

SENATE BILL NO. 291

INTRODUCED BY \_\_\_\_\_

A BILL FOR AN ACT ENTITLED: "AN ACT REMOVING THE REQUIREMENT THAT A TENURE TEACHER BE GRANTED THE SAME SALARY AS THAT PROVIDED IN THE LAST EXECUTED CONTRACT WITH THE TEACHER; AMENDING SECTION 20-4-203, MCA; AND PROVIDING AN EFFECTIVE DATE AND AN APPLICABILITY DATE."

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

**Section 1.** Section 20-4-203, MCA, is amended to read:

**"20-4-203. Teacher tenure.** (1) Except as provided in 20-4-208, whenever a teacher has been elected by the offer and acceptance of a contract for the fourth consecutive year of employment by a district in a position requiring teacher certification except as a district superintendent or specialist, the teacher is considered to be reelected from year to year ~~thereafter~~ as a tenure teacher ~~at the same salary~~ and in the same or a comparable position of employment as that provided by the last executed contract with the teacher unless the trustees resolve by majority vote of their membership to terminate the services of the teacher in accordance with the provisions of 20-4-204.

(2) The tenure of a teacher with a district may not be impaired upon termination of services of the teacher if the following conditions exist:

(a) the tenure teacher is terminated because the financial condition of the district requires a reduction in the number of teachers employed; and

(b) continued employment rights are provided for in a collectively bargained contract of the district."

**NEW SECTION. Section 2. Effective date -- applicability.** [This act] is effective July 1, 1995, and applies to a teacher who may be elected for tenure by an offer and acceptance of a contract for the fourth consecutive year of employment by a district after July 1, 1995.

-END-

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15 teacher is considered to be reelected from year to year ~~thereafter~~ as a tenure teacher ~~at the same salary~~  
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17 with the teacher unless the trustees resolve by majority vote of their membership to terminate the services  
18 of the teacher in accordance with the provisions of 20-4-204.

19 (2) The tenure of a teacher with a district may not be impaired upon termination of services of the  
20 teacher if the following conditions exist:

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22 reduction in the number of teachers employed; and

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