1/29 Introduced
1/29 Referred to Education \& Cultural Resources
2/13 Hearing
2/16 Committee Report-Bill Pass As Amended
2/18 2nd Reading Pass
2/19 3rd Reading pass

Transmitted to Senate

2/21 Referred to Education \& Cultural Resources
3/13 Hearing
3/27 Tabled in Committee

## HOUSE BILL No. 534

INTRODUCED BY stamat Yeak

A BILL FOR AN ACT ENTITLED: "AN ACT PERMITTING SCHOOL DISTRICT TRUSTEE ELECTIONS TO BE HELD ON THE FIRST TUESDAY IN MAY IN ODD-NUMBERED YEARS AND TO REQUIRE NOTIFICATION OF NONTENURE TEACHER REELECTION IN MAY; AMENDING SECTIONS 20-3-306 AND 20-4-206, MCA."
be It enacted by the legislature of the state of montana: Section l. Section $20-3-306$, MCA , is amended to read: "20-3-306. Conduct of election. (1) The Unless otherwise provided by law, the trustees of each district shall call a trustee election on the regular school election day of each school fiscal year under the provisions of 20-20-201, except as provided in 20-3-344. The trustees shall call and conduct the trustee election in the manner prescribed in this title for school elections and Title 13. Any elector qualified to vote under the provisions of 20-20-301 may vote at a trustee election.
(2) In an odd-numbered year, the trustees in their discretion may hold the trustee election on the first Tuesday in May, under the provisions of 20-20-201.
$t \hat{z}+(3)$ The trustee election ballots shall be substantially in the following form:

## OFFICIAL BALLOT

## SCHOOL TRUSTEE ELECTION

INSTRUCTIONS TO VOTERS: Make an $X$ or similar mark in the vacant square before the name of the candidate for whom you wish to vote.
vote for (indicate number to be elected) for a 3-year term:(List the names of the candidates for a 3-year term with a vacant square in front of each name.)

Vote for (indicate number to be elected) for a 2 -year term:(List the names of the candidates for a 2 -year term with a vacant square in front of each name.)

Vote for (indicate number to be elected) for a l-year term:(List the names of the candidates for a l-year term with a vacant square in front of each name.)"

Section 2. Section 20-4-206. MCA, is amended to read:
"20-4-206. Notification of nontenure teacher reelection -- acceptance -- termination and statement of reason. (1) The trustees shall provide written notice by Aprit May 15 to all nontenure teachers who have been reelected. Any nontenure teacher who does not receive notice of reelection or termination shall be automatically reelected for the ensuing school fiscal year.

## -2- INTRODUCED BILL HB 534

(2) Any nontenure teacher who receives notification of his reelection for the ensuing school fiscal year shall provide the trustees with his written acceptance of the conditions of such reelection within 20 days after the receipt of the notice of reelection. Failure to so notify the trustees within 20 days may be considered nonacceptance of the tendered position.
(3) When the trustees notify a nontenure teacher of termination, the teacher may within 10 days after receipt of such notice make written request of the trustees for a statement in writing of the reasons for termination of employment. Within 10 days after receipt of the request, the trustees shall furnish such statement to the teacher.
(4) The provisions of this section shall not apply to cases in which a nontenure teacher is terminated when the financial condition of the school district requires a reduction in the number of teachers employed and the reason for the termination is to reduce the number of teachers employed."
-End-

## HOUSE BILL NO． 534

INTRODUCED BY HANNAH，PECK

A BILL FOR AN ACT ENTITLED：＂AN ACT PERMITTING SCHOOL DISTRICT TRUSTEE ELECTIONS TO BE HELD ON THE FIRST TUESDAY IN MAY IN－Ө日G－MBMBEREB－YEARS－ANB－T日－REQUIRE－NOTIPIRATIEN－－ӨP
 SECTION 20－3－306 ANB－2e－4－2日6，MCA．＂

Be It enacted by the legislature of the state of montana：
Section 1．Section 20－3－306，MCA，is amended to read：
＂20－3－306．Conduct of election．（1）The Unless otherwise provided by law，the trustees of each district shall call a trustee election on the regular school election day of each school fiscal year under the provisions of 20－20－201，except as provided in 20－3－344．The trustees shall call and conduct the trustee election in the manner prescribed in this title for school elections and Title 13. Any elector qualified to vote under the provisions of 20－20－301 may vote at a trustee election．
（2）In－an－odd－numbered－yearf－the THE trustees in their discretion may hold the trustee election on the first Tuesday in May，under the provisions of 20－20－201．
$t z f(3)$ The trustee election ballots shall be substantially in the following form：

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        OFFICIAL BALLOT
            SCHOOL TRUSTEE ELECTION
INSTRUCTIONS TO VOTERS: Make an X or similar mark in the
vacant square before the name of the candidate for whom you
wish to vote.
    Vote for (indicate number to be elected) for a 3-year
term:
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```（List the names of the candidates for a 3－year term with a vacant square in front of each name．）
Vote for（indicate number to be elected）for a 2－year term：
\(\square\)（List the names of the candidates for a 2－year term with a vacant square in front of each name．）
Vote for（indicate number to be elected）for a 1－year term：
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```（List the names of the candidates for a l－year term with a vacant square in front of each name．）＂
Section－z－－Section－－z \(\theta-4-z \theta \sigma_{7}-\) MeAf－is－amended－to－read－
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``` reetection－－－－－－aceeptance－－－－－－termination－and－statement－of reason：－－tti－中he－trustees－shałt－provide－－written－－notiee－－by Aprit May \(\mathbf{~ t 5 - - t o - - a t i - - n o n t e n u r e - - t e a c h e r s - - w h o - - h a v e - b e e n ~}\) reetected－Any－nontenure－teacher－who－does－not－reeeive－notice of－－reetection－－or－－termination－－－shati－－－be－－－automaticatiy \(\boldsymbol{y}\) ． reetected－for－the－ensuing－schoot－fiscat－year：
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## HB 0534/02

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tzt~-Any-nontenure-teacher-who-receives-notification-of
his--reetection--for--the--ensting--schoot-fiseat-year-shati
provide-the-trustees-with--his--written--aceeptance--of--the
eonditions--of--such--reetection--within--z0-days-after-the
receipt-of-the-notiee-of-reezectitonf-Paiture--to--so--notify
the--trustees-within-p0-days-may-be-considered-nonacceptance
of-the-tendered-position:
    f3+--When-the-trustees-notify-a--nontenure--teacher--of
termination;-the-teacher-may-within-t0-days-after-reeeipt-of
such--notice--make--written--request--of--the-trustees-for-a
statement-in-writing--of--the--reasons--for--termination--of
emptoyment=---Within--z0--days-after-receipt-of-the-request%
the-trustees-shati-furnish-such-statement-to-the-teacher%
    t4}--The-provisions-of-this-section-shati-not-appty--to
cases--in--which--a-nontenure-teacher-is-terminated-when-the
finaneiat--condition--of--the--schoot--dtstrict--requires--a
reduction--in-the-number-of-teachers-emptoyed-and-the-reason
for-the-termination-is-to--reduce--the--number--of--teachers
employed=4
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                                    -End-
    HOUSE BILL NO． 534
INTRODUCED BY HANNAH，PECK

A BILL FOR AN ACT ENTITLED：＂AN ACT PERMITTING SCHOOL DISTRICT TRUSTEE ELECTIONS TO BE HELD ON THE FIRST TUESDAY IN MAY IN－ӨBO－NUMBERBB－YEARS－ANB－T日－REQUIRE－NORきFIEATE日N－－ӨP MONTENGRE－－TEAEHER－－REEGEETION－－IN－－MAY；AMENDING SEETIENS SECTION 20－3－306 ANB－2日－4－206，MCA．＂

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

Section 1．Section 20－3－306，MCA，is amended to read：
＂20－3－306．Conduct of election．（1）The Unless otherwise provided by law，the trustees of each district shall call a trustee election on the regular school election day of each school fiscal year under the provisions of 20－20－201，except as provided in 20－3－344．The trustees shall call and conduct the trustee election in the manner prescribed in this title for school elections and Title 13. Any elector qualified to vote under the provisions of 20～20－301 may vote at a trustee election．
（2）In－an－odd－numbered－yearf－the THE trustees in their discretion may hold the trustee election on the first Tuesday in May，under the provisions of 20－20－201．
$+2+(3)$ The trustee election ballots shall be substantially in the following form：

## OFFICIAL BALLOT

SCHOOL TRUSTEE ELECTION
INSTRUCTIONS TO VOTERS：Make an X or similar mark in the vacant square before the name of the candidate for whom you wish to vote．

Vote for（indicate number to be elected）for a 3－year term：（List the names of the candidates for a 3－year term with a vacant square in front of each name．）

Vote for（indicate number to be elected）for a 2－year term：（List the names of the candidates for a 2－year term with a vacant square in front of each name．）

Vote for（indicate number to be elected）for a l－year term：（List the names of the candidates for a l－year term with a vacant square in front of each name．）＂

nite－4－Z日G：－－Notification－－－－of－－－－nontenure－－－－－teacher reełeetion－－－－－－aceeptance－－－－－－termination－and－statement－of reason：－－fł－The－trustees－shait－provide－－written－－notiee－－by Aprit May $\pm 5--t o--a t z--n o n t e n u r e--t e a c h e r s--w h o-h a v e-b e e n$ Feetected：－Any－nontentire－teacher－who－does－not－receive－notice of－－reezection－－or－－termination－－－shałi－－－be－－－atatomatieazty reeteeted－for－the－ensuing－sehoot－fiscat－year．
tzt-Any-nontenure-teacher-who-receives-notifitation-of his-mpeetection-for--the-menautng--schoot-fiseet-year-shat provide-the-trustees-with-~his-mwitten--aceeptance-mof--the conditions-of--auch-weetection--within--zo--days-after-the receipt-of-the-notice-of-feezection-Fraiture--to--so-notify the--trustees-within-Z日-days-mar-be-eonsidefed-nonacceptance of-the-tendered-poaitiont
t3t--When-the-trustees-notify-a--nontenure--teacher--of terminationy-the-teacher-may-within-ł日-days-after-raceipe-of such--notice-make--written-rrequest--of--the-trustees-for-a statement-in-writing--of--the--reasons--for--termination--of emptoynent:---Wiehin--10--days-after-zecetpt-of-the-requests the-trustees-shatu-furnish-such-statenent-to-the-teacher.
t4t--The-provisions-of-this-section-shati-not-apply--to cases--in--Which--a-nontenure-teacher-is-terminated-when-the financiat--condition--of--the--sehoot--district--requires--a reduction--in-the-number-of-teachers-emptoyed-and-the-reason for-the-termination-is-to-mreduce--the--number--of-teachers empłayed"

End-

