

HOUSE BILL NO. 274

INTRODUCED BY PECK, EUDAILY

IN THE HOUSE

January 17, 1983	Introduced and referred to Committee on Education and Cultural Resources.
January 26, 1983	Committee recommend bill do pass. Report adopted.
January 27, 1983	Bill printed and placed on members' desks.
January 28, 1983	Second reading, do pass.
January 29, 1983	Considered correctly engrossed.
January 31, 1983	Third reading, passed. Transmitted to Senate.

IN THE SENATE

February 1, 1983	Introduced and referred to Committee on Education and Cultural Resources.
March 10, 1983	Committee recommend bill be concurred in. Report adopted.
March 12, 1983	Second reading, concurred in.
March 15, 1983	Third reading, concurred in. Ayes, 48; Noes, 0.

IN THE HOUSE

March 15, 1983	Returned to House.
March 16, 1983	Sent to enrolling. Reported correctly enrolled.

House BILL NO. *274*

INTRODUCED BY *Bob Endersby*

A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE COUNTY TREASURER OF EACH COUNTY TO GIVE THE TRUSTEES OF EACH SCHOOL DISTRICT A MONTHLY, RATHER THAN QUARTERLY, REPORT SHOWING THE RECEIPTS, EXPENDITURES, AND CASH BALANCES FOR EACH BUDGETED FUND OF THE DISTRICT; AMENDING SECTION 20-9-212, MCA."

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

Section 1. Section 20-9-212, MCA, is amended to read:

"20-9-212. Duties of county treasurer. The county treasurer of each county shall:

(1) receive and hold all school money subject to apportionment and keep a separate accounting of its apportionment to the several districts which are entitled to a portion of such money according to the apportionments ordered by the county superintendent. A separate accounting shall be maintained for each county fund supported by a countywide levy for a specific, authorized purpose, including:

(a) the basic county tax in support of the elementary foundation programs;

(b) the basic special tax for high schools in support

of the high school foundation programs;

(c) the county tax in support of the county's high school transportation obligation;

(d) the county tax in support of the high school obligations to the retirement systems of the state of Montana;

(e) any additional county tax required by law to provide for deficiency financing of the elementary foundation programs;

(f) any additional county tax required by law to provide for deficiency financing of the high school foundation programs; and

(g) any other county tax for schools, including the community colleges, which may be authorized by law and levied by the county commissioners;

(2) whenever requested, notify the county superintendent and the superintendent of public instruction of the amount of county school money on deposit in each of the funds enumerated in subsection (1) of this section and the amount of any other school money subject to apportionment and apportion such county and other school money to the districts in accordance with the apportionment ordered by the county superintendent;

(3) keep a separate accounting of the expenditures for each budgeted fund included in the final budget of each

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HB 274

1 district;

2 (4) 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) 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) 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) send all revenues received for a joint district,
16 part of which is situated in his county, to the county
17 treasurer designated as the custodian of such revenues, no
18 later than December 15 of each year and every 3 months
19 thereafter until the end of the school fiscal year;

20 (8) 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) invest the money of any district as directed by
2 the trustees of the district;

3 (10) give each month to the trustees of each district
4 ~~at least quarterly~~, an itemized report for each fund
5 maintained by the district, showing the paid warrants,
6 outstanding warrants, registered warrants, amounts and types
7 of revenue received, and the cash balance; and

8 (11) remit promptly to the state treasurer receipts for
9 the county tax for a postsecondary vocational-technical
10 center when levied by the board of county commissioners."

-End-

STATE OF MONTANA

REQUEST NO. 230-83

FISCAL NOTE

Form BD 15

In compliance with a written request received January 25, 19 83, there is hereby submitted a Fiscal Note for House Bill 274 pursuant to Chapter 53, Laws of Montana, 1965 - Thirty-Ninth Legislative Assembly. Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

DESCRIPTION OF PROPOSED LEGISLATION:

House Bill 274 provides for the mandatory licensing and regulation of professional counselors; creates a state board of licensed professional counselors; creates a communications privilege; provides penalties for violations; allows disability and health insurance coverage for work done by licensed professional counselors; and amends Sections 33-22-111 and 33-30-101, MCA.

ASSUMPTIONS:

- 1) Assume 7 members attend 4 meetings per year, \$25 compensation per day for total of 28 meeting days per year and to include mileage and per diem.
- 2) Assume 23 pages of rules, with notices at \$13.50 per page (\$310.50).
- 3) Assume .10 FTE (Grade 10, Step 2) for administration and secretarial help.
- 4) Assume use of professional exam service at cost of \$35 per exam (1983 figures).
- 5) Assume 200 licenses first year, 10-20 new licensees per year thereafter.
- 6) Assume license fees commensurate with costs.
- 7) Biennial renewals will show increased revenue in even-numbered fiscal years and decreased revenue in odd-numbered fiscal years.

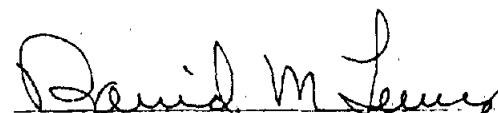
FISCAL IMPACT:

	FY 84	FY 85
Revenue	\$ 24,000	\$ 3,300
Expenditures	(9,700)	(9,250)
Total Impact Per Year	\$ 14,300	\$ (5,950)

TECHNICAL NOTE:

Conflict may exist between House Bill 274 and Senate Bill 284 as language in both bills is exactly the same except one licenses social workers and House Bill 274 licenses professional counselors. These are similar licensing functions that may be placed together under one board.

FISCAL NOTE 9:1/1



BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 1-31-83

App. by comm. on education
and cultural resources

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2 INTRODUCED BY *Park Enderly*
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4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE COUNTY
5 TREASURER OF EACH COUNTY TO GIVE THE TRUSTEES OF EACH SCHOOL
6 DISTRICT A MONTHLY, RATHER THAN QUARTERLY, REPORT SHOWING
7 THE RECEIPTS, EXPENDITURES, AND CASH BALANCES FOR EACH
8 BUDGETED FUND OF THE DISTRICT; AMENDING SECTION 20-9-212,
9 MCA."

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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

1 district;

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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) 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) 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) send all revenues received for a joint district,

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

17 treasurer designated as the custodian of such revenues, no

18 later than December 15 of each year and every 3 months

19 thereafter until the end of the school fiscal year;

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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

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8 (11) remit promptly to the state treasurer receipts for

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

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