

HOUSE BILL 272

IN THE HOUSE

January 19, 1979	Introduced and referred to Committee on Education and Cultural Resources.
February 12, 1979	Committee recommend bill, as amended.
February 14, 1979	Printed and placed on members' desks.
February 15, 1979	Second reading, do not pass.

1 HOUSE BILL NO. 272
 2 INTRODUCED BY Lesly Menahan Dozier Kamnis
 3 Hirsch

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE A STATEMENT
 5 AND HEARING BEFORE THE BOARD OF TRUSTEES FOR TERMINATION OF
 6 A NONTENURE SCHOOL TEACHER; AND AMENDING SECTION 20-4-206,
 7 MCA."

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

10 Section 1. Section 20-4-206, MCA, is amended to read:

11 "20-4-206. Notification of nontenure teacher
 12 reelection -- acceptance -- termination and statement of
 13 reason. (1) The trustees shall provide written notice by
 14 April 15 to all nontenure teachers who have been reelected.
 15 Any nontenure teacher who does not receive notice of
 16 reelection or termination shall be automatically reelected
 17 for the ensuing school fiscal year.

18 (2) Any nontenure teacher who receives notification of
 19 his reelection for the ensuing school fiscal year shall
 20 provide the trustees with his written acceptance of the
 21 conditions of such reelection within 20 days after the
 22 receipt of the notice of reelection. Failure to so notify
 23 the trustees within 20 days may be considered nonacceptance
 24 of the tendered position.

25 (3) ~~When the trustees notify a nontenure teacher of~~

1 ~~termination, the teacher may within 10 days after receipt of~~
 2 ~~such notice make written request of the trustees for a~~
 3 ~~statement in writing of the reasons for termination of~~
 4 ~~employment. Within 10 days after receipt of the request,~~
 5 ~~the trustees shall furnish such statement to the teacher.~~
 6 Any nontenure teacher who receives a notice of termination
 7 or nonrenewal may request, in writing, within 10 days after
 8 the receipt of such notice, a written statement declaring
 9 clearly and explicitly the specific reason for the
 10 termination of his services. The trustees must supply the
 11 statement within 10 days after the request is received.
 12 Within 10 days after receiving a statement of reasons for
 13 his termination, a nontenured teacher may request, in
 14 writing, a hearing before the trustees to reconsider their
 15 termination action. Within 10 days after the receipt of a
 16 request for a hearing, the trustees must conduct the hearing
 17 and reconsider their termination action.

18 (4) The provisions of this section shall not apply to
 19 cases in which a nontenure teacher is terminated when the
 20 financial condition of the school district requires a
 21 reduction in the number of teachers employed and the reason
 22 for the termination is to reduce the number of teachers
 23 employed."

-End-

-2- HB 272
 INTRODUCED BILL

APPROVED BY COMM. ON
EDUCATION & CULTURAL RESOURCES

HOUSE BILL NO. 272

INTRODUCED BY KESSLER, MENAHAN, DOZIER,

KEMMIS, HIRSCH, YARDLEY

A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE A STATEMENT
AND HEARING BEFORE THE BOARD OF TRUSTEES FOR TERMINATION
~~NONRENEWAL~~ OF A NONTENURE SCHOOL TEACHER; AND AMENDING
SECTION 20-4-206, MCA."

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April 15 to all nontenure teachers who have been reelected.
Any nontenure teacher who does not receive notice of
reelection or termination shall be automatically reelected
for the ensuing school fiscal year.

(2) Any nontenure teacher who receives notification of
his reelection for the ensuing school fiscal year shall
provide the trustees with his written acceptance of the
conditions of such reelection within 20 days after the
receipt of the notice of reelection. Failure to so notify
the trustees within 20 days may be considered nonacceptance
of the tendered position.

~~(3) When the trustees notify a nontenure teacher of
termination, the teacher may within 10 days after receipt of
such notice make written request of the trustees for a
statement in writing of the reasons for termination of
employment. Within 10 days after receipt of the request,
the trustees shall furnish such statement to the teacher.
Any nontenure teacher who receives a notice of termination
or nonrenewal may request, in writing, within 10 days after
the receipt of such notice, a written statement declaring
clearly and explicitly the specific reason for the
termination of his services NONRENEWAL OF HIS CONTRACT. The
trustees must supply the statement within 10 days after the
request is received. Within 10 days after receiving a
statement of reasons for his termination NONRENEWAL, a
nontenured teacher may request, in writing, a hearing before
the trustees to reconsider their termination NONRENEWAL
action. Within 10 days after the receipt of a request for a
hearing, the trustees must conduct the hearing and
reconsider their termination action.~~

(4) The provisions of this section shall not apply to
cases in which a nontenure teacher is terminated when the
financial condition of the school district requires a
reduction in the number of teachers employed and the reason
for the termination is to reduce the number of teachers
employed."

-End-

-2-

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SECOND READING