SENATE BILL NO. 112

INTRODUCED BY HARP BY REQUEST OF THE BOARD OF REALTY REGULATION

IN THE SENATE

JANUARY 16, 1991 INTRODUCED AND REFERRED TO COMMITTEE ON BUSINESS & INDUSTRY.

JANUARY 17, 1991 FIRST READING.

FEBRUARY 12, 1991 COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.

FEBRUARY 13, 1991 PRINTING REPORT.

ON MOTION, TAKEN FROM SECOND READING AND REREFERRED TO COMMITTEE ON FINANCE AND CLAIMS.

MARCH 5, 1991 COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.

MARCH 6, 1991 PRINTING REPORT.

SECOND READING, DO PASS.

MARCH 7, 1991 ENGROSSING REPORT.

THIRD READING, PASSED. AYES, 38; NOES, 10.

TRANSMITTED TO HOUSE.

IN THE HOUSE

MARCH 8, 1991

INTRODUCED AND REFERRED TO COMMITTEE ON BUSINESS & ECONOMIC DEVELOPMENT.

FIRST READING.

MARCH 15, 1991 COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.

MARCH 16, 1991 SECOND READING, CONCURRED IN.

MARCH 18, 1991 THIRD READING, CONCURRED IN. AYES, 82; NOES, 15.

RETURNED TO SENATE.

IN THE SENATE

MARCH 19, 1991

RECEIVED FROM HOUSE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

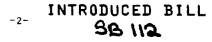
LC 1030/01

Montana Legislative Council

Senate BILL NO. 1/2 1 INTRODUCED BY 2 3 BY REQUEST OF THE BOARD OF REALTY REGULATION 4 5 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING THE BOARD OF 6 REALTY REGULATION TO APPOINT AN EXECUTIVE SECRETARY: AND 7 PROVIDING AN EFFECTIVE DATE." 8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 9 NEW SECTION. Section 1. Executive 10 secretary -----11 appointment, duties, and qualifications. (1) The board may 12 appoint an executive secretary to carry out duties 13 prescribed by the board pursuant to the board's 14 responsibilities and duties established by law. 15 (2) The person appointed as executive secretary: 16 (a) shall possess at least a bachelor's degree from an 17 accredited college or university; 18 (b) may not be an officer or paid employee of a real estate association or group of real estate dealers or 19 20 brokers: 21 (c) must be a citizen of the United States of America; 22 and 23 (d) must be of good moral character. 24 NEW SECTION. Section 2. Codification instruction. 25 [Section 1] is intended to be codified as an integral part

- 1 of Title 37, chapter 51, part 2, and the provisions of Title
- 2 37, chapter 51, part 2, apply to [section 1].
- 3 NEW SECTION. Section 3. Effective date. [This act] is
- 4 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 SB0112, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

An act allowing the Board of Real Estate to appoint an executive secretary and providing an effective date.

ASSUMPTIONS:

- 1. The proposed executive secretary of the Board of Real Estate will be a grade 16 position.
- The expansion of the Board of Real Estate will require additional office space, operating costs and office equipment. 2.
- Administrative overhead expenses will increase. Administrative overhead is represented in the budgets for the Board of 3. Realty and the Professional and Occupational Licensing Bureau of the Department of Commerce.
- 4. Current level revenues will remain unchanged. Increased cost will be paid from current level revenues and the balance of the real estate recovery fund which is projected to have a FY91 ending balance of \$238,253.
- 5. Current law is represented by the executive budget recommendation for the Board of Real Estate of the Department of Commerce.

FISCAL IMPACT:

<u>Board of Realty:</u>	FY 92			FY 93		
	Current Law	Proposed Law	Difference	Current Law	Proposed Law	Difference
<u>Expenditures:</u>						
FTE	1.50	2.50	1.00	1.50	2.50	1.00
Personal Services	46,039	78,247	32,208	46,053	78,941	32,888
Operating Costs	202,457	229,339	26,882	201,419	226,186	24,767
Equipment	0	4,301	4,301	0	0	0
Total	248,496	311,887	63,391	247,472	305,127	57,655
<u>Funding:</u>						
State Special	248,496	311,887	63,391	247,472	305,127	57,655
<u>Revenues:</u>						
Bd of Real Estate Fees (02)	263,950	263,950	0	263,950	263,950	0
Real Estate Recovery (02)	22,000	22,000	0	22,000	22,000	0
Total	283,950	283,950	0	283,950	283,950	0

1-21-9

ROD SUNDSTED, BUDGET DIRECTOR DATE Office of Budget and Program Planning

HARP, PRIMARY SPONSOR JOHN DATE

Fiscal Note for SB0112, as introduced

52nd Legislature

SB 0112/02

APPROVED BY COMM. ON BUSINESS & INDUSTRY

1	SENATE BILL NO. 112
2	INTRODUCED BY HARP
3	BY REQUEST OF THE BOARD OF REALTY REGULATION
4	
5	A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING THE BOARD OP
6	REALTYREGULATION DEPARTMENT OF COMMERCE TO APPOINT HIRE AN
7	EXECUTIVE SECRETARY FOR THE BOARD OF REALTY REGULATION; AND
8	PROVIDING AN EFFECTIVE DATE."
9	,
10	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
i1	NEW SECTION. Section 1. Executive secretary
12	appointment, duties, and qualifications. (1) The board
13	DEPARTMENT OF COMMERCE may appoint HIRE an executive
14	secretary to carry out duties prescribed by the board
15	pursuant to the board's responsibilities and duties
16	established by law.
17	(2) The person appointedas <u>HIRED TO BE</u> executive
18	secretary:
19	(a) shall possess at least a bachelor's degree from an
20	accredited college or university;
21	(b) may not be an officer or paid employee of a real
22	estate association or group of real estate dealers or
23	brokers;
24	(c) must be a citizen of the United States of America;
25	and

37, chapter 51, part 2, apply to [section 1].

[Section 1] is intended to be codified as an integral part of Title 37, chapter 51, part 2, and the provisions of Title

6 <u>NEW SECTION.</u> Section 3. Effective date. [This act] is

(d) must be of good moral character.

NEW SECTION. Section 2. Codification

7 effective July 1, 1991.

1

2

3

4

5

-End-



instruction.

-2-

SB 0112/02

1 SENATE BILL NO. 112 2 INTRODUCED BY HARP 3 BY REQUEST OF THE BOARD OF REALTY REGULATION 4 5 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING THE BOARD--OP 6 REALTY--REGULATION DEPARTMENT OF COMMERCE TO APPOINT HIRE AN 7 EXECUTIVE SECRETARY FOR THE BOARD OF REALTY REGULATION; AND 8 PROVIDING AN EFFECTIVE DATE." 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 10 NEW SECTION. Section 1. Executive 11 secretary --12 appointment, duties, and qualifications. (1) The board 13 DEPARTMENT OF COMMERCE may appoint HIRE an executive 14 secretary to carry out duties prescribed by the board 15 pursuant to the board's responsibilities and duties 16 established by law. (2) The person appointed--as HIRED TO BE executive 17 18 secretary: 19 (a) shall possess at least a bachelor's degree from an 20 accredited college or university; 21 (b) may not be an officer or paid employee of a real 22 estate association or group of real estate dealers or 23 brokers: 24 (c) must be a citizen of the United States of America; 25 and

- 1 (d) must be of good moral character.
- 2 <u>NEW SECTION.</u> Section 2. Codification instruction.
- 3 [Section 1] is intended to be codified as an integral part
- 4 of Title 37, chapter 51, part 2, and the provisions of Title
- 5 37, chapter 51, part 2, apply to [section 1].
- 6 NEW SECTION. Section 3. Effective date. [This act] is
- 7 effective July 1, 1991.

-End-



THIRD READING

-2-

SB 112

SB 0112/02

1	SENATE BILL NO. 112
2	INTRODUCED BY HARP
3	BY REQUEST OF THE BOARD OF REALTY REGULATION
4	
5	A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING THE BOARDOP
6	REALPYREGULATION DEPARTMENT OF COMMERCE TO APPOINT HIRE AN
7	EXECUTIVE SECRETARY FOR THE BOARD OF REALTY REGULATION; AND
8	PROVIDING AN EFFECTIVE DATE."
9	
10	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
11	NEW SECTION. Section 1. Executive secretary
12	appointment, duties, and qualifications. (1) The board
13	DEPARTMENT OF COMMERCE may appoint HIRE an executive
14	secretary to carry out duties prescribed by the board
15	pursuant to the board's responsibilities and duties
16	established by law.
17	(2) The person appointed-as HIRED TO BE executive
18	secretary:
19	(a) shall possess at least a bachelor's degree from an
20	accredited college or university;
21	(b) may not be an officer or paid employee of a real
22	estate association or group of real estate dealers or
23	brokers;
24	(c) must be a citizen of the United States of America;
25	and
	Α

- 1 (d) must be of good moral character.
- <u>NEW SECTION.</u> Section 2. Codification instruction.
 [Section 1] is intended to be codified as an integral part
 of Title 37, chapter 51, part 2, and the provisions of Title
 37, chapter 51, part 2, apply to [section 1].
 <u>NEW SECTION.</u> Section 3. Effective date. [This act] is
- 7 effective July 1, 1991.

-End-

-2-

REFERENCE BILL

SB 112

SB 0112/02