

CHAPTER NO. 355.

HOUSE BILL NO. 118

INTRODUCED BY H. ROBBINS, BERTELSEN, LUND, KESSLER

IN THE HOUSE

January 11, 1979	Introduced and referred to Committee on Local Government.
February 13, 1979	Committee recommend bill do pass as amended. Report adopted.
February 15, 1979	Printed and placed on members' desks.
February 16, 1979	Second reading, do pass as amended.
February 17, 1979	Correctly engrossed.
February 19, 1979	Third reading, passed. Transmitted to second house.

IN THE SENATE

February 20, 1979	Introduced and referred to Committee on Local Government.
March 6, 1979	Committee recommend minority report be concurred in as amended.  Committee recommend majority report not be concurred in as amended. Report adopted.
March 8, 1979	Motion pass consideration.
March 9, 1979	Second reading, concurred in.
March 13, 1979	Third reading, concurred in as amended.

IN THE HOUSE

March 14, 1979	Returned from second house. Concurred in as amended.
March 16, 1979	Second reading, amendments adopted.
March 17, 1979	Third reading, amendments adopted. Sent to enrolling.  Reported correctly enrolled.

1 House BILL NO. 118  
 2 INTRODUCED BY H. Radtke, J. Rutenfranz, G. Sand  
 3 Keller  
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO WAIVE THE  
 5 QUALIFICATION REQUIREMENTS OF THE COUNTY SUPERINTENDENT OF  
 6 SCHOOLS WHEN SUCH OFFICE IS CONSOLIDATED WITH ANOTHER COUNTY  
 7 OFFICE AND TO PROVIDE FOR CONTRACTING OF SERVICES IN SUCH  
 8 CASE; AMENDING SECTION 20-3-201, MCA."

9  
 10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
 11 Section 1. Section 20-3-201, MCA, is amended to read:  
 12 "20-3-201. Election and qualifications. (1) A county  
 13 superintendent shall be elected in each county of the state  
 14 unless a county manager form of government has been  
 15 organized in the county. The county superintendent shall be  
 16 elected at the general election preceding the expiration of  
 17 the term of office of the incumbent.  
 18 (2) Any person shall be qualified to assume the office  
 19 of the county superintendent who:  
 20 (a) is a qualified elector;  
 21 (b) holds a valid teacher certificate issued by the  
 22 superintendent of public instruction; and  
 23 (c) has not less than 3 years of successful teaching  
 24 experience.  
 25 (3) When the office of county superintendent of

1 schools is consolidated with another county office within  
 2 the county, the requirements of subsection (2) shall be  
 3 waived. Unless the officeholder has the qualifications of  
 4 subsection (2), he shall contract for the services of a  
 5 person with those qualifications to perform the duties  
 6 prescribed in 20-3-201."

-End-

INTRODUCED BILL  
 HB 118

Approved by Comm.  
on Local Government

HOUSE BILL NO. 118

INTRODUCED BY H. ROBBINS, BERTELSEN, LUND, KESSLER

A BILL FOR AN ACT ENTITLED: "AN ACT TO WAIVE THE QUALIFICATION REQUIREMENTS OF THE COUNTY SUPERINTENDENT OF SCHOOLS WHEN SUCH OFFICE IS CONSOLIDATED WITH ANOTHER COUNTY OFFICE AND TO PROVIDE FOR CONTRACTING OF SERVICES IN SUCH CASE; AMENDING SECTION 20-3-201, MCA."

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

Section 1. Section 20-3-201, MCA, is amended to read:

\*20-3-201. Election and qualifications. (1) A county superintendent shall be elected in each county of the state unless a county manager form of government has been organized in the county. The county superintendent shall be elected at the general election preceding the expiration of the term of office of the incumbent.

(2) Any person shall be qualified to assume the office of the county superintendent who:

(a) is a qualified elector;

(b) holds a valid teacher certificate issued by the superintendent of public instruction; and

(c) has not less than 3 years of successful teaching experience.

~~(3) When the office of county superintendent of~~

~~schools is consolidated with another county office within the county, the requirements of subsection (2) shall be waived. Unless the officeholder has the qualifications of subsection (2), he shall contract for the services of a person with those qualifications to perform the duties prescribed in 20-3-201. REQUIRED OF COUNTY SUPERINTENDENTS IN COUNTIES WHERE THE OFFICE HAS NOT BEEN CONSOLIDATED."~~

-End-

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1 ~~schools is consolidated with another county office within~~  
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 3 ~~waived. Unless the officeholder has the qualifications of~~  
 4 ~~subsection (2), he shall MAY, WITH THE APPROVAL OF THE~~  
 5 ~~GOVERNING BODY, contract for the services of a person with~~  
 6 ~~those qualifications to perform the duties prescribed in~~  
 7 ~~20-3-201 REQUIRED OF COUNTY SUPERINTENDENTS IN COUNTIES~~  
 8 ~~WHERE THE OFFICE HAS NOT BEEN CONSOLIDATED."~~

-End-

March 6, 1979

SENATE STANDING COMMITTEE REPORT  
(Local Government)

That House Bill No. 118 be amended as follows:

1. Page 2, line 4.  
Following: "shall"  
Strike: "MAY"  
Insert: "shall"

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-End-