HOUSE BILL NO. 64

INTRODUCED BY KADAS

IN THE HOUSE

DECEMBER 4, 1993 INTRODUCED AND REFERRED TO COMMITTEE ON EDUCATION & CULTURAL RESOURCES.

FIRST READING.

DECEMBER 9, 1993 DO PASS. REPORT ADOPTED.

PRINTING REPORT.

DECEMBER 10, 1993 SECOND READING, DO PASS.

ENGROSSING REPORT.

THIRD READING, PASSED. AYES, 73; NOES, 25.

TRANSMITTED TO SENATE.

IN THE SENATE

DECEMBER 11, 1993 INTRODUCED AND REFERRED TO COMMITTEE ON EDUCATION & CULTURAL RESOURCES.

FIRST READING.

DECEMBER 15, 1993 COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.

DECEMBER 16, 1993 SECOND READING, CONCURRED IN.

THIRD READING, CONCURRED IN. AYES, 49; NOES, 0.

RETURNED TO HOUSE.

IN THE HOUSE

DECEMBER 17, 1993

SENT TO ENROLLING.

RECEIVED FROM SENATE.

REPORTED CORRECTLY ENROLLED.

LC 0193/01

House BILL NO. 64

4 A BILL FOR AN ACT ENTITLED: "AN ACT INCREASING FROM 2 MILLS 5 TO 3 MILLS THE MAXIMUM AMOUNT THAT A BOARD OF TRUSTEES OF A 6 UNIFIED K-12 SCHOOL DISTRICT MAY LEVY FOR ADULT EDUCATION; 7 AMENDING SECTION 20-7-705, MCA; AND PROVIDING AN IMMEDIATE 8 EFFECTIVE DATE."

9

1

2

3

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

11 Section 1. Section 20-7-705, MCA, is amended to read: 12 "20-7-705. Adult education fund. (1) A separate adult 13 education fund must be established when an adult education 14 program is operated by a district or community college 15 district. The financial administration of the fund must 16 comply with the budgeting, financing, and expenditure 17 provisions of the laws governing the schools.

18 (2) Whenever the trustees of a district establish an 19 adult education program under the provisions of 20-7-702, 20 they shall establish an adult education fund under the provisions of this section. The adult education fund is the 21 22 depository for all district money received by the district in support of the adult education program. Federal and state 23 24 adult education program money must be deposited in the 25 miscellaneous programs fund.

1 (3) The trustees of a district may authorize the levy of a tax of not more than 1 mill on the district, except 2 3 that trustees of a county high school district that is not unified with an elementary district or-of may authorize a 4 5 levy of not more than 2 mills on the district and a K-12school district formed under the provisions of 20-6-701 may 6 7 authorize a levy of not more than 2 3 mills on the district, 8 for the operation of an adult education program when the superintendent of public instruction has approved the 9 10 educational program to be supported by the levy. The trustees shall obtain the approval of the superintendent of 11 12 public instruction before the fourth Monday of June in order to include the expenditures to be financed by the levy in 13 the preliminary budget. The superintendent of 14 public instruction shall promulgate rules and forms for the 15 approval. 16

(4) Whenever the trustees of a district decide to offer 17 an adult education program during the ensuing school fiscal 18 year, they shall budget for the cost of the program in the 19 adult education fund of the preliminary budget. Any 20 expenditures in support of the adult education program under 21 the final adult education budget must be made in accordance 22 23 with the financial administration provisions of this title for a budgeted fund. 24

25 (5) When a tax levy for an adult education program that

-2- HB64 INTRODUCED BILL



LC 0193/01

has been approved by the superintendent of public instruction is included as a revenue item on the final adult education budget, the county superintendent shall report the levy requirement to the county commissioners on the fourth Monday of August and a levy on the district must be made by the county commissioners in accordance with 20-9-142."

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

-End-

APPROVED BY COMM. ON EDUCATION AND CULTURAL RESOURCES

1 House BILL NO. <u>64</u> 2 INTRODUCED BY Keefee

A BILL FOR AN ACT ENTITLED: "AN ACT INCREASING FROM 2 MILLS
TO 3 MILLS THE MAXIMUM AMOUNT THAT A BOARD OF TRUSTEES OF A
UNIFIED K-12 SCHOOL DISTRICT MAY LEVY FOR ADULT EDUCATION;
AMENDING SECTION 20-7-705, MCA; AND PROVIDING AN IMMEDIATE
EFFECTIVE DATE."

9

3

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

Section 1. Section 20-7-705, MCA, is amended to read: "20-7-705. Adult education fund. (1) A separate adult education fund must be established when an adult education program is operated by a district or community college district. The financial administration of the fund must comply with the budgeting, financing, and expenditure provisions of the laws governing the schools.

18 (2) Whenever the trustees of a district establish an 19 adult education program under the provisions of 20-7-702, 20 they shall establish an adult education fund under the 21 provisions of this section. The adult education fund is the 22 depository for all district money received by the district 23 in support of the adult education program. Federal and state 24 adult education program money must be deposited in the 25 miscellaneous programs fund.



1 (3) The trustees of a district may authorize the levy 2 of a tax of not more than 1 mill on the district, except 3 that trustees of a county high school district that is not 4 unified with an elementary district or-of may authorize a 5 levy of not more than 2 mills on the district and a K-126 school district formed under the provisions of 20-6-701 may 7 authorize a levy of not more than 2 3 mills on the district, for the operation of an adult education program when the 8 9 superintendent of public instruction has approved the 10 educational program to be supported by the levy. The 11 trustees shall obtain the approval of the superintendent of 12 public instruction before the fourth Monday of June in order 13 to include the expenditures to be financed by the levy in 14 the preliminary budget. The superintendent of public instruction shall promulgate rules and forms for the 15 approval. 16

17 (4) Whenever the trustees of a district decide to offer 18 an adult education program during the ensuing school fiscal 19 year, they shall budget for the cost of the program in the 20 adult education fund of the preliminary budget. Any 21 expenditures in support of the adult education program under 22 the final adult education budget must be made in accordance 23 with the financial administration provisions of this title 24 for a budgeted fund.

25 (5) When a tax levy for an adult education program that

-2- HB64 SECOND READING

LC 0193/01

has been approved by the superintendent of public instruction is included as a revenue item on the final adult education budget, the county superintendent shall report the levy requirement to the county commissioners on the fourth Monday of August and a levy on the district must be made by the county commissioners in accordance with 20-9-142."

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

-End-

> House BILL NO. 64 INTRODUCED BY Kulus

4 A BILL FOR AN ACT ENTITLED: "AN ACT INCREASING FROM 2 MILLS 5 TO 3 MILLS THE MAXIMUM AMOUNT THAT A BOARD OF TRUSTEES OF A 6 UNIFIED K-12 SCHOOL DISTRICT MAY LEVY FOR ADULT EDUCATION; 7 AMENDING SECTION 20-7-705, MCA; AND PROVIDING AN IMMEDIATE 8 EFFECTIVE DATE."

9

17

1

2

3

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

Section 1. Section 20-7-705, MCA, is amended to read: "20-7-705. Adult education fund. (1) A separate adult education fund must be established when an adult education program is operated by a district or community college district. The financial administration of the fund must comply with the budgeting, financing, and expenditure

provisions of the laws governing the schools.

18 (2) Whenever the trustees of a district establish an adult education program under the provisions of 20-7-702, 19 20 they shall establish an adult education fund under the 21 provisions of this section. The adult education fund is the 22 depository for all district money received by the district 23 in support of the adult education program. Federal and state 24 adult education program money must be deposited in the 25 miscellaneous programs fund.

tana Legislative Council

1 (3) The trustees of a district may authorize the levy of a tax of not more than 1 mill on the district, except 2 3 that trustees of a county high school district that is not A unified with an elementary district or-of may authorize a 5 levy of not more than 2 mills on the district and a K-12school district formed under the provisions of 20-6-701 may 6 7 authorize a levy of not more than 2 3 mills on the district. 8 for the operation of an adult education program when the 9 superintendent of public instruction has approved the educational program to be supported by the levy. The 10 11 trustees shall obtain the approval of the superintendent of 12 public instruction before the fourth Monday of June in order 13 to include the expenditures to be financed by the levy in 14 the preliminary budget. The superintendent of public 15 instruction shall promulgate rules and forms for the 16 approval.

17 (4) Whenever the trustees of a district decide to offer 18 an adult education program during the ensuing school fiscal 19 year, they shall budget for the cost of the program in the 20 adult education fund of the preliminary budget, Any expenditures in support of the adult education program under 21 22 the final adult education budget must be made in accordance 23 with the financial administration provisions of this title 24 for a budgeted fund.

25 (5) When a tax levy for an adult education program that

-2- HB64 THIRD READING

LC 0193/01

has been approved by the superintendent of public instruction is included as a revenue item on the final adult education budget, the county superintendent shall report the levy requirement to the county commissioners on the fourth Monday of August and a levy on the district must be made by the county commissioners in accordance with 20-9-142."

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

-End-

HB 0064/02

HB 0064/02

HOUSE BILL NO. 64
 INTRODUCED BY KADAS
 A BILL FOR AN ACT ENTITLED: "AN ACT INCREASING FROM 2 MILLS
 TO 3 MILLS THE MAXIMUM AMOUNT THAT A BOARD OF TRUSTEES OF A
 UNIFIED K-12 SCHOOL DISTRICT MAY LEVY FOR ADULT EDUCATION;
 AMENDING SECTION 20-7-705, MCA; AND PROVIDING AN IMMEDIATE
 EFFECTIVE DATE."

9

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 10 Section 1. Section 20-7-705, MCA, is amended to read: 11 12 "20-7-705. Adult education fund. (1) A separate adult education fund must be established when an adult education 13 14 program is operated by a district or community college district. The financial administration of the fund must 15 16 comply with the budgeting, financing, and expenditure 17 provisions of the laws governing the schools.

18 (2) Whenever the trustees of a district establish an 19 adult education program under the provisions of 20-7-702, 20 they shall establish an adult education fund under the 21 provisions of this section. The adult education fund is the 22 depository for all district money received by the district 23 in support of the adult education program. Federal and state 24 adult education program money must be deposited in the 25 miscellaneous programs fund.

1 (3) The trustees of a district may authorize the levy 2 of a tax of not more than 1 mill on the district, except 3 that trustees of a county high school district that is not 4 unified with an elementary district or of may authorize a 5 levy of not more than 2 mills on the district and a K-126 school district formed under the provisions of 20-6-701 may authorize a levy of not more than 2 3 mills on the district, 7 8 for the operation of an adult education program when the 9 superintendent of public instruction has approved the 10 educational program to be supported by the levy. The 11 trustees shall obtain the approval of the superintendent of 12 public instruction before the fourth Monday of June in order 13 to include the expenditures to be financed by the levy in 14 the preliminary budget. The superintendent of public 15 instruction shall promulgate rules and forms for the 16 approval.

17 (4) Whenever the trustees of a district decide to offer 18 an adult education program during the ensuing school fiscal 19 year, they shall budget for the cost of the program in the 20 adult education fund of the preliminary budget. Any 21 expenditures in support of the adult education program under 22 the final adult education budget must be made in accordance 23 with the financial administration provisions of this title 24 for a budgeted fund.

25 (5) When a tax levy for an adult education program that

~2-



REFERENCE BILL

HB 0064/02

has been approved by the superintendent of public instruction is included as a revenue item on the final adult education budget, the county superintendent shall report the levy requirement to the county commissioners on the fourth Monday of August and a levy on the district must be made by the county commissioners in accordance with 20-9-142."

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

~End-