

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 53rd LEGISLATURE - SPECIAL SESSION**

#### **COMMITTEE ON EDUCATION & CULTURAL RESOURCES**

**Call to Order:** By CHAIRMAN H.S. "SONNY" HANSON, on December 8, 1993, at 1:00 P.M.

#### **ROLL CALL**

##### **Members Present:**

Rep. Sonny Hanson, Chairman (R)  
Rep. Alvin Ellis, Vice Chairman (R)  
Rep. Ray Brandewie (R)  
Rep. Fritz Daily (D)  
Rep. Ervin Davis (D)  
Rep. Dan Harrington (D)  
Rep. Jack Herron (R)  
Rep. Bob Gervais (D)  
Rep. Bea McCarthy (D)  
Rep. Scott McCulloch (D)  
Rep. Norm Mills (R)  
Rep. Bill Rehbein (R)  
Rep. Sam Rose (R)  
Rep. Dick Simpkins (R)  
Rep. Wilbur Spring (R)  
Rep. Norm Wallin (R)  
Rep. Diana Wyatt (D)

**Members Excused:** Rep. Ed Dolezal (D)

**Members Absent:** None,

**Staff Present:** Andrea Merrill, Legislative Council  
Claudia Johnson, Committee Secretary

**Please Note:** These are summary minutes. Testimony and discussion are paraphrased and condensed.

##### **Committee Business Summary:**

Hearing: HB 56, HB 59, & HB 64  
Executive Action: HB 56, HB 59, & HB 64

#### **HEARING ON HB 59**

##### **Opening by Sponsor:**

**REP. STEVE BENEDICT, District 64, Hamilton,** said this bill requires the electors of each elementary school district within the boundaries of a high school district to vote in the 1994

trustee elections and at 10 year intervals thereafter on whether to annex the elementary district with the elementary district where the county high school building is located. It also requires the electors of a county high school district to vote in the 1994 trustee elections and at 10 year intervals thereafter on whether to unify the county high school district with the elementary school district where the high school building is located.

**PROPONENTS:**

**Bob Anderson, Montana School Boards Association**, said this bill was a serious attempt to allow Montanans an opportunity to determine the future of their elementary and county high school districts. The people will be required to decide whether their elementary school district should consolidate through annexation with another elementary school district and whether their county high school should unify with their elementary school district. This legislation retains local decision. It also shares the opportunity and responsibility with the people to streamline their own government through the ballot box. **Mr. Anderson** also presented a school reorganization booklet and a list of the elementary schools in Montana. **EXHIBITS 1, 2 and 3**

**Rick Bartos, Attorney for Montana School Boards Association**, distributed information on annexation, consolidation, unification and a whole host of problems schools face. He discussed various forms of districts, including elementary, joint elementary districts, high school districts, and non-operating districts and abandoned districts. **EXHIBITS 4, 5, 6 and 7**

**Ernie Jean, Superintendent of Schools, Florence, and President, Montana Association of School Administration**, supported this bill. It forces local boards to face issues where in many circumstances that has not been the case.

**Linda Brannon, Montana Association of School Business Officials**, said she fully supports this bill because it opens communication between the schools and administrators.

**Don Waldron, Montana Rural Education Association**, urged support for HB 59.

**Craig Brewington, Superintendent of Schools, Hellgate Elementary School**, said this bill lets local taxpayers make their own rules. He presented a summary and comparison chart for schools in Montana. **EXHIBIT 8**

**Don Spritzer, Trustee, Missoula School District 9**, stated that this bill will include some consolidation. It forces the issue. This issue is significantly more important to taxpayers because they deserve the opportunity to have a say in this through an election.

Loren Frazier, School Administrators of Montana, said the association have studied this issue for several years. He said the association supports HB 59.

Glen Anderson, Choteau School District, supports HB 59.

**OPPONENT:**

Eric Feaver, Montana Education Association, said that all high schools might have independent elementary schools within their boundaries. He offered several amendments to the bill.

**QUESTIONS:**

REP. DAVIS questioned the ten-year period and asked about the amendments.

Mr. Bartos said that things change in a district within a ten-year period.

REP. ELLIS referred to various schools and noted the discrepancies between the various charts. He said it makes a big difference whether this information is presented to the people before they vote.

Mr. Bartos said that under unification and consolidation laws now in effect, there is not a specific requirement other than it is part of the public record.

CHAIRMAN HANSON questioned Andrea Merrill about the amendments.

Andrea Merrill said the amendments were technical and explained each of them.

**Closing by Sponsor:**

REP. BENEDICT closed by saying that HB 59 will eliminate duplication. This bill lets districts decide when and where to consolidate, and let the schools decide when and where to consolidate.

**HEARING ON HB 56**

**Opening by Sponsor:**

REP VICKI COCCHIARELLA, District 59, Missoula, said this bill clarifies the mandatory approval for attendance outside a child's school district of residence will not required if certain geographic conditions are met, and if the district of residence provides transportation and is within the same county as the child's school district of choice.

**PROPOSERS:**

Rachael Viellux, County Superintendents Association, said that some problems developed because of the measure from the 1993 session; it is necessary to clarify and simplify who was removed from the law and who should have stayed in. The attempt was not to change anything, but to clarify past legislation.

Daryl Bertelsen, Superintendent of Schools, Belt School District, noted that large schools districts have been built right on the edge of Great Falls so now there are students who attend the Great Falls school system.

Don Waldron, Montana Rural Education Association, supports HB 56.

Loren Frazier, School Administrators of Montana, stated his support to HB 56.

Bob Anderson, Montana School Board Association, supports HB 56.

Penny Bertelsen, Superintendent, Sun River Valley Schools, supports this bill.

**OPPOSERS:**

None.

**QUESTIONS:**

REP. WYATT asked for an explanation of what the advantages are for the larger school districts.

Ms. Brannon said it was the parents responsibility to pay the transportation of their children to school.

**Closing by Sponsor:**

REP. COCCHIARELLA closed by distributing a copy of the fiscal note and explained what it does. EXHIBIT 10

**EXECUTIVE ACTION ON HB 56**

**Motion/Vote:** REP. MCCULLOCH MOVED HB 56 DO PASS AS AMENDED.  
Motion carried 15 - 3 with REPS. DOLEZAL, WYATT AND HARRINGTON voting no.

**HEARING ON HB 64**

REP. MICHAEL KADAS, District 55, Missoula, said this bill will increase the 2 mills to 3 mills the maximum amount that a board of trustees of a unified K-12 school district may levy for adult education.

PROPONENTS:

Loren Frazier, School Administrators of Montana, stated his support for HB 64.

Eric Feaver, Montana School Board Association, said the association supports HB 64.

OPPONENTS:

None.

QUESTIONS:

None.

Closing by Sponsor:

REP. KADAS closed on HB 64.

EXECUTIVE ACTION ON HB 64

Motion/Vote: REP. BRANDEWIE MOVED HB 64 DO PASS. Motion carried 16 - 2 with REPS. SIMPKINS AND WALLIN voting no.

EXECUTIVE ACTION ON HB 59

Motion: REP. ELLIS MOVED HB 59 DO PASS.

Discussion: REP. ELLIS MADE THE MOTION TO ADOPT REP. BENEDICT'S AMENDMENTS. Voice vote was taken. Motion carried unanimously.

Motion: REP. SPRING MOVED HB 59 DO PASS AS AMENDED.

Motion/Vote: REP. DAVIS MADE A SUBSTITUTE MOTION THAT HB 59 DO NOT PASS AS AMENDED. Roll call vote was taken. Motion failed 8 - 10 with REPS. WYATT, DAILY, DAVIS, DOLEZAL, HARRINGTON, GERVAIS, MCCARTHY, AND MCCULLOCH voting yes. EXHIBIT 11

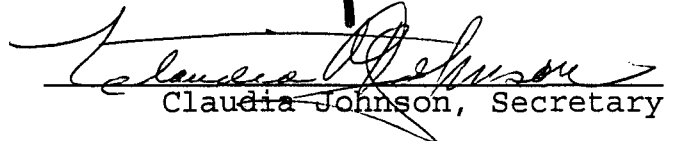
Motion/Vote: REP. BRANDEWIE MOVED HB 59 DO PASS AS AMENDED. The motion was made to reverse the vote of the DO NOT PASS AS AMENDED motion. The motion carried 10 - 8 with REPS. WYATT, DAILY, DAVIS, DOLEZAL, HARRINGTON, GERVAIS, MCCARTHY, AND MCCULLOCH voting no. EXHIBIT 11

Vote: HB 59 DO PASS AS AMENDED. Motion carried 10 - 8.

ADJOURNMENT

Adjournment: 2:50 p.m.

  
H.S. "SONNY" HANSON, Chairman

  
Claudia Johnson, Secretary

HSH/cj

HOUSE OF REPRESENTATIVES  
EDUCATION AND CULTURAL RESOURCE COMMITTEE

ROLL CALL

DATE 12-8-93

NAME	AYE	NO
REP. H.S. "SONNY" HANSON, CHAIRMAN	✓	
REP. ALVIN ELLIS, VICE CHAIRMAN	✓	
REP. DIANA WYATT, VICE CHAIR	✓	
REP. RAY BRANDEWIE	✓	
REP. FRITZ DAILY	✓	
REP. ERVIN DAVIS	✓	
REP. ED DOLEZAL		✓
REP. DAN HARRINGTON	✓	
REP. JACK HERRON	✓	
REP. BOB GERVAIS	✓	
REP. BEA MCCARTHY		
REP. SCOTT McCULLOCH	✓	
REP. NORM MILLS	✓	
REP. BILL REHBEIN	✓	
REP. SAM ROSE	✓	
REP. DICK SIMPKINS	✓	
REP. WILBUR SPRING	✓	
REP. NORM WALLIN	✓	

HR:1993

wp:rlclvote.man

CS-11



## HOUSE STANDING COMMITTEE REPORT

December 8, 1993

Page 1 of 1

Mr. Speaker: We, the committee on Education and Cultural Resources report that **House Bill 56** (first reading copy -- white) **do pass as amended.**

Signed: *AS" Sony Hanson*  
*Sony Hanson, Chair*

**And, that such amendments read:**

1. Title, line 10.

Following: the first "AN"

Insert: "IMMEDIATE"

Following: the second "AND"

Strike: "AN"

Insert: "A RETROACTIVE"

2. Page 4, line 7.

Following: line 6

Insert: "retroactive"

Strike: "July 1, 1994"

Insert: "on passage and approval"

3. Page 4, line 8.

Following: "applies"

Insert: "retroactively, within the meaning of 1-2-109,"

Following: "agreements"

Insert: "signed after [the effective date of this act]"

-END-

Committee Vote:  
Yes 15, No 3.

091624SC.Hcr

*12-9-93  
12:40 A*





## HOUSE STANDING COMMITTEE REPORT

December 8, 1993

Page 1 of 1

Mr. Speaker: We, the committee on Education and Cultural Resources report that House Bill 59 (first reading copy -- white) do pass as amended.

Signed: HS "Sonny" Hanson  
Sonny Hanson, Chair

And, that such amendments read:

1. Title, line 9.  
Following: line 8  
Strike: "COUNTY"
2. Page 1, line 20.  
Following: "school"  
Insert: "building within its boundaries"
3. Page 1, line 22.  
Following: "with"  
Strike: "the"  
Insert: "an"  
Following: "where"  
Strike: "the county"  
Insert: "a"
4. Page 1, line 24.  
Following: "the"  
Strike: "annexing"  
Insert: "annexed"
5. Page 3, lines 24 and 25.  
Following: "(d) a"  
Strike: remainder of line 24 through "school" on line 25
6. Page 4, lines 2 and 3  
Following: line 1  
Strike: line 2 through "school" on line 3

Committee Vote:  
Yes 10, No 8.

091626SC.Hcr

5-9-94  
13-17



## HOUSE STANDING COMMITTEE REPORT

December 8, 1993

Page 1 of 1

Mr. Speaker: We, the committee on Education and Cultural Resources report that House Bill 64 (first reading copy -- white) do pass.

Signed: HS Sonny Hanson  
Sonny Hanson, Chair

Committee Vote:  
Yes 16 No 2.

091628SC.Hcr

12-9-93  
7:40 AM

**Testimony by Bob Anderson, MSBA  
House Education Committee - HB 59 (12/8/93)**

**Mr. Chairman and Members of the Committee:**

**For the record, I am Bob Anderson for the Montana School Boards Association speaking in support of HB 59.**

**Almost exactly one year ago I talked with former Governor Ted Schwinden about doing a study on the topic of school consolidation. This conversation took place because the members of the association, during their Delegate Assembly and later at their annual business meeting in 1992, adopted a resolution that stated:**

**RECOGNIZING THE IMPORTANCE OF THE DEBATE ON CONSOLIDATION AND UNIFICATION, MSBA WILL DEVELOP A PROPOSAL TO SUBMIT WITHIN 12 MONTHS TO THE LEGISLATURE AFTER CONSIDERATION AND FEEDBACK FROM INDIVIDUAL DISTRICTS AND OTHER INTERESTED PARTIES.**

**Schwinden spent the next four months pouring over any data he could get his hands on to review this delicate matter.**

**At the end of April this year he published his report ... and we sent a copy to every member of this committee.**

**In May, Governor Schwinden and I traveled across the state to discuss his findings and recommendations.**

**In August, Bruce Moerer of our staff and I traveled to eleven more communities to meet again with our members concerning the Schwinden report and recommendations. All together MSBA met with constituents in twenty-one communities to explain the report and take input.**

**In late August of this year members of the MSBA Delegate assembly supported the concept presented in this bill and later reaffirmed their support as recent as October during their annual business meeting in Bozeman.**

**We believe we have kept our word with our members and with you as legislators to bring a school district reorganization bill before you within the 12 months that we promised.**

**The Montana School Boards Association speaks as a proponent of House Bill 59. This is a serious attempt to allow Montanans an opportunity to determine the future of their elementary and county high school districts. The people will be required to decide whether their elementary school district should consolidate through annexation with another elementary school district and whether their county high school should unify with their elementary school district. This legislation retains local decision. It also shares the opportunity and responsibility with the people of Montana to streamline their own government through the ballot box.**

**This proposal is not state mandated consolidation. It mandates that the people of this state participate in the decision-making process. It mandates the electors of each elementary school district that does not have a high school building determine whether it is time to enlarge their district and annex with an adjoining elementary district. It mandates an**

**election.**

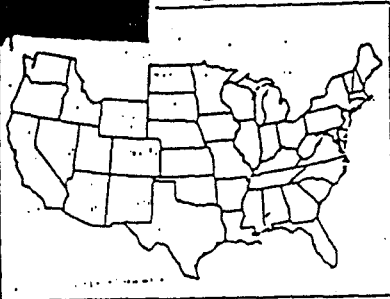
**I want to stress to this committee this legislation provides a unique and timely opportunity for the people to decide. The debate and discussion among our various elementary school districts and county high school districts will further the reinventing of government that this legislature and the Governor are calling upon.**

**Mr. Rick Bartos will explain the concept of this reorganization plan.**

EXHIBIT 2  
DATE 12-8-93  
HB 59

December 8, 1993

The original of this document is stored at the Historical Society at 225 North Roberts Street, Helena, MT 59620-1201. The phone number is 444-2694.



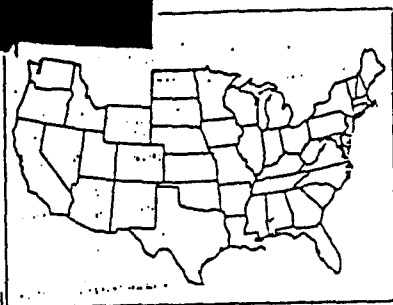
## SCHOOL REORGANIZATION IN MONTANA

*A time for decision?*

DISCUSSION DRAFT  
FOR RELEASE

9 a.m. — April 30, 1993

ENTRUST  
12-8-93  
HB 59



SCHOOL  
REORGANIZATION  
IN MONTANA

*A time for decision?*

---

*A Report Prepared*

*for the*

MONTANA SCHOOL BOARDS ASSOCIATION

*by*

TED SCHWINDEN, DIRECTOR

LYNDA BRANNON, RESEARCH ASSOCIATE

---

*Project SEEDS*

*Schools as Effective and  
Economical Delivery Systems*



## INDEX

Prologue	1
Part I: Introduction	3
Part II: A History of Failure ... or Success	6
Part III: Montana's Public Schools ... Who's In Charge?	14
Part IV: If It Ain't Broke ... Don't Fix It!	17
Part V: Montana's School Districts ... Common Sense or Chaos?	20
Part VI: District Reorganization ... Trimming the "Fat"	23
Part VII: What Will You Have ... Small, Medium, or Large?	30
Part VIII: Cooperation or Consolidation ... Cutting Costs in the 1990's	35
Part IX: Biting the Bullet ... An Agenda For Change	42
Part X: Conclusions	45
Part XI: Recommendations	49
Part XII: Epilogue	53
Part XIII: End Notes	54
Part XIV: Bibliography	58
Part XV: Appendix	61
Part XVI: Supplement:	
Learning From Our Peers ... The Iowa Experience	69
Site-Based Decision Making ... Panacea or Pandemonium	71
A View From the Trenches ... The Shields Valley Consolidation	72
Equalization, Consolidation and HB 667	76



08-Dec-93

EXHIBIT 3  
 DATE 12-8-93  
 HB 59

CO_NUMB	LE	NON-OP
01 BEAVERHEAD	0006 BEAVERHEAD CO HS	
01 BEAVERHEAD	0005 DILLON ELEM	
01 BEAVERHEAD	0003 GRANT ELEM	
01 BEAVERHEAD	0014 JACKSON ELEM	
01 BEAVERHEAD	0012 POLARIS ELEM	
01 BEAVERHEAD	0015 REICHLE ELEM	
01 BEAVERHEAD	0010 WISDOM ELEM	
01 BEAVERHEAD	0007 WISE RIVER ELEM	
02 BIG HORN	0022 COMMUNITY ELEM	
02 BIG HORN	0020 SQUIRREL CRK ELEM	
02 BIG HORN	0026 WYOLA ELEM	
03 BLAINE	0048 BEAR PAW ELEM	
03 BLAINE	0032 CLEVELAND ELEM	
03 BLAINE	0036 LLOYD ELEM	
03 BLAINE	1216 N HARLEM COLONY ELEM	
03 BLAINE	0034 ZURICH ELEM	
05 CARBON	0070 BOYD ELEM	
05 CARBON	0073 EDGAR ELEM	
05 CARBON	0063 JACKSON ELEM	
05 CARBON	0064 LUTHER ELEM	
06 CARTER	0085 ALBION ELEM	
06 CARTER	0096 ALZADA ELEM	
06 CARTER	0097 CARTER CO H S	
06 CARTER	0087 EKALAKA ELEM	
06 CARTER	0078 HAMMOND-HAWKS HOME	
06 CARTER	0083 JOHNSTON ELEM	
06 CARTER	0086 PINE HILL-PLAINVW EL	
06 CARTER	0090 RIDGE ELEM	
07 CASCADE	1195 DEEP CREEK ELEM	
07 CASCADE	0131 ULM ELEM	
07 CASCADE	0127 VAUGHN ELEM	
08 CHOUTEAU	0171 BENTON LAKE ELEM	
08 CHOUTEAU	0159 CARTER ELEM	
08 CHOUTEAU	0161 KNEES ELEM	
08 CHOUTEAU	0135 LOMA ELEM	
08 CHOUTEAU	0144 WARRICK ELEM	
09 CUSTER	0182 COTTONWOOD EL	
09 CUSTER	0176 GARLAND ELEM	
09 CUSTER	0179 HKT-BASIN SPR CRK EL	
09 CUSTER	0187 KINSEY ELEM	
09 CUSTER	0173 KIRCHER ELEM	
09 CUSTER	0184 MOON CREEK EL	
09 CUSTER	0190 S H-FOSTER CRK ELEM	
09 CUSTER	0189 S Y ELEM	
09 CUSTER	0177 TRAIL CREEK EL	
09 CUSTER	TWIN BUTTES ELEM	
09 CUSTER	0183 WHITNEY CRK EL	
11 DAWSON	0215 BLOOMFIELD ELEM	
11 DAWSON	0207 DAWSON CO H S	
11 DAWSON	1193 DEER CREEK ELEM	
11 DAWSON	0206 GLENDIVE ELEM	
11 DAWSON	0216 LINDSAY ELEM	
13 FALLON	0254 FERTILE PRAIRIE EL	
14 FERGUS	1218 AYERS ELEM	
14 FERGUS	0265 COTTONWOOD ELEM	

CO_NUMB	LE	NON-OP
14 FERGUS	0264 DEERFIELD ELEM	
14 FERGUS	0272 KING COLONY EL	
14 FERGUS	0260 MAIDEN ELEM	
14 FERGUS -	0288 SPRING CRK COLONY EL	
15 FLATHEAD	0324 SMITH VALLEY ELEM	
15 FLATHEAD	0317 CAYUSE PRAIRIE ELEM	
15 FLATHEAD	0316 CRESTON ELEM	
15 FLATHEAD	0307 DEER PARK ELEM	
15 FLATHEAD	0339 EVERGREEN ELEM	
15 FLATHEAD	0308 FAIR-MONT-EGAN ELEM	
15 FLATHEAD	0320 HELENA FLATS EL	
15 FLATHEAD	0323 KILA ELEM	
15 FLATHEAD	0341 MARION ELEM	
15 FLATHEAD	0342 OLNEY-BISSELL ELEM	
15 FLATHEAD	0325 PLEASANT VALLEY ELEM	
15 FLATHEAD	0327 SOMERS ELEM	
15 FLATHEAD	0309 SWAN RIVER EL	
15 FLATHEAD	1223 WEST GLACIER ELEM	
15 FLATHEAD	1184 WEST VALLEY EL	
16 GALLATIN	0376 AMSTERDAM ELEM	
16 GALLATIN	0366 ANDERSON ELEM	
16 GALLATIN	0359 COTTONWOOD EL	
16 GALLATIN	0364 GALLATIN BTWY ELEM	
16 GALLATIN	0367 LA MOTTE ELEM	
16 GALLATIN	0370 MALMBORG ELEM	
16 GALLATIN	0363 MONFORTON EL	
16 GALLATIN	0375 OPHIR ELEM	
16 GALLATIN	0362 PASS CREEK ELEM	
16 GALLATIN	0357 SPRINGHILL EL	
17 GARFIELD	0388 BENZIEN ELEM	
17 GARFIELD	0380 BIG DRY CREEK ELEM	
17 GARFIELD	0389 BLACKFOOT ELEM	†
17 GARFIELD	0387 COHAGEN ELEM	
17 GARFIELD	0396 FLAT CREEK ELEM	†
17 GARFIELD	0386 KESTER ELEM	
17 GARFIELD	0385 PINE GROVE ELEM	
17 GARFIELD	0394 ROSS ELEM	
17 GARFIELD	0392 SAND SPRINGS EL	
17 GARFIELD	0384 SUTHERLAND COULEE ELEM	†
17 GARFIELD	0382 VAN NORMAN ELEM	
18 GLACIER	0404 E GLACIER PARK ELEM	
18 GLACIER	1222 MOUNTAIN VIEW ELEMENTAR	
20 GRANITE	0418 HALL ELEM	
21 HILL	0445 COTTONWOOD ELEM	
21 HILL	0424 DAVEY ELEM	
21 HILL	1217 GILDFORD COLONY ELEM	
22 JEFFERSON	0455 BASIN ELEM	
22 JEFFERSON	0458 CARDWELL ELEM	
22 JEFFERSON	0452 CLANCY ELEM	
22 JEFFERSON	0460 MONTANA CITY ELEM	
23 JUDITH BASIN	0471 RAYNESFORD ELEM	
24 LAKE	0486 SWAN LAKE-SALMON ELEM	
24 LAKE	1211 UPPER WEST SHORE ELEM	
24 LAKE	0483 VALLEY VIEW ELEM	
25 LEWIS AND CLARK	0498 AUCHARD CRK ELEM	

CO_NUMB	LE	NON-OP
25 LEWIS AND CLARK	0497	CRAIG ELEM
25 LEWIS AND CLARK	0492	E HELENA ELEM
25 LEWIS AND CLARK	0489	KESSLER ELEM
25 LEWIS AND CLARK	0491	TRINITY ELEM
25 LEWIS AND CLARK	0495	WOLF CREEK ELEM
26 LIBERTY	1224	LIBERTY ELEM SCHOOL
26 LIBERTY	0506	WHITLASH ELEM
27 LINCOLN	0529	FORTINE ELEM
27 LINCOLN	0530	MCCORMICK ELEM
27 LINCOLN	0532	SYLVANITE ELEM
27 LINCOLN	0534	TREGO ELEM
27 LINCOLN	0533	YAAK ELEM
28 MADISON	0536	ALDER ELEM
29 MCCONE	0562	SOUTHVIEW ELEM
29 MCCONE		PRAIRIE ELK ELEM
29 MCCONE	0566	VIDA ELEM
30 MEAGHER	0568	LENNEP ELEM
30 MEAGHER	0574	RINGLING ELEM
32 MISSOULA	0590	BONNER ELEM
32 MISSOULA	0595	CLINTON ELEM
32 MISSOULA	0592	DESMET SCHOOL
32 MISSOULA	0586	HELLGATE ELEM
32 MISSOULA	0588	LOLO ELEM
32 MISSOULA	0589	POTOMAC ELEM
32 MISSOULA	0597	SEELEY LAKE ELEM
32 MISSOULA	0594	SUNSET ELEM
32 MISSOULA	0596	SWAN VALLEY ELEM
32 MISSOULA	0593	TARGET RANGE ELEM
32 MISSOULA	0591	WOODMAN ELEM
33 MUSSELSHELL	0600	MUSSELSHELL ELEM
34 PARK	1215	ARROWHEAD ELEM
34 PARK	0617	COOKE CITY ELEM
34 PARK	0620	PINE CREEK ELEM
34 PARK	0611	RICHLAND ELEM
34 PARK	0635	SPRINGDALE ELEM
36 PHILLIPS	0653	LANDUSKY ELEM
36 PHILLIPS	0652	SECOND CRK ELEM
37 PONDERA	0671	DUPUYER ELEM
37 PONDERA	0684	MIAMI ELEM
38 POWDER RIVER	0695	BELLE CREEK EL
38 POWDER RIVER	0692	BIDDLE ELEM
38 POWDER RIVER	0702	BILLUP ELEM
38 POWDER RIVER	0711	HORKAN CRK ELEM
38 POWDER RIVER	0690	POWDERVILLE ELEM
38 POWDER RIVER	0709	SO STACEY ELEM
39 POWELL	0720	AVON ELEM
39 POWELL	0712	DEER LODGE ELEM
39 POWELL	0719	ELLISTON ELEM
39 POWELL	0718	GARRISON ELEM
39 POWELL	0721	GOLD CREEK ELEM
39 POWELL	0717	HELMVILLE ELEM
39 POWELL	0715	OVANDO ELEM
39 POWELL	0713	POWELL CO H S
41 RAVALLI	0741	LONE ROCK ELEM
42 RICHLAND	0749	BRORSON ELEM

08-Dec-93

CO_NUMB	LE	NON-OP
42 RICHLAND	0754 RAU ELEM	
43 ROOSEVELT	0774 FRONTIER ELEM	
44 ROSEBUD	0800 ASHLAND ELEM	
44 ROSEBUD	0789 BIRNEY ELEM	
44 ROSEBUD	0801 INGOMAR ELEM	
44 ROSEBUD	0792 LAME DEER ELEM	
44 ROSEBUD	0788 ROCK SPRING ELEM	
45 SANDERS	0813 CAMAS PRAIRIE ELEM	
45 SANDERS	0809 DIXON ELEM	
45 SANDERS	0808 PARADISE ELEM	
45 SANDERS	0807 TROUT CRK ELEM	
46 SHERIDAN	0837 HIAWATHA ELEM	
47 SILVER BOW	0843 DIVIDE ELEM	
47 SILVER BOW	0844 MELROSE ELEM	
47 SILVER BOW	0842 RAMSAY ELEM	
48 STILLWATER	0853 FISHTAIL ELEM	
48 STILLWATER	0852 MOLT ELEM	
48 STILLWATER	0857 NYE ELEM	
49 SWEET GRASS	0865 BIG TIMBER ELEM	
49 SWEET GRASS	0881 BRIDGE ELEM	
49 SWEET GRASS	0872 GREYCLIFF ELEM	
49 SWEET GRASS	0875 MCLEOD ELEM	
49 SWEET GRASS	0868 MELVILLE ELEM	
49 SWEET GRASS	0882 SWEET GRASS CD HS	
50 TETON	0889 BYNUM ELEM	
50 TETON	0896 GOLDEN RIDGE ELEM	
50 TETON	0900 GREENFIELD ELEM	
50 TETON	0898 PENDROY ELEM	
51 TOOLE	0915 GALATA ELEM	
53 VALLEY	0940 FT PECK ELEM	
53 VALLEY	0941 LUSTRE ELEM	
54 WHEATLAND	0947 SHAWNUT ELEM	
54 WHEATLAND	0944 TWO DOT ELEM	
56 YELLOWSTONE	0968 BLUE CREEK ELEM	
56 YELLOWSTONE	0969 CANYON CRK ELEM	
56 YELLOWSTONE	0972 ELDER GROVE ELEM	
56 YELLOWSTONE	0981 ELYSIAN ELEM	
56 YELLOWSTONE	0989 INDEPENDENT ELEM	
56 YELLOWSTONE	0967 LOCKWOOD ELEM	
56 YELLOWSTONE	0976 MORIN ELEM	
56 YELLOWSTONE	0987 PIONEER ELEM	
56 YELLOWSTONE	1196 YELLOWSTONE EDUCATION CTR	

Montana's School Districts  
Lesson of Historical Patchwork

Elementary district

Elementary district with high school building located in the district

Elementary district without a high school building located in the district

Joint elementary district

Abandoned elementary district

Non operating elementary district

Single member elementary district

High School District

Joint High School District

County High School District

Non operating high school district

Joint Elementary and High School District

K-12 Unified District of the Elementary and High School District

Yellowstone School District

(Others: PL 874 districts; Plaintiff districts; Rich districts, BIA Schools, Mountain View School, Pine Hills school; Montana School For Deaf and Blind)

# ANNEXATION

EXHIBIT

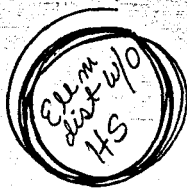
5

DATE

12-8-93

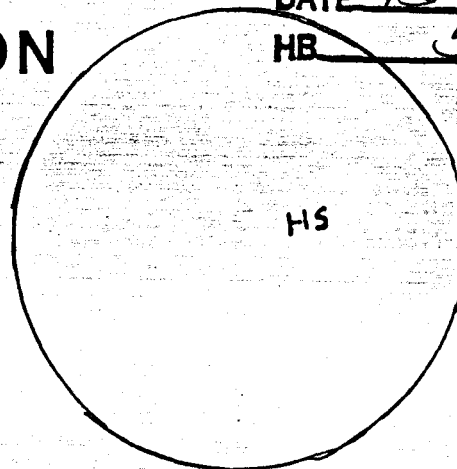
HB

59



## ANNEXED DISTRICT

(Elementary District w/out a high school)



## ANNEXING DISTRICT

(Elementary district w/ high school)

### Who Votes?

1. Annexed District voters will vote on the annexation proposal.

1. Annexing District does not conduct election.

### What Happens If the Election For Annexation Wins ?

2. If annexation is successful, the annexed district will dissolve and become a part of annexing district.

2. Annexing district boundaries are enlarged.

If annexation vote fails, district remains same.

If annexation vote fails, district remains same.

### What Happens To Buildings and Equipment?

3. All school buildings, materials, equipment becomes a part of the annexing district.

3. Annexing district operates all new buildings and equipment.

### What Happens To The Board of Trustees?

4. Annexed board dissolves as well as the administration.

4. Annexing board remains as the governing board. Trustees are elected at large. Administration continues.

**ANNEXED DISTRICT**  
(Elementary w/out high school building)

**ANNEXING DISTRICT**  
(Elementary w high school building)

**Why Is The Present Law Inadequate?**

5. Annexation occurs only if:

20% of the electors in the district petition for annexation election.

**OR**

Board of trustees agree to annexation vote.

**What Happens To The Bonded Indebtedness Of The Districts?**

6. Both boards meet to decide if the annexation will be with or without assumption of bonded indebtedness.

Annexing district board can decide not to assume the other district's debt.

**If The Districts Decide On Joint Assumption and Annexation Is Approved:**

Annexed taxpayers pay for debt of both districts.

Annexing taxpayers pay for debt of both districts.

**If The Districts Decide Not To Assume The Debt:**

Annexed taxpayers pays off their own debt.

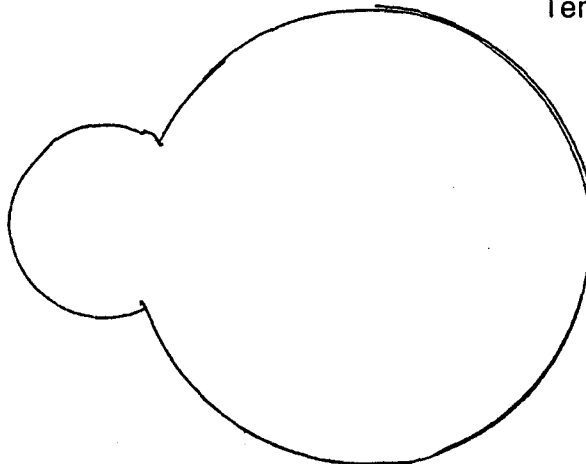
Annexing taxpayers pays off their own debt.

**All new debts of the enlarged district is paid by both taxpayers.**

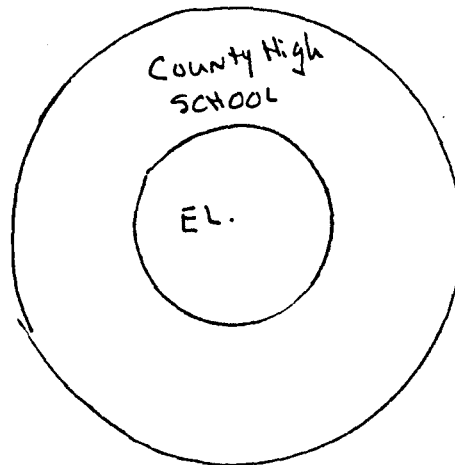
**What Happens To Certified And Other Employees?**

7. Annexed employees have hiring preference with annexing district. Tenured teachers have tenure.

Annexing district employees continue under contracts. Tenure is undisturbed.



## COUNTY HIGH SCHOOL UNIFICATION



COUNTY HIGH SCHOOL

ELEMENTARY DISTRICT

WHERE COUNTY HIGH SCHOOL  
BUILDING IS LOCATED

1. ESTABLISHMENT OF A UNIFIED SCHOOL SYSTEM
2. UNIFIED SCHOOL BOARD OF TRUSTEES

### WHO VOTES?

Electors of both the county high school and the elementary school district.

### What Happens If Unification is Successful?



County High School Board is dissolved. Elementary district board assumes governance as the new unified high school and elementary school board of trustees.

The old county high school becomes a high school district whose board is the elementary school board.

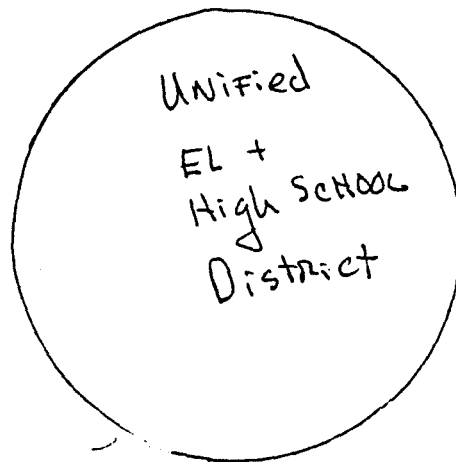
The County Superintendent may establish additional elementary high school nominating areas for representation of outlying elementary districts located in the high school district.

**What Happens To The Building and Equipment?**

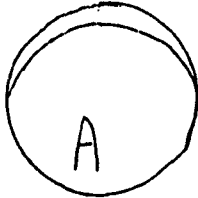
County Commissioners convey and transfer all building and equipment to the high school district.

**What Happens To The Outstanding Debt Of The County High School?**

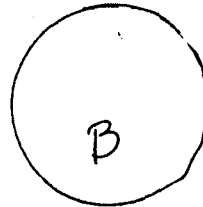
All county high school bonds remain the obligation of the county or that portion of the county against which the bonds were originally issued.



## CONSOLIDATION



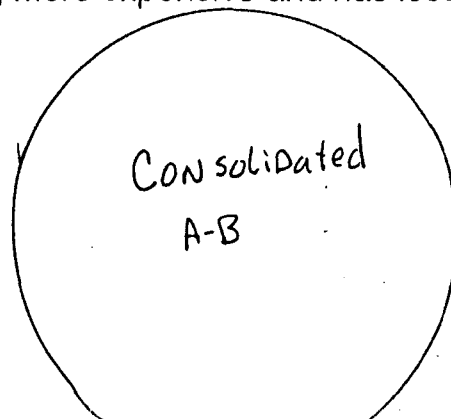
DISTRICT A



DISTRICT B

1. Both Districts must conduct a consolidation election. Either district can kill the consolidation.
2. There is a requirement to conduct two elections.
3. If consolidation is successful, both boards are dissolved. New board is formed. County Superintendent appoints new board. New board hires new administration.
4. Consolidation occurs with or without bonded indebtedness depending on the wishes of the old board of trustees.

Consolidation of districts is more difficult, more expensive and has less opportunity for continuity of education.



SUMMARY AND COMPARISON INFORMATION

FY '94 ANB	GFB/ANB	% MAXIMUM BUDGET	\$ TO - SD #1 GFB/ANB	\$ DIFFERENCE/ANB/MSLA	NEW MILLS
Missoula	5993	89%	Missoula	0	Missoula
Hellgate	1003	89%	Hellgate	\$427,248	Hellgate
Lolo	637	88%	Target Range	\$143,116	Lolo
Target Range	513	87%	Lolo	\$121,667	Seeley Lake
Bonner	433	85%	Seeley Lake	\$91,920	Target Range
Clinton	248	83%	Bonner	\$4,937	Bonner
Seeley Lake	229	82%	Sunset	(\$14,105)	Desmet
Desmet	136	82%	Desmet	(\$21,539)	Clinton
Potomac	109	82%	Clinton	(\$30,705)	Swan Valley
Swan Valley	78	77%	Swan Valley	(\$36,171)	Sunset
Woodman	68	76%	Potomac	(\$37,685)	Potomac
Sunset	15	76%	Woodman	(\$59,540)	Woodman
			TOTAL	\$589,143	

EXHIBIT 8  
DATE 12-8-93  
HB 59

Amendments to House Bill No. 59  
First Reading Copy

Requested by Representative Benedict  
For the Committee on House Education

Prepared by Eddy McClure  
December 8, 1993

1. Title, line 9.  
Following: line 8  
Strike: "COUNTY"
2. Page 1, line 20.  
Following: "school"  
Insert: "building within its boundaries"
3. Page 1, line 22.  
Following: "with"  
Strike: "the"  
Insert: "an"  
Following: "where"  
Strike: "the county"  
Insert: "a"
4. Page 3, lines 24 and 25.  
Following: "(d) a"  
Strike: remainder of line 24 through "school" on line 25
5. Page 4, lines 2 and 3  
Following: line 1  
Strike: line 2 through "school" on line 3
6. Page 1 ~~line~~ line 24  
Strike: annexing  
Insert: annexed

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB0056, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION: An act clarifying that mandatory approval for attendance outside a child's school district of residence is not required if certain geographic conditions are met and if the district of residence provides transportation and is within the same county as the child's school district of choice; amending section 20-5-321, MCA; and providing an effective date and an applicability date.

ASSUMPTIONS:

1. House Bill 56 does not propose any changes in the basic or per-student entitlements of school districts. School districts are still required to move toward the BASE funding level and reach that level by the 1997-1998 school year. Therefore, the bill has no effect on direct state aid or GTB subsidies.
2. Any cost shifts will be among districts that have tuition agreements.

FISCAL IMPACT: None.

EFFECT ON COUNTY OR OTHER LOCAL REVENUES OR EXPENDITURES: There may be some shifts in costs among school districts with tuition agreements. These cost shifts may be accompanied by shifts in local property tax requirements.

*Dave Lewis* 12-8

DAVID LEWIS, BUDGET DIRECTOR DATE  
Office of Budget and Program Planning

DATE 12-8-93  
HB 56

*Vicki Cocchiarella*

VICKI COCCHIARELLA, PRIMARY SPONSOR DATE  
Fiscal Note for HB0056, as introduced

EXHIBIT 11  
DATE 12-8-93  
HB 59

HOUSE OF REPRESENTATIVES  
EDUCATION AND CULTURAL RESOURCE COMMITTEE

ROLL CALL VOTE

BILL NO. HB 59

DATE 12-8-93

*Rep. Davis Substitute Motion HB 59 DN PAA*  
*Reverse Motion Made HB 59 DPAA 10-8 See minutes*

NAME	AYE	NO
REP. H.S. "SONNY" HANSON, CHAIRMAN		✓
REP. ALVIN ELLIS, VICE CHAIRMAN		✓
REP. DIANA WYATT, VICE CHAIR	✓	
REP. RAY BRANDEWIE		✓
REP. FRITZ DAILY	✓	
REP. ERVIN DAVIS	✓	
REP. ED DOLEZAL	✓	
REP. DAN HARRINGTON	✓	
REP. JACK HERRON		✓
REP. BOB GERVAIS	✓	
REP. BEA MCCARTHY	✓	
REP. SCOTT McCULLOCH	✓	
REP. NORM MILLS		✓
REP. BILL REHBEIN		✓
REP. SAM ROSE		✓
REP. DICK SIMPKINS		✓
REP. WILBUR SPRING		✓
REP. NORM WALLIN		✓
	8	10

HR:1993  
wp:rlclvote.man  
CS-11

## HOUSE OF REPRESENTATIVES

## VISITOR'S REGISTER

Education COMMITTEE BILL NO. HB 56  
 DATE 12-8-93 SPONSOR(S) Vicki Cocchiarella

PLEASE PRINT

PLEASE PRINT

PLEASE PRINT

NAME AND ADDRESS	REPRESENTING	BILL	OPPOSE	SUPPORT
RACHEL VIEUX	COUNTY SUPERINTENDENTS			✓
PENNY BERTELSEN	SUN RIVER VALLEY SCHOOLS			✓
Daryl Bertelsen	Belt School			✓
Lynda Beannon	MASBO			✓
Bob Arnsdahl	MSTBA			-
Don Waldron	MREA			✓
Loran Tugli	STAN			✓
John Charles	M.F.T.			X
Karl Roosa	POWELL CO. SCHOOLS			X
Vivian	MEA			✓

PLEASE LEAVE PREPARED TESTIMONY WITH SECRETARY. WITNESS STATEMENT FORMS ARE AVAILABLE IF YOU CARE TO SUBMIT WRITTEN TESTIMONY.

## HOUSE OF REPRESENTATIVES

## VISITOR'S REGISTER

Education

COMMITTEE

BILL NO.

HB 59DATE 12-8-93

SPONSOR(S)

Steve Benedict

PLEASE PRINT

PLEASE PRINT

PLEASE PRINT

NAME AND ADDRESS	REPRESENTING	BILL	OPPOSE	SUPPORT
Lynda Brannon	MASBO			✓
Craig Brewington	SD #4, Missoula			✓
GRNIE JEAN	Pres. M.A.B.S. Supt Florence-Carlton			✓
Don Waldron	MSBA			✓
Jim Muhl	SANAGE Schools			✓
Bob Anderson	MSBA			✓
Don Spitzer	Trustee Msla Dist #4			✓
Trig Oer	MSA		3	
Lorian Fragin	STAR			✓
KARL ROOSA	POWELL CO. SCHOOLS			✓

PLEASE LEAVE PREPARED TESTIMONY WITH SECRETARY. WITNESS STATEMENT FORMS ARE AVAILABLE IF YOU CARE TO SUBMIT WRITTEN TESTIMONY.



## HOUSE OF REPRESENTATIVES

## VISITOR'S REGISTER

Education

COMMITTEE

BILL NO.

HB 64DATE 12-8-93

SPONSOR(S)

Mike Kadas

PLEASE PRINT

PLEASE PRINT

PLEASE PRINT

NAME AND ADDRESS	REPRESENTING	BILL	OPPOSE	SUPPORT
<u>Loan Fagin</u>	<u>SAM</u>			<input checked="" type="checkbox"/>
<u>Eri Olan</u>	<u>MSA</u>			<input checked="" type="checkbox"/>
<u>RACHEL VIELERX</u>	<u>MISSOURIA COUNTY</u>			<input checked="" type="checkbox"/>
<u>Don Walden</u>	<u>MREA</u>			<input checked="" type="checkbox"/>

PLEASE LEAVE PREPARED TESTIMONY WITH SECRETARY. WITNESS STATEMENT FORMS ARE AVAILABLE IF YOU CARE TO SUBMIT WRITTEN TESTIMONY.