

Senate BILL NO. *271*
Blaylock

1
2 INTRODUCED BY _____
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT RELATING TO THE SCHOOL
5 FOUNDATION PROGRAM, PROVIDING FOR CHANGES IN FINANCIAL
6 SCHEDULES FOR THE MAXIMUM GENERAL FUND BUDGETS FOR
7 ELEMENTARY AND HIGH SCHOOLS, AND PROVIDING AN IMMEDIATE
8 EFFECTIVE DATE; AMENDING SECTION 75-6905, R.C.M. 1947."

9
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
11 Section 1. Section 75-6905, R.C.M. 1947, is amended to
12 read as follows:

13 "75-6905. Maximum-general-fund-budget-without-a-voted
14 -levy schedules for elementary and high schools. The total
15 amount of the general fund budget of any district shall not
16 be greater than the general fund budget amount specified in
17 the following schedules, except when a district has adopted
18 an emergency general fund budget under the provisions of
19 section 75-6727 or when a district has voted an additional
20 levy under the provisions of section 75-6923.

21 Elementary School Schedule for ~~1975-76~~ 1977-78
22 (1) For each elementary school having an ANB of nine
23 ~~(9)~~ or fewer pupils, the maximum shall be ~~eight-thousand-six~~
24 ~~hundred-thirteen-dollars-(8,613)~~ \$11,021, if said school is
25 approved as an isolated school.

1 (2) For schools with an ANB of ~~ten-(10)~~ pupils, but
2 less than ~~eighteen-(18)~~ pupils, the maximum shall be ~~eight~~
3 ~~thousand--six--hundred-thirteen-dollars-(8,613)~~ \$11,021 plus
4 ~~three-hundred-sixty-dollars-(360)~~ \$461 per pupil on the
5 basis of the average number belonging over nine ~~(9)~~.

6 (3) For schools with an ANB of ~~eighteen-(18)~~ pupils
7 and employing one ~~(1)~~ teacher, the maximum shall be ~~eleven~~
8 ~~thousand-eight-hundred-fifty-three-dollars-(11,853)~~ \$15,176
9 plus ~~three--hundred--sixty-dollars-(360)~~ \$461 per pupil on
10 the basis of the average number belonging over ~~eighteen~~
11 ~~(18)~~, not to exceed an ANB of ~~twenty-five-(25)~~.

12 (4) For schools with an ANB of ~~eighteen-(18)~~ pupils
13 and employing two ~~(2)~~ full-time teachers, the maximum shall
14 be ~~eighteen--thousand--nine--hundred--twenty-four--dollars~~
15 ~~-(18,924)~~ \$24,226 plus ~~two-hundred-twenty-five--dollars--and~~
16 ~~forty--cents-(225.40)~~ \$288.65 per pupil on the basis of the
17 average number belonging over ~~eighteen-(18)~~, not to exceed
18 an ANB of ~~fifty-(50)~~.

19 (5) For schools having an ANB in excess of ~~forty-(40)~~
20 the maximum on the basis of the total pupils (ANB) in the
21 district for elementary pupils will be as follows:

22 For a school having an ANB of more than ~~forty-(40)~~ and
23 employing a minimum of three ~~(3)~~ teachers, the maximum of
24 ~~eight--hundred-thirty-six-dollars-and-thirty-cents-(836.30)~~
25 \$1,070.70 shall be decreased at the rate of ~~eighty-one-cents~~

1 ~~(\$101)~~ ~~\$1.04~~ for each additional pupil until the total
 2 number (ANB) shall have reached a total of ~~one-hundred-(100)~~
 3 pupils. For a school having an ANB of more than ~~one-hundred~~
 4 ~~(100)~~ pupils, the maximum of ~~seven-hundred--eighty-seven~~
 5 ~~dollars--and--sixty--cents--(\$787.60)~~ ~~\$1,008.30~~ shall be
 6 decreased at the rate of ~~seventy-four cents--(\$.74)~~ ~~\$.95~~ for
 7 each additional pupil until the ANB shall have reached ~~three~~
 8 ~~hundred--(300)~~ pupils. For a school having an ANB of more
 9 than ~~three-hundred--(300)~~ pupils, the maximum shall not
 10 exceed ~~six-hundred--thirty-nine--dollars--and--ten--cents~~
 11 ~~(\$639.10)~~ ~~\$818.30~~ for each pupil.

12 (6) The maximum per pupil, for all pupils (ANB) and
 13 for all elementary schools shall be computed on the basis of
 14 the amount allowed herein on account of the last eligible
 15 pupil, ANB. All elementary schools operated within the
 16 incorporated limits of a city or town shall be treated as
 17 one ~~(1)~~ school for the purpose of this schedule.

18 High School Schedule for ~~1975-76~~ ~~1977-78~~

19 (7) For each high school having an ANB of ~~twenty-four~~
 20 ~~(24)~~ or fewer pupils, the maximum shall be ~~forty-nine~~
 21 ~~thousand-fifty-one-dollars--(\$49,051)~~ ~~\$62,850~~.

22 (8) For a secondary school having an ANB of more than
 23 ~~twenty-four--(24)~~ pupils, the maximum ~~two-thousand-forty-four~~
 24 ~~dollars--(\$2,044)~~ ~~\$2,618.80~~ shall be decreased at the rate of
 25 ~~eleven--dollars--and--fifteen--cents--(\$11.15)~~ ~~\$14.30~~ for each

1 additional pupil until the ANB shall have reached a total of
 2 ~~forty--(40)~~ such pupils. For a school having an ANB of more
 3 than ~~forty--(40)~~ pupils, the maximum of ~~one-thousand-eight~~
 4 ~~hundred--sixty-five--dollars--(\$1,865.00)~~ ~~\$2,390~~ shall be
 5 decreased at the rate of ~~eleven--dollars--and--fifteen--cents~~
 6 ~~(\$11.15)~~ ~~\$14.30~~ for each additional pupil until the ANB
 7 shall have reached ~~one-hundred--(100)~~ pupils. For a school
 8 having an ANB of more than ~~one--hundred--(100)~~ pupils, a
 9 maximum of ~~one--thousand--one-hundred-ninety-seven-dollars~~
 10 ~~(\$1,197)~~ ~~\$1,532~~ shall be decreased at the rate of ~~one-dollar~~
 11 ~~eighty-six-cents--(\$1.86)~~ ~~\$2.38~~ for each additional pupil
 12 until the ANB shall have reached ~~two-hundred--(200)~~ pupils.
 13 For a school having an ANB of more than ~~two--hundred--(200)~~
 14 pupils, the maximum of ~~one-thousand-ten-dollars--(\$1,010)~~
 15 ~~\$1,294~~ shall be decreased by ~~one--dollar--and--two--cents~~
 16 ~~(\$1.02)~~ ~~\$1.32~~ for each additional pupil until the ANB shall
 17 have reached ~~three-hundred--(300)~~ pupils. For a school having
 18 an ANB of more than ~~three-hundred--(300)~~ pupils, the maximum
 19 of ~~nine--hundred--seven--dollars--and--sixty--cents--(\$967.60)~~
 20 ~~\$1,162~~ shall be decreased at the rate of ~~nineteen--cents~~
 21 ~~(\$.19)~~ ~~\$.24~~ until the ANB shall have reached ~~six-hundred~~
 22 ~~(600)~~ pupils. For a school having an ANB over ~~six--hundred~~
 23 ~~(600)~~ pupils, the maximum shall not exceed ~~eight-hundred~~
 24 ~~fifty-one-dollars-and-ten-cents--(\$851.10)~~ ~~\$1,090~~ per pupil.

25 (9) The maximum per pupil for all pupils (ANB) and for

1 all high schools shall be computed on the basis of the
 2 amount allowed herein on account of the last eligible pupil,
 3 ANB. All high schools and junior high schools which have
 4 been approved and accredited as junior high schools,
 5 operated within the incorporated limits of a city or town
 6 shall be treated as one ~~(1)~~ school for the purpose of this
 7 schedule.

8 Elementary School Schedule for ~~1976-77~~ 1978-79
 9 and Succeeding Years

10 (10) For each elementary school having an ANB of nine
 11 ~~(9)~~ or fewer pupils, the maximum shall be ~~nine-thousand~~
 12 ~~seven-hundred-seventy-dollars-(~~\$9,707~~)~~ \$12,295 if said school
 13 is approved as an isolated school.

14 (11) For schools with an ANB of ~~ten-(10)~~ pupils, but
 15 less than ~~eighteen-(18)~~ pupils, the maximum shall be ~~nine~~
 16 ~~thousand--seven--hundred--seventy--dollars--(~~\$9,707~~)~~ \$12,295 plus
 17 ~~four-hundred-five-dollars-and-seventy-cents--(~~\$405.70~~)~~ \$514
 18 per pupil on the basis of the average number belonging over
 19 nine ~~(9)~~.

20 (12) For schools with an ANB of ~~eighteen--(18)~~ pupils
 21 and employing one ~~(1)~~ teacher, the maximum shall be ~~thirteen~~
 22 ~~thousand--three--hundred--fifty--eight--dollars--(~~\$13,358~~)~~ \$11,921
 23 plus ~~four-hundred-five-dollars-and-seventy-cents--(~~\$405.70~~)~~
 24 \$514 per pupil on the basis of the average number belonging
 25 over ~~eighteen--(18)~~, not to exceed an ANB of ~~twenty-five~~

1 ~~(25)~~.

2 (13) For schools with an ANB of ~~eighteen--(18)~~ pupils
 3 and employing two ~~(2)~~ full-time teachers, the maximum shall
 4 be ~~twenty-one--thousand--three--hundred--twenty-six--dollars~~
 5 ~~(~~\$21,326~~)~~ \$27,012 plus ~~two-hundred-fifty-four-dollars-and~~
 6 ~~ten-cents--(~~\$254.10~~)~~ \$221.44 per pupil on the basis of the
 7 average number belonging over ~~eighteen--(18)~~, not to exceed
 8 an ANB of ~~fifty--(50)~~.

9 (14) For schools having an ANB in excess of ~~forty--(40)~~
 10 the maximum on the basis of the total pupils (ANB) in the
 11 district for elementary pupils will be as follows:

12 For a school having an ANB of more than ~~forty--(40)~~ and
 13 employing a minimum of three ~~(3)~~ teachers, the maximum of
 14 ~~nine-hundred-forty-two-dollars--and--fifty--cents--(~~\$942.50~~)~~
 15 \$1,124 shall be decreased at the rate of ~~ninety-two-cents~~
 16 ~~(~~92~~)~~ \$1.16 for each additional pupil until the total
 17 number (ANB) shall have reached a total of ~~one-hundred--(100)~~
 18 pupils. For a school having an ANB of more than ~~one-hundred~~
 19 ~~(100)~~ pupils, the maximum of ~~eight--hundred--eighty--seven~~
 20 ~~dollars--and--fifty--cents--(~~\$887.50~~)~~ \$1,124.40 shall be
 21 decreased at the rate of ~~eighty-four-cents--(~~84~~)~~ \$1.06 for
 22 each additional pupil until the ANB shall have reached ~~three~~
 23 ~~hundred--(300)~~ pupils. For a school having an ANB of more
 24 than ~~three--hundred--(300)~~ pupils, the maximum shall not
 25 exceed ~~seven--hundred--twenty--dollars--and--twenty--cents~~

1 ~~(\$720=20)~~ \$912.40 for each pupil.

2 (15) The maximum per pupil, for all pupils (ANB) and
3 for all elementary schools shall be computed on the basis of
4 the amount allowed herein on account of the last eligible
5 pupil, ANB. All elementary schools operated within the
6 incorporated limits of a city or town shall be treated as
7 one ~~(1)~~ school for the purpose of this schedule.

8 High School Schedule for ~~1976-77~~ 1978-79

9 and Succeeding Years

10 (16) For each high school having an ANB of ~~twenty-four~~
11 ~~(24)~~ or fewer pupils, the maximum shall be ~~fifty-five~~
12 ~~thousand-two-hundred-ninety-three-dollars-(55,293)~~ \$70,080.

13 (17) For a secondary school having an ANB of more than
14 ~~twenty-four-(24)~~ pupils, the maximum ~~two-thousand-three~~
15 ~~hundred-four-dollars-(2,384)~~ \$2,920.20 shall be decreased
16 at the rate of ~~twelve-dollars-fifty-seven-cents-(12.57)~~
17 \$15.95 for each additional pupil until the ANB shall have
18 reached a total of ~~forty-(40)~~ such pupils. For a school
19 having an ANB of more than ~~forty-(40)~~ pupils, the maximum of
20 ~~two-thousand-one-hundred-three-dollars-(2,103)~~ \$2,665 shall
21 be decreased at the rate of ~~twelve-dollars-and-fifty-seven~~
22 ~~cents-(12.57)~~ \$15.95 for each additional pupil until the
23 ANB shall have reached ~~one-hundred-(100)~~ pupils. For a
24 school having an ANB of more than ~~one-hundred-(100)~~ pupils,
25 a maximum of ~~one-thousand-three-hundred-forty-nine-dollars~~

1 ~~(\$1,349)~~ \$1,708 shall be decreased at the rate of ~~two~~
2 ~~dollars-and-ten-cents-(2.10)~~ \$2.65 for each additional
3 pupil until the ANB shall have reached ~~two-hundred-(200)~~
4 pupils. For a school having an ANB of more than ~~two-hundred~~
5 ~~(200)~~ pupils, the maximum of ~~one-thousand-one-hundred~~
6 ~~thirty-nine-dollars-(1,139)~~ \$1,443 shall be decreased by
7 ~~one-dollar-and-fifteen-cents-(1.15)~~ \$1.47 for each
8 additional pupil until the ANB shall have reached ~~three~~
9 ~~hundred-(300)~~ pupils. For a school having an ANB of more
10 than ~~three-hundred-(300)~~ pupils, the maximum of ~~one-thousand~~
11 ~~twenty-three-dollars-(1,023)~~ \$1,296 shall be decreased at
12 the rate of ~~twenty-one-cents-(.21)~~ \$.27 until the ANB shall
13 have reached ~~six-hundred-(600)~~ pupils. For a school having
14 an ANB over ~~six-hundred-(600)~~ pupils, the maximum shall not
15 exceed ~~nine-hundred-fifty-nine-dollars-and-forty-cents~~
16 ~~(\$959.40)~~ \$1,215 per pupil.

17 (18) The maximum per pupil for all pupils (ANB) and for
18 all high schools shall be computed on the basis of the
19 amount allowed herein on account of the last eligible pupil,
20 ANB. All high schools and junior high schools which have
21 been approved and accredited as junior high schools,
22 operated within the incorporated limits of a city or town
23 shall be treated as one ~~(1)~~ school for the purpose of this
24 schedule.

25 (19) The general fund budget amount for an approved and

1 accredited junior high school shall be prorated between the
2 elementary district general fund budget and the high school
3 district general fund budget in the following manner:

4 (a) determine the per-ANB schedule amount for the
5 school, as defined by this section, from the high school
6 schedule;

7 (b) calculate the ANB for the regularly enrolled
8 full-time pupils enrolled in the seventh ~~(7th)~~ and eighth
9 ~~(8th)~~ grades of the junior high school;

10 (c) multiply the per-ANB schedule amount determined in
11 subsection (a) by the ANB calculated in subsection (b) to
12 determine the authorized general fund budget amount which
13 shall be available for the elementary district general fund
14 budget; and

15 (d) subtract the amount determined in subsection (c)
16 from the total authorized general fund budget amount for the
17 school to determine the authorized general fund budget
18 amount which shall be available for the high school district
19 general fund budget.

20 The general fund budget amount determined for
21 each school of a district under the schedules provided
22 in this section shall be totaled to determine the
23 maximum-general-fund-budget-without-a-voted-levy for such
24 district.

25 (20) For the purpose of establishing the

1 maximum-budget-without-a-vote amount for current year
2 special education program for a school district, the
3 superintendent of public instruction will determine the
4 total estimated cost of the special education program for
5 the school district on the basis of a special education
6 program budget submitted by the district. The budget will be
7 prepared on forms provided by the superintendent of public
8 instruction and will set out for each program:

9 (a) the estimated allowable costs associated with
10 operating the program where allowable costs are as defined
11 in section 75-7813.1;

12 (b) the number of pupils expected to be enrolled in
13 the program; and

14 (c) any other data required by the superintendent of
15 public instruction for budget justification purposes and to
16 administer the provisions of this act. The total amount of
17 allowable costs approved by the superintendent of public
18 instruction shall be the special education
19 maximum-budget-without-a-vote amount for current year
20 special education program purposes. The total amount of
21 allowable costs that are approved for the special education
22 budget shall not, under any condition, be less than the
23 maximum-budget-without-a-vote amount for one regular ANB for
24 each special full-time pupil in the school district.

25 (21) If a special education program is implemented or

1 expanded during a given school term too late to be included
2 in the determination of the district
3 maximum-budget-without-a-vote for the school year as
4 prescribed in this chapter, then subject to the approval of
5 the program by the superintendent, under the emergency
6 budget provisions of section 75-6723 (5), allowable costs
7 approved under the budgeting provisions of section 75-6905
8 (20) for the operation of the program during the given year
9 may be added to the maximum-budget-without-a-vote amount for
10 special education for the subsequent school year. Such costs
11 must be recorded as "previous year special education
12 expenses" in the school district budget for the subsequent
13 school year.

14 (22) The sum of the previous year special education
15 expenses as defined in subsection (21) above, and the
16 maximum-budget-without-a-vote for current year special
17 education as defined in subsection (20) shall be the special
18 education budget for accounting purposes.

19 The maximum-budget-without-a-vote for special education
20 will be added to the maximum-budget-without-a-vote of the
21 regular program ANB defined in sections 75-6902 and 75-6903
22 to obtain the total maximum-budget-without-a-vote for the
23 district."

24 Section 2. Effective date. This act is effective on
25 its passage and approval.

FISCAL NOTE

Form BD 15

In compliance with a written request received March 28, 19 77, there is hereby submitted a Fiscal Note for Senate Bill 271 (AMENDED) pursuant to Chapter 53, Laws of Montana, 1965 - Thirty-Ninth Legislative Assembly.

Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

DESCRIPTION OF PROPOSED LEGISLATION:

Senate Bill 271 (Third Reading) provides an annual ten percent (10%) increase in the financial schedules for the maximum General Fund budgets without a vote for elementary and high school districts.

ASSUMPTIONS:

1. The total average number belonging (ANB) will decline from 171,940 in FY 77 to 169,460 in FY 78 and 167,460 in FY 79.
2. The state's taxable valuation will increase from \$1.392 billion in FY 77 to \$1.477 billion in FY 78 and \$1.566 billion in FY 79.
3. Total allowable costs for special education will increase from \$20.7 million in FY 77 to \$22.2 million in FY 78 and \$23.8 million in FY 79.
4. It is estimated that eleven percent (11%) of special education allowance will revert each year, reducing the following year's state equalization payments.
5. The special education costs and revenue estimates have been updated.
6. The regional special education center costs of \$1.54 million and \$1.56 million are not included in the figures shown.

FISCAL IMPACT:

	<u>FY 78</u>	<u>FY 79</u>
Foundation Program		
Basic Co. Equal.	\$ 60.58 Million	\$ 63.94 Million
State Eq. Non GF	<u>64.82</u> Million	<u>66.66</u> Million
Total Non GF	<u>125.40</u> Million	<u>130.60</u> Million
Permissive Levy		
Local	19.20 Million	20.29 Million
State Non GF	<u>12.08</u> Million	<u>8.10</u> Million
Total Non GF Available	<u>31.28</u> Million	<u>28.39</u> Million
Total Non GF Available for MBWOV	<u>156.68</u> Million	<u>158.99</u> Million
Amount of GF in Executive Budget	<u>29.84</u> Million	<u>28.86</u> Million
Total Funds Available		
Counting Executive Budget GF	<u>186.52</u> Million	<u>187.85</u> Million
Estimated Cost of MBWOV (Senate Bill 271, Third Reading)	<u>190.86</u> Million	<u>207.41</u> Million
DEFICIENCY (from Exec. Budget level)	<u>\$ 4.34</u> Million	<u>\$ 19.56</u> Million

Enactment of the Third Reading of Senate Bill 271 will result in an additional requirement for funding of \$23.9 Million above the General Fund recommendation contained in the Executive Budget for the 1979 biennium.

BUDGET DIRECTOR

Office of Budget and Program Planning

Date: _____

CONTINUED

STATE OF MONTANA

REQUEST NO. 247-77

CONTINUED

FISCAL NOTE

Form BD-15

In compliance with a written request received March 28, 19 77, there is hereby submitted a Fiscal Note for Senate Bill 271 (Amended) pursuant to Chapter 53, Laws of Montana, 1965 - Thirty-Ninth Legislative Assembly. Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

NOTE: Funding requirements differ somewhat from previous fiscal notes on foundation program bills because of revenue estimates revisions which have been agreed to by the Office of Budget and Program Planning and the Legislative Fiscal Analyst.

NOTE: Even with the revised revenue estimates the Legislative Fiscal Analyst funding requirements remain \$6.22 million in excess of the \$23.9 million deficiency shown on this note. In other words, based on the assumptions used by the Legislative Fiscal Analyst, SB 271 as amended would require \$30.12 million more general fund money for full funding than is contained in the Executive Budget.


BUDGET DIRECTOR
Office of Budget and Program Planning
Date: 3-31-77

STATE OF MONTANA

REQUEST NO. 247-77

FISCAL NOTE

Form BD-15

In compliance with a written request received January 26, 19 77, there is hereby submitted a Fiscal Note for SB 271 pursuant to Chapter 53, Laws of Montana, 1955 - Thirty-Ninth Legislative Assembly.

Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

DESCRIPTION: SB 271 provides for changes in the financial schedules for the maximum general fund budget for elementary and high school districts.

ASSUMPTIONS:

1. The total average number belonging (ANB) will decline from 171,940 in FY77 to 169,460 in FY78 and 167,460 in FY79.
2. The state's taxable valuation will increase from \$1.392 billion in FY77 to \$1.477 billion in FY78 and \$1.636 billion in FY79.
3. Total allowable costs for special education will increase from \$20.7 million in FY77 to \$22.0 million in FY78 and \$23.2 million in FY79.
4. It is estimated that 11% of special ed. allowance will revert each year, reducing the following year's state equalization payments.

FISCAL IMPACT:

	Amounts are in Millions					
	FY78			FY79		
	Proposed	Current	Increase	Proposed	Current	Increase
Maximum Budget Without A Vote	\$194.16	\$173.55	\$20.61	\$211.24	\$171.65	\$39.59
I. Foundation Program (80%)	\$155.33	\$138.84	16.49	\$168.99	\$137.32	31.67
Regional Special Ed.	1.54	1.54	0	1.56	1.56	0
Total	156.87	140.38	16.49	170.55	138.88	31.67
Funding:						
County Equalization	60.58	60.58	0	66.94	66.94	0
Basic 40 Mills	59.08	59.08	0	65.44	65.44	0
Other Co. Equalization	1.50	1.50	0	1.50	1.50	0
State Equalization	93.21	76.72	16.49	103.6	71.93	31.67
Income Tax	30.93	30.93	0	35.02	35.02	0
Corp. License Tax	6.63	6.63	0	7.00	7.00	0
Mineral Royalties	4.00	4.00	0	4.10	4.10	0
Coal Severance Tax	3.35	3.35	0	3.84	3.84	0
Interest and Income	14.00	14.00	0	14.00	14.00	0
Reversion from Spec. Ed.	2.28	2.28	0	2.42	2.42	0
General fund appropriation	32.02	15.53	16.49	37.22	5.55	31.67
State Deficiency	3.08	3.08	0	.01	.01	0
Carryover From Prior Year	3.08	3.08	0	.01	.01	0
II. Permissive Levy (20%)	\$ 38.83	\$ 34.71	\$ 4.12	\$ 42.25	\$ 34.33	\$ 7.92
Local Share	19.20	19.20	0	21.27	21.27	0
State Share	19.63	15.51	4.12	20.98	13.06	7.92
Funding: State Share						
Beginning Balance	1.19	1.19	0	.65	.65	0
Surplus Equalization ERA	1.66	1.66	0			
Revenue Sharing	8.10	8.10	0	8.10	8.10	0
State Levy	0	0	0	0	0	0
GF Appropriation	9.33	5.21	4.12	12.88	4.96	7.92
Ending Balance	(.65)	(.65)	0	(.65)	(.65)	0
Taxable Value	1,477			1,636		

Enactment of the proposed legislation will increase the General Fund requirement for the Foundation Program \$48.2 million over the current requirement, and an additional \$12.0 million in General Fund dollars would be needed for the state share of the Permissive Levy. The Executive Budget recommendation provides \$22.0 million for the Foundation Program over the current requirement and an additional \$5.5 million for the state share of the Permissive Levy.

Richard L. Drayton
 BUDGET DIRECTOR
 Office of Budget and Program Planning
 Date: 2-1-77

SENATE BILL NO. 271
INTRODUCED BY BLAYLOCK

A BILL FOR AN ACT ENTITLED: "AN ACT RELATING TO THE SCHOOL FOUNDATION PROGRAM, PROVIDING FOR CHANGES IN FINANCIAL SCHEDULES FOR THE MAXIMUM GENERAL FUND BUDGETS FOR ELEMENTARY AND HIGH SCHOOLS, AND PROVIDING AN IMMEDIATE EFFECTIVE DATE; AMENDING SECTION 75-6905, R.C.M. 1947."

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

Section 1. Section 75-6905, R.C.M. 1947, is amended to read as follows:

"75-6905. Maximum-general-fund-budget-without-a-voted-levy schedules for elementary and high schools. The total amount of the general fund budget of any district shall not be greater than the general fund budget amount specified in the following schedules, except when a district has adopted an emergency general fund budget under the provisions of section 75-6727 or when a district has voted an additional levy under the provisions of section 75-6923.

Elementary School Schedule for ~~1975-76~~ 1977-78

(1) For each elementary school having an ANB of nine (9) or fewer pupils, the maximum shall be ~~eight-thousand-six-hundred-thirteen-dollars-(8613)~~ 11,027 10,678, if said school is approved as an isolated school.

(2) For schools with an ANB of ~~ten-(10)~~ pupils, but less than ~~eighteen-(18)~~ pupils, the maximum shall be ~~eight-thousand-six-hundred-thirteen-dollars-(8613)~~ 11,027 10,678 plus ~~three-hundred-sixty-dollars-(360)~~ 360 366.30 per pupil on the basis of the average number belonging over ~~nine-(9)~~.

(3) For schools with an ANB of ~~eighteen-(18)~~ pupils and employing one (1) teacher, the maximum shall be ~~eleven-thousand-eight-hundred-fifty-three-dollars-(11853)~~ 11,176 14,694.70 plus ~~three-hundred-sixty-dollars-(360)~~ 360 366.30 per pupil on the basis of the average number belonging over ~~eighteen-(18)~~, not to exceed an ANB of ~~twenty-five-(25)~~.

(4) For schools with an ANB of ~~eighteen-(18)~~ pupils and employing two (2) full-time teachers, the maximum shall be ~~eighteen-thousand-nine-hundred-twenty-four-dollars-(18924)~~ 24,226 23,459 plus ~~two-hundred-twenty-five-dollars-and-forty-cents-(22540)~~ 286.65 279.50 per pupil on the basis of the average number belonging over ~~eighteen-(18)~~, not to exceed an ANB of ~~fifty-(50)~~.

(5) For schools having an ANB in excess of ~~forty-(40)~~ the maximum on the basis of the total pupils (ANB) in the district for elementary pupils will be as follows:

For a school having an ANB of more than ~~forty-(40)~~ and employing a minimum of three (3) teachers, the maximum of

THIRD READING

1 ~~eight-hundred-thirty-six-dollars-and-thirty-cents--(\$836.30)~~
 2 ~~\$1,070.70~~ ~~\$1,037.45~~ shall be decreased at the rate of
 3 ~~eighty-one-cents--(\$.81)~~ ~~\$1.04~~ ~~\$1.02~~ for each additional
 4 pupil until the total number (ANB) shall have reached a
 5 total of ~~one-hundred--(100)~~ pupils. For a school having an
 6 ANB of more than ~~one-hundred--(100)~~ pupils, the maximum of
 7 ~~seven-hundred-eighty-seven-dollars-and-sixty-cents--(\$787.60)~~
 8 ~~\$1,004.30~~ ~~\$976.25~~ shall be decreased at the rate of
 9 ~~seventy-four--cents--(\$.74)~~ ~~\$.95~~ ~~\$.92~~ for each additional
 10 pupil until the ANB shall have reached ~~three--hundred--(300)~~
 11 pupils. For a school having an ANB of more than ~~three~~
 12 ~~hundred--(300)~~ pupils, the maximum shall not exceed ~~six~~
 13 ~~hundred--thirty-nine-dollars-and-ten-cents--(\$639.10)~~ ~~\$810.20~~
 14 ~~\$792.25~~ for each pupil.

15 (6) The maximum per pupil, for all pupils (ANB) and
 16 for all elementary schools shall be computed on the basis of
 17 the amount allowed herein on account of the last eligible
 18 pupil, ANB. All elementary schools operated within the
 19 incorporated limits of a city or town shall be treated as
 20 one (1) school for the purpose of this schedule.

21 High School Schedule for ~~1975-76~~ ~~1977-78~~

22 (7) For each high school having an ANB of ~~twenty-four~~
 23 ~~(24)~~ or fewer pupils, the maximum shall be ~~forty-nine~~
 24 ~~thousand-fifty-one-dollars--(\$49,851)~~ ~~\$62,850~~ ~~\$60,832.~~

25 (8) For a secondary school having an ANB of more than

1 ~~twenty-four--(24)~~ pupils, the maximum ~~two-thousand-forty-four~~
 2 ~~dollars--(\$2,044)~~ ~~\$2,610.00~~ ~~\$2,534.67~~ shall be decreased at
 3 the rate of ~~eleven-dollars-and-fifteen-cents--(\$11.15)~~ ~~\$14.30~~
 4 ~~\$13.82~~ for each additional pupil until the ANB shall have
 5 reached a total of ~~forty--(40)~~ such pupils. For a school
 6 having an ANB of more than ~~forty--(40)~~ pupils, the maximum of
 7 ~~one-thousand-eight-hundred--sixty-five--dollars--(\$1,865.00)~~
 8 ~~\$2,394~~ ~~\$2,313.55~~ shall be decreased at the rate of ~~eleven~~
 9 ~~dollars-and-fifteen-cents--(\$11.15)~~ ~~\$14.30~~ ~~\$13.82~~ for each
 10 additional pupil until the ANB shall have reached ~~one~~
 11 ~~hundred--(100)~~ pupils. For a school having an ANB of more
 12 than ~~one-hundred--(100)~~ pupils, a maximum of ~~one-thousand-one~~
 13 ~~hundred-ninety-seven-dollars--(\$1,197)~~ ~~\$1,532~~ ~~\$1,484.25~~ shall
 14 be decreased at the rate of ~~one-dollar-eighty-six-cents~~
 15 ~~(\$1.86)~~ ~~\$2.30~~ ~~\$2.31~~ for each additional pupil until the ANB
 16 shall have reached ~~two-hundred--(200)~~ pupils. For a school
 17 having an ANB of more than ~~two--hundred--(200)~~ pupils, the
 18 maximum of ~~one--thousand--ten--dollars--(\$1,010)~~ ~~\$1,274~~
 19 ~~\$1,253.35~~ shall be decreased by ~~one--dollar--and--two--cents~~
 20 ~~(\$1.02)~~ ~~\$1.32~~ ~~\$1.28~~ for each additional pupil until the ANB
 21 shall have reached ~~three-hundred--(300)~~ pupils. For a school
 22 having an ANB of more than ~~three-hundred--(300)~~ pupils, the
 23 maximum of ~~nine--hundred--seven--dollars--and--sixty--cents~~
 24 ~~(\$987.60)~~ ~~\$1,162~~ ~~\$1,125.35~~ shall be decreased at the rate of
 25 ~~nineteen--cents--(\$.19)~~ ~~\$.24~~ ~~\$.23~~ until the ANB shall have

1 reached ~~six-hundred-(600)~~ pupils. For a school having an ANB
 2 over ~~six-hundred-(600)~~ pupils, the maximum shall not exceed
 3 ~~eight-hundred-fifty-one-dollars-and-ten-cents-(851.10)~~
 4 ~~11,098 11,056.35~~ per pupil.

5 (9) The maximum per pupil for all pupils (ANB) and for
 6 all high schools shall be computed on the basis of the
 7 amount allowed herein on account of the last eligible pupil,
 8 ANB. All high schools and junior high schools which have
 9 been approved and accredited as junior high schools,
 10 operated within the incorporated limits of a city or town
 11 shall be treated as one ~~(1)~~ school for the purpose of this
 12 schedule.

13 Elementary School Schedule for ~~1976-77~~ 1978-79

14 and Succeeding Years

15 (10) For each elementary school having an ANB of nine
 16 ~~(9)~~ or fewer pupils, the maximum shall be ~~nine-thousand~~
 17 ~~seven-hundred-seven-dollars-(9,707)~~ ~~11,295 11,146~~ if said
 18 school is approved as an isolated school.

19 (11) For schools with an ANB of ~~ten-(10)~~ pupils, but
 20 less than ~~eighteen-(18)~~ pupils, the maximum shall be ~~nine~~
 21 ~~thousand---seven---hundred---seven---dollars---(9,707)~~ ~~11,295~~
 22 ~~11,146~~ plus ~~four-hundred-five-dollars-and-seventy-cents~~
 23 ~~(405.70)~~ ~~514 490.90~~ per pupil on the basis of the average
 24 number belonging over nine ~~(9)~~.

25 (12) For schools with an ANB of ~~eighteen-(18)~~ pupils

1 and employing one ~~(1)~~ teacher, the maximum shall be ~~thirteen~~
 2 ~~thousand-three-hundred-fifty-eight-dollars-(13,358)~~ ~~16,921~~
 3 ~~16,154.10~~ plus ~~four-hundred-five-dollars-and-seventy-cents~~
 4 ~~(405.70)~~ ~~514 490.90~~ per pupil on the basis of the average
 5 number belonging over ~~eighteen-(18)~~, not to exceed an ANB of
 6 ~~twenty-five-(25)~~.

7 (13) For schools with an ANB of ~~eighteen-(18)~~ pupils
 8 and employing two ~~(2)~~ full-time teachers, the maximum shall
 9 be ~~twenty-one-thousand-three-hundred-twenty-six-dollars~~
 10 ~~(21,326)~~ ~~27,012 25,804.50~~ plus ~~two-hundred-fifty-four~~
 11 ~~dollars-and-ten-cents-(254.10)~~ ~~321.04 307.45~~ per pupil on
 12 the basis of the average number belonging over ~~eighteen~~
 13 ~~(18)~~, not to exceed an ANB of ~~fifty-(50)~~.

14 (14) For schools having an ANB in excess of ~~forty-(40)~~
 15 the maximum on the basis of the total pupils (ANB) in the
 16 district for elementary pupils will be as follows:

17 For a school having an ANB of more than ~~forty-(40)~~ and
 18 employing a minimum of three ~~(3)~~ teachers, the maximum of
 19 ~~nine-hundred-forty-two-dollars-and-fifty-cents-(942.50)~~
 20 ~~1,124 1,142.70~~ shall be decreased at the rate of
 21 ~~ninety-two-cents-(.92)~~ ~~1.16 1.12~~ for each additional
 22 pupil until the total number (ANB) shall have reached a
 23 total of ~~one-hundred-(100)~~ pupils. For a school having an
 24 ANB of more than ~~one-hundred-(100)~~ pupils, the maximum of
 25 ~~eight-hundred-eighty-seven-dollars-and-fifty-cents-(887.50)~~

1 ~~\$11,244.40~~ \$1,075.50 shall be decreased at the rate of
 2 ~~eighty-four-cents-(\$0.84)~~ ~~\$1,086~~ \$1.02 for each additional
 3 pupil until the ANB shall have reached ~~three-hundred-(300)~~
 4 pupils. For a school having an ANB of more than three
 5 hundred--(300) pupils, the maximum shall not exceed seven
 6 hundred-twenty-dollars-and-twenty--cents--(~~\$720.20~~) ~~\$2,124.40~~
 7 \$871.50 for each pupil.

8 (15) The maximum per pupil, for all pupils (ANB) and
 9 for all elementary schools shall be computed on the basis of
 10 the amount allowed herein on account of the last eligible
 11 pupil, ANB. All elementary schools operated within the
 12 incorporated limits of a city or town shall be treated as
 13 one (1) school for the purpose of this schedule.

14 High School Schedule for ~~1976-77~~ 1978-79

15 and Succeeding Years

16 (16) For each high school having an ANB of twenty-four
 17 (24) or fewer pupils, the maximum shall be fifty-five
 18 thousand--two-hundred-ninety-three-dollars--(~~\$55,293~~) ~~\$70,000~~
 19 \$66,216.

20 (17) For a secondary school having an ANB of more than
 21 twenty-four--(24) pupils, the maximum two-thousand-three
 22 hundred-four-dollars--(~~\$2,304~~) ~~\$2,920.20~~ \$2,788.20 shall be
 23 decreased at the rate of twelve-dollars-fifty-seven-cents
 24 (~~\$12.57~~) ~~\$15.25~~ \$15.20 for each additional pupil until the
 25 ANB shall have reached a total of forty-(40) such pupils.

1 For a school having an ANB of more than forty-(40) pupils,
 2 the maximum of two--thousand--one--hundred--three--dollars
 3 (~~\$2,103~~) ~~\$2,665~~ \$2,545 shall be decreased at the rate of
 4 twelve-dollars-and-fifty-seven-cents--(~~\$12.57~~) ~~\$15.25~~ \$15.20
 5 for each additional pupil until the ANB shall have reached
 6 one-hundred-(100) pupils. For a school having an ANB of more
 7 than one-hundred-(100) pupils, a maximum of one--thousand
 8 three--hundred--forty-nine--dollars--(~~\$1,349~~) ~~\$1,700~~ \$1,633
 9 shall be decreased at the rate of two-dollars-and-ten--cents
 10 (~~\$2.10~~) ~~\$2.65~~ \$2.54 for each additional pupil until the ANB
 11 shall have reached two-hundred-(200) pupils. For a school
 12 having an ANB of more than two-hundred-(200) pupils, the
 13 maximum of one--thousand--one--hundred--thirty-nine--dollars
 14 (~~\$1,134~~) ~~\$1,443~~ \$1,379 shall be decreased by one-dollar-and
 15 fifteen--cents--(~~\$1.15~~) ~~\$1.47~~ \$1.41 for each additional pupil
 16 until the ANB shall have reached three-hundred-(300) pupils.
 17 For a school having an ANB of more than three-hundred--(300)
 18 pupils, the maximum of one-thousand-twenty-three-dollars
 19 (~~\$1,023~~) ~~\$1,296~~ \$1,258 shall be decreased at the rate of
 20 twenty-one--cents--(~~\$0.21~~) ~~\$0.27~~ \$0.25 until the ANB shall have
 21 reached six-hundred-(600) pupils. For a school having an ANB
 22 over six-hundred-(600) pupils, the maximum shall not exceed
 23 nine--hundred--fifty-nine--dollars-and-forty-cents--(~~\$959.40~~)
 24 ~~\$1,215~~ \$1,163 per pupil.

25 (18) The maximum per pupil for all pupils (ANB) and for

1 all high schools shall be computed on the basis of the
 2 amount allowed herein on account of the last eligible pupil,
 3 ANB. All high schools and junior high schools which have
 4 been approved and accredited as junior high schools,
 5 operated within the incorporated limits of a city or town
 6 shall be treated as one ~~(1)~~ school for the purpose of this
 7 schedule.

8 (19) The general fund budget amount for an approved and
 9 accredited junior high school shall be prorated between the
 10 elementary district general fund budget and the high school
 11 district general fund budget in the following manner:

12 (a) determine the per-ANB schedule amount for the
 13 school, as defined by this section, from the high school
 14 schedule;

15 (b) calculate the ANB for the regularly enrolled
 16 full-time pupils enrolled in the seventh ~~(7th)~~ and eighth
 17 ~~(8th)~~ grades of the junior high school;

18 (c) multiply the per-ANB schedule amount determined in
 19 subsection (a) by the ANB calculated in subsection (b) to
 20 determine the authorized general fund budget amount which
 21 shall be available for the elementary district general fund
 22 budget; and

23 (d) subtract the amount determined in subsection (c)
 24 from the total authorized general fund budget amount for the
 25 school to determine the authorized general fund budget

1 amount which shall be available for the high school district
 2 general fund budget.

3 The general fund budget amount determined for
 4 each school of a district under the schedules provided
 5 in this section shall be totaled to determine the
 6 maximum-general-fund-budget-without-a-voted-levy for such
 7 district.

8 (20) For the purpose of establishing the
 9 maximum-budget-without-a-vote amount for current year
 10 special education program for a school district, the
 11 superintendent of public instruction will determine the
 12 total estimated cost of the special education program for
 13 the school district on the basis of a special education
 14 program budget submitted by the district. The budget will be
 15 prepared on forms provided by the superintendent of public
 16 instruction and will set out for each program:

17 (a) the estimated allowable costs associated with
 18 operating the program where allowable costs are as defined
 19 in section 75-7813.1;

20 (b) the number of pupils expected to be enrolled in
 21 the program; and

22 (c) any other data required by the superintendent of
 23 public instruction for budget justification purposes and to
 24 administer the provisions of this act. The total amount of
 25 allowable costs approved by the superintendent of public

1 instruction shall be the special education
 2 maximum-budget-without-a-vote amount for current year
 3 special education program purposes. The total amount of
 4 allowable costs that are approved for the special education
 5 budget shall not, under any condition, be less than the
 6 maximum-budget-without-a-vote amount for one regular ANB for
 7 each special full-time pupil in the school district.

8 (21) If a special education program is implemented or
 9 expanded during a given school term too late to be included
 10 in the determination of the district
 11 maximum-budget-without-a-vote for the school year as
 12 prescribed in this chapter, then subject to the approval of
 13 the program by the superintendent, under the emergency
 14 budget provisions of section 75-6723(5), allowable costs
 15 approved under the budgeting provisions of section 75-6905
 16 (20) for the operation of the program during the given year
 17 may be added to the maximum-budget-without-a-vote amount for
 18 special education for the subsequent school year. Such costs
 19 must be recorded as "previous year special education
 20 expenses" in the school district budget for the subsequent
 21 school year.

22 (22) The sum of the previous year special education
 23 expenses as defined in subsection (21) above, and the
 24 maximum-budget-without-a-vote for current year special
 25 education as defined in subsection (20) shall be the special

1 education budget for accounting purposes.

2 The maximum-budget-without-a-vote for special education
 3 will be added to the maximum-budget-without-a-vote of the
 4 regular program ANB defined in sections 75-6902 and 75-6903
 5 to obtain the total maximum-budget-without-a-vote for the
 6 district."

7 Section 2. Effective date. This act is effective on
 8 its passage and approval.

-End-

HOUSE OF REPRESENTATIVES

April 12, 1977

COMMITTEE ON EDUCATION AMENDMENTS TO SENATE BILL NO. 271

Amend the third reading bill as follows:

1. Amend page 1, line 24.
Strike: "\$10,678"
Insert: "\$10,483"
2. Amend page 2, line 4
Strike: "\$10,678"
Insert: "\$10,483"
3. Amend page 2, line 4.
Strike: "\$466.30"
Insert: "\$438.10"
4. Amend page 2, line 10.
Strike: "\$14,694.70"
Insert: "\$14,425"
5. Amend page 2, line 11.
Strike: "\$446.30"
Insert: "\$438.10"
6. Amend page 2, line 17.
Strike: "\$23,459"
Insert: "\$23,031"
7. Amend page 2, line 18.
Strike: "\$279.50"
Insert: "\$274.40"
8. Amend page 3, line 2.
Strike: "\$1,037.45"
Insert: "\$1,018"
9. Amend page 3, line 3.
Strike: "\$1.02"
Insert: "\$.99"
10. Amend page 3, line 8.
Strike: "\$976.25"
Insert: "\$958.50"
11. Amend page 3, line 9.
Strike: "\$.92"
Insert: "\$.90"
12. Amend page 3, line 14.
Strike: "\$792.25"
Insert: "\$777.80"
13. Amend page 3, line 24.
Strike: "\$62,858"
Insert: "\$59,719"

14. Amend page 4, line 2.
Strike: "\$2,534.80"
Insert: "\$2,488"
15. Amend page 4, line 4.
Strike: "\$13.82"
Insert: "\$13.57"
16. Amend page 4, line 8.
Strike: "\$2,313.55"
Insert: "\$2,271"
17. Amend page 4, line 9.
Strike: "\$13.82"
Insert: "\$13.57"
18. Amend page 4, line 13.
Strike: "\$1,484.35"
Insert: "\$1,457"
19. Amend page 4, line 15.
Strike: "\$2.31"
Insert: "\$2.27"
20. Amend page 4, line 19.
Strike: "\$1,253.35"
Insert: "\$1,230"
21. Amend page 4, line 20.
Strike: "\$1.28"
Insert: "\$1.25"
22. Amend page 4, line 24.
Strike: "\$1,125.35"
Insert: "\$1,105"
23. Amend page 5, line 4.
Strike: "\$1,056.39"
Insert: "\$1,036"
24. Amend page 5, line 17.
Strike: "\$11,746"
Insert: "\$11,321"
25. Amend page 5, line 22.
Strike: "\$11,746"
Insert: "\$11,321"
26. Amend page 5, line 23.
Strike: "\$490.90"
Insert: "\$473.10"
27. Amend page 6, line 3.
Strike: "\$16,164.10"
Insert: "\$15,579"

28. Amend page 6, line 4.
Strike: "\$490.90"
Insert: "\$473.10"
29. Amend page 6, line 10.
Strike: "\$25,804.50"
Insert: "\$24,874"
30. Amend page 6, line 11.
Strike: "\$307.45"
Insert: "\$296.30"
31. Amend page 6, line 20.
Strike: "\$1,142.70"
Insert: "\$1,099"
32. Amend page 6, line 21.
Strike: "\$1.12"
Insert: "\$1.07"
33. Amend page 7, line 1.
Strike: "\$1,075.50"
Insert: "\$1,035"
34. Amend page 7, line 2.
Strike: "\$1.02"
Insert: "\$.98"
35. Amend page 7, line 7.
Strike: "\$871.50"
Insert: "\$840"
36. Amend page 7, line 19.
Strike: "\$66,916"
Insert: "\$64,497"
37. Amend page 7, line 22.
Strike: "\$2,788.20"
Insert: "\$2,687"
38. Amend page 7, line 24.
Strike: "\$15.20"
Insert: "\$14.66"
39. Amend page 8, line 3.
Strike: "\$2,545"
Insert: "\$2,453"
40. Amend page 8, line 4.
Strike: "\$15.20"
Insert: "\$14.60"

41. Amend page 8, line 8.
Strike: "\$1,633"
Insert: "\$1,573"
42. Amend page 8, line 10.
Strike: "\$2.54"
Insert: "\$2.45"
43. Amend page 8, line 14.
Strike: "\$1,379"
Insert: "\$1,328"
44. Amend page 8, line 15.
Strike: "\$1.41"
Insert: "\$1.35"
45. Amend page 8, line 19.
Strike: "\$1,258"
Insert: "\$1,193"
46. Amend page 8, line 24.
Strike: "\$1,163"
Insert: "\$1,119"

AS AMENDED
BE CONCURRED IN