HOUSE BILL NO. 725

INTRODUCED BY STRIZICH

IN THE HOUSE

	IN THE HOUSE
FEBRUARY 12, 1987	INTRODUCED AND REFERRED TO COMMITTEE ON EDUCATION & CULTURAL RESOURCES.
FEBRUARY 21, 1987	COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.
	PRINTING REPORT.
FEBRUARY 23, 1987	SECOND READING, DO PASS.
FEBRUARY 24, 1987	ENGROSSING REPORT.
	THIRD READING, PASSED. AYES, 95; NOES, 4.
	TRANSMITTED TO SENATE.
	IN THE SENATE
MARCH 2, 1987	INTRODUCED AND REFERRED TO COMMITTEE ON EDUCATION & CULTURAL RESOURCES.
MARCH 2, 1987 MARCH 25, 1987	
·	ON EDUCATION & CULTURAL RESOURCES. COMMITTEE RECOMMEND BILL BE
MARCH 25, 1987	ON EDUCATION & CULTURAL RESOURCES. COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 25, 1987 MARCH 28, 1987	ON EDUCATION & CULTURAL RESOURCES. COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED. SECOND READING, CONCURRED IN. THIRD READING, CONCURRED IN.
MARCH 25, 1987 MARCH 28, 1987	ON EDUCATION & CULTURAL RESOURCES. COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED. SECOND READING, CONCURRED IN. THIRD READING, CONCURRED IN. AYES, 50; NOES, 0.

SENT TO ENROLLING.

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A BILL FOR AN ACT ENTITLED: "AN ACT TO IMPROVE THE PROCEDURE FOR LOCATING MISSING CHILDREN BY REQUIRING A SCHOOL DISTRICT TO REQUEST PROOF OF IDENTITY AND SCHOOL RECORDS FOR A CHILD WHO ENROLLS IN A SCHOOL DISTRICT; AND PROVIDING AN EFFECTIVE DATE."

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

Section 1. School enrollment procedures to aid identification of missing children. (1) When a child enrolls in a school district for the first time, the school district shall:

- (a) require that the child's parent, guardian, or legal custodian present to the school, within 40 days of enrollment, proof of identity of the child; and
- (b) request the appropriate school records of the child from the previous school attended by the child. The school enrolling the child shall make the request within 40 days of enrollment of the child.
- (2) If a child's parent, guardian, or legal custodian does not present the proof of identity required in subsection (1) within 40 days of enrollment or if the school district does not receive the school records of the child

within 60 days of enrollment, the school shall notify the missing children information program provided in 44-2-503 or a local law enforcement authority of the fact that no proof of identity has been presented for the child.

- 5 (3) A school district that receives a request for the 6 school records of a child shall transfer the records to the 7 requesting school as soon as possible.
- 8 (4) When a school district receives a notice from a
 9 law enforcement authority, parent, guardian, or legal
 10 custodian that a child who is or has been enrolled in that
 11 school has been reported as a missing child, the school
 12 district shall:
- 13 (a) flag in some manner the student records of the 14 child; and
- 15 (b) notify the missing children information program or 16 a local law enforcement authority if a request for the 17 school records is received from another school district.
- 18 (5) If it is necessary to conduct an investigation on 19 a missing child, school personnel may not inform the person 20 claiming custody of the child of the investigation while it 21 is being conducted.
 - (6) For the purposes of this section:
- 23 (a) "proof of identity" means a certified copy of a
 24 birth certificate, a certified transcript or similar student
 25 records from the previous school, or any documentary

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- evidence that a school district considers to be satisfactory proof of identity; and
- (b) "school district" means a school district as
 defined in 20-6-101 or a nonpublic elementary school or high
 school in the state.
- Section 2. Codification instruction. Section 1 is intended to be codified as an integral part of Title 44, chapter 2, part 5, and the provisions of Title 44, chapter 2, part 5, apply to section 1.
- 10 Section 3. Effective date. This act is effective July 11 1, 1987.

APPROVED BY COMM. ON EDUCATION AND CULTURAL RESOURCES

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16	legal custodian present to the school, within 40 days of
17	enrollment, proof of identity of the child; and
18	(b) request the appropriate school records of the
19	child from the previous school attended by the child. The
20	school enrolling the child shall make the request within 40
21	days of enrollment of the child.
22	(2) If a child's parent, guardian, or legal custodian
23	does not present the proof of identity required in
24	subsection (1) within 40 days of enrollment or if the school
25	district does not receive the school records of the child

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 17 school records is received from another school district.
- 18 (5) If it is necessary <u>FOR A LOCAL LAW ENFORCEMENT</u>

 19 <u>AUTHORITY</u> to conduct an investigation on a missing child,
 20 school personnel may not inform the person claiming custody
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- 5 defined in 20-6-101 or a nonpublic elementary school or high
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- 7 Section 2. Codification instruction. Section 1 is
- 8 intended to be codified as an integral part of Title 44.
- 9 chapter 2, part 5, and the provisions of Title 44, chapter
- 10 2, part 5, apply to section 1.
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 - (b) request the appropriate school records of the child from the previous school attended by the child. The school enrolling the child shall make the request within 40 days of enrollment of the child.
 - (2) If a child's parent, guardian, or legal custodian does not present the proof of identity required in subsection (1) within 40 days of enrollment or if the school district does not receive the school records of the child



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