

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, HAFFEY, 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.

1 *John O'Hara* *John Hammond*  
2 *Keller HART* HOUSE SILL NO. 611 *James Moore*  
3 *INTRODUCED BY* *John Hanson* *Bob Brown* *Mark Thiel* *Maynard*  
4 *Walter H. Major* *Edgar S. Drury* *Malvina Bentham* *Leonard*  
5 *Franklin S. Seward* *VINCENT J. F. Kilday* *Ruth Rotta* *Richard Manning* *George* *John C. S. Ellard*  
6 *A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE FUNDS TO SCHOOLS*  
7 *THE SUPERINTENDENT OF PUBLIC INSTRUCTION FOR PUBLIC SCHOOLS"*

1 SUPPORT OTHER THAN FOR SPECIAL EDUCATION  
2 *John Hagan* *E. Smith* *Malvina* *Sheldene*  
3 *John Hagan* *John Hagan* *Malvina* *Wilson*  
4 *John Hagan* *John Hagan* *Malvina* *Wright*  
5 *John Hagan* *John Hagan* *Malvina* *Miller* *Spink*  
6 *John Hagan* *John Hagan* *Malvina* *John* *Conn*  
7 *John Hagan* *John Hagan* *Malvina* *Hoff* *Healy*  
8 SEE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
9  
10 Section 1. Appropriation. (1) There is appropriated  
11 from the general fund to the Superintendent of Public  
12 Instruction for the biennium ending June 30, 1983, the  
13 following funds for public school support other than for  
special education:

		Fiscal Year	Fiscal Year
14			
15		1982	1983
16	(a) Foundation support	\$4,240,000	\$14,920,000
17	(b) Permissive support	-0-	\$10,380,000
18	(2) The appropriation in subsection (1)(b) is made to		
19	the permissive levy account and notwithstanding 20-9-352		
20	shall be used to offset a permissive levy deficiency.		
21	(3) All revenues received under the provisions of		
22	20-9-343 for state equalization aid are appropriated.		

-End-

INTRODUCED BILL  
HB611

Approved by Comm.  
on Appropriations

1 *John O'Hara*  
 2 *Reeder* *House* *Hammond* *House* *Hammond* *John Moore*  
 3 *INTRODUCED BY* *P.L. Anderson* *Bob Brown* *Mark* *Jeffrey* *Meyers*  
 4 *Walt H. Meyer* *John Gage* *Edith* *Wally* *Bengton* *Harold*  
 5 *Richard* *Richard* *VINCENT* *John* *Reeder* *John* *Reeder* *John* *Reeder*  
 6 *Hagan* *Richard* *Manning* *Briggs* *Richard* *Manning* *Briggs* *Richard* *Manning*  
 7 *John Gage*  
 8 *John Gage*  
 9 *John Gage* *John Gage* *John Gage* *John Gage* *John Gage* *John Gage* *John Gage*

10 A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE FUNDS TO  
 11 THE SUPERINTENDENT OF PUBLIC INSTRUCTION FOR PUBLIC SCHOOL  
 12 SUPPORT OTHER THAN FOR SPECIAL EDUCATION."  
 13 SEE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
 14

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

## Fiscal Year      Fiscal Year

1982      1983

(a) Foundation support      \$4,240,000      \$14,920,000

(b) Permissive support      -0-      \$10,380,000

21 (2) The appropriation in subsection (1)(b) is made to  
 22 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-

SECOND READING  
HB 611

1 John O'Hara House Hammond James Moore  
2 Keller Hart BILL NO. 611 INTRODUCED BY P. L. Jackson Bob Brown Mark Thal Magnus  
3 John H. Meyer George Eulogy Donalds Robert R. Bentham Hensel  
4 Franklin L. Smith VINCENT J. KEELEY ROBERT R. BENTHAM HENSTAL  
5 Richard Manning Bugge John C. B. Elmer  
THE SUPERINTENDENT OF PUBLIC INSTRUCTION FOR PUBLIC SCHOOL

*Page 10*  
SUPPORT OTHER THAN FOR SPECIAL EDUCATION  
*by Silverstein, Chamberlain, S. Smith, Sorenson, McCallister*  
BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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

9 Section 1. Appropriation. (1) There is appropriated  
10 from the general fund to the Superintendent of Public  
11 Instruction for the biennium ending June 30, 1963, the  
12 following funds for public school support other than for  
13 special education:

15 1982 1983

(a) Foundation support \$4,240,000 \$14,920,000

17 (b) Permissive support = \$10,380,000

(3) The appropriation in subsection (1)(b) is made to

<sup>16</sup> See the normative law account and notwithstanding, 39-2, 353.

32. What is meant by offset or cumulative loan deficiency?

(b) All revenues received under the provisions of

22 20-9-343 for state equalization and are appropriated.

-End-

THIRD READING

HB 611

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."

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:

		<b>Fiscal Year</b>	<b>Fiscal Year</b>
22		1982	1983
23			
24	†† Foundation support	\$4,240,000	\$24,920,000
25		-0-	\$4,960,000

1                   tbj--Permissive-support                   -8-                   \$10,300,000  
2                   t2j--The--appropriation-in-subsection-ttjtbj-is-made-to  
3                   the-permissive-levy--account--and--notwithstanding--20-9-352  
4                   shall-be-used-to-offset-a-permissive-levy-deficiency--  
5                   t3t12j 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-

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."

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

17       Section 1. Appropriation. ~~to~~--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--then--for

21 special-education.

	Fiscal-Year	Fiscal-Year
22		
23	1982	1983
24	<del>tot</del> --Foundation-support	\$44,240,000
25	-0-	\$44,960,000

1                   fbj--Permissive-support                   -8-           \$18,388,000  
2                   f2j--The--appropriation-in-subsection-f1fbj-is-made-to  
3                   the-permissive-levy--account--and--notwithstanding--20-9-352  
4                   shall-be-used-to-offset-a-permissive-levy-deficiency--  
5                   f3f2j--All--revenues--received-under-the-provisions-of  
6                   20-9-343-for-state-equalization-aid-are-appropriated--  
7                   f3j--TO-THE-EXTENT-FUNDS--APPROPRIATED--IN--SUBSECTIONS  
8                   f1j--AND--f2j--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. ALL  
12                  REVENUES RECEIVED UNDER THE PROVISIONS OF 20-9-343 FOR STATE  
13                  EQUALIZATION AID ARE APPROPRIATED TO THE SUPERINTENDENT OF  
14                  PUBLIC INSTRUCTION FOR THE BIENNIAL ENDING JUNE 30, 1983,  
15                  FOR PUBLIC SCHOOL SUPPORT OTHER THAN FOR SPECIAL EDUCATION.  
16                  SECTION 2. CONTINGENCY APPROPRIATION. THERE IS  
17                  APPROPRIATED FROM THE GENERAL FUND \$32,000,000 FOR THE  
18                  BIENNIAL ENDING JUNE 30, 1983, TO BE USED TO THE EXTENT  
19                  FUNDS APPROPRIATED IN SECTION 1 ARE INSUFFICIENT TO FINANCE  
20                  THE MAXIMUM-BUDGET-WITHOUT-A-VOTE FOR PUBLIC SCHOOLS  
21                  EXCLUDING SPECIAL EDUCATION.

-fact-

.....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:

Glenn Donaldson  
Donaldson

E. Bengtson  
Bengtson

K. Anderson  
Anderson

FOR THE SENATE:

Tim Hinsl  
Hinsl, Chairman  
Boylan  
Boylan

Hal Hammond  
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)"