

1 SENATE BILL NO. 226

2 INTRODUCED BY J. COHENOUR

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4 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING TRANSPORTATION FUNDING LAWS; EXPANDING
5 SCHOOL TRANSPORTATION FUNDING TO INCLUDE ACADEMIC SUMMER SCHOOL; AMENDING SECTION
6 20-10-145, MCA; AND PROVIDING AN EFFECTIVE DATE AND AN APPLICABILITY DATE."

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

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10 **Section 1.** Section 20-10-145, MCA, is amended to read:

11 **"20-10-145. State transportation reimbursement.** (1) A district providing school bus transportation or
12 individual transportation in accordance with this title, board of public education transportation policy, and
13 superintendent of public instruction transportation rules must receive a state reimbursement of its transportation
14 expenditures under the transportation reimbursement rate provisions of 20-10-141 and 20-10-142. The state
15 transportation reimbursement is one-half of the reimbursement amounts established in 20-10-141 and 20-10-142
16 or one-half of the district's transportation fund budget, whichever is smaller, and must be computed on the basis
17 of the number of days the transportation services were actually rendered, ~~not to exceed 180 pupil instruction days~~
18 to transport eligible transportees to or from school to participate in academic instruction, including instruction
19 beyond the minimum aggregate hours of instruction required pursuant to 20-1-301 when conducted as part of
20 a summer school program. In determining the amount of the state transportation reimbursement, an amount
21 claimed by a district may not be considered for reimbursement unless the amount has been paid in the regular
22 manner provided for the payment of other financial obligations of the district.

23 (2) Requests for the state transportation reimbursement must be made by each district semiannually
24 during the school fiscal year on the claim forms and procedure promulgated by the superintendent of public
25 instruction. The claims for state transportation reimbursements must be routed by the district to the county
26 superintendent, who after reviewing the claims shall send them to the superintendent of public instruction. The
27 superintendent of public instruction shall establish the validity and accuracy of the claims for the state
28 transportation reimbursements by determining compliance with this title, board of public education transportation
29 policy, and the transportation rules of the superintendent of public instruction. After making any necessary
30 adjustments to the claims, the superintendent of public instruction shall order a disbursement from the state

1 money appropriated by the legislature of the state of Montana for the state transportation reimbursement.

2 (3) The superintendent of public instruction shall make the disbursement to each school district according
3 to the following schedule:

4 (a) By September 1 of each year, the superintendent of public instruction shall make a payment equal
5 to 50% of the state transportation reimbursement paid to the district in the previous school year.

6 (b) By March 31 of each year, the superintendent of public instruction shall make a payment to the district
7 equal to the approved amount of state reimbursement for first semester transportation claims less the amount
8 distributed to the district under subsection (3)(a).

9 (c) By June 30 of each year, the superintendent of public instruction shall make a payment to the district
10 to pay the balance of the approved amount due to the district for first and second semester transportation.

11 (4) The payment of all the district's claims within one county must be made to the county treasurer of the
12 county, and the county superintendent shall apportion the payment in accordance with the apportionment order
13 supplied by the superintendent of public instruction.

14 (5) After adopting a budget amendment for the transportation fund in accordance with 20-9-161 through
15 20-9-166, the district shall send to the superintendent of public instruction a copy of each new or amended
16 individual transportation contract and each new or amended bus route form to which the budget amendment
17 applies. State reimbursement for the additional obligations must be paid as provided in subsection (1)."

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19 **NEW SECTION. Section 2. Effective date.** [This act] is effective July 1, 2017.

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21 **NEW SECTION. Section 3. Applicability.** [This act] applies to school fiscal years beginning after June
22 30, 2017.

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