

## 1 HOUSE BILL NO. 736

2 INTRODUCED BY R. BROWN

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4 A BILL FOR AN ACT ENTITLED: "AN ACT ESTABLISHING A K-12 PUBLIC SCHOOL RENEWAL  
5 COMMISSION; PROVIDING AN APPROPRIATION; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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7 WHEREAS, public schools are the foundation of Montana, providing citizens with the tools they need  
8 to strengthen our state's way of life and extending the principles of liberty; and9 WHEREAS, approximately 16,000 full-time and part-time public school teachers guide over 149,000  
10 students in the state of Montana; and11 WHEREAS, as prescribed by Article X, section 1, of the Montana Constitution, a fundamental goal of  
12 the State of Montana is to establish a system of quality education that will develop the full educational potential  
13 of each person; and14 WHEREAS, it is consistently proven on national assessments that Montana's excellent educators  
15 instruct superior students, and this fine system should be strengthened; and16 WHEREAS, the Board of Public Education, of which the Superintendent of Public Instruction and the  
17 Governor are members, is constitutionally charged with general supervision over the public school system and  
18 other public educational institutions as may be assigned by law; and19 WHEREAS, the first step in developing a competitive economy is a quality education system producing  
20 a qualified workforce; and21 WHEREAS, due to repeated adjustments, revisions, and court decisions, the statutes governing the  
22 education system in Montana are plagued by inconsistent language, conflicting provisions, confusing funding  
23 mechanisms, and overlapping organizational structures that make it difficult for educators, parents, the legal  
24 community, and the general public to understand; and25 WHEREAS, in order for the State of Montana to provide for an effective and efficient system of free  
26 quality public elementary and secondary education, a comprehensive renewal of education in Montana would  
27 be in the best interests of all of the state; and28 WHEREAS, the Governor of Montana, the Board of Public Education, the Superintendent of Public  
29 Instruction, and the Montana Legislature should convene a commission to examine the various options available  
30 for the renewal of public education in Montana.

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

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4 NEW SECTION. **Section 1. K-12 public school renewal commission.** (1) There is a K-12 public  
5 school renewal commission established to propose changes and new provisions regarding the several  
6 components of K-12 public education in Montana, including but not limited to:

7 (a) the revenue available for public education;

8 (b) the structure of school district governance;

9 (c) the methods of funding public education;

10 (d) the role of the state government in public education; and

11 (e) the role of the federal government in public education.

12 (2) Core membership of the renewal commission must include the governor, the presiding officer of the  
13 board of public education, the superintendent of public instruction, the speaker of the house of representatives,  
14 the president of the senate, the minority leader of the house of representatives, and the minority leader of the  
15 senate. Core members may select a designee to represent the core member on the renewal commission.

16 (3) The governor, in consultation with the core membership, shall:

17 (a) identify no less than 10 and no more than 25 entities who shall designate a representative to serve  
18 on the renewal commission;

19 (b) request assistance from other legislative and executive branch agencies; and

20 (c) in addition to any legislative appropriation, accept donations for the purposes of carrying out the  
21 duties of the renewal commission required in this section.

22 (4) The members of the renewal commission shall serve without compensation or reimbursement for  
23 expenses.

24 (5) (a) The renewal commission shall submit a final report of its findings and recommendations to the  
25 education and local government interim committee by September 15, 2004.

26 (b) The renewal commission may recommend legislation to the 59th legislature based on the  
27 commission's findings.

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29 NEW SECTION. **Section 2. Appropriation.** There is appropriated \$10,000 from the general fund to  
30 the board of public education for the biennium beginning July 1, 2003, to support the K-12 public school renewal

1 commission.

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

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