

SENATE BILL 403

Introduced by Van Valkenburg, et al.

2/11	Introduced
2/11	Referred to Education and Cultural Resources
2/17	Hearing
2/17	Committee Report--Bill Not Passed as Amended
2/18	Reconsidered Adoption of Adverse Committee Report
2/21	Motion Carried to Lay On Table

1 *Senate* BILL NO. *403* *John Lynch*
 2 INTRODUCED BY *Van Valkenburg* *Rep. Cocchiarella* *Frank* *James* *Michael* *Anthony*
 3 *Farrell* *Bob Brown*
 4 A BILL FOR AN ACT ENTITLED: *AN ACT TO ALLOW THE*

5 SUPERINTENDENT OF PUBLIC INSTRUCTION TO CONTRACT WITH, ON
 6 BEHALF OF THE HIGH SCHOOL DISTRICTS IN THE STATE, A PRIVATE
 7 CORPORATION TO SUPERVISE INTERSCHOLASTIC ACTIVITIES OF THE
 8 HIGH SCHOOLS AND TO COLLECT FROM HIGH SCHOOL DISTRICTS ANY
 9 MEMBERSHIP FEES AND CHARGES LEVIED BY THE PRIVATE
 10 CORPORATION; TO REQUIRE THAT THE CORPORATION MEET CERTAIN
 11 CONDITIONS OF THE CONTRACT; AND PROVIDING A DELAYED
 12 EFFECTIVE DATE."

13
 14 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

15 NEW SECTION. **Section 1.** Regulation of interscholastic
 16 activities -- duties of superintendent of public
 17 instruction. (1) The superintendent of public instruction
 18 shall:

19 (a) contract with a private corporation to supervise
 20 interscholastic activities of the high schools in Montana;

21 (b) collect from a high school district any membership
 22 fee or charge levied by a private corporation for
 23 participation in and administration of interscholastic
 24 activities; and

25 (c) transfer membership fees and charges to the private

1 corporation.

2 (2) The superintendent of public instruction may not
 3 contract with a private corporation to supervise
 4 interscholastic activities unless the corporation:

5 (a) adopts and adheres to Title 2, chapter 3, part 2;

6 (b) adopts and adheres to a policy of compliance with
 7 Montana laws governing human rights and discrimination;

8 (c) complies with a legislative audit of internal
 9 operating funds in a manner provided in Title 5, chapter 13;
 10 and

11 (d) is governed by a board of directors consisting of
 12 nine members, including:

13 (i) four school administrators from member school
 14 districts;

15 (ii) two trustees of member school districts; and

16 (iii) three public members appointed by the
 17 superintendent of public instruction.

18 (3) A high school district may not contract directly
 19 with or pay a membership fee to a private corporation that
 20 supervises interscholastic activities of high schools.

21 NEW SECTION. **Section 2.** Codification instruction.
 22 [Section 1] is intended to be codified as an integral part
 23 of Title 20, chapter 3, part 1, and the provisions of Title
 24 20 apply to [section 1].

25 NEW SECTION. **Section 3.** Effective date. [This act] is

LC 1640/01

1 effective July 1, 1990.

-End-

LC 1640/01
 COMM. ON EDUCATION
 AND CULTURAL RESOURCES
 RECOMMEND DO NOT PASS
 ON MOTION, PRINTED AND
 PLACED ON SECOND READING

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-End-