HOUSE BILL NO. 811
INTRODUCED BY PORTER, SPILKER, METCALF, MENAHAN, BURNETT

IN THE HOUSE
February 14, 1979

February 19, 1979

February 21, 1979

March 19, 1979

March 20, 1979

March 21, 1979

March 22, 1979

March 23, 1979

April 3, 1979

April 4, 1979
April 6, 1979

IN THE SENATE
Introduced and referred to Committee on Education and Cultural Resources.

Committee recommend bill do pass. Report adopted.

Second reading, do pass.
On motion, taken from engrossing and referred to Committee on Appropriations.

Committee recommend bill do pass. Report adopted.

Printed and placed on members' desks.

Second reading, do pass.
Considered correctly engrossed.
Third reading, passed. Transmitted to second house.

Introduced and referred to Committee on Finance and Claims.

Committee recommend bill be concurred in. Report adopted.

Second reading, concurred in.
Third reading, concurred in.

## IN THE HOUSE

Returned from second house. Concurred in. Sent to enrolling.

Reported correctly enrolled.

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        Qtoceno BILL NO. 8/l
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A bill for an act ENTITLED: maN fot to INCREASE THE
REIMSURSEMENT RATE FOR SCHDOL BUS AND INDIVIDUAL AND
ISOLATEO TRANSPORTATION COSTS; AMENOING SECTIONS 20-10-142
ANO 20-10-142, MCA.*
be it enacted by the legislature of the state of montana:
            Section 1. Section 20-10-141. MCA, is amended to read:
            *20-10-141. Schedule of maximum reimbursement by bus
milesge rates. (I) The following bus mileage rates for
school bus transportation constitute the maximum
reimbursement to districts for school bus transportation
fros state and county sources of transportation revenue
unger the provisions of 20-10-145 and 20-10-146. These rates
shall not limit the amount which a district may budget in
its transportation fund budget in order to provide for the
estimated and necessary cost of school bus transportation
during the ensuing school fiscal year. Any vehicle, the
operetion of which is reimbursed under the rate provisions
of this schedule, shall be a school bus, as defined by this
title, oriven by a qualified driver on a bus route approved
by the county transportation committee and the
superintendent of public instructione
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(2) The rate per bus mile traveled shall be determined in accordance with the following schedule when the tussis used for transportation of eligibletransportees: number-of efistbte--tponpportees--bording--sueh-schoot--bus--on--on

(a) 4050 cents in fiscal 29761290 and 4555 cents in fiscal t99ㅇ 2981 and each your thereafter per bus mile for a school bus with a rated capacity of not less than 12 but not more than 50 children; and
(b) when the rated capacity is more than 50 children, an additional 2 cents per bus $\begin{aligned} & \text { belle for each additional child }\end{aligned}$ in the rated capacity in excess of 50 shall be added to a base rate of 40 50 cents in fiscal 4970 1980 and 4555 cents In fiscal $\$ 9791981$ and each year thereafter per bus mile.
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t+t131 The rated capacity shall be the number of riding positions of a school bus as determined under the policy adopted by the board of public education."

Section 2. Saction 20-10-142, ACA, is amended to read:
"20-10-142. Schedule of maximum reimbursement for individual transportation. The following rates for Incividuay transportation constitute the maximum reisbursement to districts for individual transportation from state and county sources of transportation revenue under the provisions of 20-10-145 and 20-10-146. These rates also shall constitute the 1 imitation of the budgeted amounts for individual transportation for the ensuing school fiscal year. The schedules provided in this section shall not be altered by any authority other than the legislature of the state of Montana. When the trustees controct with the parent or guardian of any eligible transportee to provide individual transportation for each day of school attendance. they shall reimburse the parent or quardian on the basis of the following schedule:
(1) When a parent or guardian transports an eligible transportee or transportees frow the residence of the parent
or guardian co a school or to schools located within 3 miles of one another, the total reimbursement per day of attendance shall be determined by multiplying the distance in wiles between 'he residence and the school. or the most distant school if more than one, by 2 , subtracting 6 wiles from the product so obtained, and multiplying the difference by tz 18 cents provided that:
(a) if two or more eligible transportees are transported by a parent or guardian to two or more schools focated within 3 wiles of one another and if such schools are operated by different school districts, the total amount of the reimbursement shall be divided equally between the districts;
(0) if twa or more eligible transportees are transported by a parent or guardian to two or more schools located more than 3 miles from one another, the parent or guardian shall be separately reimbursed for transporting the eligible transportee or transportees to each school;
(c) if a parent transports two or more eligible transportees to a school and a bus stop which school and bus stop are located within 3 wiles of one another. the total reimbursement shall be determined under the provisions of this subsection and shall be divided equally between the district operating the school and the district operating the bus;
(d) if a jarent transporting two or more eligiole transportees to a school or bus stop must. because of varying arrival and departure times, make more than one round-trip journey to the bus stop or school, the tutal reimburscment allowed by this section shall be limited to one round trip per day for each scheduled arrival or departure timevi
 WlCsie or H1de no reimbursement may be less than_ 25 sents_a_dey.
(2) When the parent or guardian transports an eligible transportee or transportees from the residence to a bus stop of a bus route approved by the trustees for the transportation of the transportee or transportees. the total reimburseaent per day of attendance shall be determined by aultiplying the distance in miles between the residence and the bus stop by 2 , subtracting 3 miles from the product so obtained, and multiplying the difference by $t z 18$ cents provided that:
(a) if the eligible transportees transported attend schools in different districts but ride on one bus, the districts shall divide the total reimbursement equally; and
(b) if the parent or guardian is required to transport the eligible transportees to more than one bus, the parent or guardian shall be separately reimbursed for
transportation to each bus.
(3) Hherep due to excessive distances, impassable roads, or other special circumstances of isolation the rates prescribed in subsection (1) or (2) would be an inadequate reimbursement for the transportation costs or mould result in a physical hardship for the oligible transportee, his parent or guardian may request an increase in the relmbursement rate. Such a request for increased rates due to isolation shall be made by the parent or guardion on the contract for individual transportation for the ensuing schoul fiscal year by indicating the special facts and circuastances which exist to justify the increase. Before any increase rate due to isolation can be paid to the requesting parent or guardians such rate must be approved by the county transportation comittee and the superintendent of public instruction after the trustees have indicated their approval or disapproval. Regardless of the action of the trustees and when epproval is given by the county transportation comittee and the superintendent of public instructione the trustees shall pay such increased rate due to isolation. The increased rate shall be $1 / 2$ times the rate prescribed in subsection (1) above.
(4) When the isolated conditions of the household where an eligibie transportee resides require such eligible transportee to live away from the household in order to -6-

1 attend school, he shall be eligible for the room and board 2 reimbursement. Approval to receive the room and board 3 reimbursement shall be obtained in the same manner 4 prescribed in subsection (3) above. The per dien rate for 5 roow and board shall be 63 fis for one eliquble transportee 6 and \$twse Lz for each additional eligible transportee of the 7 sime household.
(5) When the individual transportation provision is to be satisfied by supervised home study or supervised correspondence study, the reimbursement rate shall be the cost: of such study. provided that the course of instruction is approved by the trustees and supervised by the district.** -End-

Request No. 414-79
FISCAL NOTE
Form BD-15
In compliance with a written request received February 22, 1979, there is hereby submitted a Fiscal Note for House Bill 811 pursuant to Chapter 53, Laws of Montana, 1965 - Thirty-Ninth Legislative Assembly. Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

## DESCRIPTION OF PROPOSED LEGISLATION:

House Bill 811 increases the amount school districts receive for pupil transportation five cents each year of the biennium and increases individual transportation reimbursements.

ASSUMPTIONS:
Total bus miles and individual miles will remain the same as in 1979-90,991 miles per day and 26,601 miles per day, respectively.

FISCAL IMPACT:

Transportation reimbursements
Under current law
Under proposed law
Increased reimbursements under proposed law

| FY 80 FY 81 <br> $\$ 3,824,704$ $\$ 3,824,704$ <br> $4,411,051$  <br> $\$ 586,347$  | $\$, 838,304$ |
| :---: | :---: |

The additional cost must be funded approximately $63 \%$ from the General Fund and $37 \%$ from the Public School Foundation Program, which, for all practicable purposes as far as the above is concerned, is funded from the State General Fund.

LOCAL IMPACT:
Any increase in the state reimbursement level is an offset to local taxes.


BUDGET DIRECTOR
Office of Budget and Program Planning Date: $3 / 1 / 79$

Approved by Comm. on Appropriations
Qtocese Bill no. $8 / 1$ introduce br testa
Buran $n t$ a bill for an act entitled: tan act to increase the reimbursement rate for school bus and individual amd isolate g transportation costs: anemoing sections 20-10-14 ANO 20-10-142, MCA.*
ge if enacted by the legislature of the state of montana:
Section 1. Section 20-10-141, MCA, is amended to read: n20-10-141. Schedule of maximum reimbursement by bus mileage rates (l) The following bus mileage rates for school bus transportation constitute the maximum reimbursement to districts for school bus transportation from state and county sources of transportation revenue under the provisions of 20-10-145 and 20-10-146. These rates shall not limit the amount which a district may budget in its transportation fund budget in order to provide for the estimated and necessary cost of school bus transportation disriac the ensuing school fiscal year. Any vehicle the operation of which is reimbursed under the rate provisions of this schedule, shall be a school bus, as defined by this title, driven by a qualified driver on a bus route approved by the county transportation committee and the superintendent of public instruction.
(2) The rate per bus mile traveled shall be determined in accordance with the following schedule when the bus is used for transportation of eligipletransportees: number-of etigtbit--tepnoportees--bearding--stueh--sehoot-bys--on--th epproved-route- $\rightarrow$, not-tess-then-75需-of-tts-roted-eapneity
(a) 40 ID cents in fiscal 49762980 and 4555 cents in fiscal $\mathbf{4 9 7 9} 1281$ and each year thereafter per bus wile for a school bus with a rated capacity of not less than 12 but not ore than 50 children: and
(b) when the rated capacity is more than 50 children an additional 2 cents per bus mile for each additional child in the rated capacity in excess of 50 shall be added to a base rate of 4020 cents ir fiscal t970 1280 and 4555 cents in fiscal 49791981 and each year thereafter per bus mile.
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Section 2. Section 20-10-142, ACA, is amended to read:
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(a) if two or more eligible transportees are transported by a parent or guardian to two or wore schools located within 3 miles of one another and if such schools are operated by different school districts; the total amount of the reimbursement shall be divided equally between the districts;
(D) if two or more eligible transportees are transported by a parent or guardian to two or more schools located more than 3 miles from one another, the parent or guardian shall be separately reimbursed for transporting the eligible transportee or transportess to each school;
(c) if a parent transports two or more eligible transportees to a school and a bus stop which school and bus stop are located within 3 miles of one another, the total reimbursement shall be determined under the provisions of this subsection and shall be divided equally between the district operating the school and the district operating the bus;

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(d) if a parent transporting two or more eligible transportees to a school or bus stop must. because of varying arrival and departure timesp make more than one round-trip journey to the bus stop or school, the total reimbursement allowed by this section shall be ilmited to one round trip per day for each scheduled arrival or departure timesi
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(3) Where due to excessive distances, impassable roads, or other special circumstances of isolation the rates prescribed in subsection (1) or (2) would be an inadequate reimoursement for the transportation costs or would result in a physical hardship for the eligible eransportee, his parent or guardian may request an increase in the reimbursement ratee Such sequest for increased rates due to isolation shal be made by the parent or guardian on the contract for individual transportation for the ensuing school fiscal year by indicating the special facts and circuastances which exist to justify the increase. Before any increase rate due to isolation can be paid to the requesting parent or ouardian, such rate must he approved by the county transportation comittee and the superintendent of public instfuction after the trustees have indicated their approval or disapproval. Regardless of the action of the trustees and when approval is given by the county transportation cosmittec and the superintendent of public instruction the trustees shall pay such increased rate due to isolation. The increased rate shall be $1 / 2$ tines the Fate prescribed in subsection (1) above.
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(5) When the individual transportation provision is to be satisfied by supervised nome stedy or supervised correspondence study, the reimbursesent rate shall be the cost of such study* provided that the course of instruction is approved by the trustees and supervised by the district." -End-
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\section*{HOUSE BILL NO. 811}

INTRODUCED BY PORTER, SPILKER, METCALF, MENAHAN, BURNETT
a bill for an act entitleot man act to increase the REIMBURSEMENT RATE FOR SCHODL BUS AND INDIVIDUAL AND ISOLATED TRANSPORTATION COSTS: AMENDING SECTIONS 20-10-141 AND 20-10-142. MCA."
be it enacted gy the legislature of the state of montana:
Section 1. Section 20-10-141, MCA, is amended to read:
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REFERENCE BILL
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t4t134 The rated capacity shall be the number of riding positions of school bus as deternined under the pollcy adopted by the board of public educatione"

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(b) if the parent or guardian is required to transport the eligible transportees to more than one bus, the parent or guardian shall be separately reimbursed for
transportation to each buse
(3) Wherey due to excessive distances, impassable roadst or other special circumstances of isolation the rates prescribed in subsection \(\{11\) or (2) would be an inadequate reimbursement for the transportation costs or would result in a physical hardship for the eligible transportee, his parent or guardian aly request an increase in the refmbursement rate. Such a request for incressed rates due to isolation shall be made by the parent or guardian on the contract for individual transportation for the ensuing school fiscal year by indicating the special facts and circuestances which exist to Justify the increase. Before any increase rate due to isolation can be paid to the requesting parent or guardiane such rate aust be approved by the county transportation comittee and the superintendent of public Instruction aftar the trustees have indicated their approval or disapproval. Regardless of the action of the trustees and when approval is given by the county transportation comittee and the superintendent of public instruction. the trustees shall pay such increased rate due to isolation. The increased rate shall be \(1 / 2\) times the rate prescribed in subsection (1) above.
(4) When the isolated conditions of the household where an eligiole transportee resides require such eligible transportee to live away from the household in order to

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\footnotetext{
attend school, he shall be efigible for the room and board reimbursement. Approval to receive the room and board relmbursement shall be obtained in the same manner prescribed in subsection (3) sbove. The per diem rate for room and board shell be 33 for one ligible transportee and twse 12 for each additional eligible transportee of the same mousohold.
(5) When the individual transportation provision is to be satisfied by supervised home study or supervised correspondence study. the relebursement rate shall be the cost of such study, provided thet the course of instruction is appraved by the trustees and supervised by the district."
} -End-```


[^0]:    or quardian to al school or to schools located mithin 3 miles of one another. the total relmbursement per day of attendance shall be determimed by multiplying the distance in miles between the resionce and the school, or the most distant school if more than one. by 2, subtracting 6 miles from the product so obtained and mitiplying the difference by te Li cents provided that:
    (a) if two or more iligible transportees are transported by a parent or guardian to two or more schools located within 3 miles of one another and if such schools are operated by different school districts, the total awount of the reimbursement shall be divided equally between the districts:
    (b) if two or more eligible transportees are transported by a parent or guardian to two or mere schools located more than 3 miles from one another: the parent or quardian shall be separately reimbursed for transporting the eliqible transportee or transportees to each school;
    (c) if e parent trensports two or more eligible transpartees to school and bus stop which school and bus stop are located within 3 miles of one anothery the total reimbursement shall be determined under the provisions of this subsection and shall be divided equally between the district aperating the school and the district operating the bus:

