

HOUSE BILL NO. 230
INTRODUCED BY KIMBERLEY

IN THE HOUSE

JANUARY 17, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON EDUCATION & CULTURAL RESOURCES. FIRST READING.
JANUARY 24, 1989	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
JANUARY 25, 1989	PRINTING REPORT.
JANUARY 26, 1989	SECOND READING, DO PASS.
JANUARY 27, 1989	ENGROSSING REPORT.
JANUARY 28, 1989	THIRD READING, PASSED. AYES, 93; NOES, 0. TRANSMITTED TO SENATE.

IN THE SENATE

JANUARY 30, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON EDUCATION & CULTURAL RESOURCES.
FEBRUARY 8, 1989	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
FEBRUARY 11, 1989	SECOND READING, CONCURRED IN.
FEBRUARY 14, 1989	THIRD READING, CONCURRED IN. AYES, 47; NOES, 0. RETURNED TO HOUSE.

IN THE HOUSE

FEBRUARY 15, 1989

RECEIVED FROM SENATE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 HOUSE BILL NO. 230
2 INTRODUCED BY Timberley
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4 A BILL FOR AN ACT ENTITLED: "AN ACT TO REMOVE THE
5 REQUIREMENT THAT TRUSTEES OF A SCHOOL DISTRICT UNIFORMLY
6 WAIVE INDIVIDUAL TUITION FOR ELEMENTARY PUPILS; AND AMENDING
7 SECTION 20-5-303, MCA."
8

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

10 **Section 1.** Section 20-5-303, MCA, is amended to read:

11 **"20-5-303. Individual tuition for elementary pupil.**

12 (1) No provision of this title shall be construed to deny a
13 parent the right to send his child, at his own expense, to
14 any elementary school of a district other than his resident
15 district when the parent has agreed to pay the tuition
16 acceptable to the trustees of the district where the school
17 is located. The trustees of the district where the school is
18 located may allow the attendance of a child under the
19 provisions of this section at their discretion. When the
20 attendance is approved, the trustees shall charge tuition at
21 the same rate prescribed by 20-5-305 reduced by any amount
22 which is uniformly waived by the trustees for--all--tuition
23 payments. However, under this section, tuition as determined
24 in 20-5-305 shall be reduced by the amount the parent of the
25 child paid in district and county property taxes during the

1 immediately preceding school fiscal year for the benefit and
2 support of the district in which the child will attend
3 school.

4 (2) (a) For the purposes of this section, "parent"
5 includes an individual shareholder of a domestic corporation
6 as defined in 35-1-102 whose shares are 95% held by related
7 family members to the sixth degree of consanguinity or by
8 marriage to the sixth degree of affinity.

9 (b) The tax amount to be credited to reduce any
10 tuition charge to a parent under this subsection is
11 determined in the following manner:

12 (i) determine the percentage of the total shares of
13 the corporation held by the shareholder parent or parents;

14 (ii) determine the portion of property taxes paid in
15 the preceding school fiscal year by the corporation for the
16 benefit and support of the district in which the child will
17 attend school.

18 (c) The percentage of total shares as determined in
19 subsection (2)(b)(i) is the percentage of taxes paid as
20 determined in subsection (2)(b)(ii) that is to be credited
21 to reduce the tuition charge."

-End-

APPROVED BY COMM. ON EDUCATION
AND CULTURAL RESOURCES

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