

1 House BILL NO. 54  
 2 INTRODUCED BY Marks Anderson

3  
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION  
 5 75-7019, R.C.M. 1947, RELATING TO THE PROCEDURE FOR  
 6 DETERMINING THE MAXIMUM REIMBURSEMENT FOR INDIVIDUAL  
 7 TRANSPORTATION AND RELATING TO THE RATES OF SUCH  
 8 REIMBURSEMENT."

9  
 10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 Section 1. Section 75-7019, R.C.M. 1947, is amended to  
 12 read as follows:

13 "75-7019. Schedule of maximum reimbursement for  
 14 individual transportation including provisions for  
 15 isolation, room and board, and supervised study programs.  
 16 The following rates for individual transportation constitute  
 17 the maximum reimbursement to districts for individual  
 18 transportation from state and county sources of  
 19 transportation revenue under the provisions of sections  
 20 75-7022 and 75-7023. These rates also shall constitute the  
 21 limitation of the budgeted amounts for individual  
 22 transportation for the ensuing school fiscal year. When the  
 23 trustees contract with the parent or guardian of any  
 24 eligible transportee to provide individual transportation  
 25 for each day of school attendance, they shall reimburse the

1 parent or guardian on the basis of the following schedule:  
 2 ~~(1) When the parent or guardian provides the transportation~~  
 3 ~~conveyance, the following per diem rates shall be used to~~  
 4 ~~determine the total reimbursable amount for all eligible~~  
 5 ~~transportees residing in one household, including both~~  
 6 ~~elementary and high school pupils, except that eligible~~  
 7 ~~transportees shall be considered as coming from separate~~  
 8 ~~households when such eligible transportees are required by~~  
 9 ~~the trustees to attend schools in entirely separate~~  
 10 ~~communities and cannot be transported by the same conveyance~~  
 11 ~~or cared for in the same community. When the distance from~~  
 12 ~~the eligible transportee's residence to his assigned school~~  
 13 ~~is:~~

14 (1) When a parent or guardian transports an eligible  
 15 transportee or transportees from the residence of the parent  
 16 or guardian to a school, or to schools located within three  
 17 (3) miles of one another, the total reimbursement per day of  
 18 attendance shall be determined by multiplying the distance  
 19 in miles between the residence and the school, or the most  
 20 distant school if more than one, by two (2), subtracting six  
 21 (6) miles from the product so obtained, and multiplying the  
 22 difference by twelve cents (\$.12) provided that:

23 ~~(a) not less than three (3) miles but less than five~~  
 24 ~~(5) miles, the rate shall be thirty cents (.30) for one (1)~~  
 25 ~~eligible transportee and twelve cents (.12) for each~~

1 additional--eligible--transportee--but--shall--not--exceed  
2 sixty-six--cents--(\$.66)--for--all--the--eligible--transportees--of  
3 one-household;

4 (a) if two (2) or more eligible transportees are  
5 transported by a parent or guardian to two (2) or more  
6 schools located within three (3) miles of one another, and  
7 if such schools are operated by different school districts,  
8 the total amount of the reimbursement shall be divided  
9 equally between the districts.

10 ~~(b) --not--less--than--five--(5)--miles--but--less--than--seven~~  
11 ~~(7)--miles;--the--rate--shall--be--thirty-six--cents--(\$.36)--for--one~~  
12 ~~(1)--eligible--transportee--and--twelve--cents--(\$.12)--for--each~~  
13 ~~additional--eligible--transportee--but--shall--not--exceed~~  
14 ~~eighty-four--cents--(\$.94)--for--all--the--eligible--transportees~~  
15 ~~of--one--household;~~

16 (b) if two or more eligible transportees are  
17 transported by a parent or guardian to two (2) or more  
18 schools located more than three (3) miles from one another,  
19 the parent or guardian shall be separately reimbursed for  
20 transporting the eligible transportee or transportees to  
21 each school.

22 ~~(c) --not--less--than--seven--(7)--miles--but--less--than--~~  
23 ~~(12)--miles;--the--rate--shall--be--forty-eight--cents--(\$.48)--for~~  
24 ~~one--(1)--eligible--transportee--and--twelve--cents--(\$.12)--for~~  
25 ~~each--additional--eligible--transportee--but--shall--not--exceed~~

1 one-dollar-and-eight-cents--(\$1.08)--for--all--the--eligible  
2 transportees--of--one--household;--or--

3 (c) if a parent transports two or more eligible  
4 transportees to a school and a bus stop which school and bus  
5 stop are located within three (3) miles of one another, the  
6 total reimbursement shall be determined under the provisions  
7 of this subsection and shall be divided equally between the  
8 district operating the school and the district operating the  
9 bus.

10 ~~(d) --twelve--(12)--or--more--miles;--the--rate--shall--be--sixty~~  
11 ~~cents--(\$.60)--for--one--(1)--eligible--transportee--and--twelve~~  
12 ~~cents--(\$.12)--for--each--additional--eligible--transportee--but~~  
13 ~~shall--not--exceed--one--dollar--and--twenty--cents--(\$1.20)--for--all~~  
14 ~~the--eligible--transportees--of--one--household;~~

15 ~~(2) --When--the--parent--or--guardian--provides--the~~  
16 ~~transportation--conveyance--from--the--eligible--transportee's~~  
17 ~~residence--to--an--approved--route--of--the--school--bus--designated~~  
18 ~~by--the--trustees--for--the--transportation--of--such--eligible~~  
19 ~~transportee;--the--per--diem--rates--prescribed--in--subsection--(1)~~  
20 ~~shall--be--used--to--determine--the--reimbursable--amount--for--such~~  
21 ~~transportation--on--the--basis--of--the--distance--from--the--child's~~  
22 ~~residence--to--an--established--bus--route--stop;--When--the~~  
23 ~~distance--from--the--eligible--transportee's--residence--to--the~~  
24 ~~approved--bus--route--stop--is--not--less--than--one--and--one--half--(1~~  
25 ~~1/2)--miles--but--less--than--three--(3)--miles;--the--reimbursement~~

1 ~~rate shall be one-half (1/2) the rate prescribed in~~  
 2 ~~subsection (1) (a) above. No transportation reimbursement~~  
 3 ~~shall be paid to a parent or guardian when the distance from~~  
 4 ~~the child's residence is less than one and one-half (1 1/2)~~  
 5 ~~miles from an established bus route stop.~~

6 (2) When the parent or guardian transports an eligible  
 7 transportee or transportees from the residence to a bus stop  
 8 of a bus route approved by the trustees for the  
 9 transportation of the transportee or transportees, the total  
 10 reimbursement per day of attendance shall be determined by  
 11 multiplying the distance in miles between the residence and  
 12 the bus stop by two (2), subtracting three (3) miles from  
 13 the product so obtained and multiplying the difference by  
 14 twelve cents (\$.12) provided that:

15 (a) if the eligible transportees transported attend  
 16 schools in different districts but ride on one bus, the  
 17 districts shall divide the total reimbursement equally, and

18 (b) if the parent or guardian is required to transport  
 19 the eligible transportees to more than one bus, the parent  
 20 or guardian shall be separately reimbursed for  
 21 transportation to each bus.

22 (3) Where, due to excessive distances, impassable roads  
 23 or other special circumstances of isolation, the rates  
 24 prescribed in subsections (1) or (2) would be an inadequate  
 25 reimbursement for the transportation costs or would result

1 in a physical hardship for the eligible transportee, his  
 2 parent or guardian may request an increase in the  
 3 reimbursement rate. Such a request for increased rates due  
 4 to isolation shall be made by the parent or guardian on the  
 5 contract for individual transportation for the ensuing  
 6 school fiscal year by indicating the special facts and  
 7 circumstances which exist to justify the increase. Before  
 8 any increase rate due to isolation can be paid to the  
 9 requesting parent or guardian, such rate must be approved by  
 10 the county transportation committee and the superintendent  
 11 of public instruction after the trustees have indicated  
 12 their approval or disapproval. Regardless of the action of  
 13 the trustees and when approval is given by the county  
 14 transportation committee and the superintendent of public  
 15 instruction, the trustees shall pay such increased rate due  
 16 to isolation. ~~The percentage increases of the per-day~~  
 17 ~~individual transportation rates prescribed in subsections~~  
 18 ~~(1) and (2) in relation to the degree of isolation, except~~  
 19 ~~that such increases shall not exceed one hundred per cent~~  
 20 ~~(100%). The increased rate shall be one and one-half (1 1/2)~~  
 21 ~~times the rate prescribed in subsection (1) above.~~

22 (4) When the isolated conditions of the household where  
 23 an eligible transportee resides require such eligible  
 24 transportee to live away from the household in order to  
 25 attend school, he shall be eligible for the room and board

1 reimbursement. Approval to receive the room and board  
 2 reimbursement shall be obtained in the same manner  
 3 prescribed in subsection (3) above. ~~The per diem rate for~~  
 4 ~~room and board shall be one dollar and fifty cents--(\$1.50)~~  
 5 ~~for one eligible transportee, sixty cents--(\$.60) for a~~  
 6 ~~second eligible transportee of the same household and thirty~~  
 7 ~~cents--(\$.30) for each additional eligible transportee of the~~  
 8 ~~same household.~~ The per diem rate for room and board shall  
 9 be four dollars (\$4) for one eligible transportee and two  
 10 dollars (\$2) for each additional eligible transportee of the  
 11 same household.

12 (5) When the individual transportation provision is to  
 13 be satisfied by supervised home study or supervised  
 14 correspondence study, the reimbursement rate shall be the  
 15 cost of such study; provided that the course of instruction  
 16 is approved by the trustees and supervised by the district.

17 (6) The schedules provided in this section shall not be  
 18 altered by any authority other than the legislative assembly  
 19 of the state of Montana, ~~except as provided in subsection~~  
 20 ~~(3).~~"

-End-

STATE OF MONTANA

REQUEST NO. 46-75

FISCAL NOTE

Form BD-15

In compliance with a written request received 1-17, 19 75, there is hereby submitted a Fiscal Note for House Bill 54 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:

An act to revise the procedure for determining the maximum reimbursement for individual transportation.

ASSUMPTIONS:

1. There are 3,089 individual contracts of which 32.2% live 4 miles from school, 17.0% live 6 miles from school, 21.3% live 9.5 miles from school and 29.5% live 18 miles from school.
2. Thirty percent will receive isolation increases.
3. There are 469 children with room and board rates; 60% will be first siblings.
4. State reimbursement for high school on schedule transportation costs is one-third of the on schedule amounts as established under Section 75-7018, R.C.M. 1947. The county reimbursement is 2/3 of the on schedule amount; a county-wide levy for transportation reimbursement is authorized for such purpose. Over schedule costs are borne by the district.
5. Reimbursement for elementary school on schedule costs is borne 1/3 by the state and 1/3 by the county. The remaining 1/3 plus any over schedule costs are borne by the district.
6. The county's obligation to districts for reimbursement for elementary transportation is paid from the revenue derived from the 25 mill basic county levy for elementary schools before county equalization funds is apportioned for the Foundation Program.
7. An increase in on schedule reimbursable transportation rates will reduce the amount of revenue to the County Equalization Aid Fund, which in turn would increase the amount of State Equalization Aid necessary to fully fund the Foundation Program.
8. Approximately 41.5% of State reimbursement is for high school transportation.

FISCAL IMPACT: (Please See Next Page)

CONTINUED

BUDGET DIRECTOR

Office of Budget and Program Planning

Date: \_\_\_\_\_

## STATE OF MONTANA

REQUEST NO. 46-75Continued

## FISCAL NOTE

Form BD-15

In compliance with a written request received 1-17, 19 75, there is hereby submitted a Fiscal Note for House Bill 54 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.

## FISCAL IMPACT:

State Impact

	<u>FY76</u>	<u>FY77</u>
Increase in State share of transportation reimbursement for high schools. (1/3)	\$ 118,000	\$ 118,000
Increase in State share of transportation reimbursement for elementary schools.	<u>170,000</u>	<u>170,000</u>
	288,000	288,000
Increase in State Equalization Aid payments to fully fund foundation program.	<u>170,000</u>	<u>170,000</u>
Total Increased State Expenditures	<u>\$ 458,000</u>	<u>\$ 458,000</u>

County Impact

Increase in county share of transportation reimbursement for high schools (2/3) to be funded through increased county transportation levy.	\$ 236,000	\$ 236,000
Increase in county share for elementary transportation	<u>170,000</u>	<u>170,000</u>
Total Increase in County Expenditures	<u>\$ 406,000</u>	<u>\$ 406,000</u>

District Impact

Elementary School District (i.e., district contribution is reduced by the amount the State and county contributions are increased)	\$ (340,000)*	\$ (340,000)*
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High School

(The amount of "on schedule" costs to the district that are reimbursable from State and county sources is increased; hence district costs are decreased by the same amount)	<u>\$ (354,000)*</u>	<u>\$ (354,000)*</u>
Total Decrease in District Expenditures	<u>\$ (694,000)*</u>	<u>\$ (694,000)*</u>

\* Decrease

*Michael A. Bellings*  
 BUDGET DIRECTOR  
 Office of Budget and Program Planning  
 Date: 1/22/75

Approved by Committee on Education

1 House BILL NO. 54  
2 INTRODUCED BY Markus Anderson

3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION  
5 75-7019, R.C.M. 1947, RELATING TO THE PROCEDURE FOR  
6 DETERMINING THE MAXIMUM REIMBURSEMENT FOR INDIVIDUAL  
7 TRANSPORTATION AND RELATING TO THE RATES OF SUCH  
8 REIMBURSEMENT."

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

11 Section 1. Section 75-7019, R.C.M. 1947, is amended to  
12 read as follows:

13 "75-7019. Schedule of maximum reimbursement for  
14 individual transportation including provisions for  
15 isolation, room and board, and supervised study programs.  
16 The following rates for individual transportation constitute  
17 the maximum reimbursement to districts for individual  
18 transportation from state and county sources of  
19 transportation revenue under the provisions of sections  
20 75-7022 and 75-7023. These rates also shall constitute the  
21 limitation of the budgeted amounts for individual  
22 transportation for the ensuing school fiscal year. When the  
23 trustees contract with the parent or guardian of any  
24 eligible transportee to provide individual transportation  
25 for each day of school attendance, they shall reimburse the

1 parent or guardian on the basis of the following schedule:  
2 ~~(1) When the parent or guardian provides the transportation~~  
3 ~~conveyance, the following per diem rates shall be used to~~  
4 ~~determine the total reimbursable amount for all eligible~~  
5 ~~transportees residing in one household, including both~~  
6 ~~elementary and high school pupils, except that eligible~~  
7 ~~transportees shall be considered as coming from separate~~  
8 ~~households when such eligible transportees are required by~~  
9 ~~the trustees to attend schools in entirely separate~~  
10 ~~communities and cannot be transported by the same conveyance~~  
11 ~~or cared for in the same community. When the distance from~~  
12 ~~the eligible transportee's residence to his assigned school~~  
13 ~~is:~~

14 (1) When a parent or guardian transports an eligible  
15 transportee or transportees from the residence of the parent  
16 or guardian to a school, or to schools located within three  
17 (3) miles of one another, the total reimbursement per day of  
18 attendance shall be determined by multiplying the distance  
19 in miles between the residence and the school, or the most  
20 distant school if more than one, by two (2), subtracting six  
21 (6) miles from the product so obtained, and multiplying the  
22 difference by twelve cents (\$.12) provided that:

23 ~~(a) not less than three (3) miles but less than five~~  
24 ~~(5) miles, the rate shall be thirty cents (.30) for one (1)~~  
25 ~~eligible transportee and twelve cents (.12) for each~~

1 additional--eligible--transportee--but--shall--not--exceed  
2 sixty-six--cents--(\$.66)--for--all--the--eligible--transportees--of  
3 one--household;

4 (a) if two (2) or more eligible transportees are  
5 transported by a parent or guardian to two (2) or more  
6 schools located within three (3) miles of one another, and  
7 if such schools are operated by different school districts,  
8 the total amount of the reimbursement shall be divided  
9 equally between the districts.

10 ~~(b) not less than five (5) miles but less than seven~~  
11 ~~(7) miles, the rate shall be thirty-six cents (\$.36) for one~~  
12 ~~(1) eligible transportee and twelve cents (\$.12) for each~~  
13 ~~additional--eligible--transportee--but--shall--not--exceed~~  
14 ~~eighty-four cents (\$.94) for all the eligible transportees~~  
15 ~~of one household.~~

16 (b) if two or more eligible transportees are  
17 transported by a parent or guardian to two (2) or more  
18 schools located more than three (3) miles from one another,  
19 the parent or guardian shall be separately reimbursed for  
20 transporting the eligible transportee or transportees to  
21 each school.

22 ~~(c) not less than seven (7) miles but less than~~  
23 ~~(12) miles, the rate shall be forty-eight cents (\$.48) for~~  
24 ~~one (1) eligible transportee and twelve cents (\$.12) for~~  
25 ~~each additional eligible transportee but shall not exceed~~

1 one-dollar-and-eight-cents--(\$1.88)--for--all--the--eligible  
2 transportees--of--one--household;--or--

3 (c) if a parent transports two or more eligible  
4 transportees to a school and a bus stop which school and bus  
5 stop are located within three (3) miles of one another, the  
6 total reimbursement shall be determined under the provisions  
7 of this subsection and shall be divided equally between the  
8 district operating the school and the district operating the  
9 bus.

10 ~~(d) twelve (12) or more miles, the rate shall be sixty~~  
11 ~~cents (\$.60) for one (1) eligible transportee and twelve~~  
12 ~~cents (\$.12) for each additional eligible transportee but~~  
13 ~~shall not exceed one-dollar-and-twenty-cents (\$1.20) for all~~  
14 ~~the eligible transportees of one household.~~

15 (2) When the parent or guardian provides the  
16 transportation conveyance from the eligible transportee's  
17 residence to an approved route of the school bus designated  
18 by the trustees for the transportation of such eligible  
19 transportee, the per diem rates prescribed in subsection (1)  
20 shall be used to determine the reimbursable amount for such  
21 transportation on the basis of the distance from the child's  
22 residence to an established bus route stop. When the  
23 distance from the eligible transportee's residence to the  
24 approved bus route stop is not less than one and one-half (1  
25 1/2) miles but less than three (3) miles, the reimbursement

1 ~~rate shall be one-half (1/2) the rate prescribed in~~  
 2 ~~subsection (1) (a) above. No transportation reimbursement~~  
 3 ~~shall be paid to a parent or guardian when the distance from~~  
 4 ~~the child's residence is less than one and one-half (1 1/2)~~  
 5 ~~miles from an established bus route stop.~~

6 (2) When the parent or guardian transports an eligible  
 7 transportee or transportees from the residence to a bus stop  
 8 of a bus route approved by the trustees for the  
 9 transportation of the transportee or transportees, the total  
 10 reimbursement per day of attendance shall be determined by  
 11 multiplying the distance in miles between the residence and  
 12 the bus stop by two (2), subtracting three (3) miles from  
 13 the product so obtained and multiplying the difference by  
 14 twelve cents (\$.12) provided that:

15 (a) if the eligible transportees transported attend  
 16 schools in different districts but ride on one bus, the  
 17 districts shall divide the total reimbursement equally, and

18 (b) if the parent or guardian is required to transport  
 19 the eligible transportees to more than one bus, the parent  
 20 or guardian shall be separately reimbursed for  
 21 transportation to each bus.

22 (3) Where, due to excessive distances, impassable roads  
 23 or other special circumstances of isolation, the rates  
 24 prescribed in subsections (1) or (2) would be an inadequate  
 25 reimbursement for the transportation costs or would result

1 in a physical hardship for the eligible transportee, his  
 2 parent or guardian may request an increase in the  
 3 reimbursement rate. Such a request for increased rates due  
 4 to isolation shall be made by the parent or guardian on the  
 5 contract for individual transportation for the ensuing  
 6 school fiscal year by indicating the special facts and  
 7 circumstances which exist to justify the increase. Before  
 8 any increase rate due to isolation can be paid to the  
 9 requesting parent or guardian, such rate must be approved by  
 10 the county transportation committee and the superintendent  
 11 of public instruction after the trustees have indicated  
 12 their approval or disapproval. Regardless of the action of  
 13 the trustees and when approval is given by the county  
 14 transportation committee and the superintendent of public  
 15 instruction, the trustees shall pay such increased rate due  
 16 to isolation. ~~The percentage increases of the per day~~  
 17 ~~individual transportation rates prescribed in subsections~~  
 18 ~~(1) and (2) in relation to the degree of isolation, except~~  
 19 ~~that such increases shall not exceed one hundred per cent~~  
 20 ~~(±00%). The increased rate shall be one and one-half (1 1/2)~~  
 21 ~~times the rate prescribed in subsection (1) above.~~

22 (4) When the isolated conditions of the household where  
 23 an eligible transportee resides require such eligible  
 24 transportee to live away from the household in order to  
 25 attend school, he shall be eligible for the room and board

HB 54

1 reimbursement. Approval to receive the room and board  
2 reimbursement shall be obtained in the same manner  
3 prescribed in subsection (3) above. ~~The per diem rate for~~  
4 ~~room and board shall be one dollar and fifty cents--(\$1.50)~~  
5 ~~for one eligible transportee, sixty cents--(\$.60) for a~~  
6 ~~second eligible transportee of the same household and thirty~~  
7 ~~cents--(\$.30) for each additional eligible transportee of the~~  
8 ~~same household.~~ The per diem rate for room and board shall  
9 be four dollars (\$4) for one eligible transportee and two  
10 dollars (\$2) for each additional eligible transportee of the  
11 same household.

12 (5) When the individual transportation provision is to  
13 be satisfied by supervised home study or supervised  
14 correspondence study, the reimbursement rate shall be the  
15 cost of such study; provided that the course of instruction  
16 is approved by the trustees and supervised by the district.

17 (6) The schedules provided in this section shall not be  
18 altered by any authority other than the legislative assembly  
19 of the state of Montana, ~~except as provided in subsection~~  
20 ~~(3).~~"

-End-

Approved by Committee  
on Appropriations

HOUSE BILL NO. 54

INTRODUCED BY MARKS, GUNDERSON

A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION 75-7019, R.C.M. 1947, RELATING TO THE PROCEDURE FOR DETERMINING THE MAXIMUM REIMBURSEMENT FOR INDIVIDUAL TRANSPORTATION AND RELATING TO THE RATES OF SUCH REIMBURSEMENT."

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

Section 1. Section 75-7019, R.C.M. 1947, is amended to read as follows:

"75-7019. Schedule of maximum reimbursement for individual transportation including provisions for isolation, room and board, and supervised study programs. The following rates for individual transportation constitute the maximum reimbursement to districts for individual transportation from state and county sources of transportation revenue under the provisions of sections 75-7022 and 75-7023. These rates also shall constitute the limitation of the budgeted amounts for individual transportation for the ensuing school fiscal year. When the trustees contract with the parent or guardian of any eligible transportee to provide individual transportation for each day of school attendance, they shall reimburse the

parent or guardian on the basis of the following schedule:  
~~(1) When the parent or guardian provides the transportation conveyance, the following per diem rates shall be used to determine the total reimbursable amount for all eligible transportees residing in one household, including both elementary and high school pupils, except that eligible transportees shall be considered as coming from separate households when such eligible transportees are required by the trustees to attend schools in entirely separate communities and cannot be transported by the same conveyance or cared for in the same community. When the distance from the eligible transportee's residence to his assigned school is:~~

(1) When a parent or guardian transports an eligible transportee or transportees from the residence of the parent or guardian to a school, or to schools located within three (3) miles of one another, the total reimbursement per day of attendance shall be determined by multiplying the distance in miles between the residence and the school, or the most distant school if more than one, by two (2), subtracting six (6) miles from the product so obtained, and multiplying the difference by ~~twelve cents (\$0.12)~~ NINE CENTS (\$.09) provided that:

~~(a) not less than three (3) miles but less than five (5) miles, the rate shall be thirty cents (\$0.30) for one (1)~~

SECOND READING  
SECOND PRINTING 2/22/75

1 ~~eligible transportee and twelve cents (\$12) for each~~  
 2 ~~additional eligible transportee but shall not exceed~~  
 3 ~~sixty-six cents (\$66) for all the eligible transportees of~~  
 4 ~~one household;~~

5 (a) if two (2) or more eligible transportees are  
 6 transported by a parent or guardian to two (2) or more  
 7 schools located within three (3) miles of one another, and  
 8 if such schools are operated by different school districts,  
 9 the total amount of the reimbursement shall be divided  
 10 equally between the districts.

11 ~~(b) not less than five (5) miles but less than seven~~  
 12 ~~(7) miles, the rate shall be thirty-six cents (\$36) for one~~  
 13 ~~(1) eligible transportee and twelve cents (\$12) for each~~  
 14 ~~additional eligible transportee but shall not exceed~~  
 15 ~~eighty-four cents (\$84) for all the eligible transportees~~  
 16 ~~of one household;~~

17 (b) if two or more eligible transportees are  
 18 transported by a parent or guardian to two (2) or more  
 19 schools located more than three (3) miles from one another,  
 20 the parent or guardian shall be separately reimbursed for  
 21 transporting the eligible transportee or transportees to  
 22 each school.

23 ~~(c) not less than seven (7) miles but less than twelve~~  
 24 ~~(12) miles, the rate shall be forty-eight cents (\$48) for~~  
 25 ~~one (1) eligible transportee and twelve cents (\$12) for~~

1 ~~each additional eligible transportee but shall not exceed~~  
 2 ~~one dollar and eight cents (\$1.08) for all the eligible~~  
 3 ~~transportees of one household; or~~

4 (c) if a parent transports two or more eligible  
 5 transportees to a school and a bus stop which school and bus  
 6 stop are located within three (3) miles of one another, the  
 7 total reimbursement shall be determined under the provisions  
 8 of this subsection and shall be divided equally between the  
 9 district operating the school and the district operating the  
 10 bus.

11 ~~(d) twelve (12) or more miles, the rate shall be sixty~~  
 12 ~~cents (\$60) for one (1) eligible transportee and twelve~~  
 13 ~~cents (\$12) for each additional eligible transportee but~~  
 14 ~~shall not exceed one dollar and twenty cents (\$1.20) for all~~  
 15 ~~the eligible transportees of one household;~~

16 ~~(2) When the parent or guardian provides the~~  
 17 ~~transportation conveyance from the eligible transportee's~~  
 18 ~~residence to an approved route of the school bus designated~~  
 19 ~~by the trustees for the transportation of such eligible~~  
 20 ~~transportee, the per diem rates prescribed in subsection (1)~~  
 21 ~~shall be used to determine the reimbursable amount for such~~  
 22 ~~transportation on the basis of the distance from the child's~~  
 23 ~~residence to an established bus route stop, when the~~  
 24 ~~distance from the eligible transportee's residence to the~~  
 25 ~~approved bus route stop is not less than one and one-half (1~~

1 ~~1/2}--miles-but-less-than-three-(3)-miles, the reimbursement~~  
 2 ~~rate--shall-be-one-half--(1/2)--the--rate--prescribed---in~~  
 3 ~~subsection--(1)--(a)--above. No transportation reimbursement~~  
 4 ~~shall-be-paid-to-a-parent-or-guardian-when-the-distance-from~~  
 5 ~~the-child's-residence-is-less-than-one-and-one-half-(1--1/2)~~  
 6 ~~miles-from-an-established-bus-route-stop.~~

7 (2) When the parent or guardian transports an eligible  
 8 transportee or transportees from the residence to a bus stop  
 9 of a bus route approved by the trustees for the  
 10 transportation of the transportee or transportees, the total  
 11 reimbursement per day of attendance shall be determined by  
 12 multiplying the distance in miles between the residence and  
 13 the bus stop by two (2), subtracting three (3) miles from  
 14 the product so obtained and multiplying the difference by  
 15 twelve-cents-(~~6.12~~) NINE CENTS (\$.09) provided that:

16 (a) if the eligible transportees transported attend  
 17 schools in different districts but ride on one bus, the  
 18 districts shall divide the total reimbursement equally, and

19 (b) if the parent or guardian is required to transport  
 20 the eligible transportees to more than one bus, the parent  
 21 or guardian shall be separately reimbursed for  
 22 transportation to each bus.

23 (3) Where, due to excessive distances, impassable roads  
 24 or other special circumstances of isolation, the rates  
 25 prescribed in subsections (1) or (2) would be an inadequate

1 reimbursement for the transportation costs or would result  
 2 in a physical hardship for the eligible transportee, his  
 3 parent or guardian may request an increase in the  
 4 reimbursement rate. Such a request for increased rates due  
 5 to isolation shall be made by the parent or guardian on the  
 6 contract for individual transportation for the ensuing  
 7 school fiscal year by indicating the special facts and  
 8 circumstances which exist to justify the increase. Before  
 9 any increase rate due to isolation can be paid to the  
 10 requesting parent or guardian, such rate must be approved by  
 11 the county transportation committee and the superintendent  
 12 of public instruction after the trustees have indicated  
 13 their approval or disapproval. Regardless of the action of  
 14 the trustees and when approval is given by the county  
 15 transportation committee and the superintendent of public  
 16 instruction, the trustees shall pay such increased rate due  
 17 to isolation. ~~The--percentage--increases--of--the--per-day~~  
 18 ~~individual--transportation--rates--prescribed-in-subsections~~  
 19 ~~(1)-and-(2)-in-relation-to-the-degree-of--isolation,--except~~  
 20 ~~that--such--increases--shall-not-exceed-one-hundred-per-cent~~  
 21 ~~(100%). The increased rate shall be one and one-half (1 1/2)~~  
 22 ~~times the rate prescribed in subsection (1) above.~~

23 (4) When the isolated conditions of the household where  
 24 an eligible transportee resides require such eligible  
 25 transportee to live away from the household in order to

1 attend school, he shall be eligible for the room and board  
 2 reimbursement. Approval to receive the room and board  
 3 reimbursement shall be obtained in the same manner  
 4 prescribed in subsection (3) above. ~~The per diem rate for~~  
 5 ~~room and board shall be one dollar and fifty cents--(\$1.50)~~  
 6 ~~for one eligible transportee, sixty cents--(\$.60) for a~~  
 7 ~~second eligible transportee of the same household and thirty~~  
 8 ~~cents--(\$.30) for each additional eligible transportee of the~~  
 9 ~~same household. The per diem rate for room and board shall~~  
 10 ~~be four dollars---(\$4) THREE DOLLARS (\$3) for one eligible~~  
 11 ~~transportee and two dollars--(\$2) ONE DOLLAR AND FIFTY CENTS~~  
 12 (\$1.50) for each additional eligible transportee of the same  
 13 household.

14 (5) When the individual transportation provision is to  
 15 be satisfied by supervised home study or supervised  
 16 correspondence study, the reimbursement rate shall be the  
 17 cost of such study; provided that the course of instruction  
 18 is approved by the trustees and supervised by the district.

19 (6) The schedules provided in this section shall not be  
 20 altered by any authority other than the legislative assembly  
 21 of the state of Montana, ~~except as provided in subsection~~  
 22 ~~(3)."~~

-End-

## HOUSE BILL NO. 54

INTRODUCED BY MARKS, GUNDERSON

A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION 75-7019, R.C.M. 1947, RELATING TO THE PROCEDURE FOR DETERMINING THE MAXIMUM REIMBURSEMENT FOR INDIVIDUAL TRANSPORTATION AND RELATING TO THE RATES OF SUCH REIMBURSEMENT."

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

Section 1. Section 75-7019, R.C.M. 1947, is amended to read as follows:

"75-7019. Schedule of maximum reimbursement for individual transportation including provisions for isolation, room and board, and supervised study programs. The following rates for individual transportation constitute the maximum reimbursement to districts for individual transportation from state and county sources of transportation revenue under the provisions of sections 75-7022 and 75-7023. These rates also shall constitute the limitation of the budgeted amounts for individual transportation for the ensuing school fiscal year. When the trustees contract with the parent or guardian of any eligible transportee to provide individual transportation for each day of school attendance, they shall reimburse the

parent or guardian on the basis of the following schedule:  
~~(1) When the parent or guardian provides the transportation conveyance, the following per diem rates shall be used to determine the total reimbursable amount for all eligible transportees residing in one household, including both elementary and high school pupils, except that eligible transportees shall be considered as coming from separate households when such eligible transportees are required by the trustees to attend schools in entirely separate communities and cannot be transported by the same conveyance or cared for in the same community. When the distance from the eligible transportee's residence to his assigned school is:~~

(1) When a parent or guardian transports an eligible transportee or transportees from the residence of the parent or guardian to a school, or to schools located within three (3) miles of one another, the total reimbursement per day of attendance shall be determined by multiplying the distance in miles between the residence and the school, or the most distant school if more than one, by two (2), subtracting six (6) miles from the product so obtained, and multiplying the difference by ~~twelve cents (\$0.12)~~ NINE CENTS (\$.09) provided that:

~~(a) not less than three (3) miles but less than five (5) miles, the rate shall be thirty cents (\$0.30) for one (1)~~

1 ~~eligible transportee and twelve cents (\$12) for each~~  
 2 ~~additional eligible transportee but shall not exceed~~  
 3 ~~sixty six cents (\$66) for all the eligible transportees of~~  
 4 ~~one household;~~

5 (a) if two (2) or more eligible transportees are  
 6 transported by a parent or guardian to two (2) or more  
 7 schools located within three (3) miles of one another, and  
 8 if such schools are operated by different school districts,  
 9 the total amount of the reimbursement shall be divided  
 10 equally between the districts.

11 ~~(b) not less than five (5) miles but less than seven~~  
 12 ~~(7) miles, the rate shall be thirty six cents (\$36) for one~~  
 13 ~~(1) eligible transportee and twelve cents (\$12) for each~~  
 14 ~~additional eligible transportee but shall not exceed~~  
 15 ~~eighty four cents (\$84) for all the eligible transportees~~  
 16 ~~of one household;~~

17 (b) if two or more eligible transportees are  
 18 transported by a parent or guardian to two (2) or more  
 19 schools located more than three (3) miles from one another,  
 20 the parent or guardian shall be separately reimbursed for  
 21 transporting the eligible transportee or transportees to  
 22 each school.

23 ~~(c) not less than seven (7) miles but less than twelve~~  
 24 ~~(12) miles, the rate shall be forty eight cents (\$48) for~~  
 25 ~~one (1) eligible transportee and twelve cents (\$12) for~~

1 ~~each additional eligible transportee but shall not exceed~~  
 2 ~~one dollar and eight cents (\$1.08) for all the eligible~~  
 3 ~~transportees of one household; or~~

4 (c) if a parent transports two or more eligible  
 5 transportees to a school and a bus stop which school and bus  
 6 stop are located within three (3) miles of one another, the  
 7 total reimbursement shall be determined under the provisions  
 8 of this subsection and shall be divided equally between the  
 9 district operating the school and the district operating the  
 10 bus.

11 ~~(d) twelve (12) or more miles, the rate shall be sixty~~  
 12 ~~cents (\$60) for one (1) eligible transportee and twelve~~  
 13 ~~cents (\$12) for each additional eligible transportee but~~  
 14 ~~shall not exceed one dollar and twenty cents (\$1.20) for all~~  
 15 ~~the eligible transportees of one household;~~

16 ~~(2) When the parent or guardian provides the~~  
 17 ~~transportation conveyance from the eligible transportee's~~  
 18 ~~residence to an approved route of the school bus designated~~  
 19 ~~by the trustees for the transportation of such eligible~~  
 20 ~~transportee, the per diem rates prescribed in subsection (1)~~  
 21 ~~shall be used to determine the reimbursable amount for such~~  
 22 ~~transportation on the basis of the distance from the child's~~  
 23 ~~residence to an established bus route stop. When the~~  
 24 ~~distance from the eligible transportee's residence to the~~  
 25 ~~approved bus route stop is not less than one and one half (1~~

1 ~~1/2) miles but less than three (3) miles, the reimbursement~~  
 2 ~~rate shall be one-half (1/2) the rate prescribed in~~  
 3 ~~subsection (1) (a) above. No transportation reimbursement~~  
 4 ~~shall be paid to a parent or guardian when the distance from~~  
 5 ~~the child's residence is less than one and one-half (1 1/2)~~  
 6 ~~miles from an established bus route stop.~~

7 (2) When the parent or guardian transports an eligible  
 8 transportee or transportees from the residence to a bus stop  
 9 of a bus route approved by the trustees for the  
 10 transportation of the transportee or transportees, the total  
 11 reimbursement per day of attendance shall be determined by  
 12 multiplying the distance in miles between the residence and  
 13 the bus stop by two (2), subtracting three (3) miles from  
 14 the product so obtained and multiplying the difference by  
 15 twelve cents (~~12~~) NINE CENTS (\$.09) provided that:

16 (a) if the eligible transportees transported attend  
 17 schools in different districts but ride on one bus, the  
 18 districts shall divide the total reimbursement equally, and

19 (b) if the parent or guardian is required to transport  
 20 the eligible transportees to more than one bus, the parent  
 21 or guardian shall be separately reimbursed for  
 22 transportation to each bus.

23 (3) Where, due to excessive distances, impassable roads  
 24 or other special circumstances of isolation, the rates  
 25 prescribed in subsections (1) or (2) would be an inadequate

1 reimbursement for the transportation costs or would result  
 2 in a physical hardship for the eligible transportee, his  
 3 parent or guardian may request an increase in the  
 4 reimbursement rate. Such a request for increased rates due  
 5 to isolation shall be made by the parent or guardian on the  
 6 contract for individual transportation for the ensuing  
 7 school fiscal year by indicating the special facts and  
 8 circumstances which exist to justify the increase. Before  
 9 any increase rate due to isolation can be paid to the  
 10 requesting parent or guardian, such rate must be approved by  
 11 the county transportation committee and the superintendent  
 12 of public instruction after the trustees have indicated  
 13 their approval or disapproval. Regardless of the action of  
 14 the trustees and when approval is given by the county  
 15 transportation committee and the superintendent of public  
 16 instruction, the trustees shall pay such increased rate due  
 17 to isolation. ~~The percentage increases of the per day~~  
 18 ~~individual transportation rates prescribed in subsections~~  
 19 ~~(1) and (2) in relation to the degree of isolation, except~~  
 20 ~~that such increases shall not exceed one hundred per cent~~  
 21 ~~(100%).~~ The increased rate shall be one and one-half (1 1/2)  
 22 times the rate prescribed in subsection (1) above.

23 (4) When the isolated conditions of the household where  
 24 an eligible transportee resides require such eligible  
 25 transportee to live away from the household in order to

1 attend school, he shall be eligible for the room and board  
 2 reimbursement. Approval to receive the room and board  
 3 reimbursement shall be obtained in the same manner  
 4 prescribed in subsection (3) above. ~~The per diem rate for~~  
 5 ~~room and board shall be one dollar and fifty cents--(\$1.50)~~  
 6 ~~for one eligible transportee, sixty cents--(\$.60)--for a~~  
 7 ~~second eligible transportee of the same household and thirty~~  
 8 ~~cents--(\$.30)--for each additional eligible transportee of the~~  
 9 ~~same household. The per diem rate for room and board shall~~  
 10 be four--dollars--(\$4) THREE DOLLARS (\$3) for one eligible  
 11 transportee and two--dollars--(\$2) ONE DOLLAR AND FIFTY CENTS  
 12 (\$1.50) for each additional eligible transportee of the same  
 13 household.

14 (5) When the individual transportation provision is to  
 15 be satisfied by supervised home study or supervised  
 16 correspondence study, the reimbursement rate shall be the  
 17 cost of such study; provided that the course of instruction  
 18 is approved by the trustees and supervised by the district.

19 (6) The schedules provided in this section shall not be  
 20 altered by any authority other than the legislative assembly  
 21 of the state of Montana, ~~except as provided in subsection~~  
 22 ~~(3)."~~

-End-

March 29, 1975

SENATE COMMITTEE ON EDUCATION  
AMENDMENTS TO HOUSE BILL NO. 54

That House Bill No. 54, third reading, be amended as follows:

1. Amend page 2, section 1, line 22.  
Following: "~~\$.12~~"  
Strike: "NINE CENTS (\$.09)"  
Insert: "twelve cents (\$.12)"
  
2. Amend page 5, section 1, line 15.  
Following: "~~\$.12~~"  
Strike: "NINE CENTS (\$.09)"  
Insert: "twelve cents (\$.12)"

HOUSE BILL NO. 54

INTRODUCED BY MARKS, GUNDERSON

A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION 75-7019, R.C.M. 1947, RELATING TO THE PROCEDURE FOR DETERMINING THE MAXIMUM REIMBURSEMENT FOR INDIVIDUAL TRANSPORTATION AND RELATING TO THE RATES OF SUCH REIMBURSEMENT."

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parent or guardian on the basis of the following schedule:

~~(1) When the parent or guardian provides the transportation conveyance, the following per diem rates shall be used to determine the total reimbursable amount for all eligible transportees residing in one household, including both elementary and high school pupils, except that eligible transportees shall be considered as coming from separate households when such eligible transportees are required by the trustees to attend schools in entirely separate communities and cannot be transported by the same conveyance or cared for in the same community. When the distance from the eligible transportee's residence to his assigned school is:~~

(1) When a parent or guardian transports an eligible transportee or transportees from the residence of the parent or guardian to a school, or to schools located within three (3) miles of one another, the total reimbursement per day of attendance shall be determined by multiplying the distance in miles between the residence and the school, or the most distant school if more than one, by two (2), subtracting six (6) miles from the product so obtained, and multiplying the difference by ~~twelve cents (\$0.12) NINE CENTS (\$0.09) TWELVE CENTS (\$0.12)~~ provided that:

~~(a) not less than three (3) miles but less than five (5) miles, the rate shall be thirty cents (\$0.30) for one (1)~~

1 eligible--transportee--and--twelve--cents--{\$.12}--for--each  
2 additional--eligible--transportee--but--shall--not--exceed  
3 sixty-six--cents--{\$.66}--for--all--the--eligible--transportees--of  
4 one-household;

5 (a) if two (2) or more eligible transportees are  
6 transported by a parent or guardian to two (2) or more  
7 schools located within three (3) miles of one another, and  
8 if such schools are operated by different school districts,  
9 the total amount of the reimbursement shall be divided  
10 equally between the districts.

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18 transported by a parent or guardian to two (2) or more  
19 schools located more than three (3) miles from one another,  
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21 transporting the eligible transportee or transportees to  
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24 ~~(12) miles, the rate shall be forty-eight cents (\$.48) for~~  
25 ~~one (1) eligible transportee and twelve cents (\$.12) for~~

1 each--additional--eligible--transportee--but--shall--not--exceed  
2 one-dollar--and--eight--cents--{\$.08}--for--all--the--eligible  
3 transportees--of--one--household;--or--

4 (c) if a parent transports two or more eligible  
5 transportees to a school and a bus stop which school and bus  
6 stop are located within three (3) miles of one another, the  
7 total reimbursement shall be determined under the provisions  
8 of this subsection and shall be divided equally between the  
9 district operating the school and the district operating the  
10 bus.

11 ~~(d) twelve (12) or more miles, the rate shall be sixty~~  
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14 ~~shall not exceed one-dollar-and-twenty-cents (\$.20) for all~~  
15 ~~the eligible transportees of one household;~~

16 ~~(2) When the parent or guardian provides the~~  
17 ~~transportation conveyance from the eligible transportee's~~  
18 ~~residence to an approved route of the school bus designated~~  
19 ~~by the trustees for the transportation of such eligible~~  
20 ~~transportee, the per diem rates prescribed in subsection (1)~~  
21 ~~shall be used to determine the reimbursable amount for such~~  
22 ~~transportation on the basis of the distance from the child's~~  
23 ~~residence to an established bus route stop. When the~~  
24 ~~distance from the eligible transportee's residence to the~~  
25 ~~approved bus route stop is not less than one and one-half (1~~

1 ~~1/2) miles but less than three (3) miles, the reimbursement~~  
 2 ~~rate shall be one-half (1/2) the rate prescribed in~~  
 3 ~~subsection (1) (a) above. No transportation reimbursement~~  
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 19 ~~individual transportation rates prescribed in subsections~~  
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 22 ~~(100%). The increased rate shall be one and one-half (1 1/2)~~  
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 25 an eligible transportee resides require such eligible

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 10 be ~~four dollars---~~(\$4) THREE DOLLARS (\$3) for one eligible  
 11 transportee and ~~two dollars--~~(\$2) ONE DOLLAR AND FIFTY CENTS  
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19 (6) The schedules provided in this section shall not be  
 20 altered by any authority other than the ~~legislative assembly~~  
 21 legislature of the state of Montana, ~~except as provided in~~  
 22 ~~subsection (3).~~"

-End-