1	HOUSE BILL NO. 308	1	parent, guardian or other person who is responsible for the
2	INTRODUCED BY GUTHRIE, GUNDERSON	2	care of any child who is seven (7) years of age or older
3		3	prior to the first day of school in any school fiscal year
4	A BILL FOR AN ACT ENTITLED: "AN ACT TO AUTHORIZE THE BOARD	4	and has not yet reached his sixteenth birthday and who has
	OF PUBLIC EDUCATION TO SPECIFY AND DEFINE THE BASIC	5	not completed the work of the eighth (8th) grade, shall
	INSTRUCTIONAL PROGRAM IN PUBLIC SCHOOLS; CREATING A NEW	6	cause the child to be instructed in-the-English-language-and
6	SECTION 75-7503.1, R.C.M. 1947; AMENDING SECTIONS 75-6303,	7	in the subjects program prescribed by the board of public
7 8	R.C.M. 1947, RELATING TO COMPULSORY ENROLLMENT, AND 75-8904,	8	education pursuant to section 75-7503 75-7503.1 or-section
-	R.C.M. 1947, RELATING TO INSTRUCTION IN DRUG EDUCATION, AND	9	75-75047whichever-is-applicable. Such parent, guardian or
9	REPEALING SECTIONS 75-7503, 75-7504, 75-7509, AND 75-8904,	10	other person shall enroll the child in the school assigned
10	R.C.M. 1947, PRESCRIBING SUBJECTS OF INSTRUCTION IN PUBLIC	11	by the trustees of the district within the first week of the
11		12	school term or when he establishes residence in the district
12	SCHOOLS."	13	unless:
13	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:	14	(1) the child is enrolled in a private institution
14	Section 1. There is a new R.C.M. section numbered	15	which provides instruction in the subjects program
15	75-7503.1 that reads as follows:	16	prescribed by the board of public education pursuant to
16	75-7503.1. Instruction in public schools. The board of	17	section 75-7503 75-7503.1 er-section-75-75047whicheveris
17	public education shall define and specify the basic	18	applicable7andinwhichthebasiclanguagetaught-is
18	-	19	Bnglish;
19	instructional program for pupils in public schools, and such	20	(2) the child is enrolled in a school of another
20	program shall be set forth in the standards of	21	district or state under any of the tuition provisions of
21	accreditation. Other instruction may be given when approved	22	this Title;
22	by the board of trustees.	23	(3) the child is provided with supervised
23	Section 2. Section 75-6303, R.C.M. 1947, is amended to	24	correspondence study or supervised home study under the
24	read as follows:	25	transportation provisions of this Title; or
25	75-6303. Compulsory enrollment and excuses. Any		-2- НВ 308
	INTRODUCED DILL		

1 (4) the child is excused from enrollment in a school of 2 the district when it is shown that his bodily or mental 3 condition does not permit his attendance and the child 4 cannot be instructed under the special education provisions 5 of this Title.

6 The excuse provided for in subsection (4), above, shall 7 be issued by the district superintendent, or the county 8 superintendent when there is no district superintendent 9 employed by the district. Whenever an excuse is denied by 10 the applicable official, an appeal of such decision may be 11 made to the district court of the county within ten (10) 12 days after the decision upon giving a bond in the amount set by the court to pay all costs of the appeal. The decision of 13 14 the district court shall be final.

15 (5) the child is excused from compulsory school 16 attendance upon a determination by a district judge that 17 such attendance is not in the best interest of the child." 18 Section 3. Section 75-8901, R.C.M. 1947, is amended to 19 read as follows:

20 "75-8901. Purpose of act--legislative intent. It is 21 the purpose of this act to protect the health and safety of 22 the people of Montana from the menace of drug and alcohol 23 abuse. The legislative assembly intends to require education 24 graduates of any unit of the Montana university system or 25 any private college, or private university in Montana, to be -3- HB 308 aware of the problems resulting from drug and alcohol abuse and to be somewhat knowledgeable in dealing with these problems among students<sub>7</sub>. and--to--require--all--public--and private--junior--high--school--students--and--all-public--and private-high-school-students-in-Montana-to-be-aware--of--the problems-resulting-from-drug-and-alcohol-abuser" Section 4. Sections 75-7503, 75-7504, 75-7509, and

7 Section 4. Sections 75-7503, 75-7504, 75-7509, and
8 75-8904, R.C.M. 1947, are repealed.

## -End-

# Approved by Committee on <u>Education</u>

2	INTRODUCED BY GUTHRIE, GUNDERSON
3	
4	A BILL FOR AN ACT ENTITLED: "AN ACT TO AUTHORIZE THE BOARD
5	OF PUBLIC EDUCATION TO SPECIFY AND DEFINE THE BASIC
6	INSTRUCTIONAL PROGRAM IN PUBLIC SCHOOLS; CREATING A NEW
7	SECTION 75-7503.1, R.C.M. 1947; AMENDING SECTIONS 75-6303,
8	R.C.M. 1947, RELATING TO COMPULSORY ENROLLMENT, AND 75-8904,
9	R.C.M. 1947, RELATING TO INSTRUCTION IN DRUG EDUCATION, AND
10	REPEALING SECTIONS 75-7503, 75-7504, 75-7509, AND 75-8904,
11	R.C.M. 1947, PRESCRIBING SUBJECTS OF INSTRUCTION IN PUBLIC
12	SCHOOLS."

HOUSE BILL NO. 308

13

1

14 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 15 Section 1. There is a new R.C.M. section numbered 16 75~7503.1 that reads as follows:

17 75-7503.1. Instruction in public schools. The board of 18 public education shall define and specify the basic 19 instructional program for pupils in public schools, and such 20 program shall be set forth in the standards of 21 accreditation. Other instruction may be given when approved 22 by the board of trustees.

23 Section 2. Section 75-6303, R.C.M. 1947, is amended to 24 read as follows:

25 75-6303. Compulsory enrollment and excuses. Any

SECOND READING

1	parent, guardian or other person who is responsible for the
2	care of any child who is seven (7) years of age or older
3	prior to the first day of school in any school fiscal year
4	and has not yet reached his sixteenth birthday and who has
5	not completed the work of the eighth (8th) grade, shall
6	cause the child to be instructed in-the-English-language-and
7	in the subjects program prescribed by the board of public
8	education pursuant to section 75-7503 75-7503.1 orsection
9	75-75947whichever-is-applicable. Such parent, guardian or
10	other person shall enroll the child in the school assigned
11	by the trustees of the district within the first week of the
12	school term or when he establishes residence in the district
13	unless:
14	(1) the child is enrolled in a private institution
15	which provides instruction in the subjects program
16	prescribed by the board of public education pursuant to
16 17	prescribed by the board of public education pursuant to section 75-7509 75-7503.1 or-section-75-7504ywhicheveris
17	section 75-7503 75-7503.1 or-section-75-7504ywhicheveris
17 18	section 75-7503 75-7503.1 or-section-75-75047whicheveris applicable7andinwhichthebasislanguagetaught-is
17 18 19	section 75-7503 75-7503.1 or-section-75-7504ywhicheveris applicable7andinwhichthebasiclanguagetaught-is Bnglish;
17 18 19 20	section 75-7503 75-7503.1 or-section-75-75047whicheveris applicable7andinwhichthebasislanguagetaught-is English; (2) the child is enrolled in a school of another
17 18 19 20 21	<pre>section 75-7503 75-7503.1 or-section-75-7504ywhicheveris applicableyandinwhichthebasiclanguagetaught-is English;         (2) the child is enrolled in a school of another district or state under any of the tuition provisions of</pre>
17 18 19 20 21 22	<pre>section 75-7503 75-7503.1 or-section-75-7504,whicheveris applicable,andinwhichthebasislanguagetaught-is English;     (2) the child is enrolled in a school of another district or state under any of the tuition provisions of this Title;</pre>
17 18 19 20 21 22 23	<pre>section 75-7503 75-7503.1 or-section-75-7504ywhicheveris applicableyandinwhichthebasislanguagetaught-is English;     (2) the child is enrolled in a school of another district or state under any of the tuition provisions of this Title;     (3) the child is provided with supervised</pre>

1 (4) the child is excused from enrollment in a school of 2 the district when it is shown that his bodily or mental 3 condition does not permit his attendance and the child 4 cannot be instructed under the special education provisions 5 of this Title.

6 The excuse provided for in subsection (4), above, shall 7 be issued by the district superintendent, or the county 8 superintendent when there is no district superintendent 9 employed by the district. Whenever an excuse is denied by 10 the applicable official, an appeal of such decision may be 11 made to the district court of the county within ten (10) days after the decision upon giving a bond in the amount set 12 13 by the court to pay all costs of the appeal. The decision of 14 the district court shall be final.

15 (5) the child is excused from compulsory school 16 attendance upon a determination by a district judge that 17 such attendance is not in the best interest of the child." 18 Section 3. Section 75-8901, R.C.M. 1947, is amended to 19 read as follows:

20 "75-8901. Purpose of act--legislative intent. It is 21 the purpose of this act to protect the health and safety of 22 the people of Montana from the menace of drug and alcohol 23 abuse. The legislative assembly intends to require education 24 graduates of any unit of the Montana university system or 25 any private college, or private university in Montana, to be -3- HB 308 aware of the problems resulting from drug and alcohol abuse and to be somewhat knowledgeable in dealing with these problems among students; and--to--require--all--public--and private--junior--high--school--students--and--all-public-and private-high-school-students-in-Montana-to-be-aware--of--the problems-resulting-from-drug-and-alcohol-abuse;"

7 Section 4. Sections 75-7503, 75-7504, 73-7509, and
8 75-8904, R.C.M. 1947, are repealed.

## -End-

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x

1	HOUSE BILL NO. 308	1	parent, guardian or other person who is responsible for the
2	INTRODUCED BY GUTHRIE, GUNDERSON	2	care of any child who is seven (7) years of age or older
- 3		3	prior to the first day of school in any school fiscal year
4	A BILL FOR AN ACT ENTITLED: "AN ACT TO AUTHORIZE THE BOARD	4	and has not yet reached his sixteenth birthday and who has
- 5	OF PUBLIC EDUCATION TO SPECIFY AND DEFINE THE BASIC	5	not completed the work of the eighth (8th) grade, shall
6	INSTRUCTIONAL PROGRAM IN PUBLIC SCHOOLS; CREATING A NEW	6	cause the child to be instructed in-the-English-language-and
7	SECTION 75-7503.1, R.C.M. 1947; AMENDING SECTIONS 75-6303,	7	in the subjects program prescribed by the board of public
, 8	R.C.M. 1947, RELATING TO COMPULSORY ENROLLMENT, AND 75-8904,	8	education pursuant to section 75-7503 75-7503.1 orsection
9	R.C.M. 1947, RELATING TO INSTRUCTION IN DRUG EDUCATION, AND	9	75-75647whichever-is-applicable. Such parent, guardian or
10	REPEALING SECTIONS 75-7503, 75-7504, 75-7509, AND 75-8904,	10	other person shall enroll the child in the school assigned
11	R.C.M. 1947, PRESCRIBING SUBJECTS OF INSTRUCTION IN PUBLIC	11	by the trustees of the district within the first week of the
12	SCHOOLS."	12	school term or when he establishes residence in the district
12	5610015.	13	unless:
13	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:	14	(1) the child is enrolled in a private institution
14	Section 1. There is a new R.C.M. section numbered	15	which provides instruction in the subjects program
15	75-7503.1 that reads as follows:	16	prescribed by the board of public education pursuant to
10	75-7503.1. Instruction in public schools. The board of	17	section 75-7503 75-7503.1 er-section-75-7504ywhicheveris
	public education shall define and specify the basic	18	applicableyandinwhichthebasiclanguagetaught-is
18	instructional program for pupils in public schools, and such	19	English;
19		20	(2) the child is enrolled in a school of another
20		21	district or state under any of the tuition provisions of
21	accreditation. Other instruction may be given when approved	22	this Title;
22	by the board of trustees.	23	(3) the child is provided with supervised
23	Section 2. Section 75-6303, R.C.M. 1947, is amended to	24	correspondence study or supervised home study under the
24	read as follows:	25	transportation provisions of this Title; or
25	75-6303. Compulsory enrollment and excuses. Any		-2- HB 308
	THIRD READING		

# HB 0308/01

(4) the child is excused from enrollment in a school of
 the district when it is shown that his bodily or mental
 condition does not permit his attendance and the child
 cannot be instructed under the special education provisions
 of this Title.

6 The excuse provided for in subsection (4), above, shall 7 be issued by the district superintendent, or the county 8 superintendent when there is no district superintendent 9 employed by the district. Whenever an excuse is denied by 10 the applicable official, an appeal of such decision may be 11 made to the district court of the county within ten (10) days after the decision upon giving a bond in the amount set 12 by the court to pay all costs of the appeal. The decision of 13 14 the district court shall be final.

15 (5) the child is excused from compulsory school
16 attendance upon a determination by a district judge that
17 such attendance is not in the best interest of the child."
18 Section 3. Section 75-8901, R.C.M. 1947, is amended to
19 read as follows:

20 \*75-8901. Purpose of act--legislative intent. It is 21 the purpose of this act to protect the health and safety of 22 the people of Montana from the menace of drug and alcohol 23 abuse. The legislative assembly intends to require education 24 graduates of any unit of the Montana university system or 25 any private college, or private university in Montana, to be -3- HB 308 aware of the problems resulting from drug and alcohol abuse and to be somewhat knowledgeable in dealing with these problems among students.<u>and-to-require-all-public-and</u> private-junior-high-school-students-and-all-public-and private-high-school-students-in-Montana-to-be-aware-of--the problems-resulting-from-drug-and-alcohol-abuser" Section 4. Sections 75-7503, 75-7504, 75-7509, and

8 75-8904, R.C.M. 1947, are repealed.

## -End-

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HB 0308/01

1	HOUSE BILL NO. 308	1	parent, guardian or other person who is responsible for the
2	INTRODUCED BY GUTHRIE, GUNDERSON	2	care of any child who is seven (7) years of age or older
3		3	prior to the first day of school in any school fiscal year
4	A BILL FOR AN ACT ENTITLED: "AN ACT TO AUTHORIZE THE BOARD	4	and has not yet reached his sixteenth birthday and who has
5	OF PUBLIC EDUCATION TO SPECIFY AND DEFINE THE BASIC	5	not completed the work of the eighth (8th) grade, shall
6	INSTRUCTIONAL PROGRAM IN PUBLIC SCHOOLS; CREATING A NEW	6	cause the child to be instructed in-the-English-language-and
7	SECTION 75-7503.1, R.C.M. 1947; AMENDING SECTIONS 75-6303,	7	in the <del>subjects</del> program prescribed by <u>the board of public</u>
8	R.C.M. 1947, RELATING TO COMPULSORY ENROLIMENT, AND 75-8904,	8	education pursuant to section 75-7503 75-7503.1 er-section
9	R.C.M. 1947, RELATING TO INSTRUCTION IN DRUG EDUCATION, AND	9	75-7504,-whichever-is-applicable. Such parent, guardian or
10	REPEALING SECTIONS 75-7503, 75-7504, 75-7509, AND 75-8904,	10	other person shall enroll the child in the school assigned
11	R.C.M. 1947, PRESCRIBING SUBJECTS OF INSTRUCTION IN PUBLIC	11	by the trustees of the district within the first week of the
12	SCHOOLS.*	12	school term or when he establishes residence in the district
13		13	unless:
14	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:	14	(1) the child is enrolled in a private institution
15	Section 1. There is a new R.C.M. section numbered	15	which provides instruction in the <del>subjects</del> program
15	75-7503.1 that reads as follows:	16	prescribed by the board of public education pursuant to
17	75-7503.1. Instruction in public schools. The board of	17	section <del>75-7503</del> <u>75-7503.1</u> or-section-75-7504,-whichever-is
18	public education shall define and specify the basic	18	applicabley-andinwhichthebasiclanguagetaughtis
19	instructional program for pupils in public schools, and such	19	English;
20	program shall be set forth in the standards of	20	(2) the child is enrolled in a school of another
21	accreditation. Other instruction may be given when approved	21	district or state under any of the tuition provisions of
22	by the board of trustees.	22	this Title;
23	Section 2. Section 75-6303, R.C.M. 1947, is amended to	23	(3) the child is provided with supervised
24	read as follows:	24	correspondence study or supervised home study under the
25	"75-6303. Compulsory enrollment and excuses. Any	25	transportation provisions of this Title; or
			ИВ 308

-2-

HB 308

## HB 0308/01

1 (4) the child is excused from enrollment in a school of 2 the district when it is shown that his bodily or mental 3 condition does not permit his attendance and the child 4 cannot be instructed under the special education provisions 5 of this Title.

6 The excuse provided for in subsection (4), above, shall 7 be issued by the district superintendent, or the county superintendent when there is no district superintendent 8 employed by the district. Whenever an excuse is denied by 9 the applicable official, an appeal of such decision may be 10 11 made to the district court of the county within ten (10) 12 days after the decision upon giving a bond in the amount set by the court to pay all costs of the appeal. The decision of 13 14 the district court shall be final.

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Section 4. Sections 75-7503, 75-7504, 75-7509, and

- Dection 4. Dectains 15 1969, 15 1961, 15 1961,
- 8 75-8904, R.C.M. 1947, are repealed.

## -End-

H3 308