

HOUSE BILL NO. 211

INTRODUCED BY J. WINDY BOY

A BILL FOR AN ACT ENTITLED: "AN ACT PROHIBITING THE DIVERSION OF INDIAN EDUCATION FOR ALL PAYMENTS TO OTHER PURPOSES; REQUIRING A REPORT ON EXPENDITURES OF INDIAN EDUCATION FOR ALL FUNDS; AMENDING SECTION 20-9-329, MCA; AND PROVIDING AN EFFECTIVE DATE."

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

Section 1. Section 20-9-329, MCA, is amended to read:

"20-9-329. Indian education for all payment -- restrictions -- report. (1) The state shall provide an Indian education for all payment to public school districts, as defined in 20-6-101 and 20-6-701, to implement the provisions of Article X, section 1(2), of the Montana constitution and Title 20, chapter 1, part 5.

(2) The Indian education for all payment is the greater of \$100 for each district or \$20.40 for each ANB, calculated as provided in 20-9-311, for each fiscal year.

(3) The district shall deposit the payment in the general fund of the district.

(4) A public school district that receives an Indian education for all payment may not divert the funds to any purpose other than providing curriculum and materials to students and training to teachers about the curriculum and materials. A public school district shall file an annual report with the office of public instruction, in a form prescribed by the superintendent of public instruction, that specifies how the Indian education for all funds were expended."

NEW SECTION. Section 2. Notification to tribal governments. The secretary of state shall send a copy of [this act] to each tribal government located on the seven Montana reservations and to the Little Shell band of Chippewa.

NEW SECTION. Section 3. Effective date. [This act] is effective July 1, 2007.

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