

HOUSE JOINT RESOLUTION NO. 43

INTRODUCED BY J. JENSEN, VINCENT, SANDS, BENGTSON,
ADDY, HEMSTAD, KENNERLY, PECK, KITSELMAN, DONALDSON,
FAGG, SAUNDERS, EUDAILY, LORY, HANNAH, WALLIN, BRAND,
IVERSON, MILLER, J. HAMMOND, HOLLIDAY, ZABROCKI,
MAZUREK, LYBECK, ABRAMS, HARPER, NORDTVEDT, DARKO,
B. BROWN, NEUMAN, NISBET, REAM, MANUEL

IN THE HOUSE

April 15, 1983	Introduced and referred to Committee on Education and Cultural Resources. Committee recommend bill do pass. Report adopted.
April 16, 1983	Bill printed and placed on members' desks. Second reading, do pass.
April 18, 1983	Considered correctly engrossed. Third reading, passed. Transmitted to Senate.

IN THE SENATE

April 19, 1983	Introduced and referred to Committee on Legislative Administration.
April 20, 1983	Committee recommend bill be concurring in. Report adopted. Second reading, concurred in.
April 21, 1983	Third reading, concurred in. Ayes, 41; Noes, 9.

IN THE HOUSE

April 21, 1983

**Returned to House. Sent to
enrolling.**

Reported correctly enrolled.

1 *Allen* **House** JOINT RESOLUTION NO. **43**
 2 INTRODUCED BY *J. T. Vincent* *Sandra Bengtson*
 3 *Donald Beck* *Donald*
 4 *Kirkman* *Free* *Epstaily* *Long* *William*
 5 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF
 6 REPRESENTATIVES OF THE STATE OF MONTANA REQUESTING AN
 7 INTERIM STUDY OF SCHOOL TEACHER TENURE LAWS AND REQUIRING A
 8 REPORT OF THE FINDINGS OF THE STUDY TO THE LEGISLATURE. *Hager*
 9 *Wendell* *Darko* *Neuman* *Thabet* *Ream*
 10 *Bob Brown* *Mannuel*
 11 WHEREAS, there have been several bills introduced in
 12 the 47th and 48th Legislatures to modify present law
 13 regarding teacher tenure; and
 14 WHEREAS, there is at the present time a recognition
 15 among legislators, teachers, administrators, and school
 16 district trustees in the state that this is an appropriate
 17 time for a comprehensive examination of teacher tenure laws;
 18 and
 19 WHEREAS, the present laws on teacher tenure in some
 20 respects fail to harmonize with actual fiscal restraints and
 21 conditions of school districts and with collective
 22 bargaining practices and may in some instances be applied
 23 inequitably, causing hardship to some teachers and granting
 24 unwarranted job security to others; and
 25 WHEREAS, as was demonstrated during hearings on teacher
 26 tenure bills introduced in the current session, the subject
 27 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

-2- INTRODUCED BILL
 HJR 43

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 49th
8 Legislature together with recommendations for legislation,
9 if any, necessary to implement such findings.

-End-

App. by comm. on education
and cultural resources

1 *House* JOINT RESOLUTION NO. *43*
2 INTRODUCED BY *J. Jared Vincent, Linda Bengtson*
3 *Donna Beck, Donald Saunders, Gerald*
4 *Donnelly, Kitchelmann, Fred Endaily, Tony Nelson*
5 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF
6 REPRESENTATIVES OF THE STATE OF MONTANA REQUESTING AN
7 INTERIM STUDY OF SCHOOL TEACHER TENURE LAWS AND REQUIRING A
8 REPORT OF THE FINDINGS OF THE STUDY TO THE LEGISLATURE. *Hope*
9 *Unstrecht, Darke, Neuman, Thickett, Ream, Bob Brown, Manuel*

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1 *Wally House* JOINT RESOLUTION NO. *43*
 2 INTRODUCED BY *J. Jackson Vincent, Sandra Beutson*
 3 *Donald P. Donald, Sandra Beutson, Donald*
 4 *Wally House, J. Jackson Vincent, Sandra Beutson*
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THIRD READING

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REFERENCE BILL

MISSING