## HOUSE BILL NO. 285

### INTRODUCED BY SCHYE

### IN THE HOUSE

JANUARY 19, 1991 INTRODUCED AND REFERRED TO COMMITTEE ON LOCAL GOVERNMENT. JANUARY 21, 1991 FIRST READING. FEBRUARY 6, 1991 COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED. ON MOTION, REREFERRED TO COMMITTEE ON TAXATION. COMMITTEE RECOMMEND BILL MARCH 18, 1991 DO PASS AS AMENDED. REPORT ADOPTED. MARCH 19, 1991 PRINTING REPORT. APRIL 1, 1991 SECOND READING, DO PASS. APRIL 2, 1991 ENGROSSING REPORT. APRIL 3, 1991 THIRD READING, PASSED. AYES, 55; NOES, 45. TRANSMITTED TO SENATE. IN THE SENATE APRIL 3, 1991 INTRODUCED AND REFERRED TO COMMITTEE ON LOCAL GOVERNMENT. FIRST READING. COMMITTEE RECOMMEND BILL BE APRIL 10, 1991 CONCURRED IN. REPORT ADOPTED. APRIL 15, 1991 SECOND READING, CONCURRED IN. APRIL 16, 1991 THIRD READING, CONCURRED IN. AYES, 48; NOES, 1. RETURNED TO HOUSE. IN THE HOUSE

APRIL 17, 1991

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RECEIVED FROM SENATE.

SENT TO ENROLLING.

APRIL 19, 1991 REPORTED CORRECTLY ENROLLED.

SIGNED BY SPEAKER.

APRIL 20, 1991 SIGNED BY PRESIDENT.

DELIVERED TO GOVERNOR.

APRIL 25, 1991 RETURNED FROM GOVERNOR WITH RECOMMENDED AMENDMENTS.

SECOND READING, GOVERNOR'S AMENDMENTS CONCURRED IN.

IN THE SENATE

APRIL 29, 1991

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SECOND READING, GOVERNOR'S AMENDMENTS CONCURRED IN.

THIRD READING, GOVERNOR'S AMENDMENTS CONCURRED IN.

IN THE HOUSE

APRIL 29, 1991

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

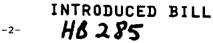
LC 0560/01

ntana Legislative Council

Heuse BILL NO. 285 1 2 INTRODUCED BY 3 4 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING COUNTY 5 COMMISSIONERS TO CHARGE FEES ON STRUCTURES FOR THE OPERATION 6 OF A MOSQUITO CONTROL DISTRICT; AMENDING SECTION 7-22-2432, MCA; AND PROVIDING AN EFFECTIVE DATE." 7 8 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: .10 Section 1. Section 7-22-2432, MCA, is amended to read: "7-22-2432. Bevy Financing of mosquito control district 11 -- levy of district taxes -- limit on mill levy -- fee on 12 13 structures. (1) At--the--time--fixed--by--law-for-levy-and -14 assessment-of-taxes; the The board of county commissioners 15 of any county within which a mosquito control board has been 16 created shall finance the operation of the district: 17 (a) by levy levying a tax not exceeding 5 mills on the 18 dollar of the total taxable valuation in such the district 19 on all property situated within the said district at the 20 time fixed by law for levy and assessment of taxes; or 21 (b) by collecting a fee from the owners of structures 22 that are benefited by the mosquito control services offered 23 by the district. The schedule of fees is as follows: 24 (i) up to \$20 per single-unit dwelling; (ii) up to \$20 per unit in a duplex dwelling; 25

1	(iii) up to \$5 per unit in a multiple-unit dwelling; and
2	(iv) up to \$75 per commercial establishment.
3	(2) The fees provided for in subsection (1)(b) must be
4	collected with the general taxes of the county. The
5	assessments are a lien on the property assessed.
6	(3) The proceeds of from the tax and the fees shall
7	must be placed in a separate fund with the county treasurer
8	of such the county and shall must be used solely for the
9	purpose for which such the mosquito control district was
10	created."
11	NEW SECTION. Section 2. Effective date. [This act] is
12	effective July 1, 1991.

-End-



52nd Legislature

HB 0285/02

### APPROVED BY COMM. ON LOCAL GOVERNMENT

1	HOUSE BILL NO. 285
2	INTRODUCED BY SCHYE
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4	A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING COUNTY
5	COMMISSIONERS TO CHARGE FEES ON STRUCTURES FOR THE OPERATION
6	OF A MOSQUITO CONTROL DISTRICT; AMENDING SECTION 7-22-2432,
7	MCA; AND PROVIDING AN EFFECTIVE DATE."
8	
9	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
10	Section 1. Section 7-22-2432, MCA, is amended to read:
11	"7-22-2432. <b>Bevy Financing of mosquito control district</b>
12	levy of district taxes limit on mill levy fee on
13	structures. (1) Atthetimefixedbylaw-for-levy-and
14	assessment-of-taxes,-the The board of county commissioners
15	of any county within which a mosquito control board has been
16	created shall finance the operation of the district BY ONE
17	OR BOTH OF THE FOLLOWING METHODS:
18	(a) by levy levying a tax not exceeding 5 mills on the
19	dollar of the total taxable valuation in such the district
20	on all property situated within the said district at the
21	time fixed by law for levy and assessment of taxes; or
22	(b) by collecting a AN ANNUAL fee from the owners of
23	structures that are benefited by the mosquito control
24	services offered by the district. The schedule of fees is as
25	follows:



(ii) up to \$20 per unit in a duplex dwelling;
(iii) up to \$5 per unit in a multiple-unit dwelling; and
(iv) up to \$75 per commercial establishment.
(2) The fees provided for in subsection (1)(b) must be collected with the general taxes of the county. The assessments are a lien on the property assessed.
(3) The proceeds of from the tax and the fees shall must be placed in a separate fund with the county treasurer of such the county and shall must be used solely for the purpose for which such the mosquito control district was

(i) up to \$20 per single-unit dwelling;

13 NEW SECTION. Section 2. Effective date. [This act] is

14 effective July 1, 1991.

created."

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-End-

# SECOND READING

-2-

HB 285

- HB 0285/03

HOUSE BILL NO. 285 1 2 INTRODUCED BY SCHYE 3 "AN ACT ALLOWING COUNTY A BILL FOR AN ACT ENTITLED: 4 COMMISSIONERS TO CHARGE FEES ON STRUCTURES FOR THE OPERATION 5 OF A MOSQUITO CONTROL DISTRICT; AMENDING SECTION 7-22-2432, 6 7 MCA: AND PROVIDING AN EFFECTIVE DATE." 8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 9 1 10 Section 1. Section 7-22-2432, MCA, is amended to read: "7-22-2432. Bevy Financing of mosquito control district 11 -- levy of district taxes -- limit on mill levy -- fee on 12 structures. (1) At--the--time--fixed--by--law-for-levy-and 13 assessment-of-taxes,-the The board of county commissioners 14 of any county within which a mosquito control board has been 15 created shall finance the operation of the district BY ONE 16 17 OR BOTH OF THE FOLLOWING METHODS: (a) by levy levying a tax not exceeding 5 mills on the 18 dollar of the total taxable valuation in such the district 19 on all property situated within the said district at the 20 time fixed by law for levy and assessment of taxes; or 21 (b) by collecting a AN ANNUAL fee from the owners of 22 22 structures that are benefited by the mosquito control 23 24 services offered by the district. The schedule of fees is as 25 follows:

1	(i) up to \$20 per single-unit dwelling;
2	(ii) up to \$20 per unit in a duplex dwelling;
3	(iii) up to \$5 per unit in a multiple-unit dwelling; and
4	(iv) up to \$75 per commercial establishment;
5	(V) UP TO \$50 ON EACH IRRIGATED PARCEL OF PROPERTY THAT
6	DOES NOT CONTAIN A DWELLING; AND
7	(VI) UP TO \$15 ON EACH NONIRRIGATED PARCEL OF PROPERTY
8	THAT DOES NOT CONTAIN A DWELLING.
9	(2) A COUNTYWIDE MOSQUITO CONTROL DISTRICT MAY BE
10	FINANCED BY A PROPERTY TAX PURSUANT TO SUBSECTION (1)(A) OR
11	A FEE UNDER SUBSECTION (1)(B), BUT NOT BY BOTH A TAX AND A
12	FEE.
13	(2) The fees provided for in subsection (1)(b) must
14	be collected with the general taxes of the county. The
15	assessments are a lien on the property assessed.
16	<u>f3;(4)</u> The proceeds of from the tax and the fees shall
17	must be placed in a separate fund with the county treasurer
18	of such the county and shall must be used solely for the
19	purpose for which such the mosquito control district was
20	created."
21	NEW SECTION. Section 2. Effective date. [This act] is

22 effective July 1, 1991.

-End-



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HB 285

THIRD READING

52nd Legislature

- HB 0285/03

HOUSE BILL NO. 285 1 INTRODUCED BY SCHYE 2 3 "AN ACT ALLOWING COUNTY A BILL FOR AN ACT ENTITLED: 4 COMMISSIONERS TO CHARGE FEES ON STRUCTURES FOR THE OPERATION 5 OF A MOSQUITO CONTROL DISTRICT; AMENDING SECTION 7-22-2432, 6 MCA; AND PROVIDING AN EFFECTIVE DATE." 7 8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 9 Section 1. Section 7-22-2432, MCA, is amended to read: 10 \*7-22-2432. Bevy Financing of mosquito control district 11 -- levy of district taxes -- limit on mill levy -- fee on 12 structures. (1) At--the--fixed--by--law-for-levy-and 13 assessment-of-taxes; the The board of county commissioners 14 of any county within which a mosquito control board has been 15 created shall finance the operation of the district BY ONE 16 OR BOTH OF THE FOLLOWING METHODS: 17 (a) by levy levying a tax not exceeding 5 mills on the 18 dollar of the total taxable valuation in such the district 19 on all property situated within the said district at the 20 time fixed by law for levy and assessment of taxes; or 21 (b) by collecting a AN ANNUAL fee from the owners of 22 structures that are benefited by the mosquito control 23 services offered by the district. The schedule of fees is as 24 25 follows:

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1	(i) up to \$20 per single-unit dwelling;
2	(ii) up to \$20 per unit in a duplex dwelling;
3	(iii) up to \$5 per unit in a multiple-unit dwelling; and
4	(iv) up to \$75 per commercial establishment;
5	(V) UP TO \$50 ON EACH IRRIGATED PARCEL OF PROPERTY THAT
6	DOES NOT CONTAIN A DWELLING; AND
7	(VI) UP TO \$15 ON EACH NONIRRIGATED PARCEL OF PROPERTY
6	THAT DOES NOT CONTAIN A DWELLING.
9	(2) A COUNTYWIDE MOSQUITO CONTROL DISTRICT MAY BE
10	FINANCED BY A PROPERTY TAX PURSUANT TO SUBSECTION (1)(A) OR
11	A FEE UNDER SUBSECTION (1)(B), BUT NOT BY BOTH A TAX AND A
12	FEE.
13	<pre>(2)(3) The fees provided for in subsection (1)(b) must</pre>
14	be collected with the general taxes of the county. The
15	assessments are a lien on the property assessed.
16	$\frac{(3)(4)}{(4)}$ The proceeds of from the tax and the fees shall
17	must be placed in a separate fund with the county treasurer
18	of such the county and shall must be used solely for the
19	purpose for which such the mosquito control district was
20	created."
21	NEW SECTION. Section 2. Effective date. (This act) is
22	effective July 1, 1991.

-End-

Nontana Legislative Council

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HB 285

REFERENCE BILL

GOVERNOR'S AMENDMENTS TO HOUSE BILL 285 (REFERENCE COPY, AS AMENDED) April 25, 1991

1. Page 1, line 16. Following: "BY" Strike: "ONE" 2. Page 1, line 17. Strike: line 17 in its entirety 3. Page 1, line 18. Following: line 17 Strike: "(a) by levy" 4. Page 1, line 21. Following: "taxes" Strike: "<u>; or</u>" Insert: "." 5. Page 1, line 22. Following: line 21 Strike: "(b) by collecting" Insert: "(2) Instead of or in addition to imposing the levy authorized in subsection (1) the county commissioners may, upon an affirmative vote of a majority of the qualified voters residing in the mosquito control district, collect" 6. Page 2, line 9. Following: line 8 Strike: "(2)" Insert: "(3)" 7. Page 2, line 10. Following: "SUBSECTION (1)" Strike: "<u>(A)</u>" 8. Page 2, line 11. Following: "SUBSECTION" Strike: "(1) (B)" Insert: "(2)" 9. Page 2, line 13. Following: "<del>(2)</del>" Strike: "(3)" Insert: "(4)" Following: "subsection" Strike: <u>"(1)(b)</u>" Insert: "(2)" 10. Page 2, line 16. Following: "<del>[]]</del>" Strike: "(4)" Insert: "(5)"

Gor. Amend HB 285



AN ACT ALLOWING COUNTY COMMISSIONERS TO CHARGE FEES ON STRUCTURES FOR THE OPERATION OF A MOSQUITO CONTROL DISTRICT; AMENDING SECTION 7-22-2432, MCA; AND PROVIDING AN EFFECTIVE DATE.

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

Section 1. Section 7-22-2432, MCA, is amended to read:

"7-22-2432. bevy <u>Financing of mosquito control district --</u> levy of district taxes -- limit on mill levy -- fee on structures. (1) At-the-time-fixed-by-law-for-levy-and-assessment-of-taxes, the <u>The</u> board of county commissioners of any county within which a mosquito control board has been created shall <u>finance the</u> <u>operation of the district by levy levying a tax not exceeding 5</u> mills on the dollar of the total taxable valuation in such the district on all property situated within the said district <u>at the</u> time fixed by law for levy and assessment of taxes.

(2) Instead of or in addition to imposing the levy authorized in subsection (1), the county commissioners may, upon an affirmative vote of a majority of the qualified voters residing in the mosquito control district, collect an annual fee from the owners of structures that are benefited by the mosquito control services offered by the district. The schedule of fees is as follows:

(a) up to \$20 per single-unit dwelling;

(b) up to \$20 per unit in a duplex dwelling;

(c) up to \$5 per unit in a multiple-unit dwelling;

(d) up to \$75 per commercial establishment;

(e) up to \$50 on each irrigated parcel of property that does not contain a dwelling; and

(f) up to \$15 on each nonirrigated parcel of property that does not contain a dwelling.

(3) A countywide mosquito control district may be financed by a property tax pursuant to subsection (1) or a fee under subsection (2), but not by both a tax and a fee.

(2)(4) The fees provided for in subsection (2) must be collected with the general taxes of the county. The assessments are a lien on the property assessed.

(5) The proceeds of from the tax and the fees shall must be placed in a separate fund with the county treasurer of such the county and shall must be used solely for the purpose for which such the mosquito control district was created."

Section 2. Effective date. [This act] is effective July 1, 1991.

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