

HB 368 INTRODUCED BY MILLER
REVISE NEPOTISM LAWS TO PERMIT RENEWAL OF TEACHERS'
EMPLOYMENT CONTRACT

1/21 INTRODUCED

1/21 REFERRED TO EDUCATION & CULTURAL RESOURCES
FAILED TO MEET TRANSMITTAL DEADLINE

1 House BILL NO. 368
2 INTRODUCED BY Mills

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4 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE NEPOTISM
5 LAWS TO PERMIT, UNDER CERTAIN CIRCUMSTANCES, THE RENEWAL OF
6 AN EMPLOYMENT CONTRACT OF A TEACHER WHO IS RELATED TO A
7 SCHOOL DISTRICT TRUSTEE; AMENDING SECTION 2-2-302, MCA; AND
8 PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

11 Section 1. Section 2-2-302, MCA, is amended to read:

12 "2-2-302. Appointment of relative to office of trust
13 or emolument unlawful. (1) It shall be unlawful for any
14 person or any member of any board, bureau, or commission or
15 employee at the head of any department of this state or any
16 political subdivision thereof to appoint to any position of
17 trust or emolument any person related or connected by
18 consanguinity within the fourth degree or by affinity within
19 the second degree.

20 (2) The provisions of this section and 2-2-303 shall
21 do not apply to:

22 (a) sheriffs in the appointment of persons as cooks
23 and/or attendants; or

24 (b) the renewal of an employment contract of a teacher
25 who was initially hired before the school district trustee

1 to whom he is related assumed the duties of the office."
2 NEW SECTION. Section 2. Effective date. This act is
3 effective on passage and approval.

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