SENATE BILL NO. 262

INTRODUCED BY VAN VALKENBURG, B. BROWN

IN THE SENATE

January 23, 1981	Introduced and referred to Committee on Education.
January 31, 1981	Committee recommend bill do pass. Report adopted.
February 2, 1981	Bill printed and placed on members' desks.
February 3, 1981	Second reading, do pass.
February 4, 1981	Correctly engrossed.
February 5, 1981	Third reading, passed. Transmitted to House.
IN THE HO	DUSE
February 6, 1981	Introduced and referred to Committee on Education.
March 5, 1981	Committee recommend bill be concurred in. Report adopted
March 7, 1981	Second reading, concurred in.
March 10, 1981	Third reading, concurred in. Ayes, 88; Noes 9.

IN THE SENATE

March 11, 1981

Returned from House. Concurred in. Sent to enrolling.

Reported correctly enrolled.

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LC 1133/01

LC 1133/01

INTRODUCED BY Va Velkahry Bok Brown A BILL FOR AN ACT ENTITLED: "AN ACT TO WAIVE THE HINIMUM REQUIREMENTS FOR PUPIL-INSTRUCTION DAYS WHEN A SCHOOL IS CLOSED BY REASON OF A DECLARATION OF EMERGENCY; AMENDING SECTION 20-9-802. MCA." BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: Section 1. Section 20-9-802, MCA, is amended to read: #20-9-802. Definitions. As used in this part, unless the context clearly indicates otherwise, the following definitions apply: (1) "Unforeseen emergency" means a fire, flood, explosion, storm, earthquake, riot, insurrection, community disaster, or act of God or any combination of the foregoing that acts as a principal cause for a school district's inability to conduct one or more scheduled school days. (2) "Declaration_of_emergency" means a_declaration_of a state of emergency by the governor as authorized by 10-3-302. +2+(3) "School day" means the school day defined in 20-1-302. +3+141 "Reasonable effort" means the rescheduling or

24 (3)(4) "Reasonable effort" means the rescheduling or
25 extension of the school district's instructional calendar in

1 an effort to attain the minimum number of school days 2 required by law by:

required by law by:

3 (a) extending the school year 1 week beyond the last
4 scheduled day; or

5 (b) the use of scheduled vacation days."

NEW_SECTION. Section 2. School closure by declaration 6 of emergency. If a school is closed by reason of a 7 8 declaration of emergency by the governor, the pupil-instruction days lost during the closure need not be 9 to meet the minimum requirement for 10 rescheduled pupil-instruction days that a school district must conduct 11 12 during the school year in order to be entitled to full 13 annual equalization apportionment.

Section 3. Codification instruction. Section 2 is
intended to be codified as an integral part of Title 20,
chapter 9. part 8, and the provisions of Title 20 apply to
section 2.

-End-

-2- SB262

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Approved by Committee on <u>Education</u>

INTRODUCED BY Va Velkahry Bob Brun 1 2 3

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO HAIVE THE MINIHUM 5 REQUIREMENTS FOR PUPIL-INSTRUCTION DAYS WHEN A SCHOOL IS 6 CLOSED BY REASON OF A DECLARATION OF EMERGENCY; AMENDING 7 SECTION 20-9-802, MCA."

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9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
10 Section 1. Section 20-9-802. MCA, is amended to read:
11 "20-9-802. Definitions. As used in this part, unless
12 the context clearly indicates otherwise, the following
13 definitions apply:

(1) "Unforeseen emergency" means a fire, flood,
explosion, storm, earthquake, riot, insurrection, community
disaster, or act of God or any combination of the foregoing
that acts as a principal cause for a school district's
inability to conduct one or more scheduled school days.

19 (2)...#Declaration_of_emergency#_means_a_declaration_of 20 a_state_of_emergency_by_the_governor_as_authorized_by 21 10-3-302*

22 (2)(3) "School day" means the school day defined in 23 20-1-302.

24 (3)(4) "Reasonable effort" means the rescheduling or
25 extension of the school district's instructional calendar in

1 an effort to attain the minimum number of school days

2 required by law by:

3 (a) extending the school year 1 week beyond the last 4 scheduled day; or

5 (b) the use of scheduled vacation days."

NEW SECTION. Section 2. School closure by declaration 6 of emergency. If a school is closed by reason of a 7 by the governor, the 8 declaration of emergency pupil-instruction days lost during the closure need not be 9 meet the minimum requirement for 10 rescheduled to pupil-instruction days that a school district must conduct 11 12 during the school year in order to be entitled to full annual equalization apportionment. 13

14 Section 3. Codification instruction. Section 2 is 15 intended to be codified as an integral part of Title 20, 16 chapter 9, part 8, and the provisions of Title 20 apply to 17 section 2.

-End-

SECOND READING -2- SB262 LC 1133/01

INTRODUCED BY Va Velkahry Bob Bown 1 2 3 A BILL FOR AN ACT ENTITLED: "AN ACT TO WAIVE THE MINIMUM 4 REQUIREMENTS FOR PUPIL-INSTRUCTION DAYS WHEN A SCHOOL IS 5 CLOSED BY REASON OF A DECLARATION OF EMERGENCY; AMENDING 6 SECTION 20-9-802+ MCA+* 7 3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 9 Section 1. Section 20-9-802, MCA, is amended to read: 10 #20-9-802. Definitions. As used in this party unless 11 the context clearly indicates otherwise, the following 12 13 definitions apply: (1) "Unforeseen emergency" means a fire, flood, 14 15 explosion, storm, earthquake, riot, insurrection, community disaster, or act of God or any combination of the foregeing 16 17 that acts as a principal cause for a school district's 18 inability to conduct one or more scheduled school days.

19 <u>(2) "Declaration_of_emergency"_means_a_declaration_of</u> 20 <u>a_state_of_emergency_by_tbe_governor_as_authorized_by</u> 21 <u>10=3=302</u>

22 (2)(1) "School day" means the school day defined in 23 20-1-302.

24 (3+14) "Reasonable effort" means the rescheduling or
 25 extension of the school district's instructional calendar in

1 an effort to attain the minimum number of school days

2 required by law by:

3 (a) extending the school year 1 week beyond the last
4 scheduled day; or

5 (b) the use of scheduled vacation days."

6 NEW_SECTION. Section 2. School closure by declaration 7 of emergency. If a school is closed by reason of a declaration emergency 8 of by the governor, the 9 pupil-instruction days lost during the closure need not be 10 rescheduled to meet the minimum requirement for 11 pupil-instruction days that a school district must conduct during the school year in order to be entitled to full 12 13 annual equalization apportionment. Section 3. Codification instruction. Section 2 is 14

14 Section 3. Confication instruction section 2 is
15 intended to be codified as an integral part of Title 20,
16 chapter 9, part 8, and the provisions of Title 20 apply to
17 section 2.

-End-

-2- THIRD READING

SB 0262/02

1 SENATE BILL ND. 262 INTRODUCED BY VAN VALKENBURG, B. BROWN 2 3 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO WAIVE THE MINIMUM 5 REQUIREMENTS FOR PUPIL-INSTRUCTION DAYS WHEN A SCHOOL IS CLOSED BY REASON OF A DECLARATION OF EMERGENCY; AMENDING 6 7 SECTION 20-9-802. MCA_# 8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 9 10 Section 1. Section 20-9-802, MCA, is amended to read: #20-9-802. Definitions. As used in this part, unless 11 the context clearly indicates otherwise, the following 12 13 definitions apply: 14 (1) "Unforeseen emergency" means a fire, flood, 15 explosion, storm, earthquake, riot, insurrection, community disaster, or act of God or any combination of the foregoing 16 that acts as a principal cause for a school district's 17 inability to conduct one or more scheduled school days. 18 19 (2) "Declaration of emergency" means a declaration of 20 a state of emergency by the governor as authorized by 21 10-3-302. 22 (2)(3) "School day" means the school day defined in 20-1-302. 23 24 (3)(4) "Reasonable effort" means the rescheduling or 25 extension of the school district's instructional calendar in

an effort to attain the minimum number of school days
 required by law by:

3 (a) extending the school year 1 week beyond the last
4 scheduled day; or

(b) the use of scheduled vacation days."

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6 NEW SECTION. Section 2. School closure by declaration 7 of emergency. If a school is closed by reason of a declaration 8 of emergency by the governor. the 9 pupil-instruction days lost during the closure need not be 10 rescheduled to neet the minimum requirement for 11 pupil-instruction days that a school district must conduct during the school year in order to be entitled to full - 12 13 annual equalization apportionment.

Section 3. Codification instruction. Section 2 is intended to be codified as an integral part of Title 20, chapter 9, part 8, and the provisions of Title 20 apply to section 2.

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-End-

REFERENCE BILL

SB 262