

HOUSE BILL 240

IN THE HOUSE

January 18, 1979

Introduced and referred to  
Committee on Education and  
Cultural Resources.

February 15, 1979

Committee recommend bill,  
do not pass.

February 16, 1979

Report adopted.

1 HOUSE BILL NO. 240  
2 INTRODUCED BY Brand

3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT PROHIBITING SCHOOL  
5 DISTRICTS FROM GRANTING TENURE TO PRINCIPALS; EXEMPTING  
6 PRINCIPALS CURRENTLY TENURED; AND AMENDING SECTION 20-4-203,  
7 MCA."

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

10 Section 1. Section 20-4-203, MCA, is amended to read:  
11 "20-4-203. Teacher tenure. (1) Whenever a teacher has  
12 been elected by the offer and acceptance of a contract for  
13 the fourth consecutive year of employment by a district in  
14 a position requiring teacher certification except as a  
15 district superintendent, the teacher shall be deemed to be  
16 reelected from year to year thereafter as a tenure teacher  
17 at the same salary and in the same or a comparable position  
18 of employment as that provided by the last executed contract  
19 with such teacher, unless:

20 (a) the trustees resolve by majority vote of their  
21 membership to terminate the services of the teacher in  
22 accordance with the provisions of 20-4-204; or

23 (b) the teacher will attain the age of 65 years  
24 before the ensuing September 1 and the trustees have  
25 notified the teacher in writing by April 1 that his services

1 will not be needed in the ensuing school fiscal year, except  
2 that the trustees may continue to employ such a teacher from  
3 year to year until the school fiscal year following his 70th  
4 birthday.

5 ~~(2) A district may not grant tenure to a principal,~~  
6 ~~and the provisions of subsection (1) do not apply to the~~  
7 ~~employment of a principal."~~

8 NEW SECTION. Section 2. Current principals exempted.  
9 Notwithstanding the provisions of [section 1], a principal  
10 tenured under the provisions of 20-4-203 prior to July 1,  
11 1979, will continue to be tenured until removed in  
12 accordance with the provisions of (1)(a) and (1)(b) of  
13 20-4-203 or of 20-4-204.

-End-