

Billings School District 2

FINANCIAL MANAGEMENT

Disposal of School District Property

Unless the property can be disposed of without a vote, the Board has the power to dispose of all District property, only when the qualified electors of the District approve of such action at an election called for such approval or when the trustees adopt a resolution stating their intention to dispose of the property. When the trustees adopt such a resolution, they shall schedule a meeting to consider a resolution to authorize the sale of the real property. The conduct of the meeting and any such subsequent appeals shall be in accord with § 20-6-604, MCA.

Once the resolution is effective, or if appealed the decision has been upheld by the court, the trustees shall sell or dispose of the real or personal property in a reasonable manner determined to be in the best interests of the District. Proceeds from the sale of fixed assets can be deposited to the general, debt service, building, or any other appropriate fund.

Legal References: §20-6-603, MCA Trustees' authority to acquire or dispose of sites and buildings – when election required.
 § 20-6-604, MCA Sale of property when resolution passed after hearing — appeal procedure

Policy History:

First Reading: February 23, 2004 – Board of Trustees
Second Reading: May 5, 2004 – Business Committee
Third Reading: May 17, 2004 – Board of Trustees
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