

1 House BILL NO. 620  
 2 INTRODUCED BY Edw. Ellis Hayden  
 3 Country

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO COORDINATE THE  
 5 REQUIREMENTS FOR PUBLIC HEARINGS CONTAINED IN THE TAXPAYERS  
 6 INFORMATION ACT AND THE SCHOOL BUDGET SYSTEM; AMENDING  
 7 SECTIONS 75-6709 AND 84-7204, R.C.M. 1947."

8  
 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 Section 1. Section 75-6709, R.C.M. 1947, is amended to  
 11 read as follows:

12 "75-6709. Notice of preliminary budget filing and  
 13 final budget meeting. (1) Between the tenth and twentieth  
 14 days of July of each year, the county superintendent shall  
 15 publish notice one (1) time in the official newspaper of the  
 16 county stating that the preliminary budgets for all  
 17 districts in the county for the school fiscal year just  
 18 beginning, as prepared and adopted by the respective  
 19 trustees, are on file in his office and that such budgets  
 20 are open to inspection of all taxpayers. The notice shall  
 21 also state that the board of school budget supervisors of  
 22 the county will meet at 10 a.m. on the fourth Monday in July  
 23 for the purpose of considering and adopting the final budget  
 24 of each district, that the meeting of such budget board may  
 25 be continued from day to day until the final adoption of all

1 the districts' budgets, and that any taxpayer in a district  
 2 may appear at such budget board meeting and be heard for or  
 3 against any part of the budget of his district.

4 (2) Notice given under this section meets the  
 5 requirement for notice contained in 84-7203, R.C.M. 1947."

6 Section 2. Section 84-7204, R.C.M. 1947, is amended to  
 7 read as follows:

8 "84-7204. Resolution or ordinance for increase over  
 9 certified millage. No millage in excess of the department's  
 10 certified millage shall be levied until a resolution or  
 11 ordinance has been approved by the governing board of the  
 12 taxing authority, which resolution or ordinances must be  
 13 approved by said taxing authority according to the following  
 14 procedure:

15 (1) The taxing authority shall advertise its intent to  
 16 exceed the department's certified millage in a newspaper of  
 17 general circulation in the county, as provided in section 3  
 18 [84-7203] of this act. The advertisement shall state that  
 19 the taxing authority will meet on a day, at a time and place  
 20 fixed in the advertisement, which shall be approximately  
 21 seven (7) days after the day that the advertisement is  
 22 published, for the purpose of hearing comments regarding the  
 23 proposed increase and to explain the reasons for the  
 24 proposed increase. The meeting may coincide with the meeting  
 25 on the tentative budget as required by law.

1           (2) The taxing authority, after the public hearing has  
2 been held in accordance with the above procedures, may adopt  
3 a resolution or ordinance levying a millage rate in excess  
4 of the certified millage. If the resolution or ordinance  
5 adopting said millage rate is not approved on the day of the  
6 public hearing, the day, time and place at which the  
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10 considered at a day and time that is more than two (2) weeks  
11 from the public hearing, the taxing authority must again  
12 advertise in the same manner as provided in sections 3  
13 [84-7203] and 4(1) [84-7204 (1)] of this act.

14           (3) Public notice given and public hearings held in  
15 compliance with the requirements of Title 75, chapter 67, in  
16 setting school budgets satisfy the requirements contained in  
17 this section."

-End-

Approved by Committee  
on State Administration

1 *House* BILL NO. *620*  
2 INTRODUCED BY *Libby Ellis Hayden Hansen*  
3 *Courtney*

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 3 *Lawton*

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