

HOUSE BILL 162

IN THE HOUSE

January 13, 1979	Introduced and referred to Committee on Education and Cultural Resources.
January 26, 1979	Committee recommend bill, do pass.
January 29, 1979	Printed and placed on members' desks.
January 30, 1979	Motion, pass consideration.
January 31, 1979	On motion, passed until the 28th Legislative day.
February 3, 1979	On motion, passed until the 32nd Legislative day.
February 8, 1979	Second reading, do pass.
February 9, 1979	Considered correctly engrossed.
February 10, 1979	Third reading, passed

IN THE SENATE

February 12, 1979	Introduced and referred to Committee on Education.
March 6, 1979	Committee recommend bill, concurred.
March 8, 1979	Second reading, concurred.
March 10, 1979	Third reading, not concurred.

IN THE HOUSE

March 12, 1979	Returned from Senate, not concurred.
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1 *HOUSE* BILL NO. *162*
 2 INTRODUCED BY *Senately Long Hamilton Daily*
 3 *Menahan*

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO ALLOW SCHOOL
 5 DISTRICT VOTED TAX LEVIES TO BE EFFECTIVE FOR 2 YEARS;
 6 AMENDING SECTION 20-9-353, MCA; AND PROVIDING AN EFFECTIVE
 7 DATE."

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

10 Section 1. Section 20-9-353, MCA, is amended to read:

11 "20-9-353. Additional levy for general fund --
 12 election for authorization to impose. (1) The trustees of
 13 any district may propose to adopt a general fund budget in
 14 excess of the general fund budget amount for such district
 15 as established by the schedules in 20-9-316 through 20-9-321
 16 for any of the following purposes:

- 17 (a) building, altering, repairing, or enlarging any
- 18 schoolhouse of the district;
- 19 (b) furnishing additional school facilities for the
- 20 district;
- 21 (c) acquisition of land for the district;
- 22 (d) proper maintenance and operation of the school
- 23 programs of the district.

24 (2) However, when the trustees adopt a total general
 25 fund budget which exceeds 110% of the general fund budget

1 for the preceding year, they shall file a notice of this
 2 increase with the superintendent of public instruction,
 3 setting forth the specific reasons for increasing the
 4 budget.

5 (3) When the trustees of any district determine that
 6 an additional amount of financing is required for the
 7 general fund budget that is in excess of the statutory
 8 schedule amount, the trustees shall submit the proposition
 9 of an additional levy to raise such excess amount of general
 10 fund financing to the electors who are qualified under
 11 20-20-301 to vote upon such proposition except that the Twin
 12 Bridges high school district may increase its general fund
 13 budget as established by 20-9-316 through 20-9-321 by the
 14 amount of tuition paid to the district the previous year
 15 under 20-5-315. Such special election shall be called and
 16 conducted in the manner prescribed by this title for school
 17 elections. The ballot for such election shall state the
 18 amount of money to be raised by additional property
 19 taxation, the approximate number of mills required to raise
 20 such money, and the purpose for which such money will be
 21 expended, and it shall be in the following format:

22 "PROPOSITION

23 Shall a levy be made in addition to the levies
 24 authorized by law in such number of mills as may be
 25 necessary to raise the sum of (state the amount to be raised

-2- *HB 162*
 INTRODUCED BILL

1 by additional tax levy), and being approximately (give
 2 number) mills, for the purpose of (insert the purpose for
 3 which the additional tax levy is made), such additional levy
 4 to be imposed and effective for (insert number of years, not
 5 exceeding 2 years, for which tax levy is to be effective)
 6 school fiscal years?

7 FOR the additional levy.

8 AGAINST the additional levy.*

9 (4) If the election on any additional levy for the
 10 general fund is approved by a majority vote of those
 11 electors voting at such election, the proposition shall
 12 carry and the trustees may use any portion or all of the
 13 authorized amount authorized for a particular school fiscal
 14 year for which the levy is authorized in adopting the
 15 preliminary general fund budget for that year. The trustees
 16 shall certify the additional levy amount authorized for that
 17 year by such a special election on the budget form that is
 18 submitted to the county superintendent, and the county
 19 commissioners shall levy such number of mills on the taxable
 20 value of all taxable property within the district, as
 21 prescribed in 20-9-141, as are required to raise the amount
 22 of such additional levy.

23 (5) Authorization to levy an additional tax under the
 24 provisions of this section shall be effective for ~~only 1~~ no
 25 more than 2 school fiscal year years and shall be authorized

1 by a special election conducted before August 1 of the
 2 school fiscal year for which it is effective. Only one such
 3 additional levy for the maintenance and operation of the
 4 school programs of a high school district may be imposed by
 5 a high school district in a given school fiscal year, but
 6 this does not prevent the district from proposing such a
 7 levy to be effective for 2 years.

8 (6) The adoption of an additional levy to be effective
 9 for 2 years does not prevent the trustees from proposing to
 10 increase such levy by election pursuant to this section for
 11 the second year if they consider that levy to be inadequate
 12 for the second year.*

13 Section 2. Effective date. This act is effective on
 14 passage and approval.

-End-

Approved by Committee
on Education &
Cultural Resources

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3 *Menahan HUBER*

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 5 exceeding 2 years, for which tax levy is to be effective)
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DAILY, MENAHAN, ANDERSON

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