

HOUSE BILL NO. 654

INTRODUCED BY ELLIS, SPRING, MENAHAN,  
PETERSON, L. NELSON, DARKO

IN THE HOUSE

FEBRUARY 6, 1991                   INTRODUCED AND REFERRED TO COMMITTEE  
ON EDUCATION & CULTURAL RESOURCES.

FEBRUARY 7, 1991                   FIRST READING.

FEBRUARY 16, 1991                  COMMITTEE RECOMMEND BILL  
DO PASS AS AMENDED. REPORT ADOPTED.

FEBRUARY 18, 1991                  PRINTING REPORT.

FEBRUARY 21, 1991                  POSTED ON ALTERNATIVE CONSENT CALENDAR.

FEBRUARY 23, 1991                  THIRD READING, PASSED.  
AYES, 86; NOES, 12.

TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 25, 1991                  INTRODUCED AND REFERRED TO COMMITTEE  
ON EDUCATION & CULTURAL RESOURCES.

FIRST READING.

MARCH 14, 1991                    COMMITTEE RECOMMEND BILL BE  
CONCURRED IN. REPORT ADOPTED.

MARCH 16, 1991                    SECOND READING, CONCURRED IN.

MARCH 18, 1991                    THIRD READING, CONCURRED IN.  
AYES, 44; NOES, 5.

RETURNED TO HOUSE.

IN THE HOUSE

MARCH 19, 1991                    RECEIVED FROM SENATE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 *House* BILL NO. *654*  
 2 INTRODUCED BY *Elizabeth Hancock*  
 3 *Paterson and Nelson Marko*  
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO ELIMINATE THE  
 5 REQUIREMENT THAT A PERSON OBTAIN A CERTIFICATE FROM A  
 6 PHYSICIAN ATTESTING TO SATISFACTORY HEALTH TO QUALIFY FOR  
 7 TEACHER CERTIFICATION; AND AMENDING SECTION 20-4-104, MCA."  
 8  
 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 **Section 1.** Section 20-4-104, MCA, is amended to read:

11 **"20-4-104. Qualifications.** (1) Any A person may be  
 12 certified as a teacher when he satisfies the following  
 13 qualifications:

14 (a) He is 18 years of age or older but is not more than  
 15 70 years of age.

16 ~~(b) He has a certificate of a licensed physician~~  
 17 ~~attesting to his satisfactory health;~~

18 (e)(b) He is of good moral and professional character.

19 (d)(c) He has completed the teacher education program  
 20 of a unit of the Montana university system or an essentially  
 21 equivalent program at an accredited institution of equal  
 22 rank and standing as that of any unit of the Montana  
 23 university system, and such his training shall ~~be~~ is  
 24 evidenced by at least a bachelor's degree and a  
 25 certification of the completion of the teacher education

1 program, except as provided for in 20-4-106(1)(d).  
 2 (e)(d) He has subscribed to the following oath or  
 3 affirmation before an officer authorized by law to  
 4 administer oaths:  
 5 "I solemnly swear (or affirm) that I will support The  
 6 Constitution of the United States of America and The  
 7 Constitution of the State of Montana."  
 8 (2) Any person may be certified as a specialist when he  
 9 satisfies the requirements of subsections (1)(a) through  
 10 (e) and (1)(b) and the requirement for a specialist  
 11 certificate provided in 20-4-106(2)."

-End-



APPROVED BY COMM. ON EDUCATION AND CULTURAL RESOURCES

1 HOUSE BILL NO. 654
2 INTRODUCED BY ELLIS, SPRING, MENAHAN,
3 PETERSON, L. NELSON, DARKO
4

5 A BILL FOR AN ACT ENTITLED: "AN ACT TO ELIMINATE THE
6 REQUIREMENT THAT A PERSON OBTAIN A CERTIFICATE FROM A
7 PHYSICIAN ATTESTING TO SATISFACTORY HEALTH TO QUALIFY FOR
8 TEACHER CERTIFICATION; TO REMOVE UNCONSTITUTIONAL LANGUAGE
9 REGARDING AGE DISCRIMINATION FOR TEACHER CERTIFICATION; AND
10 AMENDING SECTION 20-4-104, MCA."
11

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

13 Section 1. Section 20-4-104, MCA, is amended to read:

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15 certified as a teacher when he satisfies the following
16 qualifications:

17 (a) He is 18 years of age or older but-is-not-more-than
18 70-years-of-age.

19 {b}--He--has--a--certificate--of--a--licensed--physician
20 attesting-to-his-satisfactory-health-

21 {c}{b} He is of good moral and professional character.

22 {d}{c} He has completed the teacher education program
23 of a unit of the Montana university system or an essentially
24 equivalent program at an accredited institution of equal
25 rank and standing as that of any unit of the Montana

1 university system, and such his training shall--be is
2 evidenced by at least a bachelor's degree and a
3 certification of the completion of the teacher education
4 program, except as provided for in 20-4-106(1)(d).

5 {e}{d} He has subscribed to the following oath or
6 affirmation before an officer authorized by law to
7 administer oaths:

8 "I solemnly swear (or affirm) that I will support The
9 Constitution of the United States of America and The
10 Constitution of the State of Montana."

11 (2) Any person may be certified as a specialist when he
12 satisfies the requirements of subsections (1)(a) through
13 {f}{e} and (1)(b) and the requirement for a specialist
14 certificate provided in 20-4-106(2)."

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A BILL FOR AN ACT ENTITLED: "AN ACT TO ELIMINATE THE REQUIREMENT THAT A PERSON OBTAIN A CERTIFICATE FROM A PHYSICIAN ATTESTING TO SATISFACTORY HEALTH TO QUALIFY FOR TEACHER CERTIFICATION; TO REMOVE UNCONSTITUTIONAL LANGUAGE REGARDING AGE DISCRIMINATION FOR TEACHER CERTIFICATION; AND AMENDING SECTION 20-4-104, MCA."

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

**Section 1.** Section 20-4-104, MCA, is amended to read:

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~~(b)--He--has--a--certificate--of--a--licensed--physician attesting-to-his-satisfactory-health-~~

~~(c)~~(b) He is of good moral and professional character.

~~(d)~~(c) He has completed the teacher education program of a unit of the Montana university system or an essentially equivalent program at an accredited institution of equal rank and standing as that of any unit of the Montana

university system, and such his training shall--be is evidenced by at least a bachelor's degree and a certification of the completion of the teacher education program, except as provided for in 20-4-106(1)(d).

~~(e)~~(d) He has subscribed to the following oath or affirmation before an officer authorized by law to administer oaths:

"I solemnly swear (or affirm) that I will support The Constitution of the United States of America and The Constitution of the State of Montana."

(2) Any person may be certified as a specialist when he satisfies the requirements of subsections (1)(a) through ~~(c)~~(e) and (1)(b) and the requirement for a specialist certificate provided in 20-4-106(2)."

-End-

THIRD READING



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20 ~~attesting-to-his-satisfactory-health;~~

21 ~~(c)(b)~~ He is of good moral and professional character.

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13 ~~(f)(e)~~ and (1)(b) and the requirement for a specialist  
14 certificate provided in 20-4-106(2)."

-End-

REFERENCE BILL