

HOUSE BILL NO. 162

Introduced: 01/11/83

Referred to Committee on Local Government: 01/11/83

Hearing: 1/18/83

Died in Committee

1 House BILL NO. 162
2 INTRODUCED BY Gardner
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO ELIMINATE THE
5 REQUIREMENT THAT A COUNTY TREASURER KEEP A SEPARATE
6 ACCOUNTING OF THE EXPENDITURES FOR EACH BUDGETED FUND
7 INCLUDED IN THE FINAL BUDGET OF EACH SCHOOL DISTRICT IN THE
8 COUNTY; AMENDING SECTIONS 20-9-212 AND 20-15-210, MCA; AND
9 REPEALING SECTIONS 20-9-206 AND 20-9-222, MCA."

10
11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
12 Section 1. Section 20-9-212, MCA, is amended to read:
13 "20-9-212. Duties of county treasurer. The county
14 treasurer of each county shall:
15 (1) receive and hold all school money subject to
16 apportionment and keep a separate accounting of its
17 apportionment to the several districts which are entitled to
18 a portion of such money according to the apportionments
19 ordered by the county superintendent. A separate accounting
20 shall be maintained for each county fund supported by a
21 countywide levy for a specific, authorized purpose,
22 including:
23 (a) the basic county tax in support of the elementary
24 foundation programs;
25 (b) the basic special tax for high schools in support

1 of the high school foundation programs;
2 (c) the county tax in support of the county's high
3 school transportation obligation;
4 (d) the county tax in support of the high school
5 obligations to the retirement systems of the state of
6 Montana;
7 (e) any additional county tax required by law to
8 provide for deficiency financing of the elementary
9 foundation programs;
10 (f) any additional county tax required by law to
11 provide for deficiency financing of the high school
12 foundation programs; and
13 (g) any other county tax for schools, including the
14 community colleges, which may be authorized by law and
15 levied by the county commissioners;
16 (2) whenever requested, notify the county
17 superintendent and the superintendent of public instruction
18 of the amount of county school money on deposit in each of
19 the funds enumerated in subsection (1) of this section and
20 the amount of any other school money subject to
21 apportionment and apportion such county and other school
22 money to the districts in accordance with the apportionment
23 ordered by the county superintendent;
24 ~~(3) keep a separate accounting of the expenditures for~~
25 ~~each budgeted fund included in the final budget of each~~

INTRODUCED BILL

1 ~~districts~~

2 ~~(4)(3)~~ keep a separate accounting of the receipts,

3 expenditures, and cash balances for each budgeted fund

4 included in the final budget of each district and for each

5 nonbudgeted fund established by each district;

6 ~~(5)(4)~~ except as otherwise limited by law, pay all

7 warrants properly drawn on the county or district school

8 money and properly endorsed by their holders;

9 ~~(6)(5)~~ receive all revenue collected by and for each

10 district and deposit these receipts in the fund designated

11 by law or by the district if no fund is designated by law.

12 Interest and penalties on delinquent school taxes shall be

13 credited to the same fund and district for which the

14 original taxes were levied.

15 ~~(7)(6)~~ send all revenues received for a joint

16 district, part of which is situated in his county, to the

17 county treasurer designated as the custodian of such

18 revenues, no later than December 15 of each year and every 3

19 months thereafter until the end of the school fiscal year;

20 ~~(8)(7)~~ register district warrants drawn on a budgeted

21 fund in accordance with 7-6-2604 when there is insufficient

22 money available in the sum of money in all funds of the

23 district to make payment of such warrant. Redemption of

24 registered warrants shall be made in accordance with

25 7-6-2116, 7-6-2605, and 7-6-2606.

1 ~~(9)(8)~~ invest the money of any district as directed by

2 the trustees of the district;

3 ~~(10)(9)~~ give to the trustees of each district, at

4 least quarterly, an itemized report for each fund maintained

5 by the district, showing the paid warrants, outstanding

6 warrants, registered warrants, amounts and types of revenue

7 received, and the cash balance; and

8 ~~(11)(10)~~ remit promptly to the state treasurer receipts

9 for the county tax for a postsecondary vocational-technical

10 center when levied by the board of county commissioners."

11 Section 2. Section 20-15-210, MCA, is amended to read:

12 "20-15-210. Qualification and organization of board of

13 trustees. (1) Newly elected members of the board of trustees

14 of the community college district shall be qualified by

15 taking the oath of office prescribed by the constitution of

16 Montana. At the organization meeting called by the board of

17 regents, the board of trustees shall be organized by the

18 election of a chairman and a secretary.

19 (2) The treasurer of the community college district is

20 the county treasurer of the county in which the community

21 college facilities are located. The duties of the county

22 treasurer are referenced in 20-9-206, 20-9-212, 20-9-222,

23 and 20-9-224."

24 NEW SECTION. Section 3. Repealer. Sections 20-9-206

25 and 20-9-222, MCA, are repealed.