

HOUSE BILL 859

Introduced by Dowell, et al.

2/14	Introduced
2/14	Referred to Taxation
2/15	First Reading
2/15	Fiscal Note Requested
2/19	Fiscal Note Received
2/21	Fiscal Note Printed
3/15	Hearing
3/27	Tabled in Committee



1 be in accordance with the provisions of the policies of the  
 2 board of trustees of the teacher's school district required  
 3 in [section 1]; and

4 (iv) that during the first taxable year in which the  
 5 credit is claimed the teacher has or had a teaching contract  
 6 with the district and will be, is, or was serving as a  
 7 classroom teacher for at least 3 months of the taxable year.

8 (3) The credit allowable under this section may be  
 9 claimed only once during any period of 5 consecutive taxable  
 10 years.

11 (4) A teacher who teaches in a school that does not  
 12 have a principal, supervising principal, or superintendent  
 13 must obtain the statement required in (2)(b) from the  
 14 chairman of the board of trustees of the school in which the  
 15 teacher teaches.

16 NEW SECTION. Section 3. Codification instruction. (1)  
 17 [Section 1] is intended to be codified as an integral part  
 18 of Title 20, chapter 7, and the provisions of Title 20,  
 19 chapter 7, apply to [section 1].

20 (2) [Section 2] is intended to be codified as an  
 21 integral part of Title 15, chapter 30, part 1, and the  
 22 provisions of Title 15, chapter 30, part 1, apply to  
 23 [section 2].

24 NEW SECTION. Section 4. Effective date -- retroactive  
 25 applicability. (1) [This act] is effective on passage and

1 approval.

2 (2) The credit allowed under [section 2] against taxes  
 3 due applies retroactively, within the meaning of 1-2-109, to  
 4 taxable years beginning on or after January 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 HB0859, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

An act establishing a credit against individual income tax liability of certified teachers for donating the use of computer equipment in classrooms; requiring the Board of Trustees of school districts to adopt policies regarding the purchase, development, use, and operation of computers and computer systems, including software; providing a process for claiming the credit; and providing an immediate effective date and a retroactive applicability date.

ASSUMPTIONS:


1. There are 9500 teachers employed in Montana. Approximately 10% of the teachers would take advantage of this program in the first year, and an additional 5% in the second year (Office of Public Instruction).
2. The average tax credit would be approximately \$600 each year (Office of Public Instruction).
3. Individual income tax receipts are \$311,176,000 and \$327,201,000 in FY92 and FY93, respectively (OBPP).
4. Under current law all income tax receipts are deposited in the general fund in FY92 and FY93.

FISCAL IMPACT:

<u>Revenues:</u>	<u>FY 92</u>			<u>FY 93</u>		
	<u>Current Law</u>	<u>Proposed Law</u>	<u>Difference</u>	<u>Current Law</u>	<u>Proposed Law</u>	<u>Difference</u>
Individual Income Tax (01)	311,176,000	310,606,000	(570,000)	327,201,000	326,346,000	(855,000)
Impact to General Fund			(570,000)			(855,000)

LONG-RANGE EFFECTS OF PROPOSED LEGISLATION:

The loss in individual income tax revenue would be approximately \$855,000 a year if 5% of the teachers claimed the tax credit each year. From a school district perspective, the long-range impact would be to reduce expenditures for automation, while making teaching staff more efficient and effective.

  
 ROD SUNDSTED, BUDGET DIRECTOR      DATE 7-19-91  
 Office of Budget and Program Planning

TIM DOWELL, PRIMARY SPONSOR      DATE

Fiscal Note for HB0859, as introduced

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