



1                    House BILL NO. 64  
2    INTRODUCED BY Keele  
3  
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  
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  
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-12  
6    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,  
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  
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25        (5) When a tax levy for an adult education program that

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

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

-End-

APPROVED BY COMM. ON EDUCATION  
AND CULTURAL RESOURCES

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