

HOUSE BILL NO. 611

INTRODUCED BY ANDERSON, B. BROWN, MARKS, THOFT, J. O'HARA,  
HAMMOND, IVERSON, MAZUREK, ECK, RYAN, CURTISS, STIMATZ,  
JACOBSON, R. MANNING, FABREGA, NORDTVEDT, OCHSNER, EUDAILY,  
DUSSAULT, DONALDSON, KEEDY, BRIGGS, E. SMITH, SEVERSON,  
HAGER, McCALLUM, BENGTSON, HEMSTAD, SALES, ELLERD, WALLIN,  
PHILLIPS, SPILKER, FAGG, CONN, TOWE, HEALY, HARP, MOORE,  
VAN VALKENBURG, MEYER, KEYSER, ROTH, ERNST, THOMAS, VINCENT,  
MATSKO, SHELDEN, HAFLEY, KESSLER

IN THE HOUSE

|                   |   |
|-------------------|---|
| January 31, 1981  | Introduced and referred to Committee on Appropriations.           |
| February 10, 1981 | Committee recommend bill do pass. Report adopted.                 |
| February 11, 1981 | Bill printed and placed on members' desks.                        |
| February 13, 1981 | Motion pass consideration until the 39th legislative day.         |
| February 18, 1981 | Second reading, do pass.  |
| February 19, 1981 | Considered correctly engrossed.                                   |
| February 20, 1981 | Third reading, passed. Ayes, 58; Noes, 42. Transmitted to Senate. |

IN THE SENATE

|                   |  |
|-------------------|--|
| February 21, 1981 | Introduced and referred to Committee on Finance and Claims.          |
| March 13, 1981    | Committee recommend bill be concurred in as amended. Report adopted. |

March 13, 1981

On motion rules suspended. Bill referred to second reading for consideration this day.

Second reading, concurred in as amended.

On motion rules suspended and bill placed on calendar for third reading this day.

Third reading, concurred in as amended. Ayes, 48; Noes, 0.

#### IN THE HOUSE

March 14, 1981

Returned from Senate with amendments.

April 16, 1981

Second reading, amendments not concurred in.

On motion Free Conference Committee requested and appointed.

April 23, 1981

Free Conference Committee reported and dissolved.

Second reading, Free Conference Committee report adopted.

On motion rules suspended and bill placed on third reading this day.

Third reading, Free Conference Committee report adopted. Ayes, 67; Noes, 25. Transmitted to Senate.

#### IN THE SENATE

April 23, 1981

Free Conference Committee report adopted.

IN THE HOUSE

April 23, 1981

Returned from Senate.  
Sent to enrolling.

Reported correctly enrolled.

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*Gene O'Hara*  
*Kenner* *HART* *HOUSE* *Hammond* *SILL NO. 611* *James Moore*

INTRODUCED BY *R.L. Hanson* *Bob Brown* *Mark* *Thrift* *Mayruch*

*Richard Manning* *VINCENT* *Edgely* *McAlister* *Bengtson* *Hamstad*  
A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE FUNDS TO *Silas*

THE SUPERINTENDENT OF PUBLIC INSTRUCTION FOR PUBLIC SCHOOLS *Edward*  
SUPPORT OTHER THAN FOR SPECIAL EDUCATION *Sheldon*

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: *Wesley*  
*E. Smith* *McCall* *Wesley* *Wesley*

Section 1. Appropriation. (1) There is appropriated *Wesley*  
from the general fund to the Superintendent of Public *Wesley*  
Instruction for the biennium ending June 30, 1983, the *Wesley*  
following funds for public school support other than for *Wesley*  
special education: *Wesley*

|                        | Fiscal Year | Fiscal Year  |
|------------------------|-------------|--------------|
|                        | 1982        | 1983         |
| (a) Foundation support | \$4,240,000 | \$14,920,000 |
| (b) Permissive support | -0-         | \$10,380,000 |

(2) The appropriation in subsection (1)(b) is made to  
the permissive levy account and notwithstanding 20-9-352  
shall be used to offset a permissive levy deficiency.

(3) All revenues received under the provisions of  
20-9-343 for state equalization aid are appropriated.

-End-

INTRODUCED BILL  
HB 611

Approved by Comm.  
on Appropriations

1 *Jim O'Hara*  
 2 *Kenner* *HART* *HOUSE* *Hammond* *Jerome Moore*  
 3 *Colz* *Waltberg* *Meyer* *INTRODUCED BY* *R.L. Hanson* *Bob Brown* *Mark* *Thrift* *Meyuch*  
 4 *Richard* *Manning* *VINCENT* *Edgely* *Orville* *Bengtson* *Herzstadt*  
 5 *Hogan* *A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE FUNDS TO*  
 6 *SUPPORT OTHER THAN FOR SPECIAL EDUCATION* *THE SUPERINTENDENT OF PUBLIC INSTRUCTION FOR PUBLIC SCHOOLS* *Edlund*

7 *Seeley* *Wasson* *Ernst*  
 8 *BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:* *Edlund* *Spitzer*

9 Section 1. Appropriation. (1) There is appropriated *Edlund*  
 10 from the general fund to the Superintendent of Public *Edlund*  
 11 Instruction for the biennium ending June 30, 1983, the *Edlund*  
 12 following funds for public school support other than for *Edlund*  
 13 special education: *Edlund*

|                        | Fiscal Year | Fiscal Year  |
|------------------------|-------------|--------------|
|                        | 1982        | 1983         |
| (a) Foundation support | \$4,240,000 | \$14,920,000 |
| (b) Permissive support | -0-         | \$10,380,000 |

16 (2) The appropriation in subsection (1)(b) is made to  
 17 the permissive levy account and notwithstanding 20-9-352  
 18 shall be used to offset a permissive levy deficiency.

19 (3) All revenues received under the provisions of  
 20 20-9-343 for state equalization aid are appropriated.

-End-

SECOND READING  
HB 611

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*Gene O'Hara*  
*Keeler* *HART* *HOUSE* *Hammond* *BILL NO. 611* *James Moore*

INTRODUCED BY *R. L. Hanson* *Bob Brown* *Mark* *Thrift* *Myrick*

A BILL FOR AN ACT ENTITLED "AN ACT TO APPROPRIATE FUNDS TO *Sels*

THE SUPERINTENDENT OF PUBLIC INSTRUCTION FOR PUBLIC SCHOOLS *Ellen*

SUPPORT OTHER THAN FOR SPECIAL EDUCATION *Sheldon*

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: *Walter* *Omara* *Sheldon* *Walter* *Omara* *Sheldon* *Walter* *Omara*

Section 1. Appropriation. (1) There is appropriated  
from the general fund to the Superintendent of Public  
Instruction for the biennium ending June 30, 1983, the  
following funds for public school support other than for  
special education:

|                        | Fiscal Year | Fiscal Year  |
|------------------------|-------------|--------------|
|                        | 1982        | 1983         |
| (a) Foundation support | \$4,240,000 | \$14,920,000 |
| (b) Permissive support | -0-         | \$10,380,000 |

(2) The appropriation in subsection (1)(b) is made to  
the permissive levy account and notwithstanding 20-9-352  
shall be used to offset a permissive levy deficiency.

(3) All revenues received under the provisions of  
20-9-343 for state equalization aid are appropriated.

-End-

THIRD READING  
HB 611

1 HOUSE BILL NO. 611  
 2 INTRODUCED BY ANDERSON, B. BROWN, MARKS, THOFT,  
 3 J. O'HARA, HAMMOND, IVERSON, MAZUREK, ECK,  
 4 RYAN, CURTISS, STIMATZ, JACOBSON, R. MANNING,  
 5 FABREGA, NORDTVEDT, OCHSNER, EUDAILY, DUSSAULT,  
 6 DONALDSON, KEEDY, BRIGGS, E. SMITH, SEVERSON, HAGER,  
 7 MCCALLUM, BENGTON, HEMSTAD, SALES, ELLERD, WALLIN,  
 8 PHILLIPS, SPILKER, FAGG, CONN, TOWE, HEALY, HARP,  
 9 MOORE, VAN VALKENBURG, MEYER, KEYSER, ROTH, ERNST,  
 10 THOMAS, VINCENT, MATSKO, SHELDEN, HAFFEY, KESSLER

11  
 12 A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE FUNDS TO  
 13 THE SUPERINTENDENT OF PUBLIC INSTRUCTION FOR PUBLIC SCHOOL  
 14 SUPPORT OTHER THAN FOR SPECIAL EDUCATION."

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

17 Section 1. Appropriation. (1) There is appropriated  
 18 from the general fund to the Superintendent of Public  
 19 Instruction for the biennium ending June 30, 1983, the  
 20 following funds for public school support other than for  
 21 special education:

|                                      | Fiscal Year | Fiscal Year        |
|--------------------------------------|-------------|--------------------|
|                                      | 1982        | 1983               |
| 24 <del>(a)</del> Foundation support | \$4,240,000 | \$4,920,000        |
| 25                                   | <u>-0-</u>  | <u>\$4,960,000</u> |

1 ~~(b)~~ Permissive support -0- \$10,300,000  
 2 ~~(2)~~ The appropriation in subsection (1)(b) is made to  
 3 the permissive levy account and notwithstanding 20-9-352  
 4 shall be used to offset a permissive levy deficiency  
 5 ~~(3)~~ (2) All revenues received under the provisions of  
 6 20-9-343 for state equalization aid are appropriated.  
 7 (3) TO THE EXTENT FUNDS APPROPRIATED IN SUBSECTIONS  
 8 (1) AND (2) EXCEED THE AMOUNTS REQUIRED FOR PUBLIC SCHOOL  
 9 SUPPORT, OTHER THAN FOR SPECIAL EDUCATION, THE EXCESS MAY BE  
 10 USED TO FUND THE STATE'S PORTION OF THE  
 11 MAXIMUM-BUDGET-WITHOUT-A-VOTE FOR SPECIAL EDUCATION.

-End-

HOUSE BILL NO. 611

INTRODUCED BY ANDERSON, B. BROWN, MARKS, THOFT,

J. O'HARA, HAMMOND, IVERSON, MAZUREK, ECK,

RYAN, CURTISS, STIMATZ, JACOBSON, R. MANNING,

FABREGA, NORDTVEDT, OCHSNER, EUDAILY, DUSSAULT,

DONALDSON, KEEDY, BRIGGS, E. SMITH, SEVERSON, HAGER,

MCCALLUM, BENGTON, HEMSTAD, SALES, ELLERD, WALLIN,

PHILLIPS, SPILKER, FAGG, CONN, TOME, HEALY, HARP,

MOORE, VAN VALKENBURG, MEYER, KEYSER, ROTH, ERNST,

THOMAS, VINCENT, MATSKO, SHELDEN, HAFHEY, KESSLER

A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE FUNDS TO THE SUPERINTENDENT OF PUBLIC INSTRUCTION FOR PUBLIC SCHOOL SUPPORT OTHER THAN FOR SPECIAL EDUCATION."

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

Section I. Appropriation. ~~(1) There is appropriated from the general fund to the Superintendent of Public Instruction for the biennium ending June 30, 1983, the following funds for public school support other than for special education:~~

|                                   | Fiscal Year            | Fiscal Year            |
|-----------------------------------|------------------------|------------------------|
|                                   | 1982                   | 1983                   |
| <del>(a) Foundation support</del> | <del>\$4,240,000</del> | <del>\$4,920,000</del> |
|                                   | <del>-0-</del>         | <del>\$4,960,000</del> |

~~(b) Permissive support -0- \$10,380,000~~  
~~(2) The appropriation in subsection (1)(b) is made to the permissive levy account and notwithstanding 20-9-352 shall be used to offset a permissive levy deficiency.~~  
~~(3)(2) All revenues received under the provisions of 20-9-343 for state equalization aid are appropriated.~~  
~~(3) TO THE EXTENT FUNDS APPROPRIATED IN SUBSECTIONS (1) AND (2) EXCEED THE AMOUNTS REQUIRED FOR PUBLIC SCHOOL SUPPORT, OTHER THAN FOR SPECIAL EDUCATION, THE EXCESS MAY BE USED TO FUND THE STATE'S PORTION OF THE MAXIMUM BUDGET WITHOUT A VOTE FOR SPECIAL EDUCATION. ALL REVENUES RECEIVED UNDER THE PROVISIONS OF 20-9-343 FOR STATE EQUALIZATION AID ARE APPROPRIATED TO THE SUPERINTENDENT OF PUBLIC INSTRUCTION FOR THE BIENNIUM ENDING JUNE 30, 1983, FOR PUBLIC SCHOOL SUPPORT OTHER THAN FOR SPECIAL EDUCATION.~~  
~~SECTION 2. CONTINGENCY APPROPRIATION. THERE IS APPROPRIATED FROM THE GENERAL FUND \$32,000,000 FOR THE BIENNIUM ENDING JUNE 30, 1983, TO BE USED TO THE EXTENT FUNDS APPROPRIATED IN SECTION 1 ARE INSUFFICIENT TO FINANCE THE MAXIMUM BUDGET WITHOUT A VOTE FOR PUBLIC SCHOOLS EXCLUDING SPECIAL EDUCATION.~~

-End-



.....April 23..... 19 81.....

FREE CONFERENCE COMMITTEE  
ON HOUSE BILL NO. 611

(Report No. 1, April 23, 1981)

MR. PRESIDENT AND SPEAKER OF THE HOUSE:

We, your Free Conference Committee on House Bill No. 611, met April 23, 1981, and considered:

Senate Finance and Claims Committee Amendments to the third reading copy, dated March 13, 1981, and;

Senate Committee of the Whole Amendments to the third reading copy, dated March 13, 1981, and recommend as follows:

That the Senate recede from Committee of the Whole Amendment no. 1;

That the Senate recede from Senate Finance and Claims Committee Amendments nos. 1, 2 and 3;

That the reference copy of House Bill No. 611 be read as specified in the CLERICAL INSTRUCTIONS;

And, that the Free Conference Committee Report to House Bill No. 611 be adopted.

CLERICAL INSTRUCTIONS:

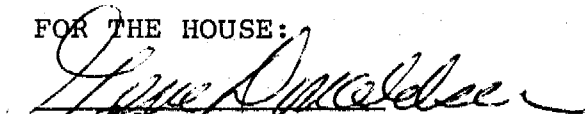
1. Page 1, line 17 through line 11 on page 2. Following: "Appropriation."


Strike: the remainder of line 17 through line 11 on page 2


Insert: "All revenues received under the provisions of 20-9-343 for state equalization aid are appropriated to the superintendent of public instruction for the biennium ending June 30, 1983 for public school support other than for special education.

Section 2. Contingency Appropriation. There is appropriated from the general fund \$32,000,000 for the biennium ending June 30, 1983 to be used to the extent funds appropriated in section 1 are insufficient to finance the maximum-budget-without-a-vote for public schools excluding special education."

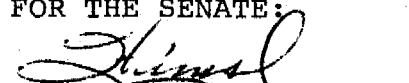
FOR THE HOUSE:

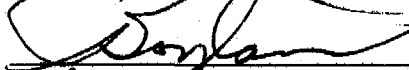
  
Donaldson

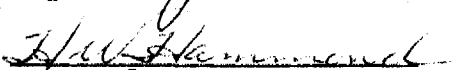
  
Bengtson

  
Anderson

FOR THE SENATE:

  
Himsel, Chairman

  
Boylan

  
Hammond

.....  
Chairman.

March 13, 1981

SENATE COMMITTEE OF THE WHOLE

Proposed amendments to House Bill 611, third reading copy, as follows:

1. Page 1.

Following: line 22.

Insert: "(3) To the extent funds appropriated in subsections (1) and (2) exceed the amounts required for public school support, other than for special education, the excess may be used to fund the state's portion of the maximum-budget-without-a-vote for special education."

March 13, 1981

SENATE STANDING COMMITTEE REPORT  
(Finance and Claims)

That House Bill No. 611 be amended as follows:

1. Page 1, line 16.  
Following: "support"  
Strike: "\$4,240,000" and "\$14,920,000"  
Insert: "-0-" and "\$4,960,000"
2. Page 1, lines 17 through 20.  
Strike: lines 17 through 20 in their entirety  
Renumber: subsequent subsections
3. Page 1, line 16.  
Strike: "(a)"