

HOUSE BILL NO. 665

INTRODUCED BY BARNHART, SQUIRES, BARNETT, MCCULLOCH,  
DRISCOLL, COCCHIARELLA, WATERMAN, DARKO

IN THE HOUSE

FEBRUARY 7, 1991                   INTRODUCED AND REFERRED TO COMMITTEE  
ON EDUCATION & CULTURAL RESOURCES.

FIRST READING.

FEBRUARY 21, 1991                   COMMITTEE RECOMMEND BILL  
DO PASS AS AMENDED. REPORT ADOPTED.

FEBRUARY 22, 1991                   PRINTING REPORT.

FEBRUARY 23, 1991                   SECOND READING, DO PASS.

FEBRUARY 25, 1991                   ENGROSSING REPORT.

FEBRUARY 26, 1991                   THIRD READING, PASSED.  
AYES, 88; NOES, 10.

TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 27, 1991                   INTRODUCED AND REFERRED TO COMMITTEE  
ON EDUCATION & CULTURAL RESOURCES.

FIRST READING.

APRIL 5, 1991                       COMMITTEE RECOMMEND BILL BE  
CONCURRED IN. REPORT ADOPTED.

APRIL 9, 1991                       SECOND READING, CONCURRED IN.

APRIL 10, 1991                      THIRD READING, CONCURRED IN.  
AYES, 46; NOES, 4.

RETURNED TO HOUSE.

IN THE HOUSE

APRIL 11, 1991                      RECEIVED FROM SENATE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 *House* BILL NO. *665*  
 2 INTRODUCED BY *Brianne Squares, Darrell McCallister*  
 3 *David Cocchiarella, Mignon West, Darro*

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE SCHOOL  
 5 DISTRICTS IN CERTAIN COUNTIES TO ESTABLISH AND IMPLEMENT  
 6 EARTHQUAKE EMERGENCY PLANS AND PROCEDURES; AND TO ADVISE  
 7 SCHOOL DISTRICTS IN OTHER COUNTIES TO ESTABLISH SUCH PLANS  
 8 AND PROCEDURES."  
 9

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

11 NEW SECTION. Section 1. School district emergency  
 12 plans in seismic risk zones. (1) School districts in  
 13 counties within the following seismic risk zones shall  
 14 establish and implement earthquake emergency plans and  
 15 procedures as provided in subsection (2):

16 (a) seismic risk zone 3, subject to major earthquake  
 17 damage: Beaverhead, Broadwater, Deer Lodge, Gallatin,  
 18 Jefferson, Lewis and Clark, Madison, Meagher, Park, Powell,  
 19 and Silver Bow Counties;

20 (b) seismic risk zone 2, subject to moderate earthquake  
 21 damage: Carbon, Cascade, Chouteau, Fergus, Flathead,  
 22 Glacier, Golden Valley, Granite, Hill, Judith Basin, Lake,  
 23 Liberty, Lincoln, Mineral, Missoula, Pondera, Ravalli,  
 24 Sanders, Stillwater, Sweet Grass, Teton, Tople, and  
 25 Wheatland Counties; and

1 (c) seismic risk zone 1, subject to minor earthquake  
 2 damage: Big Horn, Blaine, Carter, Custer, Daniels, Dawson,  
 3 Fallon, Garfield, McCone, Musselshell, Petroleum, Phillips,  
 4 Powder River, Prairie, Richland, Roosevelt, Rosebud,  
 5 Sheridan, Treasure, Valley, Wibaux, and Yellowstone  
 6 Counties.

7 (2) A school district in seismic risk zone 3 shall  
 8 establish and implement an earthquake emergency plan and  
 9 procedures that include:

10 (a) protective measures to be taken before, during, and  
 11 following an earthquake;

12 (b) programs to ensure that the students and staff of  
 13 the district are aware of and properly trained in earthquake  
 14 emergency procedures; and

15 (c) the practice of at least four earthquake drills  
 16 during the pupil-instruction days of a school fiscal year,  
 17 including:

18 (i) practice of the drills at varying times of the  
 19 school day;

20 (ii) practice by the staff and students of the proper  
 21 protective positions; and

22 (iii) full evacuation of the school.

23 (3) School districts in seismic risk zones 1 and 2 are  
 24 advised to establish and implement earthquake emergency  
 25 plans and procedures.



LC 1677/01

1           (4) The disaster and emergency services division of the  
2 department of military affairs shall assist the school  
3 districts in the state to develop and implement earthquake  
4 emergency plans and procedures.

5           NEW SECTION.   **Section 2.** Codification       instruction.  
6 [Section 1] is intended to be codified as an integral part  
7 of Title 20, chapter 7, and the provisions of Title 20,  
8 chapter 7, apply to [section 1].

-End-

STATE OF MONTANA - FISCAL NOTE  
Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB0665, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

An act to require school districts in certain counties to establish and implement earthquake emergency plans and procedures; and to advise school districts in other counties to establish such plans and procedures.

ASSUMPTIONS:


1. There are 94 school districts in the counties listed in seismic risk zone 3.
2. All 56 counties have an emergency plan approved by their respective county government.
3. The Department of Military Affairs Disaster Coordination and Response Program staff prepare, update, coordinate and test all state emergency preparedness, response and recovery plans.
4. The division, working through four district representatives, provides coordination and operational, technical, administrative and training support for each county.
5. Operating 24 hours a day, seven days a week, the program staff coordinate and administer all state and federal response and recovery actions to any disaster beyond local governments' response and recovery capabilities.
6. No funds are provided to develop plans and programs for earthquake drills.
7. Costs would be borne at the district level and other natural disaster training would be designed at separate cost (for example, floods, blizzards, tornadoes).
8. This bill in section 1 (2)a, b, c, i, ii, iii identifies the parts of a required plan.
9. Costs for development, printing, training and distribution will depend on the size and scope of the plan.

FISCAL IMPACT:

None

EFFECT ON COUNTY OR OTHER LOCAL REVENUES OR EXPENDITURES:

Costs for the development, printing, training and distribution of the proposed program and plans would be borne by each of the 94 local school districts in seismic risk zone 3 listed section 1(a). Some of the school district plans may be integrated with the 56 county plans already in place.

  
ROD SUNDSTED, BUDGET DIRECTOR                      2-12-91  
Office of Budget and Program Planning                      DATE

  
BEVERLY BARNHART, PRIMARY SPONSOR                      2-13-91  
DATE

Fiscal Note for HB0665, as introduced.

**HB 665**

HOUSE BILL NO. 665

INTRODUCED BY BARNHART, SQUIRES, BARNETT, MCCULLOCH,  
DRISCOLL, COCCHIARELLA, WATERMAN, DARKO

A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE SCHOOL  
DISTRICTS IN CERTAIN COUNTIES TO ESTABLISH AND IMPLEMENT  
EARTHQUAKE EMERGENCY PLANS AND PROCEDURES IN COOPERATION  
WITH THE DISASTER AND EMERGENCY SERVICES DIVISION OF THE  
DEPARTMENT OF MILITARY AFFAIRS AND THE SUPERINTENDENT OF  
PUBLIC INSTRUCTION; AND TO ADVISE SCHOOL DISTRICTS IN OTHER  
COUNTIES TO ESTABLISH SUCH PLANS AND PROCEDURES."

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

NEW SECTION. Section 1. School district emergency  
plans in seismic risk zones. (1) School districts in  
counties within the following seismic risk zones shall  
establish and implement earthquake emergency plans and  
procedures as provided in subsection-(2) SUBSECTIONS (2) AND  
(3):

(a) seismic risk zone 3, subject to major earthquake  
damage: Beaverhead, Broadwater, Deer Lodge, Gallatin,  
Jefferson, Lewis and Clark, Madison, Meagher, Park, Powell,  
and Silver Bow Counties;

(b) seismic risk zone 2, subject to moderate earthquake  
damage: Carbon, Cascade, Chouteau, Fergus, Flathead,

Glacier, Golden Valley, Granite, Hill, Judith Basin, Lake,  
Liberty, Lincoln, Mineral, Missoula, Pondera, Ravalli,  
Sanders, Stillwater, Sweet Grass, Teton, Toole, and  
Wheatland Counties; and

(c) seismic risk zone 1, subject to minor earthquake  
damage: Big Horn, Blaine, Carter, Custer, Daniels, Dawson,  
Fallon, Garfield, McCone, Musselshell, Petroleum, Phillips,  
Powder River, Prairie, Richland, Roosevelt, Rosebud,  
Sheridan, Treasure, Valley, Wibaux, and Yellowstone  
Counties.

(2) A school district in seismic risk zone 3 shall  
establish and implement an earthquake emergency plan and  
procedures, IN COOPERATION WITH THE DISASTER AND EMERGENCY  
SERVICES DIVISION OF THE DEPARTMENT OF MILITARY AFFAIRS AND  
THE SUPERINTENDENT OF PUBLIC INSTRUCTION, that include:

(a) protective measures to be taken before, during, and  
following an earthquake;

(b) ~~programs-to-ensure~~ ASSURANCE that the students and  
staff of the district are aware of and properly trained in  
earthquake emergency procedures; and

(c) the practice of at least four earthquake drills  
during the pupil-instruction days of a school fiscal year,  
including:

(i) practice of the drills at varying times of the  
school day;



1 (ii) practice by the staff and students of the proper  
2 protective positions; and

3 (iii) full evacuation of the school AT LEAST TWICE  
4 DURING THE PUPIL-INSTRUCTION DAYS OF A SCHOOL FISCAL YEAR.

5 (3) School districts in seismic risk zones 1 and 2 are  
6 advised to establish and implement earthquake emergency  
7 plans and procedures.

8 (4) The disaster and emergency services division of the  
9 department of military affairs AND THE SUPERINTENDENT OF  
10 PUBLIC INSTRUCTION shall assist the school districts in the  
11 state to develop and implement earthquake emergency plans  
12 and procedures.

13 NEW SECTION. Section 2. Codification instruction.  
14 {Section 1} is intended to be codified as an integral part  
15 of Title 20, chapter 7, and the provisions of Title 20,  
16 chapter 7, apply to {section 1}.

-End-

1 HOUSE BILL NO. 665

2 INTRODUCED BY BARNHART, SQUIRES, BARNETT, MCCULLOCH,  
3 DRISCOLL, COCCHIARELLA, WATERMAN, DARKO  
4

5 A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE SCHOOL  
6 DISTRICTS IN CERTAIN COUNTIES TO ESTABLISH AND IMPLEMENT  
7 EARTHQUAKE EMERGENCY PLANS AND PROCEDURES IN COOPERATION  
8 WITH THE DISASTER AND EMERGENCY SERVICES DIVISION OF THE  
9 DEPARTMENT OF MILITARY AFFAIRS AND THE SUPERINTENDENT OF  
10 PUBLIC INSTRUCTION; AND TO ADVISE SCHOOL DISTRICTS IN OTHER  
11 COUNTIES TO ESTABLISH SUCH PLANS AND PROCEDURES."

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

14 NEW SECTION. Section 1. School district emergency  
15 plans in seismic risk zones. (1) School districts in  
16 counties within the following seismic risk zones shall  
17 establish and implement earthquake emergency plans and  
18 procedures as provided in subsection-~~(2)~~ SUBSECTIONS (2) AND  
19 (3):

20 (a) seismic risk zone 3, subject to major earthquake  
21 damage: Beaverhead, Broadwater, Deer Lodge, Gallatin,  
22 Jefferson, Lewis and Clark, Madison, Meagher, Park, Powell,  
23 and Silver Bow Counties;

24 (b) seismic risk zone 2, subject to moderate earthquake  
25 damage: Carbon, Cascade, Chouteau, Fergus, Flathead,

1 Glacier, Golden Valley, Granite, Hill, Judith Basin, Lake,  
2 Liberty, Lincoln, Mineral, Missoula, Pondera, Ravalli,  
3 Sanders, Stillwater, Sweet Grass, Teton, Toole, and  
4 Wheatland Counties; and

5 (c) seismic risk zone 1, subject to minor earthquake  
6 damage: Big Horn, Blaine, Carter, Custer, Daniels, Dawson,  
7 Fallon, Garfield, McCone, Musselshell, Petroleum, Phillips,  
8 Powder River, Prairie, Richland, Roosevelt, Rosebud,  
9 Sheridan, Treasure, Valley, Wibaux, and Yellowstone  
10 Counties.

11 (2) A school district in seismic risk zone 3 shall  
12 establish and implement an earthquake emergency plan and  
13 procedures, IN COOPERATION WITH THE DISASTER AND EMERGENCY  
14 SERVICES DIVISION OF THE DEPARTMENT OF MILITARY AFFAIRS AND  
15 THE SUPERINTENDENT OF PUBLIC INSTRUCTION, that include:

16 (a) protective measures to be taken before, during, and  
17 following an earthquake;

18 (b) ~~programs-to-ensure~~ ASSURANCE that the students and  
19 staff of the district are aware of and properly trained in  
20 earthquake emergency procedures; and

21 (c) the practice of at least four earthquake drills  
22 during the pupil-instruction days of a school fiscal year,  
23 including:

24 (i) practice of the drills at varying times of the  
25 school day;

1 (ii) practice by the staff and students of the proper  
2 protective positions; and

3 (iii) full evacuation of the school AT LEAST TWICE  
4 DURING THE PUPIL-INSTRUCTION DAYS OF A SCHOOL FISCAL YEAR.

5 (3) School districts in seismic risk zones 1 and 2 are  
6 advised to establish and implement earthquake emergency  
7 plans and procedures.

8 (4) The disaster and emergency services division of the  
9 department of military affairs AND THE SUPERINTENDENT OF  
10 PUBLIC INSTRUCTION shall assist the school districts in the  
11 state to develop and implement earthquake emergency plans  
12 and procedures.

13 NEW SECTION. Section 2. Codification instruction.  
14 [Section 1] is intended to be codified as an integral part  
15 of Title 20, chapter 7, and the provisions of Title 20,  
16 chapter 7, apply to [section 1].

-End-



## 1 HOUSE BILL NO. 665

2 INTRODUCED BY BARNHART, SQUIRES, BARNETT, MCCULLOCH,

3 DRISCOLL, COCCHIARELLA, WATERMAN, DARKO

4  
5 A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE SCHOOL  
6 DISTRICTS IN CERTAIN COUNTIES TO ESTABLISH AND IMPLEMENT  
7 EARTHQUAKE EMERGENCY PLANS AND PROCEDURES IN COOPERATION  
8 WITH THE DISASTER AND EMERGENCY SERVICES DIVISION OF THE  
9 DEPARTMENT OF MILITARY AFFAIRS AND THE SUPERINTENDENT OF  
10 PUBLIC INSTRUCTION; AND TO ADVISE SCHOOL DISTRICTS IN OTHER  
11 COUNTIES TO ESTABLISH SUCH PLANS AND PROCEDURES."

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

14 NEW SECTION. Section 1. School district emergency  
15 plans in seismic risk zones. (1) School districts in  
16 counties within the following seismic risk zones shall  
17 establish and implement earthquake emergency plans and  
18 procedures as provided in subsection-(2) SUBSECTIONS (2) AND  
19 (3):

20 (a) seismic risk zone 3, subject to major earthquake  
21 damage: Beaverhead, Broadwater, Deer Lodge, Gallatin,  
22 Jefferson, Lewis and Clark, Madison, Meagher, Park, Powell,  
23 and Silver Bow Counties;

24 (b) seismic risk zone 2, subject to moderate earthquake  
25 damage: Carbon, Cascade, Chouteau, Fergus, Flathead,

1 Glacier, Golden Valley, Granite, Hill, Judith Basin, Lake,  
2 Liberty, Lincoln, Mineral, Missoula, Pondera, Ravalli,  
3 Sanders, Stillwater, Sweet Grass, Teton, Toole, and  
4 Wheatland Counties; and

5 (c) seismic risk zone 1, subject to minor earthquake  
6 damage: Big Horn, Blaine, Carter, Custer, Daniels, Dawson,  
7 Fallon, Garfield, McCone, Musselshell, Petroleum, Phillips,  
8 Powder River, Prairie, Richland, Roosevelt, Rosebud,  
9 Sheridan, Treasure, Valley, Wibaux, and Yellowstone  
10 Counties.

11 (2) A school district in seismic risk zone 3 shall  
12 establish and implement an earthquake emergency plan and  
13 procedures, IN COOPERATION WITH THE DISASTER AND EMERGENCY  
14 SERVICES DIVISION OF THE DEPARTMENT OF MILITARY AFFAIRS AND  
15 THE SUPERINTENDENT OF PUBLIC INSTRUCTION, that include:

16 (a) protective measures to be taken before, during, and  
17 following an earthquake;

18 (b) ~~programs-to-ensure~~ ASSURANCE that the students and  
19 staff of the district are aware of and properly trained in  
20 earthquake emergency procedures; and

21 (c) the practice of at least four earthquake drills  
22 during the pupil-instruction days of a school fiscal year,  
23 including:

24 (i) practice of the drills at varying times of the  
25 school day;



1 (ii) practice by the staff and students of the proper  
2 protective positions; and

3 (iii) full evacuation of the school AT LEAST TWICE  
4 DURING THE PUPIL-INSTRUCTION DAYS OF A SCHOOL FISCAL YEAR.

5 (3) School districts in seismic risk zones 1 and 2 are  
6 advised to establish and implement earthquake emergency  
7 plans and procedures.

8 (4) The disaster and emergency services division of the  
9 department of military affairs AND THE SUPERINTENDENT OF  
10 PUBLIC INSTRUCTION shall assist the school districts in the  
11 state to develop and implement earthquake emergency plans  
12 and procedures.

13 NEW SECTION. Section 2. Codification instruction.  
14 {Section 1} is intended to be codified as an integral part  
15 of Title 20, chapter 7, and the provisions of Title 20,  
16 chapter 7, apply to [section 1].

-End-