



**Education and Local Government Interim Committee**  
**64th Montana Legislature**

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TO: ELG Committee Members  
FROM: Laura Sankey, Staff Attorney  
DATE: June 8, 2016  
RE: Administrative Rule Review – June 2016

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The following administrative rulemaking action has taken place since the committee last received a rules update in April:

**BOARD OF PUBLIC EDUCATION**

**MAR NOTICE NO. 10-53-275:** The Board of Public Education proposes to repeal the existing content standards governing arts and replace them with new content standards developed by a negotiated rulemaking committee. The new rules provide content standards for visual arts, media arts, theatre arts, music, and dance.

**Proposal Notice:** The Board intends to hold a public hearing to receive testimony regarding the rule changes on June 27, 2016 at 11am. The deadline to submit written public comment is 5pm on July 1. The proposed effective date for the changes is July 1, 2017.

**MAR NOTICE NO. 10-53-276:** The Board is also proposing changes to the existing content standards for health and physical education. The Board is proposing to repeal the existing standards and replace them with new rules that were developed through the negotiated rulemaking process. The new rules provide separate requirements for health content standards and for physical education content standards.

**Proposal Notice:** The Board has scheduled a public hearing on the proposal for June 27, 2016 at 10am. Written comments must be submitted to the Board by 5pm on July 1. The proposed effective date for the rule changes is July 1, 2017.

**MAR NOTICE NO. 10-56-271:** The Board is proposing amendments to the rule regarding student assessments. The proposed changes include: removing reference to the ACT test, which is currently the only assessment listed in rule; and revises the process for the Superintendent to propose recommendations for changes to the statewide assessment process. The new rule language would clarify that the Board must

approve any recommended modifications to the assessment system before those modifications could be implemented.

[Proposal Notice](#): The Board will hold a public hearing to receive testimony regarding the proposed changes on June 24, 2016 at 10am. Public comments must be submitted to the Board by 5pm on July 1.

### **SUPERINTENDENT OF PUBLIC INSTRUCTION**

[MAR NOTICE NO. 10-10-127](#): The Superintendent's proposals to amend rules related to school finance have been adopted and took effect on May 21, 2016. There was no public comment received regarding the proposed changes.

[MAR NOTICE NO. 10-11-126](#): The Superintendent has adopted the proposed rules regarding the distribution of oil and natural gas production taxes. The rules take effect on July 1, 2016 and terminated on June 30, 2019.