

WHEREAS, it is desirable to have Montana's future leaders be Montanans raised and educated in our state; and

WHEREAS, establishment of a Governor's Scholarship Program to encourage Montana's most talented high school graduates to attend ~~units--of--Montana's--University--and Vocational-Technical-system~~ ACCREDITED MONTANA UNIVERSITIES, COLLEGES, COMMUNITY COLLEGES, AND VOCATIONAL-TECHNICAL UNITS will promote this goal.

THEREFORE, the Legislature of the State of Montana finds it beneficial to the future of the state to:

(1) encourage gifted Montanans to attend ~~units--of Montana's--University--and--Vocational-Technical--system~~ ACCREDITED MONTANA UNIVERSITIES, COLLEGES, COMMUNITY COLLEGES, AND VOCATIONAL-TECHNICAL UNITS; and

(2) establish the Governor's Scholarship Program to promote attendance by gifted Montanans at ~~units-of-Montana's University--and--Vocational-Technical--system~~ ACCREDITED MONTANA UNIVERSITIES, COLLEGES, COMMUNITY COLLEGES, AND VOCATIONAL-TECHNICAL UNITS.

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

NEW SECTION. Section 1. Short title. [Sections 1 through 9] may be cited as the "Governor's Scholarship Act".

NEW SECTION. Section 2. Governor's scholarship program -- recipients. (1) There is a governor's scholarship program administered by the board as provided in [sections 3 through 9].

(2) The board shall determine the scholarship recipients annually in accordance with [sections 3 through 9].

NEW SECTION. Section 3. Definitions. As used in [sections 1 through 9], the following definitions apply:

(1) "Board" means the board of regents of higher education created by Article X, section 9, subsection (2), of the Montana constitution.

~~(2) "Competitive examination" means a standardized examination that measures achievement and is administered annually to eligible students on a voluntary basis. The competitive examination is given on a specified date and at~~

specified-locations-that-must-be-announced-to-the-public-

{3}{2} "Educational-costs" "COSTS OF ATTENDANCE" means student costs for tuition, fees, room and board, or expenses related to commuting, books, SUPPLIES, and other-reasonable expenses TRANSPORTATION incurred while attending an eligible institution, AS DETERMINED BY THE ELIGIBLE INSTITUTION FOR OTHER CAMPUS-BASED FINANCIAL AID.

{4}{3} "Eligible institution" means any public OR INDEPENDENT institution of postsecondary education controlled,-administered,-or-supervised-by-the-board LOCATED IN MONTANA AND ACCREDITED BY THE NORTHWEST ASSOCIATION OF SCHOOLS AND COLLEGES.

{5}{4} "Eligible student" means any graduate of an accredited secondary school in the state who declares his AN intention to enroll at an eligible institution during the ANY academic year immediately following his graduation from the secondary school.

{6}{5} "High school record" means an individual's rank in his secondary school class, as certified by an official of the school, and an individual's secondary school deportment, as evaluated by at least two officials of the school.

{7}{6} "Program" means the governor's scholarship program established in [section 2].

{8}{7} "Recipient" means a student who has been

awarded a scholarship.

{9}{8} "Scholarship" means a governor's scholarship.

{9} "WRITTEN ESSAY" MEANS AN ESSAY SUBMITTED BY AN ELIGIBLE STUDENT, THE CONTENTS, CRITERIA, AND SUBMISSION PROCEDURES FOR WHICH ARE ESTABLISHED BY THE BOARD.

NEW SECTION. Section 4. Amounts -- conditions. (1)

Each A scholarship must-equal-the-amount-established-as--the total--annual-educational-costs-to-attend MAY NOT EXCEED THE COSTS OF ATTENDANCE ESTABLISHED AT the eligible institution at which the recipient has enrolled PROVIDED THAT THE COST DOES NOT EXCEED THE COST OF ATTENDING A UNIT OF MONTANA'S UNIVERSITY OR VOCATIONAL-TECHNICAL SYSTEM. The educational costs OF ATTENDANCE are determined by the eligible institution's financial aid office.

(2) The recipient is not precluded from receiving other financial aid, awards, or scholarships--even--if--his total--financial--aid-exceeds-the-total-educational-costs-to attend-the-eligible-institution.-However--any--restrictions placed--on-other-financial-aid,-awards,-or-scholarships-must be-enforced THAT WOULD RESULT IN AN OVERPAYMENT OF FINANCIAL AID AS DETERMINED BY THE ELIGIBLE INSTITUTION'S FINANCIAL AID OFFICE.

(3) Each scholarship is to be distributed in equal installments that correspond with the terms of the eligible institution's academic year.

NEW SECTION. Section 5. Initial award eligibility --

number. (1) A scholarship to a-unit-of-the-university-system
AN ACCREDITED COLLEGE OR UNIVERSITY may be awarded to an
 eligible student who:

(a) is accepted for enrollment as a full-time
 undergraduate at an eligible unit--of--the COLLEGE OR
 university system;

(b) achieves an extraordinary high school record;

(c) achieves---an--extraordinary--performance--on--the
 competitive--examination; MEETS AN EXTRAORDINARILY HIGH
STANDARD ON A SUBMITTED WRITTEN ESSAY;

(d) signs an affidavit stating that the scholarship
 will be used for educational costs OF ATTENDANCE only; and

(e) complies with applicable rules and regulations
 adopted by the board pursuant to [sections 3 through 9].

(2) A scholarship to a vocational-technical center may
 be awarded to an eligible student who:

(a) is accepted for enrollment as a full-time student
 at an eligible vocational-technical center;

(b) achieves an extraordinary high school record;

(c) achieves---an--extraordinary--performance--on--the
 competitive--examination; MEETS AN EXTRAORDINARILY HIGH
STANDARD ON A SUBMITTED WRITTEN ESSAY;

(d) signs an affidavit stating that the scholarship
 will be used for educational costs OF ATTENDANCE only; and

(e) complies with applicable rules and regulations
 adopted by the board pursuant to [sections 3 through 9].

(3) A SCHOLARSHIP TO A COMMUNITY COLLEGE MAY BE
AWARDED TO AN ELIGIBLE STUDENT WHO:

(A) IS ACCEPTED FOR ENROLLMENT AS A FULL-TIME STUDENT
AT AN ELIGIBLE COMMUNITY COLLEGE;

(B) ACHIEVES AN EXTRAORDINARY HIGH SCHOOL RECORD;

(C) MEETS AN EXTRAORDINARILY HIGH STANDARD ON A
SUBMITTED WRITTEN ESSAY;

(D) SIGNS AN AFFIDAVIT STATING THAT THE SCHOLARSHIP
WILL BE USED FOR COSTS OF ATTENDANCE ONLY; AND

(E) COMPLIES WITH APPLICABLE RULES AND REGULATIONS
ADOPTED BY THE BOARD PURSUANT TO [SECTIONS 3 THROUGH 9].

{3}{4} The board shall SELECT AND THE GOVERNOR SHALL
award four THREE COLLEGE OR UNIVERSITY SYSTEM scholarships,
ONE COMMUNITY COLLEGE SCHOLARSHIP, and two
vocational-technical center scholarships each year AS
PROVIDED IN SUBSECTIONS (1) THROUGH (3).

NEW SECTION. Section 6. Continuation of award. A
 recipient remains eligible for a scholarship for up to 4
 academic years, as long as he maintains high standards of
 academic performance as determined by the board.

NEW SECTION. Section 7. Repayment for discontinued
 attendance. If a recipient discontinues attendance before
 the end of any semester, quarter, or other term for which he

1 has received a scholarship, he must repay that installment
2 to the board if the board requests and if the repayment will
3 not work a hardship upon the student.

4 NEW SECTION. Section 8. Support of program. (1) The
5 program is funded by the following:

6 ~~{a}--any--funds--appropriated--to--the--program--by--the~~
7 ~~legislature;~~

8 ~~{b}{A}~~ all repayments of past scholarship awards;

9 ~~{c}{B}~~ funds obtained through events provided for in
10 subsection (3); and

11 ~~{d}{C}~~ contributions from public or private sources.

12 (2) The funds and all income derived from the funds
13 must be placed at the disposal of the board. The funds must
14 be kept separate and distinct from all other funds. The
15 funds and income derived from the funds must be used solely
16 to support the program.

17 (3) The governor may sponsor public events to raise
18 funds for the program.

19 (4) The board shall accept any contribution for
20 support of the program from public or private sources.

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22 (1) The board shall:

23 (a) supervise the issuance of public information
24 concerning [sections 1 through 9];

25 (b) establish standards and procedures for the

1 scholarship application and selection process, including
2 determining the competitive-examination CONTENT, CRITERIA,
3 AND SUBMISSION PROCEDURES FOR THE WRITTEN ESSAY to be used;

4 (c) set standards for continuing eligibility for
5 students;

6 (d) establish procedures for scholarship payments to
7 recipients;

8 (e) maintain fiscal controls and fund accounting
9 procedures as may be necessary to ensure proper disbursement
10 of funds;

11 (f) submit an annual report to the governor;

12 (g) adopt rules necessary for the implementation of
13 the provisions of [sections 1 through 9]; and

14 (h) hold at least one public hearing prior to adopting
15 rules under subsection (1)(g) to give interested persons an
16 opportunity to comment on the rules.

17 (2) The board may appoint an administrator ~~and other~~
18 ~~staff necessary~~ to administer the program.

19 NEW SECTION. Section 10. Appropriation.---There---is
20 appropriated---from---the-general-fund-to-the-board-of-regents
21 of-higher-education-the-following-amounts---for---establishing
22 and-carrying-out-the-governor's-scholarship-program:

23 Fiscal-year-1990-----\$26,000

24 Fiscal-year-1991-----52,000

25 NEW SECTION. SECTION 10. SOURCE OF FUNDING. THE COSTS

HB 0510/04

1 OF ESTABLISHING AND MAINTAINING THE GOVERNOR'S SCHOLARSHIP
2 PROGRAM MUST BE PAID FROM SOURCES IN [SECTION 8]. IF
3 [SECTION 8] DOES NOT PRODUCE SUFFICIENT FUNDS, THE GOVERNOR,
4 IN HIS DISCRETION, MAY SUSPEND THE SCHOLARSHIP PROGRAM.

-End-