

HOUSE BILL 514

Introduced by Hansen, S., et al.

2/01	Introduced
2/02	Referred to Education & Cultural Resources
2/13	Hearing
2/16	Committee Report--Bill Passed
2/18	2nd Reading Do Pass Motion Failed

1 *House* BILL NO. *514*  
 2 INTRODUCED BY *Steve Paulsen*  
 3 *Cashville Harrogate J. Brown*  
 4 A BILL FOR AN ACT ENTITLED: AN ACT TO REMOVE THE VOTER  
 5 TURNOUT REQUIREMENTS FOR SCHOOL DISTRICT BOND ELECTIONS;  
 6 AMENDING SECTION 20-9-428, MCA; AND PROVIDING AN IMMEDIATE  
 7 EFFECTIVE DATE."

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

10 **Section 1.** Section 20-9-428, MCA, is amended to read:

11 "20-9-428. Determination of approval or rejection of  
 12 proposition at bond election. (1) When the trustees canvass  
 13 the vote of a school district bond election under the  
 14 provisions of 20-20-415, they shall determine the approval  
 15 or rejection of the school bond proposition in the following  
 16 manner:

17 (a) determine the total number of electors of the  
 18 school district who are qualified to vote under the  
 19 provisions of 20-20-301 from the list of electors supplied  
 20 by the county registrar for such school bond election;

21 (b) determine the total number of qualified electors  
 22 who voted at the school bond election from the tally sheet  
 23 or sheets for such election;

24 (c) calculate the percentage of qualified electors  
 25 voting at the school bond election by dividing the amount

1 determined in subsection (1)(b) by the amount determined in  
 2 subsection (1)(a); and

3 (d) when the calculated percentage in subsection  
 4 (1)(c) is 40% or more, the school bond proposition shall be  
 5 deemed is considered to have been approved and adopted if a  
 6 majority of the votes shall of the electors qualified to  
 7 vote under the provisions of 20-20-301 and voting at the  
 8 election have been cast in favor of such the proposition,  
 9 otherwise it shall be deemed is considered to have been  
 10 rejected; or

11 (e) when the calculated percentage in subsection  
 12 (1)(c) is more than 30% but less than 40%, the school bond  
 13 proposition shall be deemed to have been approved and  
 14 adopted if 60% or more of the votes shall have been cast in  
 15 favor of such proposition; otherwise it shall be deemed to  
 16 have been rejected; or

17 (f) when the calculated percentage in subsection  
 18 (1)(c) is 30% or less, the school bond proposition shall be  
 19 deemed to have been rejected.

20 (2) If the canvass of the vote establishes the  
 21 approval and adoption of the school bond proposition, the  
 22 trustees shall issue a certificate proclaiming the passage  
 23 of such the proposition and the authorization to issue bonds  
 24 of the school district for the purposes specified on the  
 25 ballot for such the school district bond election."

LC 1629/01

- 1        NEW SECTION.   **Section 2.**   **Effective date.** [This act] is
- 2        effective on passage and approval.

-End-

APPROVED BY COMM. ON EDUCATION  
AND CULTURAL RESOURCES

1 *House* BILL NO. *514*  
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 3 *Cashville Hammett J Brown Blacko Knapp*  
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