

Senate BILL NO. *90*
Mark Blaylock

INTRODUCED BY

A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING SECTION 75-7117, R.C.M. 1947, TO PROVIDE FOR PASSAGE OF A SCHOOL BOND ISSUE THAT RECEIVES A FAVORABLE MAJORITY OF THE VOTES CAST."

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

Section 1. Section 75-7117, R.C.M. 1947, is amended to read as follows:

*75-7117. ~~Determination~~ Certification of approval or rejection of proposition at bond election. ~~When the trustees canvass the vote of a school district bond election under the provisions of section 75-6423, they shall determine the approval or rejection of the school bond proposition in the following manner:~~

~~(1) determine the total number of electors of the school district who are qualified to vote under the provisions of section 75-6410 from the list of electors supplied by the county registrar for such school bond election;~~

~~(2) determine the total number of qualified electors who voted at the school bond election from the tally sheet or sheets for such election;~~

~~(3) calculate the percentage of qualified electors voting at the school bond election by dividing the amount determined in subsection (2) by the amount determined in subsection (1); and~~

~~(4) when the calculated percentage in subsection (3) is forty per cent (40%) or more, the school bond proposition shall be deemed to have been approved and adopted if a majority of the votes shall have been cast in favor of such proposition; otherwise it shall be deemed to have been rejected; or~~

~~(5) when the calculated percentage in subsection (3) is more than thirty per cent (30%) but less than forty per cent (40%), the school bond proposition shall be deemed to have been approved and adopted if sixty per cent (60%) or more of the votes shall have been cast in favor of such proposition; otherwise it shall be deemed to have been rejected; or~~

~~(6) when the calculated percentage in subsection (3) is thirty per cent (30%) or less, the school bond proposition shall be deemed to have been rejected;~~

If the canvass of the vote by the trustees under the provisions of 75-6423 establishes the approval and adoption of that a majority of the votes cast approve the school bond proposition, the trustees shall issue a certificate proclaiming the passage of such proposition and the

SB90

LC 0684/01

- 1 authorization to issue bonds of the school district for the
- 2 purposes specified on the ballot for such school district
- 3 bond election."

-End-