

SENATE BILL NO. 273

INTRODUCED BY REGAN, HALLIGAN, MANNING,
CRIPPEN, HAGER, JACOBSON, ECK, WALKER, BOYLAN

IN THE SENATE

FEBRUARY 3, 1987 INTRODUCED AND REFERRED TO COMMITTEE
ON EDUCATION & CULTURAL RESOURCES.

FEBRUARY 12, 1987 COMMITTEE RECOMMEND BILL
DO PASS. REPORT ADOPTED.

FEBRUARY 13, 1987 PRINTING REPORT.

FEBRUARY 16, 1987 SECOND READING, DO PASS.

FEBRUARY 17, 1987 ENGROSSING REPORT.

FEBRUARY 18, 1987 THIRD READING, PASSED.
AYES, 50; NOES, 0.

TRANSMITTED TO HOUSE.

IN THE HOUSE

FEBRUARY 23, 1987 INTRODUCED AND REFERRED TO COMMITTEE
ON EDUCATION & CULTURAL RESOURCES.

MARCH 7, 1987 COMMITTEE RECOMMEND BILL BE
CONCURRED IN. REPORT ADOPTED.

MARCH 10, 1987 SECOND READING, CONCURRED IN.

MARCH 11, 1987 THIRD READING, CONCURRED IN.
AYES, 93; NOES, 5.

RETURNED TO SENATE.

IN THE SENATE

MARCH 13, 1987 RECEIVED FROM HOUSE.

SENT TO ENROLLING.

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 2 INTRODUCED BY *Senators: Steve Stivers, Richard E. Manning, Reps: Hagedorn, Jacobsen, Ed Walker, [unclear]* BILL NO. 273

3 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING THE TRUSTEES
 4 FROM FIRST-CLASS SCHOOL DISTRICTS TO SHARE THE
 5 RESPONSIBILITY FOR VISITING EACH SCHOOL EACH YEAR; AND
 6 AMENDING SECTION 20-3-324, MCA."
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8
 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 Section 1. Section 20-3-324, MCA, is amended to read:
 11 "20-3-324. Powers and duties. As prescribed elsewhere
 12 in this title, the trustees of each district shall have the
 13 power and it shall be their duty to perform the following
 14 duties or acts:

15 (1) employ or dismiss a teacher, principal, or other
 16 assistant upon the recommendation of the district
 17 superintendent, the county high school principal, or other
 18 principal as the board may deem necessary, accepting or
 19 rejecting such recommendation as the trustees shall in their
 20 sole discretion determine, in accordance with the provisions
 21 of Title 20, chapter 4;

22 (2) employ and dismiss administrative personnel,
 23 clerks, secretaries, teacher aides, custodians, maintenance
 24 personnel, school bus drivers, food service personnel,
 25 nurses, and any other personnel deemed necessary to carry

1 out the various services of the district;

2 (3) administer the attendance and tuition provisions
 3 and otherwise govern the pupils of the district in
 4 accordance with the provisions of the pupils chapter of this
 5 title;

6 (4) call, conduct, and certify the elections of the
 7 district in accordance with the provisions of the school
 8 elections chapter of this title;

9 (5) participate in the teachers' retirement system of
 10 the state of Montana in accordance with the provisions of
 11 the teachers' retirement system chapter of Title 19;

12 (6) participate in district boundary change actions in
 13 accordance with the provisions of the districts chapter of
 14 this title;

15 (7) organize, open, close, or acquire isolation status
 16 for the schools of the district in accordance with the
 17 provisions of the school organization part of this title;

18 (8) adopt and administer the annual budget or an
 19 emergency budget of the district in accordance with the
 20 provisions of the school budget system part of this title;

21 (9) conduct the fiscal business of the district in
 22 accordance with the provisions of the school financial
 23 administration part of this title;

24 (10) establish the ANB, foundation program, permissive
 25 levy, additional levy, cash reserve, and state impact aid

1 amount for the general fund of the district in accordance
2 with the provisions of the general fund part of this title;

3 (11) establish, maintain, budget, and finance the
4 transportation program of the district in accordance with
5 the provisions of the transportation parts of this title;

6 (12) issue, refund, sell, budget, and redeem the bonds
7 of the district in accordance with the provisions of the
8 bonds parts of this title;

9 (13) when applicable, establish, financially
10 administer, and budget for the tuition fund, retirement
11 fund, building reserve fund, adult education fund,
12 nonoperating fund, school food services fund, miscellaneous
13 federal programs fund, building fund, housing and dormitory
14 fund, traffic education fund, and interlocal cooperative
15 agreement fund in accordance with the provisions of the
16 other school funds parts of this title;

17 (14) when applicable, administer any interlocal
18 cooperative agreement, gifts, legacies, or devises in
19 accordance with the provisions of the miscellaneous
20 financial parts of this title;

21 (15) hold in trust, acquire, and dispose of the real
22 and personal property of the district in accordance with the
23 provisions of the school sites and facilities part of this
24 title;

25 (16) operate the schools of the district in accordance

1 with the provisions of the school calendar part of this
2 title;

3 (17) establish and maintain the instructional services
4 of the schools of the district in accordance with the
5 provisions of the instructional services, textbooks,
6 vocational education, and special education parts of this
7 title;

8 (18) establish and maintain the school food services of
9 the district in accordance with the provisions of the school
10 food services parts of this title;

11 (19) make such reports from time to time as the county
12 superintendent, superintendent of public instruction, and
13 board of public education may require;

14 (20) retain, when deemed advisable, a physician or
15 registered nurse to inspect the sanitary conditions of the
16 school or the general health conditions of each pupil and,
17 upon request, make available to any parent or guardian any
18 medical reports or health records maintained by the district
19 pertaining to his child;

20 (21) for each member of the trustees, visit each school
21 of the district not less than once each school fiscal year
22 to examine its management, conditions, and needs, except
23 trustees from a first-class school district may share the
24 responsibility for visiting each school in the district;

25 (22) procure and display outside daily in suitable

1 weather at each school of the district an American flag
2 which shall be not less than 4 feet by 6 feet; and
3 (23) perform any other duty and enforce any other
4 requirements for the government of the schools prescribed by
5 this title, the policies of the board of public education,
6 or the rules of the superintendent of public instruction."

-End-

APPROVED BY COMM. ON EDUCATION AND CULTURAL RESOURCES

1 INTRODUCED BY *Senators: Steve Stappa, Richard E. Manning, Cyprien Hagedorn, Jacobson, Ed Walker, Boyer*

2 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING THE TRUSTEES
3 FROM FIRST-CLASS SCHOOL DISTRICTS TO SHARE THE
4 RESPONSIBILITY FOR VISITING EACH SCHOOL EACH YEAR; AND
5 AMENDING SECTION 20-3-324, MCA."
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7

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

9 Section 1. Section 20-3-324, MCA, is amended to read:

10 "20-3-324. Powers and duties. As prescribed elsewhere
11 in this title, the trustees of each district shall have the
12 power and it shall be their duty to perform the following
13 duties or acts:
14

15 (1) employ or dismiss a teacher, principal, or other
16 assistant upon the recommendation of the district
17 superintendent, the county high school principal, or other
18 principal as the board may deem necessary, accepting or
19 rejecting such recommendation as the trustees shall in their
20 sole discretion determine, in accordance with the provisions
21 of Title 20, chapter 4;

22 (2) employ and dismiss administrative personnel,
23 clerks, secretaries, teacher aides, custodians, maintenance
24 personnel, school bus drivers, food service personnel,
25 nurses, and any other personnel deemed necessary to carry

1 out the various services of the district;

2 (3) administer the attendance and tuition provisions
3 and otherwise govern the pupils of the district in
4 accordance with the provisions of the pupils chapter of this
5 title;

6 (4) call, conduct, and certify the elections of the
7 district in accordance with the provisions of the school
8 elections chapter of this title;

9 (5) participate in the teachers' retirement system of
10 the state of Montana in accordance with the provisions of
11 the teachers' retirement system chapter of Title 19;

12 (6) participate in district boundary change actions in
13 accordance with the provisions of the districts chapter of
14 this title;

15 (7) organize, open, close, or acquire isolation status
16 for the schools of the district in accordance with the
17 provisions of the school organization part of this title;

18 (8) adopt and administer the annual budget or an
19 emergency budget of the district in accordance with the
20 provisions of the school budget system part of this title;

21 (9) conduct the fiscal business of the district in
22 accordance with the provisions of the school financial
23 administration part of this title;

24 (10) establish the ANB, foundation program, permissive
25 levy, additional levy, cash reserve, and state impact aid



1 amount for the general fund of the district in accordance
 2 with the provisions of the general fund part of this title;
 3 (11) establish, maintain, budget, and finance the
 4 transportation program of the district in accordance with
 5 the provisions of the transportation parts of this title;
 6 (12) issue, refund, sell, budget, and redeem the bonds
 7 of the district in accordance with the provisions of the
 8 bonds parts of this title;
 9 (13) when applicable, establish, financially
 10 administer, and budget for the tuition fund, retirement
 11 fund, building reserve fund, adult education fund,
 12 nonoperating fund, school food services fund, miscellaneous
 13 federal programs fund, building fund, housing and dormitory
 14 fund, traffic education fund, and interlocal cooperative
 15 agreement fund in accordance with the provisions of the
 16 other school funds parts of this title;
 17 (14) when applicable, administer any interlocal
 18 cooperative agreement, gifts, legacies, or devises in
 19 accordance with the provisions of the miscellaneous
 20 financial parts of this title;
 21 (15) hold in trust, acquire, and dispose of the real
 22 and personal property of the district in accordance with the
 23 provisions of the school sites and facilities part of this
 24 title;
 25 (16) operate the schools of the district in accordance

1 with the provisions of the school calendar part of this
 2 title;
 3 (17) establish and maintain the instructional services
 4 of the schools of the district in accordance with the
 5 provisions of the instructional services, textbooks,
 6 vocational education, and special education parts of this
 7 title;
 8 (18) establish and maintain the school food services of
 9 the district in accordance with the provisions of the school
 10 food services parts of this title;
 11 (19) make such reports from time to time as the county
 12 superintendent, superintendent of public instruction, and
 13 board of public education may require;
 14 (20) retain, when deemed advisable, a physician or
 15 registered nurse to inspect the sanitary conditions of the
 16 school or the general health conditions of each pupil and,
 17 upon request, make available to any parent or guardian any
 18 medical reports or health records maintained by the district
 19 pertaining to his child;
 20 (21) for each member of the trustees, visit each school
 21 of the district not less than once each school fiscal year
 22 to examine its management, conditions, and needs, except
 23 trustees from a first-class school district may share the
 24 responsibility for visiting each school in the district;
 25 (22) procure and display outside daily in suitable

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1 weather at each school of the district an American flag
2 which shall be not less than 4 feet by 6 feet; and

3 (23) perform any other duty and enforce any other
4 requirements for the government of the schools prescribed by
5 this title, the policies of the board of public education,
6 or the rules of the superintendent of public instruction."

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SENATE BILL NO. 273
 INTRODUCED BY *Rep. Hagg* *Sen. Hagg* *Sen. Hagg*
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 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING THE TRUSTEES
 FROM FIRST-CLASS SCHOOL DISTRICTS TO SHARE THE
 RESPONSIBILITY FOR VISITING EACH SCHOOL EACH YEAR; AND
 AMENDING SECTION 20-3-324, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
 Section 1. Section 20-3-324, MCA, is amended to read:
 "20-3-324. Powers and duties. As prescribed elsewhere
 in this title, the trustees of each district shall have the
 power and it shall be their duty to perform the following
 duties or acts:
 (1) employ or dismiss a teacher, principal, or other
 assistant upon the recommendation of the district
 superintendent, the county high school principal, or other
 principal as the board may deem necessary, accepting or
 rejecting such recommendation as the trustees shall in their
 sole discretion determine, in accordance with the provisions
 of Title 20, chapter 4;
 (2) employ and dismiss administrative personnel,
 clerks, secretaries, teacher aides, custodians, maintenance
 personnel, school bus drivers, food service personnel,
 nurses, and any other personnel deemed necessary to carry

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out the various services of the district;
 (3) administer the attendance and tuition provisions
 and otherwise govern the pupils of the district in
 accordance with the provisions of the pupils chapter of this
 title;
 (4) call, conduct, and certify the elections of the
 district in accordance with the provisions of the school
 elections chapter of this title;
 (5) participate in the teachers' retirement system of
 the state of Montana in accordance with the provisions of
 the teachers' retirement system chapter of Title 19;
 (6) participate in district boundary change actions in
 accordance with the provisions of the districts chapter of
 this title;
 (7) organize, open, close, or acquire isolation status
 for the schools of the district in accordance with the
 provisions of the school organization part of this title;
 (8) adopt and administer the annual budget or an
 emergency budget of the district in accordance with the
 provisions of the school budget system part of this title;
 (9) conduct the fiscal business of the district in
 accordance with the provisions of the school financial
 administration part of this title;
 (10) establish the ANB, foundation program, permissive
 levy, additional levy, cash reserve, and state impact aid

1 amount for the general fund of the district in accordance
2 with the provisions of the general fund part of this title;

3 (11) establish, maintain, budget, and finance the
4 transportation program of the district in accordance with
5 the provisions of the transportation parts of this title;

6 (12) issue, refund, sell, budget, and redeem the bonds
7 of the district in accordance with the provisions of the
8 bonds parts of this title;

9 (13) when applicable, establish, financially
10 administer, and budget for the tuition fund, retirement
11 fund, building reserve fund, adult education fund,
12 nonoperating fund, school food services fund, miscellaneous
13 federal programs fund, building fund, housing and dormitory
14 fund, traffic education fund, and interlocal cooperative
15 agreement fund in accordance with the provisions of the
16 other school funds parts of this title;

17 (14) when applicable, administer any interlocal
18 cooperative agreement, gifts, legacies, or devises in
19 accordance with the provisions of the miscellaneous
20 financial parts of this title;

21 (15) hold in trust, acquire, and dispose of the real
22 and personal property of the district in accordance with the
23 provisions of the school sites and facilities part of this
24 title;

25 (16) operate the schools of the district in accordance

1 with the provisions of the school calendar part of this
2 title;

3 (17) establish and maintain the instructional services
4 of the schools of the district in accordance with the
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11 (19) make such reports from time to time as the county
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14 (20) retain, when deemed advisable, a physician or
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4 requirements for the government of the schools prescribed by
5 this title, the policies of the board of public education,
6 or the rules of the superintendent of public instruction."

-End-

1 SENATE BILL NO. 273

2 INTRODUCED BY REGAN, HALLIGAN, MANNING,

3 CRIPPEN, HAGER, JACOBSON, ECK, WALKER, BOYLAN

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5 accordance with the provisions of the pupils chapter of this
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9 elections chapter of this title;

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11 the state of Montana in accordance with the provisions of
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21 provisions of the school budget system part of this title;

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23 accordance with the provisions of the school financial
24 administration part of this title;

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1 levy, additional levy, cash reserve, and state impact aid
2 amount for the general fund of the district in accordance
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8 of the district in accordance with the provisions of the
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12 fund, building reserve fund, adult education fund,
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14 federal programs fund, building fund, housing and dormitory
15 fund, traffic education fund, and interlocal cooperative
16 agreement fund in accordance with the provisions of the
17 other school funds parts of this title;

18 (14) when applicable, administer any interlocal
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20 accordance with the provisions of the miscellaneous
21 financial parts of this title;

22 (15) hold in trust, acquire, and dispose of the real
23 and personal property of the district in accordance with the
24 provisions of the school sites and facilities part of this
25 title;

1 (16) operate the schools of the district in accordance
2 with the provisions of the school calendar part of this
3 title;

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5 of the schools of the district in accordance with the
6 provisions of the instructional services, textbooks,
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17 school or the general health conditions of each pupil and,
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5 requirements for the government of the schools prescribed by
6 this title, the policies of the board of public education,
7 or the rules of the superintendent of public instruction."

-End-