

1 HOUSE BILL NO. 946

2 INTRODUCED BY D. BEDEY, L. JONES

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4 A BILL FOR AN ACT ENTITLED: "AN ACT IMPLEMENTING THE PROVISIONS OF HOUSE BILL NO. 2;
5 PROVIDING FOR REPORTS TO THE EDUCATION INTERIM BUDGET COMMITTEE FROM THE MONTANA
6 STATE LIBRARY, THE OFFICE OF THE COMMISSIONER OF HIGHER EDUCATION, AND THE OFFICE OF
7 PUBLIC INSTRUCTION; REVISING EDUCATION LAWS RELATED TO EARLY EDUCATION AND
8 KINDERGARTEN; ESTABLISHING UNDER WHAT EXCEPTIONAL CIRCUMSTANCES A SCHOOL
9 DISTRICT MAY ADMIT STUDENTS OUTSIDE REGULAR AGE PARAMETERS; CLARIFYING THAT
10 KINDERGARTEN IS A SINGLE-YEAR PROGRAM; PROVIDING THAT THE EDUCATION INTERIM BUDGET
11 COMMITTEE DIRECT A STUDY RELATED TO SERVICES PROVIDED BY THE DEPARTMENT OF
12 ADMINISTRATION; PROVIDING DEFINITIONS; AMENDING SECTIONS 20-5-101 AND 20-7-117, MCA; AND
13 PROVIDING AN EFFECTIVE DATE AND AN APPLICABILITY DATE."

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

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17 **NEW SECTION. Section 1. Montana state library report to education interim budget committee.**

18 (1) The Montana state library shall report on its hot spot program activities to the education interim budget
19 committee provided for in 5-12-501 by September 1, 2023.

20 (2) The Montana state library shall report on the following items to the education interim budget
21 committee provided for in 5-12-501 by September 1, 2024:

- 22 (a) library deployment locations;
- 23 (b) the comparison of rural and urban deployment locations;
- 24 (c) hot spot usage measured by gigabytes for each device and by library; and
- 25 (d) verification that ~~there was no~~ ANY commercial activity usage of the hot spots ~~in compliance with~~

26 ~~Title 22, chapter 1, part 11.~~ IS CONSISTENT WITH LIBRARY POLICY.

27 (3) These reports must be provided in a digital and printed format to the committee.

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NEW SECTION. Section 2. Education interim budget committee study of fiscal issues

regarding education. For the 2023-2024 interim, the education interim budget committee provided for in 5-12-501 shall direct a study of potential services the department of administration may be able to provide to the Montana arts council, the Montana historical society, and the Montana state library to create operating efficiencies.

NEW SECTION. Section 3. Office of commissioner of higher education ~~report reports~~. (1) The

office of the commissioner of higher education shall report to the education interim budget committee provided for in 5-12-501 on the funding provided to the tribal colleges for high school equivalency test (HiSET) preparation through the HiSET to Tribal Colleges line-item in House Bill No. 2.

- (2) The report must include the following information:
 - (a) the name of the tribal college receiving state funding and the amount received;
 - (b) a description of how each tribal college uses that funding;
 - (c) the number of individuals enrolled in the program at each tribal college;
 - (d) the number of individuals who completed the program at each tribal college; and
 - (e) the number of individuals who completed the program and passed the test.
- (3) The report must be provided in a digital and printed format by September 1, 2023, and by

September 1, 2024.

(3) (a) The office of the commissioner of higher education shall report to the education interim budget committee provided for in 5-12-501 on all existing collaborations, partnerships, contracts, donations, and contributions related to an entity or individual associated with a foreign country of concern. The first report must be made by July 31, 2023. Following the first report, the office of the commissioner of higher education shall report twice more during the following year, by January 31 and July 31.

- (b) The report required in subsection (3)(a) must include the following information:
 - (i) a description of each partnership, collaboration, contract, donation, or contribution;
 - (ii) the goal of the partnership, collaboration, contract, donation, or contribution;

Amendment - 1st Reading/2nd House-blue - Requested by: John Fuller - (S) Finance and Claims

- 2023

68th Legislature 2023

Drafter: Julie Johnson, 406-444-4024

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- 1 (iii) the length of the partnership, collaboration, contract, donation, or contribution;
- 2 (iv) whether the arrangement is curriculum oriented or research oriented;
- 3 (v) the full legal name of the individual or entity that made or received the contribution or donation,
- 4 or entered into the contract to which the disclosure pertains;
- 5 (vi) whether or not the state institution received financial compensation for the arrangement and
- 6 the amount of such compensation; and
- 7 (vii) whether or not the entity received financial compensation from the institution and the amount of
- 8 such compensation.
- 9 (c) The report required in subsection (3)(a) applies to all units of the Montana university system
- 10 and any departments, centers, institutes, or other activities of the Montana university system.
- 11 (4) As used in subsection (3), the following definitions apply:
- 12 (a) "Entity or individual associated with a foreign country of concern" means:
- 13 (i) a foreign corporation created or organized in a foreign country of concern;
- 14 (ii) a foreign national from a foreign country of concern;
- 15 (iii) a government entity from a foreign country of concern
- 16 (iv) an entity controlled by the government of a foreign country of concern;
- 17 (v) a domestic or foreign subsidiary of an entity located within a foreign country of concern; or
- 18 (vi) a domestic nonprofit organization that has received more than \$100,000 in one calendar year
- 19 or more than 10% of its total funding for that year, whichever is less, from an entity described in subsections
- 20 (4)(a)(i) through (4)(a)(iv).
- 21 (b) "Foreign corporation" means a corporation or other business entity that was not created or
- 22 organized in the United States or under the laws of the United States, any of its states, or the District of
- 23 Columbia;
- 24 (c) "Foreign country of concern" means a country that is a covered nation as defined in 10 U.S.C.
- 25 4872(d).

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27 **NEW SECTION. Section 4. Office of public instruction report.** (1) The office of public instruction