

HOUSE BILL 32

Introduced by Cobb

6/20 Introduced
 Died in Process

1 HOUSE BILL NO. 32
2 INTRODUCED BY Cobb

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4 A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE DISTRIBUTION
5 OF STATE EQUALIZATION AID TO PUBLIC SCHOOLS IN MONTHLY
6 PAYMENTS; AMENDING SECTION 20-9-344, MCA; AND PROVIDING A
7 DELAYED EFFECTIVE DATE."

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

10 **Section 1.** Section 20-9-344, MCA, is amended to read:

11 "20-9-344. Purpose of state equalization aid and
12 duties of the board of public education for distribution --
13 conditions of first payment. (1) The money available for
14 state equalization aid ~~shall~~ must be distributed and
15 apportioned to provide an annual minimum operating revenue
16 for:

17 (a) the elementary and high schools in each county,
18 exclusive of revenues required for debt service; and

19 (b) for the payment of any ~~and-all~~ costs and expense
20 expenses incurred in connection with any adult education
21 program, recreation program, school food services program,
22 new buildings, ~~new~~ and grounds, and transportation.

23 (2) The board of public education shall administer and
24 distribute the state equalization aid in the manner and with
25 the powers and duties provided by law. To this end, the

1 board of public education shall:

2 (a) adopt policies for regulating the distribution of
3 state equalization aid in accordance with the provisions of
4 law and in a manner that ~~would-most-effectively-meet-the~~
5 ~~financial-needs-of-districts~~ provides for monthly
6 distribution to each district of its equalization aid
7 entitlement;

8 (b) have the power to require ~~such~~ reports from the
9 county superintendents, budget boards, county treasurers,
10 and trustees as it ~~may-deem~~ considers necessary; and

11 (c) order the superintendent of public instruction to
12 distribute the state equalization aid on the basis of each
13 district's annual entitlement to ~~such~~ the aid as established
14 by the superintendent of public instruction. In ordering the
15 distribution of state equalization aid, the board of public
16 education ~~shall~~ may not increase or decrease the state
17 equalization aid distribution to any district on account of
18 any difference ~~which~~ that may occur during the school fiscal
19 year between budgeted and actual receipts from any other
20 source of school revenue.

21 (3) ~~Should~~ If a district ~~receive~~ receives more state
22 equalization aid than it is entitled to, the county
23 treasurer ~~must~~ shall return the overpayment to the state
24 upon the request of the superintendent of public instruction
25 in the manner prescribed by the department of commerce.



1 (4) (a) The first payment of state equalization aid
2 must be:

3 ~~(a)~~(i) based on an estimate of 20% of each district's
4 entitlement; and

5 ~~(b)~~(ii) distributed by July 15 of the school fiscal
6 year.

7 (b) Each subsequent monthly payment must be at least
8 7% of the district's entitlement."

9 NEW SECTION. Section 2. Extension of authority. Any
10 existing authority to make rules on the subject of the
11 provisions of [this act] is extended to the provisions of
12 [this act].

13 NEW SECTION. Section 3. Effective date. [This act] is
14 effective July 1, 1990.

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