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2 INTRODUCED BY *Susan Miller* ^{HOUSE} BILL NO. 546
3 *Keenan* *Green* *Jane*
4 *Wayne* *Mills* *Rich Denny* *Slater* *Wise*
5 A BILL FOR AN ACT ENTITLED: "AN ACT RESTRICTING STATE PARTICIPATION IN CERTAIN FEDERAL
6 EDUCATIONAL PROGRAMS UNLESS AUTHORIZED BY STATUTE; AND PROVIDING AN IMMEDIATE
7 EFFECTIVE DATE."

8 WHEREAS, the state has become too dependent on federal funding; and
9 WHEREAS, the federal government consistently develops and funds programs and later reduces or
10 withdraws the funding; and
11 WHEREAS, education is the responsibility of state and local government.

12
13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

14
15 **NEW SECTION. Section 1. Restriction on participation in federal programs.** A state agency may
16 not participate in the provisions of Public Law 103-227 unless the participation is authorized by statute.

17
18 **NEW SECTION. Section 2. Codification instruction.** [Section 1] is intended to be codified as an
19 integral part of Title 20, chapter 1, part 2, and the provisions of Title 20, chapter 1, part 2, apply to
20 [section 1].

21
22 **NEW SECTION. Section 3. Effective date.** [This act] is effective on passage and approval.

23 -END-

STATE OF MONTANA - FISCAL NOTE

Fiscal Note for HB0546, as introduced

DESCRIPTION OF PROPOSED LEGISLATION:

AN ACT RESTRICTING STATE PARTICIPATION IN CERTAIN FEDERAL EDUCATIONAL PROGRAMS UNLESS AUTHORIZED BY STATUTE; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

ASSUMPTIONS:

1. Public Law 103-227 is known as "Goals 2000- Educate America Act." The Office of Public Instruction has requested and the Governor has recommended the appropriation of \$2,603,988 for FY96 and \$3,327,319 for FY97 for flow-through monies for schools and \$289,332 for FY96 and \$332,731 for FY97 for administration of the program.

	FY 1996	FY 1997
Distribution to Schools	\$2,603,998	\$3,327,319
OPI Administration	<u>\$ 289,332</u>	<u>\$ 332,731</u>
	\$2,893,320	\$3,660,050

2. HB 546 states that a state agency may not participate in the provisions of Public Law 103-227 unless the participation is authorized by statute. If the legislature does not authorize the participation of the Office of Public Instruction in the federal Goals 2000-Educate America Act, the state will give up \$6,553,370 for the 1997 biennium.

FISCAL IMPACT: If the legislature does not authorize the appropriation for Goals 2000, the state will give up \$6,553,370 in federal funding for the 1997 biennium. Ten percent of these monies would be used for state administration; 90% would be distributed to public schools.

Dave Lewis 2-16-95
DAVE LEWIS, BUDGET DIRECTOR DATE
Office of Budget and Program Planning

SUSAN SMITH, PRIMARY SPONSOR DATE

Fiscal Note for HB0546, as introduced

HB 546