

HOUSE BILL NO. 6
INTRODUCED BY SCHYE

IN THE HOUSE

JUNE 19, 1989 INTRODUCED AND REFERRED TO COMMITTEE
 ON EDUCATION & CULTURAL RESOURCES.

 FIRST READING.

JUNE 22, 1989 COMMITTEE RECOMMEND BILL
 DO PASS AS AMENDED. REPORT ADOPTED.

 PRINTING REPORT.

JUNE 23, 1989 SECOND READING, DO PASS.

JUNE 24, 1989 ENGROSSING REPORT.

JUNE 26, 1989 THIRD READING, PASSED.
 AYES, 64; NOES, 36.

 TRANSMITTED TO SENATE.

IN THE SENATE

JUNE 28, 1989 INTRODUCED AND REFERRED TO COMMITTEE
 ON EDUCATION & CULTURAL RESOURCES.

 FIRST READING.

JULY 1, 1989 COMMITTEE RECOMMEND BILL BE
 CONCURRED IN. REPORT ADOPTED.

JULY 5, 1989 SECOND READING, CONCURRED IN AS
 AMENDED.

 THIRD READING, CONCURRED IN.
 AYES, 44; NOES, 1.

 RETURNED TO HOUSE WITH AMENDMENTS.

IN THE HOUSE

JULY 5, 1989 RECEIVED FROM SENATE.

ON MOTION, RULES SUSPENDED AND BILL
PLACED ON SECOND READING THIS DAY.

SECOND READING, AMENDMENTS
CONCURRED IN.

ON MOTION, RULES SUSPENDED AND BILL
PLACED ON THIRD READING THIS DAY.

THIRD READING, AMENDMENTS
CONCURRED IN.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 HOUSE BILL NO. 6
2 INTRODUCED BY SCHYE

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO INCREASE BY 4
5 PERCENT THE MAXIMUM GENERAL FUND BUDGET SCHEDULES FOR
6 ELEMENTARY SCHOOLS AND HIGH SCHOOLS FOR SCHOOL FISCAL YEAR
7 1989-90; TO APPROPRIATE FUNDS TO THE SUPERINTENDENT OF
8 PUBLIC INSTRUCTION FOR STATE EQUALIZATION AID; AMENDING
9 SECTIONS 20-9-316 AND 20-9-317, MCA; AND PROVIDING AN
10 EFFECTIVE DATE."
11

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

13 **Section 1.** Section 20-9-316, MCA, is amended to read:

14 "**20-9-316.** Elementary school maximum budget schedule
15 for ~~1985-86~~ 1989-90. (1) For each elementary school having
16 an ANB of nine or fewer pupils, the maximum ~~shall-be-\$19,959~~
17 is \$20,968 if said the school is approved as an isolated
18 school.

19 (2) For schools with an ANB of 10 pupils but less than
20 18 pupils, the maximum ~~shall-be--\$19,959~~ is \$20,968 plus
21 ~~\$834-10~~ \$876.30 per pupil on the basis of the average number
22 belonging over nine.

23 (3) For schools with an ANB of at least 14 pupils but
24 less than 18 pupils that qualify for instructional aide
25 funding under 20-9-322, the maximum ~~shall-be-\$32,714~~ is

1 \$34,369 plus ~~\$834-10~~ \$876.30 per pupil on the basis of the
2 average number belonging over 14.

3 (4) For schools with an ANB of 18 pupils and employing
4 one teacher, the maximum ~~shall-be-\$27,466~~ is \$28,855 plus
5 ~~\$834-10~~ \$876.30 per pupil on the basis of the average number
6 belonging over 18, not to exceed an ANB of 25.

7 (5) For schools with an ANB of 18 pupils and employing
8 two full-time teachers, the maximum ~~shall-be--\$43,851~~ is
9 \$46,068 plus ~~\$522-40~~ \$548.80 per pupil on the basis of the
10 average number belonging over 18, not to exceed an ANB of
11 50.

12 (6) For schools having an ANB in excess of 40, the
13 maximum, on the basis of the total pupils (ANB) in the
14 district, for elementary pupils ~~will-be~~ is as follows:

15 (a) For a school having an ANB of more than 40 and
16 employing a minimum of three teachers, the maximum of ~~\$17,938~~
17 ~~shall~~ \$2,036 must be decreased at the rate of ~~\$1-88~~ \$1.98
18 for each additional pupil until the total number (ANB) ~~shall~~
19 ~~have-reached-a-total-of~~ reaches 100 pupils.

20 (b) For a school having an ANB of more than 100
21 pupils, the maximum of ~~\$17,825~~ ~~shall~~ \$1,917 must be decreased
22 at the rate of ~~\$1-72~~ \$1.81 for each additional pupil until
23 the ANB ~~shall-have-reached~~ reaches 300 pupils.

24 (c) For a school having an ANB of more than 300
25 pupils, the maximum ~~shall~~ may not exceed ~~\$17,481~~ \$1,556 for

1 each pupil.

2 (7) The maximum per pupil for all pupils (ANB) and for
3 all elementary schools ~~shall~~ must be computed on the basis
4 of the amount allowed ~~herein in this section~~ on account of
5 the last eligible pupil (ANB). All elementary schools
6 operated within the incorporated limits of a city or town
7 ~~shall~~ must be treated as one school for the purpose of this
8 schedule."

9 **Section 2.** Section 20-9-317, MCA, is amended to read:

10 "20-9-317. High school maximum budget schedule for
11 ~~1985-86 1989-90~~. (1) For each high school having an ANB of
12 24 or fewer pupils, the maximum ~~shall--be--\$113,700~~ is
13 \$119,462.

14 (2) For a secondary high school having an ANB of more
15 than 24 pupils, the maximum ~~\$4,730~~ shall of \$4,978 must be
16 decreased at the rate of ~~\$25-84~~ \$27.15 for each additional
17 pupil until the ANB ~~shall-have-reached-a-total-of~~ reaches 40
18 such pupils.

19 (3) For a school having an ANB of more than 40 pupils,
20 the maximum of ~~\$4,324~~ shall \$4,543 must be decreased at the
21 rate of ~~\$25-84~~ \$27.15 for each additional pupil until the
22 ANB ~~shall-have-reached~~ reaches 100 pupils.

23 (4) For a school having an ANB of more than 100
24 pupils, a the maximum of ~~\$2,774~~ shall \$2,914 must be
25 decreased at the rate of ~~\$4-32~~ \$4.54 for each additional

1 pupil until the ANB ~~shall-have-reached~~ reaches 200 pupils.

2 (5) For a school having an ANB of more than 200
3 pupils, the maximum of ~~\$2,342~~ shall \$2,460 must be decreased
4 by ~~\$2-38~~ \$2.50 for each additional pupil until the ANB ~~shall~~
5 have-reached reaches 300 pupils.

6 (6) For a school having an ANB of more than 300
7 pupils, the maximum of ~~\$2,104~~ shall \$2,210 must be decreased
8 at the rate of ~~44~~ 46 cents for each additional pupil until
9 the ANB ~~shall-have-reached~~ reaches 600 pupils.

10 (7) For a school having an ANB over of more than 600
11 pupils, the maximum ~~shall~~ may not exceed ~~\$1,973~~ \$2,073 per
12 pupil.

13 (8) The maximum per pupil for all pupils (ANB) and for
14 all high schools ~~shall~~ must be computed on the basis of the
15 amount allowed ~~herein in this section~~ on account of the last
16 eligible pupil (ANB). All high schools and junior high
17 schools which have been approved and accredited as junior
18 high schools, operated within the incorporated limits of a
19 city or town, ~~shall~~ must be treated as one school for the
20 purpose of this schedule."

21 NEW SECTION. **Section 3. Appropriation.** (1) All
22 revenue received under the provisions of 20-9-343 is
23 appropriated to the superintendent of public instruction for
24 the fiscal year ending June 30, 1990, for state equalization
25 aid for the school fiscal year ending June 30, 1990.

1 (2) Any money remaining as of June 30, 1989, in the
2 education trust fund account established in 90-6-202(3) is
3 appropriated to the superintendent of public instruction for
4 the fiscal year ending June 30, 1990, for state equalization
5 aid for public schools.

6 (3) There is appropriated from the general fund
7 \$11,140,000 for the fiscal year ending June 30, 1990, to be
8 used to the extent funds appropriated in subsections (1) and
9 (2) are insufficient to finance the maximum general fund
10 budget schedules for public schools, excluding special
11 education.

12 NEW SECTION. **Section 4.** **Effective date.** [This act] is
13 effective July 1, 1989.

-End-

APPROVED BY COMM. ON EDUCATION
AND CULTURAL RESOURCES

1 HOUSE BILL NO. 6
2 INTRODUCED BY SCHYE
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO INCREASE BY 4
5 PERCENT THE MAXIMUM GENERAL FUND BUDGET SCHEDULES FOR
6 ELEMENTARY SCHOOLS AND HIGH SCHOOLS FOR SCHOOL FISCAL YEAR
7 1989-90; TO APPROPRIATE FUNDS TO THE SUPERINTENDENT OF
8 PUBLIC INSTRUCTION FOR STATE EQUALIZATION AID; AMENDING
9 SECTIONS 20-9-316 AND 20-9-317, MCA; AND PROVIDING AN
10 EFFECTIVE DATE."
11
12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
13 **Section 1.** Section 20-9-316, MCA, is amended to read:
14 **"20-9-316. Elementary school maximum budget schedule**
15 **for 1985-86 1989-90.** (1) For each elementary school having
16 an ANB of nine or fewer pupils, the maximum ~~shall be \$19,959~~
17 is \$20,968 if said the school is approved as an isolated
18 school.
19 (2) For schools with an ANB of 10 pupils but less than
20 18 pupils, the maximum ~~shall be \$19,959~~ is \$20,968 plus
21 ~~\$834.10~~ \$876.30 per pupil on the basis of the average number
22 belonging over nine.
23 (3) For schools with an ANB of at least 14 pupils but
24 less than 18 pupils that qualify for instructional aide
25 funding under 20-9-322, the maximum ~~shall be \$32,714~~ is

1 \$34,369 plus ~~\$834.10~~ \$876.30 per pupil on the basis of the
2 average number belonging over 14.
3 (4) For schools with an ANB of 18 pupils and employing
4 one teacher, the maximum ~~shall be \$27,466~~ is \$28,855 plus
5 ~~\$834.10~~ \$876.30 per pupil on the basis of the average number
6 belonging over 18, not to exceed an ANB of 25.
7 (5) For schools with an ANB of 18 pupils and employing
8 two full-time teachers, the maximum ~~shall be \$43,851~~ is
9 \$46,068 plus ~~\$522.40~~ \$548.80 per pupil on the basis of the
10 average number belonging over 18, not to exceed an ANB of
11 50.
12 (6) For schools having an ANB in excess of 40, the
13 maximum, on the basis of the total pupils (ANB) in the
14 district, for elementary pupils ~~will be~~ is as follows:
15 (a) For a school having an ANB of more than 40 and
16 employing a minimum of three teachers, the maximum of ~~\$17,938~~
17 ~~shall~~ \$2,036 must be decreased at the rate of ~~\$1.88~~ \$1.98
18 for each additional pupil until the total number (ANB) ~~shall~~
19 ~~have reached a total of~~ reaches 100 pupils.
20 (b) For a school having an ANB of more than 100
21 pupils, the maximum of ~~\$17,825~~ ~~shall~~ \$1,917 must be decreased
22 at the rate of ~~\$1.72~~ \$1.81 for each additional pupil until
23 the ANB ~~shall have reached~~ reaches 300 pupils.
24 (c) For a school having an ANB of more than 300
25 pupils, the maximum ~~shall~~ may not exceed ~~\$17,401~~ \$1,556 for

1 each pupil.

2 (7) The maximum per pupil for all pupils (ANB) and for
3 all elementary schools ~~shall~~ must be computed on the basis
4 of the amount allowed herein in this section on account of
5 the last eligible pupil (ANB). All elementary schools
6 operated within the incorporated limits of a city or town
7 ~~shall~~ must be treated as one school for the purpose of this
8 schedule."

9 **Section 2.** Section 20-9-317, MCA, is amended to read:

10 *20-9-317. High school maximum budget schedule for
11 ~~1985-86~~ 1989-90. (1) For each high school having an ANB of
12 24 or fewer pupils, the maximum ~~shall--be--\$113,700~~ is
13 \$119,462.

14 (2) For a secondary high school having an ANB of more
15 than 24 pupils, the maximum ~~\$47,738--shall~~ of \$4,978 must be
16 decreased at the rate of ~~\$25-84~~ \$27.15 for each additional
17 pupil until the ANB ~~shall--have--reached--a--total--of~~ reaches 40
18 such pupils.

19 (3) For a school having an ANB of more than 40 pupils,
20 the maximum of ~~\$47,324--shall~~ \$4,543 must be decreased at the
21 rate of ~~\$25-84~~ \$27.15 for each additional pupil until the
22 ANB ~~shall--have--reached~~ reaches 100 pupils.

23 (4) For a school having an ANB of more than 100
24 pupils, a the maximum of ~~\$27,774--shall~~ \$2,914 must be
25 decreased at the rate of ~~\$4-32~~ \$4.54 for each additional

1 pupil until the ANB ~~shall--have--reached~~ reaches 200 pupils.

2 (5) For a school having an ANB of more than 200
3 pupils, the maximum of ~~\$2,342--shall~~ \$2,460 must be decreased
4 by ~~\$2-38~~ \$2.50 for each additional pupil until the ANB ~~shall~~
5 have--reached reaches 300 pupils.

6 (6) For a school having an ANB of more than 300
7 pupils, the maximum of ~~\$27,104--shall~~ \$2,210 must be decreased
8 at the rate of ~~44~~ 46 cents for each additional pupil until
9 the ANB ~~shall--have--reached~~ reaches 600 pupils.

10 (7) For a school having an ANB over of more than 600
11 pupils, the maximum ~~shall~~ may not exceed ~~\$17,973~~ \$2,073 per
12 pupil.

13 (8) The maximum per pupil for all pupils (ANB) and for
14 all high schools ~~shall~~ must be computed on the basis of the
15 amount allowed herein in this section on account of the last
16 eligible pupil (ANB). All high schools and junior high
17 schools which have been approved and accredited as junior
18 high schools, operated within the incorporated limits of a
19 city or town, ~~shall~~ must be treated as one school for the
20 purpose of this schedule."

21 **NEW SECTION. Section 3. Appropriation.** (1) All
22 revenue received under the provisions of 20-9-343 is
23 appropriated to the superintendent of public instruction for
24 the fiscal year ending June 30, 1990, for state equalization
25 aid for the school fiscal year ending June 30, 1990.

1 (2) Any money remaining as of June 30, 1989, AND ANY
2 MONEY ACCRUING AS OF JUNE 30, 1990, in the education trust
3 fund account established in 90-6-202(3) is appropriated to
4 the superintendent of public instruction for the fiscal year
5 ending June 30, 1990, for state equalization aid for public
6 schools.

7 ~~{3}--There---is---appropriated--from--the--general--fund~~
8 ~~\$11,140,000--for--the--fiscal--year--ending--June--30,--1990,--to--be~~
9 ~~used--to--the--extent--funds--appropriated--in--subsections--(1)--and~~
10 ~~(2)--are--insufficient--to--finance--the--maximum--general--fund~~
11 ~~budget--schedules--for--public--schools,--excluding--special~~
12 ~~education.~~

13 NEW SECTION. **Section 4.** Effective date. [This act] is
14 effective July 1, 1989.

-End-

1 HOUSE BILL NO. 6
2 INTRODUCED BY SCHYE

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO INCREASE BY 4
5 PERCENT THE MAXIMUM GENERAL FUND BUDGET SCHEDULES FOR
6 ELEMENTARY SCHOOLS AND HIGH SCHOOLS FOR SCHOOL FISCAL YEAR
7 1989-90; TO APPROPRIATE FUNDS TO THE SUPERINTENDENT OF
8 PUBLIC INSTRUCTION FOR STATE EQUALIZATION AID; AMENDING
9 SECTIONS 20-9-316 AND 20-9-317, MCA; AND PROVIDING AN
10 EFFECTIVE DATE."

11
12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

13 Section 1. Section 20-9-316, MCA, is amended to read:

14 "20-9-316. Elementary school maximum budget schedule
15 for ~~1985-86~~ 1989-90. (1) For each elementary school having
16 an ANB of nine or fewer pupils, the maximum ~~shall-be-\$19,959~~
17 is \$20,968 if said the school is approved as an isolated
18 school.

19 (2) For schools with an ANB of 10 pupils but less than
20 18 pupils, the maximum ~~shall-be-\$19,959~~ is \$20,968 plus
21 ~~\$834.10~~ \$876.30 per pupil on the basis of the average number
22 belonging over nine.

23 (3) For schools with an ANB of at least 14 pupils but
24 less than 18 pupils that qualify for instructional aide
25 funding under 20-9-322, the maximum ~~shall-be-\$32,714~~ is

1 \$34,369 plus ~~\$834.10~~ \$876.30 per pupil on the basis of the
2 average number belonging over 14.

3 (4) For schools with an ANB of 18 pupils and employing
4 one teacher, the maximum ~~shall-be-\$27,466~~ is \$28,855 plus
5 ~~\$834.10~~ \$876.30 per pupil on the basis of the average number
6 belonging over 18, not to exceed an ANB of 25.

7 (5) For schools with an ANB of 18 pupils and employing
8 two full-time teachers, the maximum ~~shall-be-\$43,851~~ is
9 \$46,068 plus ~~\$522.40~~ \$548.80 per pupil on the basis of the
10 average number belonging over 18, not to exceed an ANB of
11 50.

12 (6) For schools having an ANB in excess of 40, the
13 maximum, on the basis of the total pupils (ANB) in the
14 district, for elementary pupils ~~will-be~~ is as follows:

15 (a) For a school having an ANB of more than 40 and
16 employing a minimum of three teachers, the maximum of ~~\$1,938~~
17 shall \$2,036 must be decreased at the rate of ~~\$1.00~~ \$1.98
18 for each additional pupil until the total number (ANB) ~~shall~~
19 ~~have-reached-a-total-of~~ reaches 100 pupils.

20 (b) For a school having an ANB of more than 100
21 pupils, the maximum of ~~\$1,825~~ shall \$1,917 must be decreased
22 at the rate of ~~\$1.72~~ \$1.81 for each additional pupil until
23 the ANB ~~shall-have-reached~~ reaches 300 pupils.

24 (c) For a school having an ANB of more than 300
25 pupils, the maximum ~~shall~~ may not exceed ~~\$1,748~~ \$1,556 for

1 each pupil.

2 (7) The maximum per pupil for all pupils (ANB) and for
3 all elementary schools shall must be computed on the basis
4 of the amount allowed herein in this section on account of
5 the last eligible pupil (ANB). All elementary schools
6 operated within the incorporated limits of a city or town
7 shall must be treated as one school for the purpose of this
8 schedule."

9 **Section 2.** Section 20-9-317, MCA, is amended to read:

10 "20-9-317. High school maximum budget schedule for
11 ~~1985-86~~ 1989-90. (1) For each high school having an ANB of
12 24 or fewer pupils, the maximum shall ~~--be--\$113,700~~ is
13 \$119,462.

14 (2) For a secondary high school having an ANB of more
15 than 24 pupils, the maximum ~~\$47,738~~ shall of \$4,978 must be
16 decreased at the rate of ~~\$25.84~~ \$27.15 for each additional
17 pupil until the ANB shall ~~have-reached-a-total-of~~ reaches 40
18 such pupils.

19 (3) For a school having an ANB of more than 40 pupils,
20 the maximum of ~~\$47,324~~ shall \$4,543 must be decreased at the
21 rate of ~~\$25.84~~ \$27.15 for each additional pupil until the
22 ANB shall ~~have-reached~~ reaches 100 pupils.

23 (4) For a school having an ANB of more than 100
24 pupils, a the maximum of ~~\$27,774~~ shall \$2,914 must be
25 decreased at the rate of ~~\$4.32~~ \$4.54 for each additional

1 pupil until the ANB shall ~~have-reached~~ reaches 200 pupils.

2 (5) For a school having an ANB of more than 200
3 pupils, the maximum of ~~\$27,342~~ shall \$2,460 must be decreased
4 by ~~\$2.38~~ \$2.50 for each additional pupil until the ANB shall
5 ~~have-reached~~ reaches 300 pupils.

6 (6) For a school having an ANB of more than 300
7 pupils, the maximum of ~~\$27,184~~ shall \$2,210 must be decreased
8 at the rate of ~~44~~ 46 cents for each additional pupil until
9 the ANB shall ~~have-reached~~ reaches 600 pupils.

10 (7) For a school having an ANB over of more than 600
11 pupils, the maximum shall may not exceed ~~\$17,973~~ \$2,073 per
12 pupil.

13 (8) The maximum per pupil for all pupils (ANB) and for
14 all high schools shall must be computed on the basis of the
15 amount allowed herein in this section on account of the last
16 eligible pupil (ANB). All high schools and junior high
17 schools which have been approved and accredited as junior
18 high schools, operated within the incorporated limits of a
19 city or town, shall must be treated as one school for the
20 purpose of this schedule."

21 **NEW SECTION. Section 3. Appropriation.** (1) All
22 revenue received under the provisions of 20-9-343 is
23 appropriated to the superintendent of public instruction for
24 the fiscal year ending June 30, 1990, for state equalization
25 aid for the school fiscal year ending June 30, 1990.

1 (2) Any money remaining as of June 30, 1989, AND ANY
2 MONEY ACCRUING AS OF JUNE 30, 1990, in the education trust
3 fund account established in 90-6-202(3) is appropriated to
4 the superintendent of public instruction for the fiscal year
5 ending June 30, 1990, for state equalization aid for public
6 schools.

7 ~~(3) There is appropriated from the general fund~~
8 ~~\$11,140,800 for the fiscal year ending June 30, 1990, to be~~
9 ~~used to the extent funds appropriated in subsections (1) and~~
10 ~~(2) are insufficient to finance the maximum general fund~~
11 ~~budget schedules for public schools, excluding special~~
12 ~~education.~~

13 NEW SECTION. Section 4. Effective date. [This act] is
14 effective July 1, 1989.

-End-

HOUSE BILL NO. 6

INTRODUCED BY SCHYE

A BILL FOR AN ACT ENTITLED: "AN ACT TO INCREASE BY ~~4~~ 3 PERCENT THE MAXIMUM GENERAL FUND BUDGET SCHEDULES FOR ELEMENTARY SCHOOLS AND HIGH SCHOOLS FOR SCHOOL FISCAL YEAR 1989-90; TO APPROPRIATE FUNDS TO THE SUPERINTENDENT OF PUBLIC INSTRUCTION FOR STATE EQUALIZATION AID; AMENDING SECTIONS 20-9-316 AND 20-9-317, MCA; AND PROVIDING AN EFFECTIVE DATE."

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

Section 1. Section 20-9-316, MCA, is amended to read:

"20-9-316. Elementary school maximum budget schedule for ~~1985-86~~ 1989-90. (1) For each elementary school having an ANB of nine or fewer pupils, the maximum ~~shall-be-~~\$19,959 is ~~\$20,968~~ \$20,763 if ~~said~~ the school is approved as an isolated school.

(2) For schools with an ANB of 10 pupils but less than 18 pupils, the maximum ~~shall-be-~~\$19,959 is ~~\$20,968~~ \$20,763 plus ~~\$834-10~~ \$876-30 \$868 per pupil on the basis of the average number belonging over nine.

(3) For schools with an ANB of at least 14 pupils but less than 18 pupils that qualify for instructional aide funding under 20-9-322, the maximum ~~shall--be--~~\$32,714 is

~~\$34,369~~ \$34,033 plus ~~\$834-10~~ \$876-30 \$868 per pupil on the basis of the average number belonging over 14.

(4) For schools with an ANB of 18 pupils and employing one teacher, the maximum ~~shall-be-~~\$27,466 is ~~\$28,055~~ \$28,573 plus ~~\$834-10~~ \$876-30 \$868 per pupil on the basis of the average number belonging over 18, not to exceed an ANB of 25.

(5) For schools with an ANB of 18 pupils and employing two full-time teachers, the maximum ~~shall--be--~~\$43,851 is ~~\$46,068~~ \$45,619 plus ~~\$522-40~~ \$540-00 \$543 per pupil on the basis of the average number belonging over 18, not to exceed an ANB of 50.

(6) For schools having an ANB in excess of 40, the maximum, on the basis of the total pupils (ANB) in the district, for elementary pupils ~~will-be~~ is as follows:

(a) For a school having an ANB of more than 40 and employing a minimum of three teachers, the maximum of ~~\$1,938~~ \$1,938 ~~shall~~ \$2,036 \$2,016 must be decreased at the rate of ~~\$1-88~~ \$1-98 \$1.96 for each additional pupil until the total number (ANB) ~~shall-have-reached-a-total-of~~ reaches 100 pupils.

(b) For a school having an ANB of more than 100 pupils, the maximum of ~~\$1,825-shall~~ \$1,917 \$1,898 must be decreased at the rate of ~~\$1-72~~ \$1-81 \$1.79 for each additional pupil until the ANB ~~shall-have-reached~~ reaches 300 pupils.

1 (c) For a school having an ANB of more than 300
 2 pupils, the maximum ~~shall~~ may not exceed ~~\$17401~~ \$17556
 3 \$1,541 for each pupil.

4 (7) The maximum per pupil for all pupils (ANB) and for
 5 all elementary schools ~~shall~~ must be computed on the basis
 6 of the amount allowed herein in this section on account of
 7 the last eligible pupil (ANB). All elementary schools
 8 operated within the incorporated limits of a city or town
 9 ~~shall~~ must be treated as one school for the purpose of this
 10 schedule."

11 **Section 2.** Section 20-9-317, MCA, is amended to read:

12 "20-9-317. High school maximum budget schedule for
 13 1985-86 1989-90. (1) For each high school having an ANB of
 14 24 or fewer pupils, the maximum ~~shall--be--\$113700~~ is
 15 \$1197462 \$118,290.

16 (2) For a secondary high school having an ANB of more
 17 than 24 pupils, the maximum ~~\$47730~~ shall of \$47970 \$4,929
 18 must be decreased at the rate of ~~\$25784~~ \$27715 \$26.88 for
 19 each additional pupil until the ANB ~~shall--have--reached--a~~
 20 ~~total--of~~ reaches 40 such pupils.

21 (3) For a school having an ANB of more than 40 pupils,
 22 the maximum of ~~\$47324~~ shall \$47543 \$4,499 must be decreased
 23 at the rate of ~~\$25784~~ \$27715 \$26.88 for each additional
 24 pupil until the ANB ~~shall--have--reached~~ reaches 100 pupils.

25 (4) For a school having an ANB of more than 100

1 pupils, a the maximum of ~~\$27774~~ shall \$27914 \$2,886 must be
 2 decreased at the rate of ~~\$4732~~ \$4754 \$4.50 for each
 3 additional pupil until the ANB ~~shall--have--reached~~ reaches
 4 200 pupils.

5 (5) For a school having an ANB of more than 200
 6 pupils, the maximum of ~~\$27342~~ shall \$27460 \$2,436 must be
 7 decreased by ~~\$2730~~ \$2750 \$2.47 for each additional pupil
 8 until the ANB ~~shall--have--reached~~ reaches 300 pupils.

9 (6) For a school having an ANB of more than 300
 10 pupils, the maximum of ~~\$27104~~ shall \$27210 \$2,189 must be
 11 decreased at the rate of ~~44~~ 46 45 cents for each additional
 12 pupil until the ANB ~~shall--have--reached~~ reaches 600 pupils.

13 (7) For a school having an ANB over of more than 600
 14 pupils, the maximum ~~shall~~ may not exceed ~~\$17973~~ \$27073
 15 \$2,053 per pupil.

16 (8) The maximum per pupil for all pupils (ANB) and for
 17 all high schools ~~shall~~ must be computed on the basis of the
 18 amount allowed herein in this section on account of the last
 19 eligible pupil (ANB). All high schools and junior high
 20 schools which have been approved and accredited as junior
 21 high schools, operated within the incorporated limits of a
 22 city or town, ~~shall~~ must be treated as one school for the
 23 purpose of this schedule."

24 **NEW SECTION. Section 3.** Appropriation. (1) All
 25 revenue received under the provisions of 20-9-343 is

1 appropriated to the superintendent of public instruction for
2 the fiscal year ending June 30, 1990, for state equalization
3 aid for the school fiscal year ending June 30, 1990.

4 (2) Any money remaining as of June 30, 1989, AND ANY
5 MONEY ACCRUING AS OF JUNE 30, 1990, in the education trust
6 fund account established in 90-6-202(3) is appropriated to
7 the superintendent of public instruction for the fiscal year
8 ending June 30, 1990, for state equalization aid for public
9 schools.

10 ~~(3) There is appropriated from the general fund~~
11 ~~\$11,140,000 for the fiscal year ending June 30, 1990, to be~~
12 ~~used to the extent funds appropriated in subsections (1) and~~
13 ~~(2) are insufficient to finance the maximum general fund~~
14 ~~budget schedules for public schools, excluding special~~
15 ~~education.~~

16 NEW SECTION. Section 4. Effective date. [This act] is
17 effective July 1, 1989.

-End-