

**Unofficial Draft Copy**

As of: 2020/05/14 02:40:15

Drafter: Pad McCracken, 406-444-3595

67th Legislature

PD 0006

\*\*\*\* BILL NO. \*\*\*\*

INTRODUCED BY \*\*\*\*

BY REQUEST OF THE \*\*\*\*

**THIS WORKING DRAFT RELATES TO CAREER AND TECHNICAL STUDENT ORGANIZATIONS (CTSOS)**

**AND ISSUE #2 OF THE SCHOOL FUNDING MEMO FROM THE APRIL 30 EDIC MEETING**

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING LAWS RELATED TO SECONDARY K-12 CAREER AND VOCATIONAL/TECHNICAL EDUCATION PROGRAMS; ESTABLISHING THAT 25% OF THE APPROPRIATION FOR SECONDARY K-12 CAREER AND VOCATIONAL/TECHNICAL EDUCATION IS DESIGNATED TO SUPPORT THE STATE-LEVEL STRENGTHENING CAREER AND TECHNOLOGY STUDENT ORGANIZATIONS PROGRAM; AMENDING SECTIONS 20-7-305 AND 20-7-320, MCA; AND PROVIDING AN EFFECTIVE DATE AND AN APPLICABILITY DATE."

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

**Section 1.** Section 20-7-305, MCA, is amended to read:

**"20-7-305. Funding for secondary K-12 career and vocational/technical education programs --**

**application -- rules.** (1) The superintendent of public instruction shall annually distribute money from the biennial appropriation for secondary K-12 career and vocational/technical education. The money must be allocated to:

(a) high school districts providing approved secondary K-12 career and vocational/technical education programs in accordance with 20-7-306 and this section; and

(b) career and technical student organizations for grants in accordance with 20-7-320 in the amount of 25% of the biennial appropriation for secondary K-12 career and vocational/technical education.

(2) A high school district providing secondary K-12 career and vocational/technical education programs shall apply to the superintendent of public instruction for funds available under 20-7-306 and this section. The superintendent of public instruction shall by rule prescribe the method for distribution, the form of the application, budget procedures, and accounting rules for the funds. The superintendent of public instruction may prescribe other requirements for the receipt of funding consistent with Title 20, chapter 7, part 3.

**Commented [MP1]:** Subsection (b) was added in 2019 (HB 662) to clarify the LEG intent that the CTSO grant program (see 20-7-320 below) be funded out of the main CTE approp (labeled "Secondary Vo-ed" in HB 2 and \$2 million/year in the 2021 biennium), but it provides no clear guidance as to the amount of money that should be devoted to support the CTSO grant program. Based on what seems to be LEG intent from 2013, OPI practice since then, and current the "Secondary Vo-ed" approp amount, this could be amended as shown.

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1 (3) A secondary K-12 career and vocational/technical education program in a high school district may  
2 not be funded until that program has been offered by the school district for 1 school year.

3 (4) As used in 20-7-306 and this section, the term "school district" means a district organized for the  
4 purpose of providing educational services for grades 9 through 12, but the term does not include postsecondary  
5 vocational education centers."  
6

7 **Section 2.** Section 20-7-320, MCA, is amended to read:

8 **"20-7-320. State-level strengthening career and technology student organizations.** (1) There is a  
9 state-level strengthening career and technology student organizations program.

10 (2) The purposes of the program are to:

11 (a) strengthen Montana's career and technology student organizations by increasing graduation rates,  
12 enhancing student leadership opportunities, developing workforce skills, and facilitating transitions to  
13 postsecondary education and employment for all participating students;

14 (b) ensure alignment of activities of local career and technology student organizations with nationally  
15 affiliated programs and activities; and

16 (c) provide a base of funding for the statewide coordination of state-approved career and technology  
17 student organizations.

18 (3) To be eligible for funding under this section, each state-approved career and technology student  
19 organization must be affiliated with a respective national career and technology student organization and be  
20 appropriately incorporated as a Montana nonprofit organization in compliance with state law and regulations  
21 regarding operations and financial reporting by May 1, 2013.

22 (4) The superintendent of public instruction shall distribute funds ~~appropriated~~ allocated pursuant to  
23 20-7-305(1)(b) for grants to state-approved career and technology student organizations by November 1. Each  
24 grant recipient must receive a base amount of funding to support the position of state director for the  
25 organization.

26 (5) The superintendent of public instruction shall supervise and coordinate the program by  
27 establishing procedures and criteria for review and approval of grants to state-approved career and technology  
28 student organizations.

**Commented [MP2]:** This section of law was created by HB 86 (O'Hara; 2013) and has not been amended since.

**Commented [MP3]:** This subsection implies that there would be a special appropriation for the CTSO grants. As introduced, HB 86 included an appropriation of \$500K for each year of the 2015 biennium, but at some point during the 2013 session this was removed and the CTE line approp in HB 2 was increased by \$500K. This has resulted in unclear legislative direction to OPI since then for how much of the CTE approp should be devoted to CTSO grants. OPI has consistently provided \$500K/year which seems a logical interpretation of legislative intent.

**Commented [MP4]:** Because there is no specific appropriation for the CTSO grant program, it is more accurate to refer to the allocation from the "Secondary Vo-ed" appropriation in Section 1 of the draft.

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1 (6) Proposals submitted to the superintendent of public instruction by career and technology student  
2 organizations must contain:

- 3 (a) a program description, including measurable objectives;  
4 (b) evidence of hiring a state director and a plan for expanding student leadership skills;  
5 (c) evidence of appropriate activities that will serve to achieve the program objectives; and  
6 (d) a method to evaluate the effectiveness of the program.

7 (7) Career and technology student organizations may request assistance from the staff of the  
8 superintendent of public instruction in formulating program proposals.

9 (8) Additional or remaining funds ~~appropriated~~ allocated for the purposes of this section may be  
10 allocated to state-approved career and technology student organizations pursuant to policies adopted under 20-  
11 7-301.

12 (9) As used in this section, "career and technology student organization" means an organization for  
13 students enrolled in a state-approved career and technology program that engages in career and technology  
14 education activities as an integral part of the instructional program."

15

16 NEW SECTION. Section 3. Effective date. [This act] is effective July 1, 2021.

17

18 NEW SECTION. Section 4. Applicability. [This act] applies to school fiscal years beginning on or  
19 after July 1, 2021.

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21 - END -