## HOUSE BILL NO. 841

# INTRODUCED BY BERGSAGEL, HAMMOND, STEPPLER

## IN THE HOUSE

	IN THE HOUSE
FEBRUARY 14, 1991	INTRODUCED AND REFERRED TO COMMITTEE ON STATE ADMINISTRATION.
	FIRST READING.
MARCH 5, 1991	ON MOTION, REREFERRED TO COMMITTEE ON AGRICULTURE, LIVESTOCK, & IRRIGATION.
MARCH 15, 1991	COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.
MARCH 16, 1991	PRINTING REPORT.
	ON MOTION, TAKEN FROM SECOND READING AND REREFFERED TO COMMITTEE ON APPROPRIATIONS.
MARCH 25, 1991	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
MARCH 26, 1991	PRINTING REPORT.
MARCH 27, 1991	SECOND READING, DO PASS.
MARCH 28, 1991	ENGROSSING REPORT.
	THIRD READING, PASSED. AYES, 87; NOES, 12.
	TRANSMITTED TO SENATE.
	IN THE SENATE
MARCH 28, 1991	INTRODUCED AND REFERRED TO COMMITTEE ON STATE ADMINISTRATION.
	FIRST READING.
APRIL 8, 1991	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
	POSTED ON CONSENT CALENDAR.
APRIL 10, 1991	CONSENT CALENDAR, QUESTIONS AND ANSWERS.

OBJECTION FILED TO CONSENT CALENDAR

RECOMMENDATION.

APRIL 11, 1991 SECOND READING, CONCURRED IN.

APRIL 12, 1991 THIRD READING, CONCURRED IN.

AYES, 49; NOES, 0.

RETURNED TO HOUSE.

IN THE HOUSE

APRIL 13, 1991 RECEIVED FROM SENATE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1	House BILL NO. 841/
2	INTRODUCED BY
3	
4	A BILL FOR AN ACT ENTITLED: "AN ACT EXEMPTING EMPLOYEES OF
5	THE MONTANA ALFALFA SEED COMMITTEE FROM THE PROVISIONS OF
6	THE STATE PAY PLAN; STATUTORILY APPROPRIATING MONEY
7	COLLECTED UNDER THE ALFALFA SEED INDUSTRY ACT TO THE
8	COMMITTEE; AMENDING SECTIONS 2-18-103, 17-7-502, AND
9	80-11-310, MCA; AND PROVIDING AN EFFECTIVE DATE."
10	
11	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
12	Section 1. Section 2-18-103, MCA, is amended to read:
13	"2-18-103. Officers and employees excepted. Parts 1 and
14	2 do not apply to the following positions in state
15	<pre>government:</pre>
16	(1) elected officials;
17	(2) county assessors and their chief deputy;
18	(3) officers and employees of the legislative branch;
19	(4) judges and employees of the judicial branch;
20	(5) members of boards and commissions appointed by the
21	governor, the legislature, or other elected state officials;
22	(6) officers or members of the militia;
23	(7) agency heads appointed by the governor;
24	(8) academic and professional administrative personnel
25	with individual contracts under the authority of the board

_	or regence of higher education,
2	(9) academic and professional administrative personnel
3	and live-in houseparents who have entered into individual
4	contracts with the state school for the deaf and blind under
5	the authority of the state board of public education;
6	(10) teachers under the authority of the department of
7	institutions or family services;
8	(11) investment officer, assistant investment officer,
9	executive director, and three professional staff positions
10	of the board of investments;
11	(12) four professional staff positions under the board
12	of oil and gas conservation;
13	(13) assistant director for security of the Montana
14	state lottery;
15	(14) executive director and senior investment officer of
16	the Montana board of science and technology development; and
17	(15) executive director and employees of the state
18	compensation mutual insurance fund; and
19	(16) employees assigned to the Montana alfalfa seed
20	committee."
21	Section 2. Section 17-7-502, MCA, is amended to read:
22	*17-7-502. Statutory appropriations definition
23	requisites for validity. (1) A statutory appropriation is an
24	appropriation made by permanent law that authorizes spending
25	by a state agency without the need for a biennial

INTRODUCED BILL

- legislative appropriation or budget amendment.
- 2 (2) Except as provided in subsection (4), to be 3 effective, a statutory appropriation must comply with both 4 of the following provisions:
  - (a) The law containing the statutory authority must be listed in subsection (3).
  - (b) The law or portion of the law making a statutory appropriation must specifically state that a statutory appropriation is made as provided in this section.
- 10 (3) The following laws are the only laws containing
  11 statutory appropriations: 2-9-202; 2-17-105; 2-18-812;
- 12 10-3-203; 10-3-312; 10-3-314; 10-4-301; 13-37-304; 15-1-111;
- 13 15-25-123; 15-31-702; 15-36-112; 15-37-117; 15-65-121;
- 14 15-70-101; 16-1-404; 16-1-410; 16-1-411; 17-3-212; 17-5-404; 15 17-5-424; 17-5-804; 19-8-504; 19-9-702; 19-9-1007;
- 16 19-10-205; 19-10-305; 19-10-506; 19-11-512; 19-11-513;
- 16 19-10-205; 19-10-305; 19-10-506; 19-11-512; 19-11-513;
- 17 19-11-606; 19-12-301; 19-13-604; 20-6-406; 20-8-111;
- 18 20-9-361; 23-5-306; 23-5-409; 23-5-610; 23-5-612; 23-5-1016;
- 19 23-5-1027; 27-12-206; 37-51-501; 39-71-2504; 53-6-150;
- 20 53-24-206; 61-2-406; 61-5-121; 67-3-205; 75-1-1101;
- 21 75-5-1108; 75-11-313; 76-12-123; 80-2-103; 80-11-310;
- 22 82-11-136; 82-11-161; 90-3-301; 90-4-215; 90-4-613;
- 23 90-6-331; 90-9-306; and section 13, House Bill No. 861, Laws
- 24 of 1985.

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25 (4) There is a statutory appropriation to pay the

- principal, interest, premiums, and costs of issuing, paying,
- and securing all bonds, notes, or other obligations, as due,
- 3 that have been authorized and issued pursuant to the laws of
- 4 Montana. Agencies that have entered into agreements
- 5 authorized by the laws of Montana to pay the state
- 6 treasurer, for deposit in accordance with 17-2-101 through
- 7 17-2-107, as determined by the state treasurer, an amount
- 8 sufficient to pay the principal and interest as due on the
- 9 bonds or notes have statutory appropriation authority for
- 10 such payments. (In subsection (3), pursuant to sec. 10, Ch.
- 11 664, L. 1987, the inclusion of 39-71-2504 terminates June
- 12 30, 1991.)"
- 13 Section 3. Section 80-11-310, MCA, is amended to read:
- 14 \*80-11-310. Deposit and disbursement of funds --
- 15 records -- investment. (1) As soon as possible after
- 16 receipt, all money received by the department from the
- 17 assessment levied under 80-11-307 and all other money
- 18 received shall be deposited in the state special revenue
- 19 fund.
- 20 (2) All money referred to in subsection (1) of-this
- 21 section is statutorily appropriated, as provided in
- 22 17-7-502, to the committee and may be used only for the
- 23 payment of expenses incurred in carrying out the provisions
- 24 of this part. The committee may be assessed costs by the
- 25 department for the services it provides upon request or

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- pursuant to 2-15-121; however, the costs charged must have a substantial relationship to the cost of services supplied.
- 3 (3) Money received under this section, 80-11-312, and
- 4 80-11-313 not immediately required for the purposes of this
- 5 part must be invested under provisions of the unified
- 6 investment program established in Title 17, chapter 6, part
- 7 2.
- 8 (4) Money received under this section, 80-11-312, and
- 9 80-11-313 is appropriated to the committee for the purposes
- 10 of this part."
- 11 NEW SECTION. Section 4. Effective date. [This act] is
- 12 effective July 1, 1991.

-End-

#### STATE OF MONTANA - FISCAL NOTE

#### Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB0841, as introduced.

#### DESCRIPTION OF PROPOSED LEGISLATION:

This bill exempts employees of the Montana Alfalfa Seed Committee from the provisions of the state pay plan, and statutorily appropriates money collected under the Alfalfa Seed Industry Act to the committee.

#### ASSUMPTIONS:

- 1. Personal services expenses will not exceed the current level request.
- 2. The Alfalfa Seed Committee budget will continue to be presented through the executive budget process.
- 3. Department of Agriculture participation in committee activities will not change.

#### FISCAL IMPACT:

No fiscal impact.

#### LONG-RANGE EFFECTS OF PROPOSED LEGISLATION:

If the committee determined it is appropriate to provide a salary to the exempt employee that is more than the state pay rate estimated under current law, expenditures would increase. This would result in a reduction of available revenue for program promotion and development.

#### TECHNICAL NOTES:

Statutory appropriations for expenses of administering or operating a program are not in accord with executive budget policy or legislative intent as expressed in HB0583 (Montana Session Laws 1989 Chapter 628).

ROD SUNDSTED, BUDGET DIRECTOR

DATE

Office of Budget and Program Planning

ERNEST BERGSAGEL, PRIMARY SPONSOR

DATE

Fiscal Note for HB0841, as introduced

HB 841

### APPROVED BY COMMITTEE ON STATE ADMINISTRATION

1	HOUSE BILL NO. 841
2	INTRODUCED BY BERGSAGEL, HAMMOND, STEPPLER
3	
4	A BILL FOR AN ACT ENTITLED: "AN ACT EXEMPTING-EMPLOYEESOF
5	THEMONTANAALPALPASEED-COMMITTEE-PROM-THE-PROVISIONS-OP
6	THESTATEPAYPLAN; STATUTORILY APPROPRIATING MONEY
7	COLLECTED UNDER THE ALFALFA SEED INDUSTRY ACT TO THE MONTANA
8	ALFALFA SEED COMMITTEE; AMENDING SECTIONS 2-10-1037
9	17-7-5027 AND 80-11-310, MCA; AND PROVIDING AN EFFECTIVE
10	DATE."
11	
1 2	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
13	Section-lSection-2-10-1037-MCA7-is-amended-to-read:
14	*2-18-103Officers-and-employees-exceptedParts-1-and
15	2donotapplytothefollowingpositionsinstate
16	government:
17	<pre>+1;elected-officials;</pre>
18	<pre>{2}county-assessors-and-their-chief-deputy;</pre>
19	(3)officers-and-employees-of-the-legislative-branch;
20	<pre>+4)judges-and-employees-of-the-judicial-branch;</pre>
21	(5)members-of-boards-and-commissions-appointed-bythe
22	governor;-the-legislature;-or-other-elected-state-officials;
23	+6>officers-or-members-of-the-militia;
24	(7)agency-heads-appointed-by-the-governor;
25	(8)academicand-professional-administrative-personnel

Montana		
L Montana	Legislative	Council

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1	with-individual-contracts-under-the-authority-oftheboard
2	of-regents-of-higher-education;
3	(9)academicand-professional-administrative-personnel
4	and-live-in-houseparents-who-haveenteredintoindividual
5	contracts-with-the-state-school-for-the-deaf-and-blind-under
6	the-authority-of-the-state-board-of-public-education;
7	(10)-teachersunderthe-authority-of-the-department-of
8	institutions-or-family-services;
9	(11)-investment-officery-assistantinvestmentofficery
10	executivedirectoryand-three-professional-staff-positions
11	of-the-board-of-investments;
12	(12)-four-professional-staff-positions-undertheboard
13	of-oil-and-gas-conservation;
14	(±3)-assistantdirectorforsecurityofthe-Montana
15	state-lottery;
16	(14)-executive-director-and-senior-investment-officer-of
17	the-Montana-board-of-science-and-technology-development;-and
18	(15)-executivedirectorandemployeesofthestate
19	compensation-mutual-insurance-fund;-and
20	<pre>(16)-employees-assignedtotheMontanaalfalfaseed</pre>
21	committee."
22	Section 1. Section 17-7-502, MCA, is amended to read:
23	"17-7-502. Statutory appropriations definition
24	requisites for validity. (1) A statutory appropriation is an

appropriation made by permanent law that authorizes spending

- by a state agency without the need for a biennial
  legislative appropriation or budget amendment.
- 3 (2) Except as provided in subsection (4), to be 4 effective, a statutory appropriation must comply with both 5 of the following provisions:
- 6 (a) The law containing the statutory authority must be 7 listed in subsection (3).
- 8 (b) The law or portion of the law making a statutory
  9 appropriation must specifically state that a statutory
  10 appropriation is made as provided in this section.
- 11 (3) The following laws are the only laws containing 12 statutory appropriations: 2-9-202; 2-17-105; 2-18-812; 13 10-3-203; 10-3-312; 10-3-314; 10-4-301; 13-37-304; 15-1-111; 14 15-25-123; 15-31-702; 15-36-112; 15-37-117; 15-65-121; 15 15-70-101; 16-1-404; 16-1-410; 16-1-411; 17-3-212; 17-5-404; 16 17-5-424: 17-5-804; 19-8-504; 19-9-702: 19-9-1007: 17 19-10-205: 19-10-305; 19-10-506; 19-11-512; 19-11-513; 19-13-604; 18 19-11-606; 19-12-301; 20-6-406; 20-8-111: 20-9-361; 23-5-306; 23-5-409; 23-5-610; 23-5-612; 23-5-1016; 19 23-5-1027: 27-12-206: 37-51-501: 39-71-2504: 53-6-150; 20 21 53-24-206: 61-2-406; 61-5-121; 67-3-205; 75-1-1101; 22 75-5-1108; 75-11-313; 76-12-123; 80-2-103; 80-11-310; 23 82-11-136: 82-11-161: 90-3-301: 90-4-215: 90-4-613: 90-6-331; 90-9-306; and section 13, House Bill No. 861, Laws 24
- (4) There is a statutory appropriation to pay the 1 principal, interest, premiums, and costs of issuing, paying, 2 and securing all bonds, notes, or other obligations, as due, 3 that have been authorized and issued pursuant to the laws of Agencies that have entered into agreements Montana. authorized by the laws of Montana to pay the treasurer, for deposit in accordance with 17-2-101 through 7 17-2-107, as determined by the state treasurer, an amount sufficient to pay the principal and interest as due on the bonds or notes have statutory appropriation authority for 10 such payments. (In subsection (3), pursuant to sec. 10, Ch. 11 664, L. 1987, the inclusion of 39-71-2504 terminates June 12 30, 1991.)" 13
- Section 2. Section 80-11-310, MCA, is amended to read:

  "80-11-310. Deposit and disbursement of funds -
  records -- investment. (1) As soon as possible after

  receipt, all money received by the department from the

  assessment levied under 80-11-307 and all other money

  received shall be deposited in the state special revenue

  fund.
  - (2) All money referred to in subsection (1) of—this
    section is statutorily appropriated, as provided in
    17-7-502, to the committee and may be used only for the
    payment of expenses incurred in carrying out the provisions
    of this part. The committee may be assessed costs by the

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of 1985.

- department for the services it provides upon request or pursuant to 2-15-121; however, the costs charged must have a substantial relationship to the cost of services supplied.
- 4 (3) Money received under this section, 80-11-312, and 80-11-313 not immediately required for the purposes of this part must be invested under provisions of the unified 7 investment program established in Title 17, chapter 6, part 8 2.
- 9 (4) Money received under this section, 80-11-312, and 10 80-11-313 is appropriated to the committee for the purposes 11 of this part."
- NEW SECTION. Section 3. Effective date. [This act] is effective July 1, 1991.

-End-

1	HOUSE BILL NO. 841
2	INTRODUCED BY BERGSAGEL, HAMMOND, STEPPLER
3	
4	A BILL FOR AN ACT ENTITLED: "AN ACT EXEMPTING-EMPLOYEESOP
5	THEMONTANAALPALFASEED-COMMITTEE-PROM-THE-PROVISIONS-OP
6	THESTATEPAYPAAN; STATUTORILY APPROPRIATING MONEY
7	COLLECTED UNDER THE ALFALFA SEED INDUSTRY ACT TO THE MONTANA
8	ALFALFA SEED COMMITTEE; AMENDING SECTIONS 2-18-1037
9	17-7-502; AND 80-11-310, MCA; AND PROVIDING AN EFFECTIVE
.0	DATE."
1	
. 2	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
.3	Section-17Section-2-18-1037-MCA7-is-amended-to-read:
4	#2-10-103Officers-and-employees-exceptedParts-1-and
.5	2donotapplytothefollowingpositionsinstate
6	government:
.7	<pre>†1)elected-officials;</pre>
.8	<pre>{2}county-assessors-and-their-chief-deputy;</pre>
.9	(3)officers-and-employees-of-the-legislative-branch;
0	(4)judges-and-employees-of-the-judicial-branch;
21	<pre>f5}members-of-boards-and-commissions-appointed-bythe</pre>
2 2	governor;-the-legislature;-or-other-elected-state-officials;
23	(6)officers-or-members-of-the-militia;
4	(7)agency-heads-appointed-by-the-governor;
25	(8)academicand-professional-administrative-personnel

l	with-individual-contracts-under-the-authority-oftheboard
2	of-regents-of-higher-education;
3	(9)academicand-professional-administrative-personnel
4	and-live-in-houseparents-who-haveenteredintoindividual
5	contracts-with-the-state-school-for-the-deaf-and-blind-under
6	the-authority-of-the-state-board-of-public-education;
7	(10)-teachersunderthe-authority-of-the-department-of
8	institutions-or-family-services;
9	(ll)-investment-officery-assistantinvestmentofficery
0	executivedirectoryand-three-professional-staff-positions
1	of-the-board-of-investments;
2	(12)-four-professional-staff-positions-undertheboard
3	of-oil-and-gas-conservation;
4	(13)-assistantdirectorforsecurityofthe-Montana
5	state-lottery?
6	(14)-executive-director-and-senior-investment-officer-of
7	the-Montana-board-of-science-and-technology-development;-and
8	(15)-executivedirectorandemployeesofthestate
9	compensation-mutual-insurance-fund;-and
0	(16)-employees-assignedtotheMontanaalfalfaseed
1	committee,"
2	Section 1. Section 17-7-502, MCA, is amended to read:
:3	*17-7-502. Statutory appropriations definition
4	requisites for validity. (1) A statutory appropriation is an

appropriation made by permanent law that authorizes spending

by a state agency without the need for a biennial
legislative appropriation or budget amendment.

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of 1985.

- (2) Except as provided in subsection (4), to be effective, a statutory appropriation must comply with both of the following provisions:
- 6 (a) The law containing the statutory authority must be listed in subsection (3).
- 8 (b) The law or portion of the law making a statutory
  9 appropriation must specifically state that a statutory
  10 appropriation is made as provided in this section.
- 11 (3) The following laws are the only laws containing statutory appropriations: 2-9-202; 2-17-105; 2-18-812; 12 13 10-3-203: 10-3-312: 10-3-314: 10-4-301: 13-37-304: 15-1-111: 14 15-25-123; 15-31-702; 15-36-112; 15-37-117; 15-65-121; 15-70-101; 16-1-404; 16-1-410; 16-1-411; 17-3-212; 17-5-404; 15 17-5-424; 17-5-804; 19-8-504; 19-9-702; 19-9-1007: 16 19-10-205: 19-10-305: 19-10-506; 19-11-512; 19-11-513; 17 19-11-606: 19-12-301: 19-13-604: 20-6-406: 20-8-111: 18 19 20-9-361: 23-5-306: 23-5-409: 23-5-610: 23-5-612: 23-5-1016: 20 23-5-1027; 27-12-206; 37-51-501; 39-71-2504; 53-6-150: 75-1-1101; 21 53-24-206; 61-2-406: 61-5-121; 67-3-205; 75-5-1108; 75-11-313; 76-12-123; 80-2-103: 80-11-310; 22 23 82-11-161; 90-3-301; 90-4-215; 90-4-613: 82-11-136:
- (4) There is a statutory appropriation to pay the 1 principal, interest, premiums, and costs of issuing, paying, 2 and securing all bonds, notes, or other obligations, as due, 3 that have been authorized and issued pursuant to the laws of that have entered into agreements Agencies Montana. authorized by the laws of Montana to pay the state treasurer, for deposit in accordance with 17-2-101 through 7 17-2-107, as determined by the state treasurer, an amount 8 sufficient to pay the principal and interest as due on the 9 bonds or notes have statutory appropriation authority for 10 such payments. (In subsection (3), pursuant to sec. 10, Ch. 11 664, L. 1987, the inclusion of 39-71-2504 terminates June 12 13 30, 1991.)" Section 2. Section 80-11-310, MCA, is amended to read: 1.4
- 15 "80-11-310. Deposit and disbursement of funds —
  16 records investment. (1) As soon as possible after
  17 receipt, all money received by the department from the
  18 assessment levied under 80-11-307 and all other money
  19 received shall be deposited in the state special revenue
  20 fund.
  - (2) All money referred to in subsection (1) of--this section is statutorily appropriated, as provided in 17-7-502, to the committee and may be used only for the payment of expenses incurred in carrying out the provisions of this part. The committee may be assessed costs by the

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90-6-331; 90-9-306; and section 13, House Bill No. 861, Laws

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department for the services it provides upon request or pursuant to 2-15-121; however, the costs charged must have a substantial relationship to the cost of services supplied.

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- (3) Money received under this section, 80-11-312, and 80-11-313 not immediately required for the purposes of this part must be invested under provisions of the unified investment program established in Title 17, chapter 6, part 2.
- 9 (4) Money received under this section, 80-11-312, and 10 80-11-313 is appropriated to the committee for the purposes of this part."
- NEW SECTION. Section 3. Effective date. [This act] is effective July 1, 1991.

-End-

-5-

1	HOUSE BILL NO. 841
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3	
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8	ALFALFA SEED COMMITTEE; AMENDING SECTIONS 2-10-1037
9	17-7-502, AND 80-11-310, MCA; AND PROVIDING AN EFFECTIVE
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11	
12	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
13	Section-lSection-2-18-183y-MCAy-is-amended-to-read:
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21	(5)members-of-boards-and-commissions-appointed-bythe
22	governor;-the-legislature;-or-other-elected-state-officials;
23	<pre>+6}officers-or-members-of-the-militia;</pre>
24	<pre> †7}agency-heads-appointed-by-the-governor; </pre>
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1	with-individual-contracts-under-the-authority-oftheboard
2	of-regents-of-higher-education;
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6	the-authority-of-the-state-board-of-public-education;
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10	executivedirector;and-three-professional-staff-positions
11	of-the-board-of-investments;
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17	the-Montana-board-of-science-and-technology-development;-and
18	(15)-executivedirectorandemployeesofthestate
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22	Section 1. Section 17-7-502, MCA, is amended to read:
23	*17-7-502. Statutory appropriations definition



requisites for validity. (1) A statutory appropriation is an

appropriation made by permanent law that authorizes spending

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- 1 by a state agency without the need for a biennial 2 legislative appropriation or budget amendment.
- (2) Except as provided in subsection (4), to be 3 effective, a statutory appropriation must comply with both 4 of the following provisions: 5
- (a) The law containing the statutory authority must be 6 7 listed in subsection (3).

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of 1985.

- (b) The law or portion of the law making a statutory appropriation must specifically state that a statutory appropriation is made as provided in this section.
- 11 (3) The following laws are the only laws containing 12 statutory appropriations: 2-9-202; 2-17-105; 2-18-812; 10-3-203; 10-3-312; 10-3-314; 10-4-301; 13-37-304; 15-1-111; 13 14 15-25-123; 15-31-702; 15-36-112; 15-37-117; 15-65-121; 15-70-101: 16-1-404: 16-1-410: 16-1-411: 17-3-212: 17-5-404: 15 17-5-424: 17-5-804; 19-8-504; 19-9-702: 16 17 19-10-205; 19-10-305; 19-10-506; 19-11-512; 19-11-513; 18 19-11-606; 19-12-301; 19-13-604; 20-6-406: 20-8-111: 19 20-9-361; 23-5-306; 23-5-409; 23-5-610; 23-5-612; 23-5-1016; 20 23-5-1027; 27-12-206; 37-51-501; 39-71-2504: 53-6-150: 21 53-24-206: 61-2-406: 61-5-121; 67-3-205; 75-1-1101: 22 75-5-1108; 75-11-313; 76-12-123; 80-2-103; 80-11-310; 23 **82-11-136:** 82-11-161: 90-3-301: 90-4-215: 90-4-613; 24 90-6-331; 90-9-306; and section 13, House Bill No. 861, Laws
- (4) There is a statutory appropriation to pay the 1 principal, interest, premiums, and costs of issuing, paying, and securing all bonds, notes, or other obligations, as due, 3 that have been authorized and issued pursuant to the laws of that have entered into agreements Agencies 5 Montana. authorized by the laws of Montana to pay the state treasurer, for deposit in accordance with 17-2-101 through 7 17-2-107, as determined by the state treasurer, an amount sufficient to pay the principal and interest as due on the 9 bonds or notes have statutory appropriation authority for 10 such payments. (In subsection (3), pursuant to sec. 10, Ch. 11 664, L. 1987, the inclusion of 39-71-2504 terminates June 12 30, 1991.}" 13
- Section 2. Section 80-11-310, MCA, is amended to read: \*80-11-310. Deposit and disbursement of funds -records -- investment. (1) As soon as possible after 16 receipt, all money received by the department from the 17 assessment levied under 80-11-307 and all other money 18 received shall be deposited in the state special revenue 19 fund. 20
- (2) All money referred to in subsection (1) of--this 21 section is statutorily appropriated, as provided in 22 17-7-502, to the committee and may be used only for the 23 payment of expenses incurred in carrying out the provisions 24 of this part. The committee may be assessed costs by the 25

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department for the services it provides upon request or pursuant to 2-15-121; however, the costs charged must have a substantial relationship to the cost of services supplied.

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- (3) Money received under this section, 80-11-312, and 80-11-313 not immediately required for the purposes of this part must be invested under provisions of the unified investment program established in Title 17, chapter 6, part 2.
- 9 (4) Money received under this section, 80-11-312, and 10 80-11-313 is appropriated to the committee for the purposes 11 of this part."
- NEW SECTION. Section 3. Effective date. [This act] is effective July 1, 1991.

-End-