

HOUSE JOINT RESOLUTION NO. 49

INTRODUCED BY VINCENT, EUDAILY, KEEDY, SEIFERT

IN THE HOUSE

March 24, 1981	Introduced and referred to Committee on Education.
April 2, 1981	Committee recommend bill do pass. Report adopted.
April 3, 1981	Bill printed and placed on members' desks.
April 7, 1981	Second reading, do pass.
April 8, 1981	Considered correctly engrossed.
April 9, 1981	Third reading, passed. Ayes, 88; Noes, 6. Transmitted to Senate.

IN THE SENATE

April 10, 1981	Introduced and referred to Committee on Education and Cultural Resources.
April 22, 1981	Committee recommend bill be concurred in. Report adopted.
April 23, 1981	Second reading, concurred in. Third reading, concurred in. Ayes, 34; Noes, 14.

IN THE HOUSE

April 23, 1981	Returned from Senate. Concurred in. Sent to enrolling. Reported correctly enrolled.
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1 HOUSE JOINT RESOLUTION NO. 49
 2 INTRODUCED BY VINCENT EIDLAR, STEVE SEIBERT
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4 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF
 5 REPRESENTATIVES OF THE STATE OF MONTANA REQUESTING AN
 6 INTERIM STUDY OF SCHOOL TEACHER TENURE LAWS AND REQUIRING A
 7 REPORT OF THE FINDINGS OF THE STUDY TO THE LEGISLATURE.
 8

9 WHEREAS, there have been several bills introduced in
 10 the 47th Legislature to modify present law on teacher
 11 tenure; and

12 WHEREAS, there is at the present time a recognition
 13 among legislators, teachers, administrators, and school
 14 district trustees in the state that this is an appropriate
 15 time for a comprehensive examination of teacher tenure laws;
 16 and

17 WHEREAS, the present laws on teacher tenure in some
 18 respects fail to harmonize with actual fiscal restraints and
 19 conditions of school districts and with collective
 20 bargaining practices and may in some instances be applied
 21 inequitably, causing hardship to some teachers and granting
 22 unwarranted job security to others; and

23 WHEREAS, as was demonstrated during hearings on teacher
 24 tenure bills introduced in the current session, the subject
 25 is complex and controversial in nature and thus was not

1 amenable to a solution during the session; and
 2 WHEREAS, because alterations in existing tenure law
 3 could have significant and long lasting personal and fiscal
 4 effects on both teachers and school districts, there is a
 5 real need to study teacher tenure through exhaustive public
 6 hearings and deliberations that would lead to proposed laws
 7 governing the employer-employee relationship in Montana's
 8 public schools that represent an equitable accommodation
 9 among all concerned.
 10

11 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE
 12 OF REPRESENTATIVES OF THE STATE OF MONTANA:

13 (1) That an appropriate interim committee be assigned
 14 to study present teacher tenure laws, specifically
 15 examining:

16 (a) the present system of requiring a certain term of
 17 years for tenure qualification;

18 (b) the substantive and procedural scope of teacher
 19 tenure provisions and the advantages and disadvantages to
 20 teachers, school districts, and the community;

21 (c) the fiscal restraints, uncertainties, and
 22 timetables that affect school districts in the application
 23 of tenure laws;

24 (d) collective bargaining practices related to tenure;
 25 and

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 HJR 49

LC 1495/01

1 (e) inequities in present tenure laws that may cause
2 hardship to individual teachers, school districts,
3 administrators, and to the community at large.

4 (2) That the committee is urged to study and carefully
5 consider due process and collective bargaining alternatives
6 to present teacher tenure laws.

7 (3) That the committee report its findings to the 48th
8 Legislature together with recommendations for legislation,
9 if any, necessary to implement such findings.

-End-

LC 1495/01

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