

SB 5      INTRODUCED BY BOB WILLIAMS  
LIMITING THE PUBLIC-INSTRUCTION-RELATED DAYS FOR  
SCHOOLS TO FOUR, AND MODIFYING AVERAGE  
NUMBER BELONGING CALCULATIONS

|      |   |    |    |
|------|---|----|----|
| 6/17 | INTRODUCED  |    |    |
| 6/17 | REFERRED TO EDUCATION AND<br>CULTURAL RESOURCES               |    |    |
| 6/19 | HEARING   |    |    |
| 6/20 | ADVERSE COMMITTEE REPORT                                      | 26 | 24 |
| 6/20 | ON MOTION, RECONSIDER ADOPTION OF<br>ADVERSE COMMITTEE REPORT | 31 | 17 |
| 6/20 | ON MOTION, PLACED ON 2ND READING                              |    |    |
| 6/23 | 2ND READING PASS AS AMENDED;<br>MOTION FAILED                 | 25 | 25 |
| 6/23 | 2ND READING INDEFINITELY POSTPONED;<br>MOTION FAILED          | 24 | 26 |
| 6/26 | 2ND READING PASS AS AMENDED;<br>MOTION FAILED                 | 16 | 33 |
| 6/26 | 2ND READING INDEFINITELY POSTPONED                            | 33 | 12 |

1 SB BILL NO. 5  
2 INTRODUCED BY Bob Walker  
3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT DECREASING TO FOUR THE  
5 MAXIMUM NUMBER OF PUPIL-INSTRUCTION-RELATED DAYS THAT MAY BE  
6 CONDUCTED DURING A SCHOOL YEAR; MODIFYING THE METHOD OF  
7 CALCULATING THE AVERAGE NUMBER BELONGING FOR A SCHOOL  
8 DISTRICT FOR FUNDING PURPOSES; AMENDING SECTIONS 20-1-304  
9 AND 20-9-311, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE  
10 DATE."  
11

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

13 Section 1. Section 20-1-304, MCA, is amended to read:

14 "20-1-304. Pupil-instruction-related day. A  
15 pupil-instruction-related day shall be a day of teacher  
16 activities devoted to improving the quality of instruction.  
17 Such activities may include but are not limited to  
18 in-service training, attending state meetings of teacher  
19 organizations, and conducting parent conferences. A maximum  
20 of 7 4 pupil-instruction-related days may be conducted  
21 during a school year, provided that such days are approved  
22 by the superintendent of public instruction in accordance  
23 with the policy adopted by the board of public education.  
24 Such days shall not be included as a part of the required  
25 minimum of 180 days of pupil instruction."



1 Section 2. Section 20-9-311, MCA, is amended to read:  
2 "20-9-311. Calculation of average number belonging  
3 (ANB). (1) Average number belonging shall be computed by  
4 determining the total of the aggregate days of attendance by  
5 regularly enrolled, full-time pupils during the current  
6 school fiscal year plus the aggregate days of absence by  
7 regularly enrolled, full-time pupils during the current  
8 school fiscal year and by dividing such total by ~~180~~ the  
9 number of pupil-instruction days in the current school  
10 fiscal year. However, when a school district has approval to  
11 operate less than 180 school days under 20-9-804, such total  
12 shall be calculated in accordance with the provisions of  
13 20-9-805. Attendance for a part of a morning session or a  
14 part of an afternoon session by a pupil shall be counted as  
15 attendance for one-half day. In calculating the ANB for  
16 pupils enrolled in a program established under 20-7-117  
17 prior to January 1, 1974, or pursuant to 20-7-117(1),  
18 attendance at or absence from a regular session of the  
19 program for at least 2 hours of either a morning or an  
20 afternoon session will be counted as one-half of a day  
21 attended or absent as the case may be. If a variance has  
22 been granted as provided in 20-1-302, ANB will be computed  
23 in a manner prescribed by the superintendent of public  
24 instruction, but in no case shall the ANB exceed one-half  
25 for each kindergarten pupil. When any pupil has been absent,

1 with or without excuse, for more than 10 consecutive school  
2 days, including pupil-instruction-related days, his absence  
3 after the 10th day of absence shall not be included in the  
4 aggregate days of absence and his enrollment in the school  
5 shall not be considered in the calculation of the average  
6 number belonging until he resumes attendance at school.

7 (2) If a student spends less than half his time in the  
8 regular program and the balance of his time in school in the  
9 special education program, he shall be considered a  
10 full-time special pupil but shall not be considered  
11 regularly enrolled for ANB purposes. If a student spends  
12 half or more of his time in school in the regular program  
13 and the balance of his time in the special education  
14 program, he shall be considered regularly enrolled for ANB  
15 purposes.

16 (3) The average number belonging of the regularly  
17 enrolled, full-time pupils for the public schools of a  
18 district shall be calculated individually for each school,  
19 except that when:

20 (a) more than one school of a district, other than a  
21 junior high school in an elementary district which has been  
22 approved and accredited as a junior high school, is located  
23 within the incorporated limits of a city or town, the  
24 average number belonging of such schools shall be based on  
25 the aggregate of all the regularly enrolled, full-time

1 pupils attending such schools located within the  
2 incorporated limits of a city or town;

3 (b) a junior high school which has been approved and  
4 accredited as a junior high school is located within the  
5 incorporated limits of a city or town in which a high school  
6 is located, all of the regularly enrolled, full-time pupils  
7 of the junior high school shall be considered as high school  
8 district pupils for the purposes of calculating the average  
9 number belonging of the high schools located within the  
10 incorporated limits of such city or town;

11 (c) a middle school has been approved and accredited,  
12 in which case pupils below the 7th grade shall be considered  
13 elementary school pupils for ANB purposes and the 7th and  
14 8th grade pupils shall be considered high school pupils for  
15 ANB purposes; or

16 (d) a school has not been accredited by the board of  
17 public education, the regularly enrolled, full-time pupils  
18 attending the nonaccredited school shall not be eligible for  
19 average number belonging calculation purposes, nor will an  
20 average number belonging for the nonaccredited school be  
21 used in determining the foundation program for such  
22 district.

23 (4) When 11th or 12th grade students are regularly  
24 enrolled on a part-time basis, high schools may calculate  
25 the ANB to include an "equivalent ANB" for those students.

1 The method for calculating an equivalent ANB shall be  
2 determined in a manner prescribed by the superintendent of  
3 public instruction."

4 NEW SECTION. Section 3. Effective date. This act is  
5 effective on passage and approval.

-End-

## STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for SB005, as originally introduced.

Description of Proposed Legislation:

SB005 reduces the number of pupil instruction related days eligible for funding by the Foundation Program from 7 to 4. Also adjusts the method in which the average number belonging (ANB) is calculated for each school.

Assumptions:

1. Number of pupil instruction related days will remain at the 1985-86 level.
2. 86 schools currently operate longer than 180 school days.
3. Foundation Program expenses in FY87 increase by 4% over the 1986 level.
4. Enrollment remains at the 1986 level.
5. Assumes ANB change will alter school year 1987 Foundation payments.

Fiscal Impact:

FY87  
General Fund Impact

Reducing the number of pupil instruction  
related days

(\$4,253,208)

Adjusting ANB calculation

Foundation

(\$1,320,788)

State share of permissive levy

(243,838)

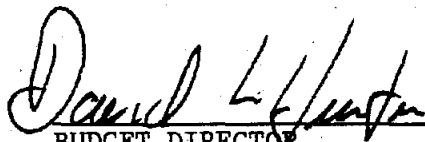
(\$5,817,834)


Local Impact:

School districts would not receive funding for more than 4 pupil instruction related days or more than 180 school days. These costs would be funded from the voted levy if districts chose to exceed these amounts of funded school days.

Technical Note:

There may be some confusion regarding the calculation of the ANB for school year 1987. If it is the intent that the ANB change affect school year 1987 Foundation payments, an amendment should be added to clarify that issue.

 6/19/86  
BUDGET DIRECTOR      DATE  
Office of Budget and Program Planning

 6/17/86  
PRIMARY SPONSOR      DATE

Fiscal Note for SB005, as originally introduced.