

Amendments to Senate Bill No. 477  
1st Reading Copy

Requested by Senator Christine Kaufmann

For the Senate Education and Cultural Resources Committee

Prepared by Casey Barrs  
February 20, 2009 (12:34pm)

1. Title, page 1, line 5.  
**Following:** "BUDGETS;"  
**Strike:** "AND"  
**Following:** "AMENDING"  
**Strike:** "SECTION"  
**Insert:** "SECTIONS 20-9-308 AND"
2. Title, page 1, line 6.  
**Following:** "MCA"  
**Insert:** "; AND PROVIDING AN EFFECTIVE DATE AND AN APPLICABILITY DATE"
3. Page 1, line 10.  
**Following:** "Permissive"  
**Insert:** "over-BASE"
4. Page 1, line 10 through line 12.  
**Strike:** "Whenever" on line 10 through "budget, the" on line 12  
**Insert:** "The"  
**Following:** "may"  
**Strike:** "finance the additional amount with"  
**Insert:** "impose"  
**Following:** "permissive"  
**Insert:** "over-BASE"
5. Page 1, line 13.  
**Following:** "exceed"  
**Strike:** "an amount necessary to fund"
6. Page 1, line 14.  
**Strike:** "adopted general fund budget"  
**Insert:** "over-BASE levy amount"
7. Page 1, line 17 through line 19.  
**Strike:** "Whenever" on line 17 through "20-9-353." on line 19  
**Insert:** "The difference between the preceding year's over-BASE levy and the levy calculated under subsection (1) may be added to the general fund budget limitations as provided in 20-9-308(1)(a)."

8. Page 1, line 20 through line 21.  
**Strike:** subsection (3) in its entirety

9. Page 1, line 23.

**Insert:** "Section 2. Section 20-9-308, MCA, is amended to read:

"20-9-308. **BASE budgets and maximum general fund budgets.**

(1) (a) The trustees of a district shall adopt a general fund budget that is at least equal to the BASE budget established for the district. The trustees of a district may adopt a general fund budget up to the maximum general fund budget or the previous year's general fund budget, whichever is greater, plus any levy authorized under [section 1].

(b) For purposes of the budget limitation in subsection (1) (a), the trustees may add any increase in state funding for the general fund payments in 20-9-327 through 20-9-330 to the district's previous year's general fund budget.

(2) Whenever the trustees of a district propose to adopt a general fund budget that exceeds the BASE budget for the district and to increase the over-BASE budget levy to support the general fund budget over the amounts authorized under [section 1], the trustees shall submit a proposition to the electors of the district, as provided in 20-9-353.

(3) The BASE budget for the district must be financed by the following sources of revenue:

(a) state equalization aid, as provided in 20-9-343, including any guaranteed tax base aid for which the district may be eligible, as provided in 20-9-366 through 20-9-369;

(b) county equalization aid, as provided in 20-9-331 and 20-9-333;

(c) a district levy for support of a school not approved as an isolated school under the provisions of 20-9-302;

(d) payments in support of special education programs under the provisions of 20-9-321;

(e) nonlevy revenue, as provided in 20-9-141; and

(f) a BASE budget levy on the taxable value of all property within the district.

(4) The over-BASE budget amount of a district must be financed by a levy on the taxable value of all property within the district or other revenue available to the district, as provided in 20-9-141."

{ Internal References to 20-9-308:  
20-6-703 x 20-6-704 x 20-7-435 x 20-9-141 x  
20-9-303 x 20-9-353 a 20-9-353 a 20-9-353 a }

**Renumber:** subsequent section

10. Page 2, line 20.

**Following:** line 19

**Insert:** "NEW SECTION. Section 4. {standard} Codification instruction. [Section 1] is intended to be codified as an integral part of Title 20, chapter 9, part 3, and the provisions of Title 20, chapter 9, part 3, apply to [section 1]."

Insert: "NEW SECTION. Section 5. {standard} Effective date -- applicability. [This act] is effective July 1, 2009, and applies to school budgets for school fiscal years beginning on or after July 1, 2009."

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