

CHAPTER NO. 72

HOUSE BILL NO. 296

INTRODUCED BY LUND

IN THE HOUSE

January 22, 1979	Introduced and referred to Committee on Education and Cultural Resources.
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.
February 17, 1979	Considered correctly engrossed.
February 19, 1979	Third Reading, passed. Transmitted to Second House.

IN THE SENATE

February 20, 1979	Introduced and referred to Committee on Education.
February 23, 1979	Committee recommend bill be concurred in. Report adopted.
February 28, 1979	Second Reading, concurred in.
March 2, 1979	Third Reading, concurred in.

IN THE HOUSE

March 3, 1979	Returned from Second House. Concurred in. Sent to enrolling. Reported correctly enrolled.
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1 HOUSE BILL NO. 296
2 INTRODUCED BY Spauld

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PERMIT SCHOOL
5 TRUSTEES TO RECEIVE AND USE FEDERAL AND STATE FUNDS TO
6 SUPPLEMENT THE GENERAL FUND BUDGET WITHOUT A VOTE OF THE
7 ELECTORS OF THE SCHOOL DISTRICT; AMENDING SECTIONS 20-9-315
8 AND 20-9-353, MCA."

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

11 Section 1. Section 20-9-315, MCA, is amended to read:
12 "20-9-315. Maximum general fund budget and exceptions.
13 The total amount of the general fund budget of any district
14 shall not be greater than the general fund budget amount
15 specified in 20-9-316 through 20-9-321, except when a
16 district has adopted an emergency general fund budget under
17 the provisions of 20-9-165 or when a district ~~has voted an~~
18 ~~additional levy under the provisions of~~ satisfies the
19 requirements of 20-9-353."

20 Section 2. Section 20-9-353, MCA, is amended to read:
21 "20-9-353. Additional levy for general fund --
22 election for authorization to impose. (1) The trustees of
23 any district may propose to adopt a general fund budget in
24 excess of the general fund budget amount for such district
25 as established by the schedules in 20-9-316 through 20-9-321

1 for any of the following purposes:
2 (a) building, altering, repairing, or enlarging any
3 schoolhouse of the district;
4 (b) furnishing additional school facilities for the
5 district;
6 (c) acquisition of land for the district;
7 (d) proper maintenance and operation of the school
8 programs of the district.
9 (2) However, when the trustees adopt a total general
10 fund budget which exceeds 110% of the general fund budget
11 for the preceding year, they shall file a notice of this
12 increase with the superintendent of public instruction,
13 setting forth the specific reasons for increasing the
14 budget.
15 (3) When the trustees of any district determine that
16 an additional amount of financing is required for the
17 general fund budget that is in excess of the statutory
18 schedule amount, the trustees shall submit the proposition
19 of an additional levy to raise such excess amount of general
20 fund financing to the electors who are qualified under
21 20-20-301 to vote upon such proposition except that ~~the twin~~
22 ~~Bridges high school district may increase its general fund~~
23 ~~budget as established by 20-9-316 through 20-9-321 by the~~
24 ~~amount of tuition paid to the district the previous year~~
25 ~~under 20-5-315 no election shall be required to permit the~~

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INTRODUCED BILL

1 ~~school trustees to use federal or state funds to supplement~~
 2 ~~the general fund budget.~~ Such special election shall be
 3 called and conducted in the manner prescribed by this title
 4 for school elections. The ballot for such election shall
 5 state the amount of money to be raised by additional
 6 property taxation, the approximate number of mills required
 7 to raise such money, and the purpose for which such money
 8 will be expended, and it shall be in the following format:

9 "PROPOSITION

10 Shall a levy be made in addition to the levies
 11 authorized by law in such number of mills as may be
 12 necessary to raise the sum of {state the amount to be raised
 13 by additional tax levy}, and being approximately {give
 14 number} mills, for the purpose of {insert the purpose for
 15 which the additional tax levy is made)?

16 FOR the additional levy.

17 AGAINST the additional levy."

18 (4) If the election on any additional levy for the
 19 general fund is approved by a majority vote of those
 20 electors voting at such election, the proposition shall
 21 carry and the trustees may use any portion or all of the
 22 authorized amount in adopting the preliminary general fund
 23 budget. The trustees shall certify the additional levy
 24 amount authorized by such a special election on the budget
 25 form that is submitted to the county superintendent, and the

1 county commissioners shall levy such number of mills on the
 2 taxable value of all taxable property within the district,
 3 as prescribed in 20-9-141, as are required to raise the
 4 amount of such additional levy.

5 (5) Authorization to levy an additional tax under the
 6 provisions of this section shall be effective for only 1
 7 school fiscal year and shall be authorized by a special
 8 election conducted before August 1 of the school fiscal year
 9 for which it is effective. Only one such additional levy for
 10 the maintenance and operation of the school programs of a
 11 high school district may be imposed by a high school
 12 district in a given school fiscal year."

-End-

1 ~~school trustees to use federal or state funds to supplement~~
 2 ~~the FUNDS RECEIVED UNDER TITLE I OF PUBLIC LAW 81-814 TO~~
 3 ~~INCREASE THE SCHOOL DISTRICT'S general fund budget AS~~
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