



SENATE STANDING COMMITTEE REPORT

January 17, 2005

Page 1 of 4

Mr. President:

We, your committee on **Education and Cultural Resources** recommend that **Senate Bill 152** (first reading copy -- white) **do pass as amended.**

Signed: _____
Senator Don Ryan, Chair

And, that such amendments read:

1. Title, line 7 through line 8.

Strike: "REVISING" on line 7 through "PROGRAM" on line 8

Insert: "REQUIRING THE LEGISLATURE TO DETERMINE THE COSTS OF THE BASIC SYSTEM OF FREE QUALITY PUBLIC ELEMENTARY AND SECONDARY SCHOOLS THROUGH STUDIES AUTHORIZED AND CONDUCTED BY THE LEGISLATURE OR THROUGH THE ADOPTION OF ANALYSES FROM EXISTING STUDIES CONDUCTED BY REPUTABLE AND RELIABLE EXPERTS; REQUIRING THAT THE LEGISLATURE AUTHORIZE A STUDY EVERY 6 YEARS TO REASSESS THE EDUCATIONAL NEEDS AND COSTS RELATED TO THE BASIC SYSTEM OF FREE QUALITY PUBLIC ELEMENTARY AND SECONDARY SCHOOLS AND INCORPORATE THE RESULTS OF THOSE REASSESSMENTS INTO THE STATE'S FUNDING FORMULA"

2. Title, line 8.

Strike: "SECTIONS 20-5-109, 20-7-111, AND"

Insert: "SECTION"

3. Page 1, line 10.

Insert: "WHEREAS, Article X, section 1, of the Montana Constitution states, "It is the goal of the people to establish a system of education which will develop the full educational potential of each person. Equality of educational opportunity is guaranteed to each person of the state"; and
WHEREAS, Article X, section 8, of the Montana Constitution

Committee Vote:

Yes 7, No 4.

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states, "The supervision and control of schools in each school district shall be vested in a board of trustees to be elected as provided by law"; and"

4. Page 1, line 12.

Following: "and to"

Insert: "equitably"

5. Page 1, line 21.

Strike: "based on"

Strike: "Court's"

Insert: "Court in its"

Strike: ", it is clear that the court"

6. Page 1, line 24.

Following: "funded"

Insert: "; and

WHEREAS, a basic system of free quality public elementary and secondary schools intends to provide a quality education, which will promote the full development of a student's potential to deliberate and discern, to acquire a broad knowledge base, and to learn independently; and

WHEREAS, the goal of a quality education is to nurture democratic, productive, and responsible citizenry"

7. Page 1, line 28 through page 2, line 14.

Strike: sections 1 and 2 in their entirety

Renumber: subsequent sections

8. Page 2, line 25.

Following: "(a)"

Insert: "(i)"

Strike: "basic"

Following: "standards"

Strike: "pursuant to 20-7-111"

Insert: ", which represent the minimum standards upon which a basic system of free quality public elementary and secondary schools is built; and (ii) any other requirements imposed on school districts by local, state, or federal law"

9. Page 2, line 27 through line 28.

Strike: "for" on line 27 through "students;" on line 28

Insert: "that promote the full development of a student's potential to deliberate and discern, to acquire a broad

knowledge base, and to learn independently. These educational programs should address the needs of the full spectrum of students, including but not limited to:

- (i) special needs students;
- (ii) students with disabilities;
- (iii) at-risk students; and
- (iv) gifted and talented students."

10. Page 3, line 3 through line 4.

Following: "classroom" on line 3

Insert: "or offsite"

Following: "setting on line 3"

Strike: remainder of line 3 through "programs" on line 4

11. Page 3, line 5.

Following: "textbooks"

Insert: ", library materials,"

12. Page 3, line 9.

Strike: "distance"

Insert: "offsite"

13. Page 3, line 17.

Following: "of"

Insert: "isolated"

Strike: "or"

Insert: "and"

Strike: "with low"

Insert: "based on"

14. Page 3, line 22.

Strike: "the ability to recruit and retain"

Insert: "incentives to enable the recruitment and retention of"

Strike: "areas of the state"

Insert: "schools"

15. Page 3, line 26 through page 4, line 1.

Strike: subsection (4) in its entirety

Insert: "(4) (a) The legislature shall determine the educational needs and costs of the basic system of free quality public elementary and secondary schools through:

- (i) studies authorized and conducted by the legislature; or
- (ii) the adoption of analyses of educational needs and costs contained in existing studies completed by reputable and reliable

experts.

(b) The legislature shall, in an equitable manner and based on the educationally relevant factors identified in subsections (2) and (3), fund and distribute to the school districts the state's share of the cost of the basic system of free quality public elementary and secondary schools through BASE aid to support the BASE funding program, state support for reimbursement of transportation and school facilities, and state support for school employee retirement in the manner established in this title.

(5) Every 6 years following [the effective date of this act], the legislature shall:

(a) authorize a study to reassess the educational needs and costs related to the basic system of free quality public elementary and secondary schools; and

(b) incorporate the results of those assessments into the state's funding formula."

Renumber: subsequent subsections

- END -

Amendments to Senate Bill No. 152
1st Reading Copy

For the Senate Education and Cultural Resources Committee

Prepared by Connie Erickson
January 17, 2005 (11:33am)

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**MONTANA STATE SENATE
2005 LEGISLATURE**

VISITOR REGISTER

DATE January 13, 2005

SENATE COMMITTEE ON Education - Cultural Resources

BILLS BEING HEARD TODAY: SB-152 (Ex Ac)

PLEASE PRINT

NAME	PHONE	REPRESENTING	BILL #	SUPPORT	OPPOSE
Sarah Cooke		AP			
Joan Anderson	444-1960	OPI	152	N/A	N/A
Darnell Rud		SAM	152	X	
Eric Burke		MEA - MFT	152	X	
Bob Vise		MTSMT	152		
JACK COPPS		MQEC	152		

PLEASE LEAVE PREPARED STATEMENT WITH COMMITTEE SECRETARY