

HOUSE BILL NO. 833

2/15 Introduced
2/15 Fiscal Note Requested
2/15 Referred to Taxation
2/21 Fiscal Note Received
3/06 Hearing
Died in Committee

1 HOUSE BILL NO. 833
 2 INTRODUCED BY Spaeth

3
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO EARMARK 1 PERCENT OF
 5 THE CIGARETTE SALES TAX COLLECTIONS FOR DEVELOPMENT BY THE
 6 SUPERINTENDENT OF PUBLIC INSTRUCTION OF PROGRAMS OF
 7 INSTRUCTION FOR SCHOOL DISTRICTS IN WELLNESS EDUCATION WITH
 8 A SPECIAL EMPHASIS ON SMOKING CESSATION; AMENDING SECTION
 9 16-11-119, MCA; AND PROVIDING AN EFFECTIVE DATE."

10

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

12 Section 1. Section 16-11-119, MCA, is amended to read:

13 "16-11-119. Disposition of taxes -- retirement of
 14 bonds. All moneys collected under the provisions of
 15 16-11-111, less the expense of collecting all the taxes
 16 levied, imposed, and assessed by said section, shall be paid
 17 to the state treasurer and deposited as follows:

18 (1) 79-75% 78.75% in the long-range building program
 19 fund in the debt service fund type; and

20 (2) 20.25% in the long-range building program fund in
 21 the capital projects fund type; and

22 (3) 1% in the state special revenue fund wellness
 23 education account provided for in [section 2]."

24 NEW SECTION. Section 2. Wellness education account.

25 There is a wellness education account in the state special

1 revenue fund. There is deposited in this account 1% of the
 2 cigarette sales tax collected under 16-11-111.

3 NEW SECTION. Section 3. Duties of the superintendent
 4 of public instruction. The superintendent of public
 5 instruction shall:

6 (1) use the proceeds of the wellness education account
 7 in [section 2] to develop, administer, and supervise
 8 programs of instruction for wellness education, with a
 9 special emphasis on smoking cessation education; and

10 (2) make available to school districts the programs of
 11 instruction for wellness education.

12 NEW SECTION. Section 4. Codification instruction.
 13 Sections 2 and 3 are intended to be codified as a new part
 14 10 in Title 20, chapter 7, and the provisions of Title 20
 15 apply to sections 2 and 3.

16 NEW SECTION. Section 5. Effective date. This act is
 17 effective July 1, 1985.

-End-

STATE OF MONTANA
FISCAL NOTE

REQUEST NO. FNN 444-85
Form BD-15

In compliance with a written request received February 16, 19 85, there is hereby submitted a Fiscal Note for House Bill 833 pursuant to Title 5, Chapter 4, Part 2 of the Montana Code Annotated (MCA). Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

DESCRIPTION OF PROPOSED LEGISLATION:

An act to earmark 1% of the cigarette sales tax collections for development by the superintendent of public instruction of programs of instruction for school districts in wellness education with a special emphasis on smoking cessation; amending Section 16-11-119; MCA; and providing an effective date.

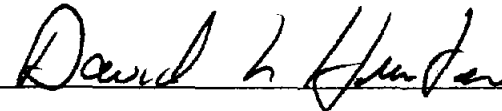
ASSUMPTIONS:

1. Cigarette excise tax revenues are estimated to be \$14,649,000 in FY1986 and \$14,711,000 in FY1987.

FISCAL IMPACT:

	<u>FY 1986</u>			<u>FY 1987</u>		
	<u>Under</u>	<u>Under</u>	<u>Difference</u>	<u>Under</u>	<u>Under</u>	<u>Difference</u>
	<u>Current Law</u>	<u>Proposed Law</u>		<u>Current Law</u>	<u>Proposed Law</u>	
Cigarette Excise Tax	\$14,649,000	\$14,649,000	-0-	\$14,711,000	\$14,711,000	-0-
TOTAL REVENUE	\$14,649,000	\$14,649,000	-0-	\$14,711,000	\$14,711,000	-0-
Fund Information:						
Special Revenue Fund	-0-	\$ 147,000	\$ 147,000	-0-	\$ 147,000	\$ 147,000
Capitol Project Fund	\$ 2,966,000	\$ 2,966,000	-0-	\$ 2,979,000	\$ 2,779,000	-0-
Debt Service Fund	\$11,683,000	\$11,536,000	(\$ 147,000)	\$11,732,000	\$11,585,000	(\$ 147,000)

Because monies not directly needed for debt services are revenue to the general fund, the effect is to reduce general fund revenues by \$147,000 and increase expenditures in school programs by the same amount.



BUDGET DIRECTOR
Office of Budget and Program Planning

Date: Feb 21, 1985

HB 833