

1 *Senate* BILL NO. *137*
 2 INTRODUCED BY *Citron Brown Stuy Sahil*
 3

4 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING FOR ELECTION
 5 OF FIRST CLASS ELEMENTARY SCHOOL DISTRICT TRUSTEES BY
 6 SINGLE-MEMBER DISTRICTS, AMENDING SECTION 75-5914.1, R.C.M.
 7 1947."
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9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 Section 1. Election of first class district trustees
 11 by single-member districts. (1) A county superintendent of
 12 schools shall apportion each first class elementary school
 13 district in the county into seven (7) single-member trustee
 14 districts, each of which shall contain not over five percent
 15 (5%) more nor less than one-seventh (1/7) of the population
 16 of the school district. The superintendent shall first
 17 publish notice of proposed apportionment and hold a public
 18 hearing on such proposal prior to adopting an apportionment.

19 (2) A county superintendent shall reapportion a first
 20 class district in the county:

21 (a) when it appears that the population in one trustee
 22 district exceeds one-seventh (1/7) of the school district
 23 population by more than fifteen percent (15%); or

24 (b) when two or more districts consolidate; or

25 (c) every ten (10) years.

1 Section 2. Election from single-member trustee
 2 districts. (1) A candidate for trustee in a first class
 3 elementary school district must be nominated from a trustee
 4 district by qualified electors residing therein. A
 5 candidate is not required to reside in the trustee district
 6 from which he is nominated. Only the qualified electors
 7 residing in a trustee district may vote for that district's
 8 candidates.

9 Section 3. Transition. The terms of all trustees of
 10 first class districts serving on the effective date of this
 11 act shall expire in 1976. At the regular school election in
 12 1976, all first class district trustees shall be elected by
 13 single-member districts. The trustees so elected shall draw
 14 lots at their first meeting for terms of one (1), two (2),
 15 or three (3) years as prescribed by the county
 16 superintendent so as to comply with sections 75-5907 and
 17 75-5908.

18 Section 4. Section 75-5914.1, R.C.M. 1947, is amended
 19 to read as follows:

20 "75-5914.1. Nomination of candidates by petition in
 21 first class elementary district. Any twenty (20) electors
 22 qualified under the provisions of section 75-6410 of any
 23 trustee district in a first class elementary district may
 24 nominate by petition ~~as many~~ trustee candidates ~~as there are~~
 25 trustee--positions for the position subject to election at

1 the ensuing election. The name of each person nominated for
2 candidacy shall be submitted to the clerk of the district
3 not less than forty (40) days before the regular school
4 election day at which he is to be a candidate. If there are
5 different terms to be filled, the term for which each
6 candidate is nominated shall also be indicated. The election
7 shall be conducted with the ballot as specified in section
8 75-5915."

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