

HOUSE BILL NO. 221

INTRODUCED BY HANNAH

IN THE HOUSE

January 13, 1983	Introduced and referred to Committee on Education and Cultural Resources.
January 24, 1983	Committee recommend bill do pass as amended. Report adopted.
January 25, 1983	Bill printed and placed on members' desks.
January 26, 1983	Motion pass consideration.
January 27, 1983	Second reading, do pass.
January 28, 1983	Considered correctly engrossed.
January 29, 1983	Third reading, passed. Transmitted to Senate.

IN THE SENATE

January 31, 1983	Introduced and referred to Committee on Education and Cultural Resources.
March 23, 1983	Committee recommend bill be concurred in as amended. Report adopted.
March 24, 1983	Second reading, concurred in as amended.
March 28, 1983	Third reading, concurred in. Ayes, 47; Noes, 0.

IN THE HOUSE

March 28, 1983

Returned to House with
amendments.

April 1, 1983

Second reading, amendments
concurred in.

April 4, 1983

Third reading, amendments
concurred in.

Sent to enrolling.

Reported correctly enrolled.

1 ~~House~~ BILL NO. 221
2 INTRODUCED BY Harman
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO GENERALLY REVISE THE
5 TIME PERIOD FOR THE RETENTION OF SCHOOL RECORDS; AMENDING
6 SECTIONS 20-1-212, 20-7-101, AND 20-9-215, MCA."
7
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
9 Section 1. Section 20-1-212, MCA, is amended to read:
10 "20-1-212. Destruction of old records by officer. A
11 school officer may destroy old worthless reports, papers, or
12 records in his office:
13 (1) that have served their purpose and that are
14 substantiated by permanent records, upon the order of the
15 board of trustees and with the approval of the department of
16 administration; or
17 (2) ~~after a retention period of 5 years."~~
18 Section 2. Section 20-7-101, MCA, is amended to read:
19 "20-7-101. Standards of accreditation. (1) Standards
20 of accreditation for all schools shall be adopted by the
21 board of public education upon the recommendations of the
22 superintendent of public instruction.
23 (2) ~~Standards for the retention of school records must~~
24 ~~be limited to a 5-year period or less unless the board~~
25 ~~determines that retention of records, other than those~~

1 ~~described in 20-1-212, for a longer period is necessary."~~
2 Section 3. Section 20-9-215, MCA, is amended to read:
3 "20-9-215. Destruction of certain financial records.
4 Any claim, warrant, voucher, bond, or treasurer's general
5 receipt may be destroyed by any county or school district
6 officer after a period of 25 ~~5~~ years unless a different time
7 period is set by the board of trustees."

-End-

INTRODUCED BILL

App. by comm. on education
and cultural resources

HOUSE BILL NO. 221

INTRODUCED BY HANNAH

A BILL FOR AN ACT ENTITLED: "AN ACT TO GENERALLY REVISE THE
TIME PERIOD FOR THE RETENTION OF SCHOOL RECORDS; AMENDING
SECTIONS 20-1-212, 20-7-101, AND 20-9-215, MCA."

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

Section 1. Section 20-1-212, MCA, is amended to read:

"20-1-212. Destruction of old records by officer. A
school officer may destroy old worthless reports, papers, or
records in his office;

(1) that have served their purpose and that are
substantiated by permanent records, upon the order of the
board of trustees and with the approval of the department of
administration; ~~or AND~~

(2) ~~after a retention period of 5 years.~~"

Section 2. Section 20-7-101, MCA, is amended to read:

"20-7-101. Standards of accreditation. (1) Standards
of accreditation for all schools shall be adopted by the
board of public education upon the recommendations of the
superintendent of public instruction.

(2) ~~Standards for the retention of school records must
be limited to a 5-year period or less unless the board
determines that retention of records other than those~~

~~described in 20-1-212 for a longer period is necessary."~~

Section 3. Section 20-9-215, MCA, is amended to read:

"20-9-215. Destruction of certain financial records.

Any claim, warrant, voucher, bond, or treasurer's general
receipt may be destroyed by any county or school district
officer after a period of 25 5 years ~~unless a different time
period is set by the board of trustees."~~

-End-

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INTRODUCED BY HANNAH

A BILL FOR AN ACT ENTITLED: "AN ACT TO GENERALLY REVISE THE
TIME PERIOD FOR THE RETENTION OF SCHOOL RECORDS; AMENDING
SECTIONS 20-1-212, 20-7-101, AND 20-9-215, MCA."

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

Section 1. Section 20-1-212, MCA, is amended to read:

"20-1-212. Destruction of old records by officer. A
school officer may destroy old worthless reports, papers, or
records in his office:

(1) that have served their purpose and that are
substantiated by permanent records, upon the order of the
board of trustees and with the approval of the department of
administration; or AND

(2) after a retention period of 5 years."

Section 2. Section 20-7-101, MCA, is amended to read:

"20-7-101. Standards of accreditation. (1) Standards
of accreditation for all schools shall be adopted by the
board of public education upon the recommendations of the
superintendent of public instruction.

(2) Standards for the retention of school records must
be limited to a 5-year period or less unless the board
determines that retention of records other than those

~~described in 20-1-212, for a longer period is necessary."~~

Section 3. Section 20-9-215, MCA, is amended to read:

"20-9-215. Destruction of certain financial records.
Any claim, warrant, voucher, bond, or treasurer's general
receipt may be destroyed by any county or school district
officer after a period of 25 5 years ~~unless a different time
period is set by the board of trustees."~~

-End-

THIRD READING

March 23, 1983

SENATE STANDING COMMITTEE REPORT
(Education & Cultural Resources)

That House Bill No. 221 be amended as follows:

1. Page 1, line 10.
Following: "officer."
Insert: "(1)"

2. Page 1, line 13.
Strike: "(1)"
Insert: "(a)"

3. Page 1, line 17.
Strike: "(2)"
Insert: "(b)"

4. Page 1.
Following: line 17
Insert: "(2) For the purposes of subsection (1), old worthless reports, papers, or records do not include student records and records of employment. Such records, or copies of such records, must be permanently kept."

5. Page 1, line 24.
Strike: "limited to a 5-year period"
Insert: "as provided in 20-1-212"

March 24, 1983

COMMITTEE OF THE WHOLE AMENDMENT

That House Bill No. 221 be amended as follows:

1. Page 1, line 10.

Following: "officer."

Strike: "A"

Insert: "Unless destruction may be otherwise required by federal
law, a"

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A BILL FOR AN ACT ENTITLED: "AN ACT TO GENERALLY REVISE THE TIME PERIOD FOR THE RETENTION OF SCHOOL RECORDS; AMENDING SECTIONS 20-1-212, 20-7-101, AND 20-9-215, MCA."

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

Section 1. Section 20-1-212, MCA, is amended to read:

"20-1-212. Destruction of old records by officer. ~~(1)~~

~~A UNLESS DESTRUCTION MAY BE OTHERWISE REQUIRED BY FEDERAL LAWS~~ A school officer may destroy old worthless reports, papers, or records in his office;

~~(1)(A)~~ that have served their purpose and that are substantiated by permanent records, upon the order of the board of trustees and with the approval of the department of administration; ~~or AND~~

~~(2)(B)~~ after a retention period of 5 years.

~~(2) FOR THE PURPOSES OF SUBSECTION (1), OLD WORTHLESS REPORTS, PAPERS, OR RECORDS DO NOT INCLUDE STUDENT RECORDS AND RECORDS OF EMPLOYMENT. SUCH RECORDS OR COPIES OF SUCH RECORDS MUST BE PERMANENTLY KEPT.~~"

Section 2. Section 20-7-101, MCA, is amended to read:

"20-7-101. Standards of accreditation. ~~(1)~~ Standards of accreditation for all schools shall be adopted by the

board of public education upon the recommendations of the superintendent of public instruction.

~~(2) Standards for the retention of school records must be limited to a 5-year period AS PROVIDED IN 20-1-212 or less unless the board determines that retention of records other than those described in 20-1-212 for a longer period is necessary.~~"

Section 3. Section 20-9-215, MCA, is amended to read:

"20-9-215. Destruction of certain financial records.

Any claim, warrant, voucher, bond, or treasurer's general receipt may be destroyed by any county or school district officer after a period of 25 5 years ~~unless a different time period is set by the board of trustees.~~"

-End-