HOUSE BILL NO. 822

INTRODUCED BY KADAS

IN THE HOUSE

FEBRUARY 13, 1991 INTRODUCED AND REFERRED TO COMMITTEE ON TAXATION.

FEBRUARY 14, 1991 FIRST READING.

MARCH 22, 1991 COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.

PRINTING REPORT.

- APRIL 2, 1991 SECOND READING, DO PASS.
- APRIL 3, 1991 ENGROSSING REPORT.
- APRIL 4, 1991 THIRD READING, PASSED. AYES, 54; NOES, 45.

TRANSMITTED TO SENATE.

IN THE SENATE

ON TAXATION.

READING.

FIRST READING.

APRIL 4, 1991

APRIL 25, 1991

APRIL 29, 1991

SECOND READING, CONCURRED IN.

THIRD READING, CONCURRED IN. AYES, 28; NOES, 22.

ON MOTION, TAKEN FROM COMMITTEE

ON TAXATION AND PLACED ON SECOND

INTRODUCED AND REFERRED TO COMMITTEE

RETURNED TO HOUSE.

IN THE HOUSE

APRIL 29, 1991

RECEIVED FROM SENATE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

52nd Legislature

LC 1928/01

INTRODUCED BY Reelan 1 2 3 4 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING THE ELECTORATE S OF A TAXING UNIT TO EXEMPT THE TAXING UNIT FROM THE PROPERTY 6 TAX LIMITATIONS SET FORTH IN TITLE 15, CHAPTER 10, PART 4, 7 MCA; AND AUTHORIZING THE REINSTATEMENT OF THE LIMITATIONS BY 8 THE ELECTORATE OF THE TAXING UNIT."

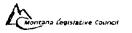
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10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

NEW SECTION. Section 1. Local property tax limitations removed if approved by local voters. (1) (a) The limitations set forth in this part on the amount of taxes that can be levied do not apply to a taxing unit if the voters in the taxing unit approve the removal of the limitations at a regularly scheduled election.

17 (b) The voters of a taxing unit that has been exempted 18 from the property tax limitations of this part may provide 19 that the limitations once more apply to the taxing unit if the reinstatement is approved by the voters at a regularly 20 21 scheduled election. Unless otherwise provided in the 22 petition or resolution submitting the question to the 23 voters, property taxes are limited to the amount levied for 24 the taxable year in which the election is conducted.

25 (2) The governing body of the taxing unit may refer the



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question of exempting the taxing unit from the limitations 1 of this part or of reinstating the limitations to the 2 voters, or if the taxing unit is a county, city, town, or 3 Δ consolidated local government, the electorate may initiate putting the question to the voters as provided in 7-5-132. 5 ñ (3) Any exemption or reinstatement of limitations 7 approved by the voters pursuant to this section is effective 8 for tax years beginning after December 31 of the year the 9 question is approved by the voters. 10 NEW SECTION. Section 2. Codification instruction. 11 [Section 1] is intended to be codified as an integral part

12 of Title 15, chapter 10, part 4, and the provisions of Title

13 15, chapter 10, part 4, apply to (section 1).

-End-

52nd Legislature

LC 1928/01 APPROVED BY COMMITTEE ON TAXATION

House BILL NO. 822 1 2

4 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING THE ELECTORATE 5 OF A TAXING UNIT TO EXEMPT THE TAXING UNIT FROM THE PROPERTY TAX LIMITATIONS SET FORTH IN TITLE 15, CHAPTER 10, PART 4, 6 7 MCA; AND AUTHORIZING THE REINSTATEMENT OF THE LIMITATIONS BY 8 THE ELECTORATE OF THE TAXING UNIT."

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BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 10

11 NEW SECTION. Section 1. Local property tax limitations 12 removed if approved by local voters. (1) (a) The limitations 13 set forth in this part on the amount of taxes that can be 14 levied do not apply to a taxing unit if the voters in the taxing unit approve the removal of the limitations at a 15 16 regularly scheduled election.

17 (b) The voters of a taxing unit that has been exempted 18 from the property tax limitations of this part may provide 19 that the limitations once more apply to the taxing unit if the reinstatement is approved by the voters at a regularly 20 21 scheduled election. Unless otherwise provided in the 22 petition or resolution submitting the question to the 23 voters, property taxes are limited to the amount levied for 24 the taxable year in which the election is conducted.

25 (2) The governing body of the taxing unit may refer the

lontana Legislative Council

1 question of exempting the taxing unit from the limitations 2 of this part or of reinstating the limitations to the 3 voters, or if the taxing unit is a county, city, town, or 4 consolidated local government, the electorate may initiate 5 putting the guestion to the voters as provided in 7-5-132. 6 (3) Any exemption or reinstatement of limitations

7 approved by the voters pursuant to this section is effective 8 for tax years beginning after December 31 of the year the 9 question is approved by the voters.

NEW SECTION. Section 2. Codification 10 instruction. 11 [Section 1] is intended to be codified as an integral part 12 of Title 15, chapter 10, part 4, and the provisions of Title

13 15, chapter 10, part 4, apply to [section 1].

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SECOND READING HR 922

LC 1928/01

House BILL NO. 822 INTRODUCED BY Kelan 1 2

4 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING THE ELECTORATE 5 OF A TAXING UNIT TO EXEMPT THE TAXING UNIT FROM THE PROPERTY 6 TAX LIMITATIONS SET FORTH IN TITLE 15, CHAPTER 10, PART 4, 7 MCA; AND AUTHORIZING THE REINSTATEMENT OF THE LIMITATIONS BY 8 THE ELECTORATE OF THE TAXING UNIT."

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

11 <u>NEW SECTION.</u> Section 1. Local property tax limitations 12 removed if approved by local voters. (1) (a) The limitations 13 set forth in this part on the amount of taxes that can be 14 levied do not apply to a taxing unit if the voters in the 15 taxing unit approve the removal of the limitations at a 16 regularly scheduled election.

17 (b) The voters of a taxing unit that has been exempted 18 from the property tax limitations of this part may provide 19 that the limitations once more apply to the taxing unit if 20 the reinstatement is approved by the voters at a regularly 21 scheduled election. Unless otherwise provided in the 22 petition or resolution submitting the question to the 23 voters, property taxes are limited to the amount levied for 24 the taxable year in which the election is conducted.

25 (2) The governing body of the taxing unit may refer the

1 question of exempting the taxing unit from the limitations of this part or of reinstating the limitations to the 2 3 voters, or if the taxing unit is a county, city, town, or л consolidated local government, the electorate may initiate 5 putting the guestion to the voters as provided in 7-5-132. 6 (3) Any exemption or reinstatement of limitations 7 approved by the voters pursuant to this section is effective 8 for tax years beginning after December 31 of the year the 9 question is approved by the voters.

10NEW SECTION.Section 2.Codificationinstruction.11[Section 1] is intended to be codified as an integral part12of Title 15, chapter 10, part 4, and the provisions of Title1315, chapter 10, part 4, apply to [section 1].

-End-

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instruction.

1 HOUSE BILL NO. 822 1 question of exempting the taxing unit from the limitations 2 INTRODUCED BY KADAS 2 of this part or of reinstating the limitations to the 3 3 voters, or if the taxing unit is a county, city, town, or 4 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING THE ELECTORATE 4 consolidated local government, the electorate may initiate OF A TAXING UNIT TO EXEMPT THE TAXING UNIT FROM THE PROPERTY 5 5 putting the guestion to the voters as provided in 7-5-132. 6 TAX LIMITATIONS SET FORTH IN TITLE 15, CHAPTER 10, PART 4, 6 (3) Any exemption or reinstatement of limitations 7 MCA: AND AUTHORIZING THE REINSTATEMENT OF THE LIMITATIONS BY 7 approved by the voters pursuant to this section is effective THE ELECTORATE OF THE TAXING UNIT." 8 8 for tax years beginning after December 31 of the year the 9 9 question is approved by the voters. BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 10 10 NEW SECTION. Section 2. Codification NEW SECTION. Section 1. Local property tax limitations 11 11 [Section 1] is intended to be codified as an integral part 12 removed if approved by local voters. (1) (a) The limitations 12 of Title 15, chapter 10, part 4, and the provisions of Title 13 set forth in this part on the amount of taxes that can be 13 15, chapter 10, part 4, apply to [section 1]. 14 levied do not apply to a taxing unit if the voters in the -End-15 taxing unit approve the removal of the limitations at a 16 regularly scheduled election. 17 (b) The voters of a taxing unit that has been exempted 18 from the property tax limitations of this part may provide 19 that the limitations once more apply to the taxing unit if 20 the reinstatement is approved by the voters at a regularly 21 scheduled election. Unless otherwise provided in the petition or resolution submitting the question to the 22 voters, property taxes are limited to the amount levied for 23 24 the taxable year in which the election is conducted. 25 (2) The governing body of the taxing unit may refer the -2ntana Legislative Council

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REFERENCE BILL