

HOUSE BILL NO. 449

INTRODUCED BY OBERG, SIVERTSEN, HEMSTAD

IN THE HOUSE

January 24, 1981	Introduced and referred to Committee on Education.
February 10, 1981	Committee recommend bill do pass. Report adopted.
February 11, 1981	Bill printed and placed on members' desks.
February 12, 1981	Second reading, do pass.
February 13, 1981	Correctly engrossed.
February 14, 1981	Third reading, passed. Ayes, 81; Noes, 6. Transmitted to Senate.

IN THE SENATE

February 16, 1981	Introduced and referred to Committee on Education and Cultural Resources.
March 14, 1981	Committee recommend bill be concurred in. Report adopted.
March 16, 1981	Second reading, concurred in.
March 18, 1981	Third reading, concurred in. Ayes, 47; Noes, 1.

IN THE HOUSE

March 19, 1981	Returned from Senate. Concurred in. Sent to enrolling. Reported correctly enrolled.
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1 HOUSE BILL NO. 449
2 INTRODUCED BY *Cheryl Swinton Senator*

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO ALLOW HIGH SCHOOL
5 SENIORS TO GRADUATE UP TO 5 DAYS BEFORE COMPLETION OF THE
6 REQUIRED 180 PUPIL-INSTRUCTION DAYS IN THE SCHOOL YEAR
7 WITHOUT A LOSS OF STATE FOUNDATION FUNDS TO THE SCHOOL
8 DISTRICT; AMENDING SECTIONS 20-1-301 AND 20-9-313, MCA; AND
9 PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

12 Section 1. Section 20-1-301, MCA, is amended to read:

13 "20-1-301. School fiscal year. The school fiscal year
14 shall begin on July 1 and end on June 30. At least 180
15 school days of pupil instruction shall be conducted during
16 each school fiscal year, ~~except that 175 days of pupil~~
17 ~~instruction for graduating seniors may be sufficient as~~
18 ~~provided in 20-9-313, or~~ unless a variance for kindergarten
19 has been granted under 20-1-302 or a district is granted a
20 variance under the provisions of chapter 9, part 8, of this
21 title. Any district that fails to provide for at least 180
22 school days of pupil instruction shall not be entitled to
23 receive any apportionment of the state interest and income
24 funds. Any such forfeited moneys shall be apportioned by the
25 county superintendent to the other elementary districts of

1 his county."

2 Section 2. Section 20-9-313, MCA, is amended to read:
3 20-9-313. Circumstances under which the regular
4 average number belonging may be increased. The average
5 number belonging of a school for a given school fiscal year,
6 calculated in accordance with the A&B formula prescribed in
7 20-9-311, may be increased when:

8 (1) the opening of a new elementary school or the
9 reopening of an elementary school has been approved in
10 accordance with 20-6-502. The average number belonging for
11 such school shall be established by the county
12 superintendent and approved, disapproved, or adjusted by the
13 superintendent of public instruction.

14 (2) the opening or reopening of a high school or a
15 branch of the county high school has been approved in
16 accordance with 20-6-503, 20-6-504, or 20-6-505. The average
17 number belonging for such high school shall be established
18 by the county superintendent's estimate, after an
19 investigation of the probable number of pupils that will
20 attend such high school.

21 (3) a district anticipates an increase in the average
22 number belonging due to the closing of any private or public
23 school in the district or a neighboring district. The
24 estimated increase in average number belonging shall be
25 established by the trustees and the county superintendent

1 and approved, disapproved, or adjusted by the superintendent
2 of public instruction no later than the fourth Monday in
3 June.

4 (4) a district anticipates an unusual enrollment
5 increase in the ensuing school fiscal year. The increase in
6 average number belonging shall be based on estimates of
7 increased enrollment approved by the superintendent of
8 public instruction and shall be computed in the manner
9 prescribed by 20-9-314.

10 (5) for the initial year of operation of a program
11 established under 20-7-117(1), the ANB to be used for budget
12 purposes is the same as one-half the number of 5-year-old
13 children residing in the district as of September 10 of the
14 preceding school year, either as shown on the official
15 school census or as determined by some other procedure
16 approved by the superintendent of public instruction;

17 (6) a special full-time pupil, as defined in 20-9-311,
18 in a given school year will no longer be considered a
19 special full-time pupil in the ensuing school year (the
20 superintendent of public instruction may grant one ANB for
21 such pupil for the ensuing school year); or

22 (7) a high school district provides early graduation
23 for any student who completes graduation requirements in
24 less than eight semesters or the equivalent amount of
25 secondary school enrollment or when a high school district

1 provides early graduation for a class of students who have
2 completed the requirements for graduation after 175
3 pupil-instruction days in the twelfth grade. The increase
4 shall be established by the trustees as though the student
5 had attended to the end of the school year and shall be
6 approved, disapproved, or adjusted by the superintendent of
7 public instruction."

8 Section 3. Effective date. This act is effective on
9 passage and approval.

-End-

Approved by Committee on Education

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HB 449

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