

MINUTES OF THE MEETING
TAXATION COMMITTEE
MONTANA STATE SENATE

March 11, 1981

The 43rd meeting of the committee was called to order at 8:00 a.m. in Room 415 of the State Capitol Building, Chairman Pat Goodover presiding.

ROLL CALL: All members were present.

CONSIDERATION OF HOUSE BILL 389:

"AN ACT PROVIDING FOR ANNUAL OR QUARTERLY REGISTRATION OF MOTOR VEHICLES OWNED BY NONRESIDENTS TEMPORARILY EMPLOYED IN MONTANA: SUBJECTING SUCH VEHICLES TO TAXATION: AND ESTABLISHING WINDOW DECALS AS THE FORM OF LICENSE EVI-DENCING QUARTERLY REGISTRATION: AMENDING SECTIONS 15-24-301, 15-24-302, 61-2-701, AND 61-3-703"

Representative Hart, District 55, said the bill would register any out-of-state people working in Montana. Instead of a license plate a highly visible colored window decal would be issued quarterly. The 90-day preference in present law has been abused with counties adjacent to this state the worst offenders; they have not been registering or, if they get the plate, law enforcement people can't enforce. Many out-of-state people are coming into Montana because of the oil activity. Similar laws have been enacted in states bordering us; Montana has a reciprocity agreement with Wyoming covering persons working at the Decker mine, but living in Sheridan. The fiscal note is based on many assumptions. If the registration could be enforced, it would mean an increase in yearly revenue of \$924,000 to Montana. This is based on the assumption that the 19,000 persons who do not register would continue to be unregistered each quarter. The cost of decals is \$12,000 and the quarterly charge would be 1/4 of the annual assessed rate.

PROPONENTS: Bud Schoen, Motor Vehicle Division, with a question about the \$2 fee mentioned on page 5, line 9; and Sally Price, representing Montana Assessor's Association.

Representative Hart closed by saying she didn't know where the \$2 fee should be placed in the bill. She said that some increase in workers coming to Montana could be expected and she felt the colored decal would be noticed immediately by law enforcement people. She responded to Senator Severson's question about having to license a custom combine by saying there was no intent for the bill to have anything to do with harvesting equipment.

The hearing was closed on HB 389.

CONSIDERATION OF HOUSE BILL 407:

"AN ACT TO AMEND THE TAX INCREMENT LAWS FOR URBAN RENEWAL TO ALLOW TAX INCREMENT FINANCING TO BE USED FOR URBAN DEVELOPMENT: PROVIDING THAT WHENEVER CHANGES BY LAW

March 11, 1981

page 2

OF THE TAXABLE VALUATION OF THE URBAN RENEWAL AREA OCCUR, THE VALUATION MAY BE RECALCULATED TO REFLECT THE VALUATION THAT THE AREA WOULD HAVE HAD IF THE CHANGE HAD BEEN IN EFFECT AT THE INCEPTION OF THE URBAN RENEWAL AREA; AMENDING SECTIONS 7-15-4288 AND 7-15-4293, MCA."

Representative Cozzens, District 64, said that tax increment districts have been part of the law since 1972 with only minor changes since then; this bill is designed to make the law more workable.

PROPOSERS:

Larry Gallagher: Mr. Gallagher represented the Missoula Development Association, and he said the proposed amendments are to allow expanded use of tax increment dollars. In 1972 use of tax increment money was limited to specific activities. In implementing the law, we find that many of the cities that are using tax-financed urban renewal have used grants from other federal and state agencies. As those funds are no longer available, this amendment is to allow cities, at the discretion of the city council, to use tax increment dollars for use the same as other funds are authorized. Mr. Gallagher said Representative Ramirez sponsored a bill that, in the event the Legislature got a method of assessing valuation to affect a base year, the cities could adjust their base year accordingly. No changes have affected us in the last few years, but STAB and DOR appeals have seriously affected values. Because of the 34% ruling we are unable to tell bond buyers clearly about base year funds. We ask for inclusion of a statutory method of determining valuation. Mr. Gallagher presented letters from individuals in Kalispell, Attachments 1 through 4.

Other proponents were: Allen Nicholson, Helena developer; Alyce Fryslie, Helena, Attachment #5; John Toole, Missoula City Councilman and member of the redevelopment agency; Al Thelen, City Administrator in Billings; Les Prentice, Director, Missoula Redevelopment Agency; John Coffee, Chairman, Missoula Development Agency; Clark Pyfer, downtown Helena property owner; Ed Jasmin, Northwestern Bank Director, Helena; John Marrille, Polson Community Development Director; Charlie Hail, Helena School Board Vice-chairman; Dave Kleitsch, Missoula Redevelopment Agency, Attachment #6 and Attachment #7; Jan Brown, Downtown Helena, Inc.; and Dan Mizner, Montana League of Cities and Towns.

There were no opponents. Questions were called from the Committee.

NORMAN: Suppose the taxable valuation in the district fell below the frozen tax base, what would happen then?

GALLAGHER: If it fell because of functional obsolescence, we

March 11, 1981
page 3

aren't asking to adjust the base accordingly. I suppose taxes would go up and assessments would be levied.

NORMAN: Money would not be available for increment?

GALLAGHER: No. It wouldn't.

NORMAN: Could you add Representative Ramirez' feature to this?

GALLAGHER: Ramirez' was to catch a statutory change which came about because of Proposition 13 in California. Should the Committee decide to take values down from 8.55% it would affect the base year, and it was necessary to put that declarer in the bonds. We can catch legislative changes but cannot deal with DOR regulatory changes and STAB or district court decisions.

NORMAN: What you are doing in effect is lowering the base.

TOWE: Do you have any figures that could illustrate what we are talking about in costs that you want included?

GALLAGHER: In 1978, Helena adopted the first tax base increment. Between 1978 and 1980 nine million dollars has been invested and resulted in a high increment for Helena. Kalispell is going to start, having a base of 4.5 million dollars. If this rollback is granted, they are back to where they were in 1978; no increment, no bonds.

THELEN: We are taking in approximately 1.7 million dollars and administrative costs are probably \$18,000. Some of the primary work in Billings was done with federal dollars.

COZZENS: A check is kept locally on accountability.

TOWE: The council would have to make a decision about base recalculation. Are the cities looking favorably on reducing the base?

THELEN: When we had the Supreme Court decision on MELDA based on our practice we would. What we need is a clarifier to convince bond attorneys that we can do it and sell bonds.

NORMAN: Suppose there is a tax increment district, bonds were issued, everything is fine, and then things sour. Ultimately who is going to be left accountable for the bonds? How would the bond companies attempt to recover their money?

GALLAGHER: Tax increment does not pledge full faith and credit. It is a sole-source revenue bond. If we can't convince bond buyers it is healthy, the bonds won't be sold.

NORMAN: But suppose a bond somewhere failed and everything was done to salvage it, but in the end you find there is a change in the law. Who would they move against?

GALLAGHER: If a specific improvement were named, they would be

able to attach a specific structure.

TOOLE: I don't think you are right that there is a risk in SIDS. I assume the general law for issue of revenue bonds applies to tax increment districts.

NORMAN: Do you believe SID issues are the entire city's obligation?

GALLAGHER: As a practical matter they have been picking up delinquent SID bonds. Whether or not they are required by law, I don't know.

NORMAN: Bond counsels insist they are and that they have to have it in there. If there is a failure, it comes against the whole city and you will levy millage to make up those bonds.

The hearing was closed on HB 407.

CONSIDERATION OF HOUSE BILL 411:

"AN ACT AMENDING SECTION 16-4-501, MCA, TO REDUCE THE ANNUAL FEE FOR AN ALL-BEVERAGE LICENSE ISSUED TO A UNIT OF A NATIONALLY CHARTERED VETERAN'S ORGANIZATION."

Representative Burnett, District 71, said the DOR felt this bill was needed. In recodifying, language that gives a \$150-dollar increment advantage over ordinary liquor licenses to military service groups was not included. He introduced Ellen Feaver, Department of Revenue.

FEAVER: Prior to the 1977 revision, veterans groups had an advantage in the renewal fee. In 1979 the advantage was inadvertently left out. The department did not notice this and continued to renew at a lower fee than other organizations. The legislative auditor's office performed an audit and discovered that the provision was no longer in the law. Rather than change the renewal policy, we decided it would be better to bring the legislation to your attention. There was never any intention to do away with the differential.

Bob Durkee, Montana Tavernowner's Association and VFW, was also a proponent. There were no questions from the committee and the hearing was closed on House Bill 411.

CONSIDERATION OF HOUSE BILL 763:

"AN ACT TO REQUIRE ITEMIZED CITY ASSESSMENTS TO BE INCLUDED ON PROPERTY TAX NOTICES SENT TO TAXPAYERS: AMENDING SECTION 15-16-101, MCA."

Representative Pistoria, District 39, passed out attachment #8. The attachment includes a letter from the Cascade County assessor. Representative Pistoria said the bill proposes itemizing city assessments on property tax notices instead of handling the assessments with a lump-sum figure.

ELLIOTT: I agree with a great deal of your thought here, but I am concerned with the way cities apply this. Did your Committee discuss that?

PISTORIA: Only a few cities are involved; the computer says cities are combined with the county tax. You pay the total city tax in the first half and the county tax in the second half.

The hearing was closed on HB 763.

The Chairman announced that all bills have to be out of Committee by March 25 and said there would be a meeting tonight if there was early adjournment.

DISPOSITION OF HOUSE BILL 351:

The Committee had some unanswered questions about the revolving fund in connection with transfer of rural SIDS to the city.

THELEN: The law developed because we found the county no longer had authority to transfer water and sewer lines after coming into the city. The water department attorney found that a bill we had previously had was no longer on the books. The prior bill gave the city the right to accept SID transfer and the county wanted us to do it.

HAGER: How do you go about transferring the revolving fund?

THELEN: There was no intent to transfer. We didn't address that because we just wanted to be able to do what we did with maintenance before. The responsibility would be with the county and the county would collect the payments. The law says transfer can be mutually agreed to; we don't intend to change.

TOWE: What are we talking about--if not revolving fund, what?

THELEN: Operating maintenance to the lines. It would be a city responsibility rather than county.

TOWE: At the present time if the revolving fund gets low in the county, the tax dollars of the county general fund can go in to bring it back up.

THELEN: It includes all property in the city.

TOWE: Then, if it is in the city, what if there is a default? Whose revolving fund will be tapped at this point?

THELEN: You have to go to the county originally established as the rural SID. We will agree to go back and do the work and make some arrangements, but we have never tried to transfer responsibility for the revolving fund.

GOODOVER: Suppose a water main breaks after the city takes over jurisdiction. Do you bill the county for charges?

March 11, 1981

page 6

THELEN: No, we would agree to take care of it just like any break in any other part of the system. But on rural SID now the county has to pay us for work done on maintenance. The county wants this more than we do.

ECK: We had a bill here about using the revolving fund for maintenance (borrowing from it). The reason they were here was they couldn't get the City of Billings to take care of maintenance. Senator Eck referred to Tom Hager's bill.

THELEN: Tom's bill would allow the county to take care of responsibilities that weren't coming into the city. This bill deals only with annexation of the property near the city.

CRIPPEN: You would like to have repairs done on city terms.

THELEN: Also for the property owner. He thinks he can call us and get the same benefit as someone a block away.

Senator Towe moved that House Bill 351 BE CONCURRED IN. The motion carried unanimously.

Report on SB 150 and HB 156:

Senator Crippen said that SB 150 had a substantial fiscal note so they checked with Senator Kolstad. The recommendation from sponsor Kolstad was that credit be reduced--what is now shown as 20% to be raised to 40%.

Senator Crippen said they had nothing to report on House Bill 156 at this time.

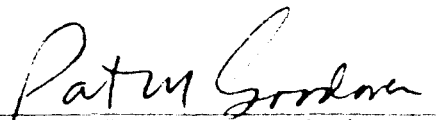
DISPOSITION OF HOUSE BILL 389:

Amendment language proposed by Senator Towe was approved unanimously. Senator Ochsner moved that HB 389 BE CONCURRED IN. The motion passed by an 8-5.

DISPOSITION OF HOUSE BILL 407:

Senator Towe moved that HB 407 BE CONCURRED IN. The motion carried with Senators Norman and Manley voting no, Senator McCallum abstaining.

The meeting adjourned at 10:00 a.m.


PAT M. GOODOVER, Chairman

ROLL CALL

TAXATION COMMITTEE

47th LEGISLATIVE SESSION - - 1981

Date 3/11/81

NAME	PRESENT	ABSENT	EXCUSED
Goodover, Pat M., Chairman	✓		
McCallum, George, Vice	✓		
Brown, Bob	✓		
Brown, Steve	✓		
Crippen, Bruce D.	✓		
Eck, Dorothy	✓		
Elliott, Roger H.	✓		
Hager, Tom	✓		
Healy, John E. "Jack"	✓		
Manley, John E.	✓		
Norman, Bill	✓		
Ochsner, J. Donald	✓		
Severson, Elmer D.	✓		
Towe, Thomas E.	✓		

Each day attach to minutes.

DATE 3/11/81

COMMITTEE ON

Tafation

VISITORS' REGISTER

NAME	REPRESENTING	House BILLS#	Check One	
			Support	Oppose
		389,407 411,763		
Darrell Reed, Labadie	Motor Vehicle Div.		✓	
LES PRENTICE	CITY of MISSOULA	407	✓	
John Coffey	Missoula Redevelopment Corp.	407	✓	
DAVID C. KLETZCH	MISSA RETIREMENT AGENT	407	✓	
Wm. Applegate	Palmer County Dist.	407	✓	
Charlie Hail	Helena & Lake Board	407		
James L. Lusk	Missoula Police Dept.	407	✓	
W. H. Hildner	Cal	407	✓	
Ellen Seaver	Dep't of Revenue	411	✓	
John P. P. P.	Missoula County	389	✓	
W. H. Hildner	Cal	407	✓	
James L. Lusk	Missoula Police Dept.	407	✓	

(Please leave prepared statement with Secretary)

↑ UPTOWN KALISPELL

KALISPELL DEVELOPMENT CORPORATION • 12 Third Street East • Kalispell, Montana 59901 • Telephone 406-257-7491

January 29, 1981

Mr. Ken Nordtvedt, Chairman
House Tax Committee
State Capitol
Helena, Montana 59601

Dear Mr. Nordtvedt:

The Kalispell Development Corporation endorses House Bill #407. The amendment to the Tax Increment Financing Law will further revitalization of our approved Kalispell Downtown Redevelopment Plan adopted by City Ordinance. The Kalispell Development Corporation was started with initial funding from the membership and other interested community leaders. At the present time we have a successful community development program underway simply because we are involving the private sector in development of land made possible through a HUD Small Cities Grant. Friday of last week, the Mayor dedicated a 42 unit housing project for the elderly and handicapped. This land assemblage was made possible through the City of Kalispell's HUD Small Cities Grant; and the development is now under management from a private developer. This improved project has greatly added to our housing needs and has established a better tax base.

Two lending institutions, First Federal Savings and Loan Association of Kalispell and the First Northwestern National Bank of Kalispell, are working with the Community Development Department in leveraging loans in both the residential and commercial areas; again, positive proof that the public and private sectors definitely can work toward community revitalization. Through Montana's Tax Increment Law, we feel that we have set up the necessary guidelines through the City of Kalispell that would encourage private development and revitalization. We urge the adoption of House Bill #407.

Sincerely,

KALISPELL DEVELOPMENT CORPORATION



Henry K. Good,
President

HKG:sm

FIRST NORTHWESTERN BANK

Kalispell, Montana 59901
406/755 5082



January 29, 1981

Mr. Ken Nordvedt, Chairman
House Tax Committee
State Capitol
Helena, Montana 59601

Dear Mr. Nordvedt:

Presently we are working with the City of Kalispell Community Development Department in a very successful commercial rehabilitation loan subsidy program. The leveraging project, with a public/private partnership agreement is a very important tool in our community's revitalization programs. House Bill #407, with proper planning, involvement of the private sector and authorization from the local governing body, can greatly assist Montana Cities in their community development efforts.

I strongly endorse House Bill #407.

Sincerely,

Stephen P. Olson
Senior Vice President

ms

Mayor
Norma E. Happ

THE CITY OF KALISPELL, MONTANA

"IN THE HEART OF THE NATION'S PLAYGROUND"

January 29, 1981

Mr. Ken Nordtvedt
House Tax Committee
State Capitol
Helena, Montana 59601

Dear Mr. Nordtvedt:

May I add my strong support to passage of House Bill #407. The City of Kalispell, by Ordinance, has adopted the Kalispell Downtown Redevelopment Plan. To date we have had a very successful partnership with local lending institutions in our rehabilitation programs; and "The Elm's" housing project was made possible by working with the private sector in utilizing HUD's Small Cities Grant for the intended purpose of Community Development. With a well planned development program, Tax Increment Financing with the proposed amendments, would help Montana Cities to prepare and complete programs with local government approval. May I again urge the passage of this legislation.

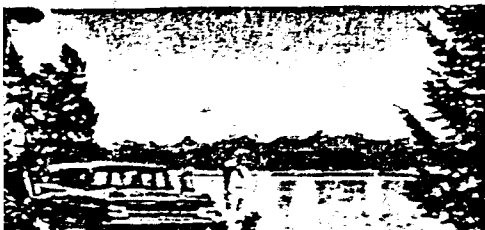
Sincerely,

CITY OF KALISPELL

Norma E. Happ

Norma E. Happ,
Mayor

NEH:dkp





202 MAIN STREET • KALISPELL, MONTANA 59901 • (406) 755-7101
P. O. BOX 27

January 29, 1981

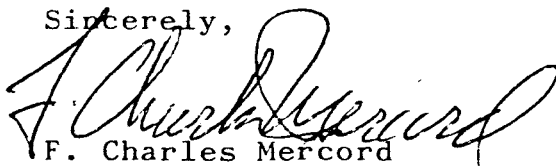
Mr. Ken Nordvedt
House Tax Committee
State Capitol
Helena, Montana 59601

Dear Mr. Nordvedt:

First Federal Savings & Loan of Kalispell has, for the past 2 years, entered into a contractual agreement with the City of Kalispell to provide financing for rehabilitation of residential properties. We are proud to say that, as of this date, this program has proven successful - both from the standpoint of the city's community development program and our financial institution. The city, with their HUD Small Cities Grant, is leveraging monies with our savings and loan institutions funds to make low interest loans available for residential units within the city's approved redevelopment area. This public/private financial sector agreement is proving worthwhile and shows that revitalization projects, with the cooperation of local lending institutions and local government, can attain use of a workable program.

I strongly endorse the passage of House Bill 407 because it would provide additional mechanisms for community revitalization through private investment participation with programs that are endorsed with local government approval.

Sincerely,


F. Charles Mercord
President

FCM:jh

NAME Alice Fryslie BILL No. HB407
ADDRESS Helena DATE 3/11/81
WHOM DO YOU REPRESENT The Helena Improvement Society
SUPPORT X OPPOSE _____ AMEND _____

PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.

Comments: .

I am President of the Helena Improvement Society, a private non-profit corporation made up from Helena citizens dedicated to establishing local policies and programs which will provide jobs, improve the tax base and make Helena a better place to live.

Thus far the Helena Improvement Society has invested over \$18,500. of their own private funds to finance the (study) land use inventory for Helena's second tax increment district. Planning has not been an eligible use of tax increment money.

The Helena Improvement Society has spent an additional \$13,000 private funds, for the promotion of investment opportunities in Helena's downtown - not now an eligible use of tax increment financing.

We have aggressively supported the City's renewal effort and have provided continued strong private financial support to compliment the programs such as tax increment financed redevelopment.

We support HB407 because we need to expand the use of Tax Increment Financing dollars to include renewal activities we have historically funded with federal monies.

We also have seen our base year value (1978) erode because of successful commercial property tax appeals granted because of the erroneous method of establishing commercial property values.

Because of the difficulty in determining the value of many commercial properties and constant appeals by property owners we have been unable to budget, plan for the use of tax increment dollars, or anticipate with reasonable certainty, how much will be available.

We strongly urge a do pass recommendation for HB 407.



missoula

Area Chamber Of Commerce

P.O. BOX 7577 • MISSOULA, MONTANA 59807

(406) 543-6623

March 10, 1981

Senate Taxation Committee
Room 415
Capital Building
Helena, Montana 59601

TO: MEMBERS OF SENATE TAXATION COMMITTEE

THE MISSOULA AREA CHAMBER OF COMMERCE STRONGLY ENDORSES HB407.

We watched a strong downtown rapidly decay due to expanded urban development. The addition of a large new regional mall and population shifts created a serious problem with the existing downtown area. In 1978 there was hardly any vacant space in downtown Missoula. In fall of 1980 there was 108,000 sq. ft. vacant. In dollars this costs the community in both real and property taxes, not to mention community spirit in having a major area deteriorate.

Tax Increment financing has given downtown Missoula new optimism and life for the future. Our Urban Renewal Agency has encouraged new development in the area. A new hotel-convention center and a large office building are being built as well as major expansion of two existing motels. In addition, several other projects are on the drawing board. This creates jobs in addition to greatly improving the Tax Base of the area. These projects exemplify a working partnership between private and public dollars.

HB407 clarifies and removes the uncertainties that administrative and judicial decisions create with regard to tax increment financing. Currently the 34% rollback of Commercial property assessments could eliminate any increment currently accrued and seriously endangers future success of our program.

Tax increment financing has developed into an effective tool for communities, large and small, to encourage development of specific areas. Passage of HB407 would boost the success of this program in the future.

Sincerely,

Warren Wilcox

Warren Wilcox
President, Missoula
Area Chamber of Commerce

WW/cm





BUTTE-SILVER BOW URBAN REVITALIZATION AGENCY

Courthouse
Butte, Montana 59701
(406) 723-4714 or 723-4713
723-8262 ext. 354

March 10, 1981

Senator Goodover
Senate Taxation Committee
State Capitol
Capitol Station
Helena, Montana 59601

Senator Goodover and Members of the Committee:

The Butte-Silver Bow Urban Revitalization Agency was established in 1979 to rehabilitate and renovate Butte's Urban Renewal Area which consists of our entire central business district and the surrounding neighborhoods. The Montana Urban Renewal Law gives us a framework in which to operate our agency and the tax increment financing provision (included in our urban renewal plan) to provide us with a viable funding source for urban renewal projects. We are very pleased with this method of financing projects within the district as it is dependent on revenues generated within our area. We hope to realize the first increment funds during the next fiscal year.

The Urban Revitalization Agency and the local government of Butte-Silver Bow heartily support House Bill 407. The expansion of allowable activities for which tax increments may be used will provide us with local sources of funding for all of our revitalization activities. This is especially important in light of dwindling Federal aid programs to cities and the growing attitude in many communities that the Federal Government should have less to do with local development projects. HB 407 would allow our Urban Revitalization Agency to engage in facade improvement programs, economic development and energy conservation activities which are all crucial to Butte-Silver Bow's redevelopment success.

We are especially interested in the provision included in HB 407 which will adjust our frozen tax base to allow for individual tax appeals. Property owners within our Urban Renewal District have, in 40 cases (1980) appealed their property taxes up to an allowable 34%. Despite the fact that 17 new businesses have come into our renewal area in the last year and a number of other establishments have either expanded within the area or moved from other sections of our community we are anticipating some problems as a result of tax appeals. We understand that taxes do present a hardship to building owners in economically depressed areas but we must realize that some increase in our tax base



is necessary to reverse an overall downward trend. HB 407 would allow communities to adjust their frozen or base year to reflect administrative roll backs in property taxes. In this manner property owners can continue to get some tax relief but their community can also benefit to some extent when any improvements are made which result in an increased taxable value.

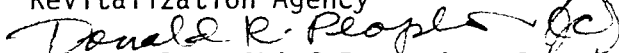
We therefore strongly endorse HB 407 and would be happy to provide any additional data which may aid your decision making process.

Thank you for this opportunity to express our concerns.

Sincerely,



Rick Griffith, Chairperson, Urban
Revitalization Agency



Don Peoples, Chief Executive, Butte
Silver Bow

SECOND HALF RECEIPT
DELINQUENT AFTER
MAY 31, 1981

1980 TAX STATEMENT
CASCADE COUNTY, STATE OF MONTANA
MAIL TO P.O. BOX 2848 - GREAT FALLS, MT. 59403
C.L. "BUCK" O'CONNELL, TREASURER

1980 TAX STATEMENT
CASCADE COUNTY, STATE OF MONTANA
MAIL TO P.O. BOX 2848 - GREAT FALLS, MT. 59403
C.L. "BUCK" O'CONNELL, TREASURER

HALF RECEIPT
DELINQUENT AFTER
NOVEMBER 30, 1980

1980 County TAXES

TAXPAYER'S
COPY

TAXPAYER'S
COPY

27807

27807

PISTORIA PAUL G & KATHRYN M
2421 CENTRAL AV
GR FLS MT 59401 C

PISTORIA PAUL G & KATHRYN M
2421 CENTRAL AV
GR FLS MT 59401 C

Paid - Nov 25, 1980
\$450.50 - Check # 6261.

DESCRIPTION OF PROPERTY				
LOT/SEC.	BLK/TWP.	RGE.	SCHOOL DISTRICT	FILE NUMBER
9	335		1C	

DESCRIPTION OF PROPERTY				
LOT/SEC.	BLK/TWP.	RGE.	SCHOOL DISTRICT	FILE NUMBER
9	335		1C	

TOTAL TAX			
27807	319600		450.50

TOTAL TAX			
27807	319600		450.50

FOLLOWING BREAKDOWN FOR INFORMATION ONLY	
CITY	40.72
COUNTY	29.62
STATE	41.10

FOLLOWING BREAKDOWN FOR INFORMATION ONLY	
CITY	40.72
COUNTY	29.62
STATE	41.10

DESCRIPTION	CODE	TAXABLE	TOTAL TAX	2ND HALF	1ST HALF
REAL PROPERTY		1016	329.86	164.93	164.93
PERSONAL PROPERTY		****	329.86	164.93	164.93
TRANSIT DISTRICT ASSESSMENTS	11400 15000		6.10 114.54	3.05 NONE	3.05 114.54
THIS YEAR 1980 THE CITY DID NOT ITEMIZE EACH SERVICE COST AS IN PREVIOUS YEARS 1977-1979 INSTEAD SHOWS TOTAL LUMP SUM - AS IN ATTACHED CITY SERVICE BILLS. THE PUBLIC DEMAND WANT TO KNOW THE COST FOR EACH SERVICE. I HAVE TO AGREE. Paul G. Pistoria					
TOTAL TAX				167.98	282.52

IN THE 1977-SESSION H.B. 187.
REQUIRED THE COUNTIES TO
ITEMIZE THE TAXES AS SHOWN
ABOVE BY PUBLIC DEMAND.
On 110 H.D. 1111

FOR
4B-763

Attachment 8

FOR H.B. 763 - REC'D - THUR - FEB. 19, 1981

Cascade County

State of Montana

TELEPHONE: (406) 761-5700



Great Falls, Montana 59401

Feb. 14. 1981

Paul Ristoria
House of Representatives
Helena, Mt. 59601

Dear Paul:

I think that H.B. 763 is a step in the right direction. We we send the tax statement out with only City Assessment out, we have a lot of calls wanting to know what our city assessments. I think they should be list of what they are not lump into one big charge. This way we would keep our tax payer informed on what they're being charged for

Sincerely

Charles Hebel

Cascade Co Assessor



SECOND HALF RECEIPT
DELINQUENT AFTER
MAY 31, 1981

1980 TAX STATEMENT
CASCADE COUNTY, STATE OF MONTANA
MAIL TO P.O. BOX 2848 - GREAT FALLS, MT. 59403
C.L. "BUCK" O'CONNELL, TREASURER

1980 TAX STATEMENT
CASCADE COUNTY, STATE OF MONTANA
MAIL TO P.O. BOX 2848 - GREAT FALLS, MT. 59403
C.L. "BUCK" O'CONNELL, TREASURER

HALF RECEIPT
DELINQUENT AFTER
NOVEMBER 30, 1980

TAXPAYER'S
COPY

TAXPAYER'S
COPY

27807

27807

PISTORIA PAUL G & KATHRYN M
2421 CENTRAL AV
GR FLS MT 59401 C

PISTORIA PAUL G & KATHRYN M
2421 CENTRAL AV
GR FLS MT 59401 C

PAID - NOV. 25, 1980
\$450.50 - check # 6261.

DESCRIPTION OF PROPERTY				
LOT/SEC.	BLK/TWP.	RGE.	SCHOOL DISTRICT	FILE NUMBER
9	335		1C	

DESCRIPTION OF PROPERTY				
LOT/SEC.	BLK/TWP.	RGE.	SCHOOL DISTRICT	FILE NUMBER
9	335		1C	

DESCRIPTION	CODE	TAXABLE	TOTAL TAX
REAL PROPERTY		1016	329.86
PERSONAL PROPERTY		****	329.86
TRANSIT DISTRICT	11400		6.10
CITY ASSESSMENTS	15000		114.54

DESCRIPTION	CODE	TAXABLE	TOTAL TAX	2ND HALF	1ST HALF
REAL PROPERTY		1016	329.86	164.93	164.93
PERSONAL PROPERTY		****	329.86	164.93	164.93
TRANSIT DISTRICT	11400		6.10	3.05	3.05
CITY ASSESSMENTS	15000		114.54	114.54	114.54

TOTAL TAX		
27807	319600	450.50
FOLLOWING BREAKDOWN FOR INFORMATION ONLY		
CITY	40.72	53.49
COUNTY	29.62	
STATE	41.10	

TOTAL TAX		
27807	319600	450.50
FOLLOWING BREAKDOWN FOR INFORMATION ONLY		
CITY	40.72	53.49
COUNTY	29.62	
STATE	41.10	

THIS YEAR 1980 THE CITY DID NOT ITEMIZE
EACH SERVICE COST AS IN PREVIOUS YEARS 1977-1979
INSTEAD SHOWS TOTAL LUMP SUM - AS IN ATTACHED CITY
SERVICE BILLS. THE PUBLIC DEMAND WANT TO KNOW THE COST FOR
EACH SERVICE. I HAVE TO AGREE. Paul G. Pistoria

IN THE 1977 SESSION H.B. 187.
REQUIRED THE COUNTIES TO
ITEMIZE THE TAXES AS SHOWN
ABOVE BY PUBLIC DEMAND.
Paul G. Pistoria

FOR
H.B.-763

Attachment 8

CITY TAX NOTICE CITY SERVICES, NOTICE TO PAY 10/17/77 1977 7760
 1977
 CITY OF GREAT FALLS

SPECIAL ASSESSMENTS FOR YEAR JULY 1 1977 THRU JUNE 30 1978 CIVIC CENTER P.O. BOX 2738 - GREAT FALLS, MONTANA 59403

FILE NO.	LOT	SANITATION	BLVD. TREES / ON GREEN BELT	FIRE HYD.	DUST PALLIATIVE	SNOW/WEEDS	TYPE	DIST.	PAY.	PRINCIPAL	INTEREST	TOTAL IMPV.
212870	9	14.32	72.00	4.66	5.53							
		CR	4.42									
			67.58									

AA 335 ADDITION
 \$ Ad. FRI - Nov. 25, 1977 GF
 110.51 - check #4301

ORIGINAL PISTORIA PAUL G & KATHRYN MARIE PARCEL NUMBER 0319600
 2421 CENTRAL AV
 GREAT FALLS, MT 59401
 RETURN STATEMENT COPY WITH REMITTANCE.
 CHECKS ACCEPTED SUBJECT TO CLEARANCE.

CR - SANITATION COLLECTION STRIKE CREDIT

TOTAL AMOUNT DUE 1977 110.51 to the City.

CITY TAX NOTICE CITY SERVICES, NOTICE TO PAY 11/20/78 1978 13968
 1978
 CITY OF GREAT FALLS

SPECIAL ASSESSMENTS FOR YEAR JULY 1 1978 THRU JUNE 30 1979 CIVIC CENTER - GREAT FALLS, MONTANA 59401

FILE NO.	LOT	SANITATION	BLVD. TREES / ON GREEN BELT	FIRE HYD.	CHIP-SEAL SPRINKLING	SNOW/WEEDS	TYPE	DIST.	PAY.	PRINCIPAL	INTEREST	TOTAL IMPV.
212870	9	12.52	72.00	3.67	5.53							
			16.15									

AA 335 ADDITION
 PD - DEC 1978
 \$109.87 by check

ORIGINAL PISTORIA PAUL G & KATHRYN MARIE PARCEL NUMBER 0319600
 2421 CENTRAL AV
 GREAT FALLS, MT 59401
 RETURN STATEMENT COPY WITH REMITTANCE.
 CHECKS ACCEPTED SUBJECT TO CLEARANCE.

TOTAL AMOUNT DUE 1978 109.87 to the City.

FOR
 H.B. 763

Raymond C. Young - Finance Director

FOR H.B. 763 - REC'D - THUR - FEB. 19, 1981

Cascade County

State of Montana

TELEPHONE: (406) 761-6700



Great Falls, Montana 59401

Feb. 14. 1981

Paul Ristoria
House of Representatives
Helena, Mt. 59601

Dear Paul:

I think that H.B. 763 is a step in the right direction. We we send the tax statement out with only City Assessment out, we have a lot of calls wanting to know what our city assessments. I think they should be list of what they are not lump into one big charge. This way we would keep our tax payer informed on what they are being charged for

Sincerely

Charles Hebl

Cascade Co Assessor



STANDING COMMITTEE REPORT

March 11

1981

PRESIDENT:

MR.

TAXATION

We, your committee on

having had under consideration House Bill No. 17

Nordtvedt (Elliott)

Respectfully report as follows: That House Bill No. 17

third reading copy, be amended as follows:

1. TITLE, line 7.

Following: "CORPORATION TAX"

Insert: "; TO CLARIFY THE PERIOD DURING WHICH REFUNDS AND CREDITS MAY BE GRANTED, AND TO PROVIDE FOR EXTENSIONS OF THE PERIOD BY AGREEMENT"

2. TITLE, line 8.

Following: "SECTIONS"

Insert: "15-30-145, 15-30-146,"

Following: "15-30-149"

Insert: ", "

Following: "MCA"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND AN APPLICABILITY DATE"

~~XXXXXX~~

(CONTINUED)

Chairman.

3. Page 1, line 11.

Following: line 10

Insert: "Section 1. Section 15-30-145, MCA, is amended to read:

15-30-145. Revision of return by department - examination of records and persons. (1) If, in the opinion of the department, any return of a taxpayer is in any essential respect incorrect, it may revise such return. If any taxpayer fails to file a return as herein required, the department is authorized to make an estimate of the taxable income of such taxpayer from any information in its possession and to audit and state an account according to such return or the estimate so made by it for the taxes, penalties, and interest due the state from such taxpayer.

(2) ~~Except in the case of a person who, with intent to evade the tax, purposely or knowingly files a false or fraudulent return violating the provisions of this chapter, as provided in 15-30-146:~~

(a) the amount of tax due under any return shall be determined by the department within 5 years after prior to the expiration of the 5-year period beginning on the date the return was made filed; and

(b) the department thereafter shall be barred from revising any such returns the returns or recomputing the tax due thereon, and no proceeding in court for the collection of such tax shall be instituted after the expiration of said the 5-year period, notwithstanding the provisions of 15-30-322. In the case of a person who, with intent to evade the tax, purposely or knowingly files a false or fraudulent return violating the provisions of this chapter, the amount of tax due may be determined at any time after the return is filed and the tax may be collected at any time after it becomes due and, where no return has been filed, the tax may be assessed at any time.

(2)(3) The department, for the purpose of ascertaining the correctness of any return or for the purpose of making an estimate of taxable income of any person where information has been obtained, may also examine or cause to have examined by any agent or representative designated by it for that purpose any books, papers, or records of memoranda bearing upon the matters required to be included in the return and may require the attendance of the person rendering the return or any officer or employee of such person or the attendance of any person having knowledge in the premises and may take testimony and require proof material for its information, with power to administer oaths to such person or persons.

Section 2. Section 15-30-146, MCA, is amended to read:

15-30-146. Rolling Extensions of statute of limitations. (1) The running of the statute of limitations provided for under 15-30-14 shall be suspended during:

(a) any period that the federal statute of limitations for collection adjustment of federal income tax has been suspended plus 1 year when the suspension is:

(CONTINUED)

(1) by written agreement with the internal revenue service signed by the taxpayer; or

(ii) when because the taxpayer has instituted an action which that has the effect of suspending the running of the federal statute of limitations and-for-1-additional-year; or

(b) any period that has been agreed upon by the taxpayer and the department in writing.

(2) If the taxpayer fails to file a record of changes in federal taxable income or an amended return as required by 15-30-304, the statute of limitations shall does not apply begin to run until 5-years-from the date the federal changes become final or the amended federal return was filed.

(3) If the taxpayer omits from gross income an amount properly includable therein which is in excess of 25% of the amount of adjusted gross income stated in the return, the statute-of-limitations-shall-not-apply 5-year period provided for in 15-30-145 is extended for 2 additional years from-the-time-specified-in 15-30-145-

(4) In the case of a person who, with intent to evade the tax, purposely or knowingly files a false or fraudulent return violating the provisions of this chapter, the amount of tax due may be determined and collected at any time after it becomes due. When no return is filed, the tax may be determined and collected at any time.

(5) A taxpayer and the department may agree in writing to any extension or suspension of the 5-year period. To be effective, the agreement must be signed by the taxpayer and the director of the department or the director's designated agent."

Renumber subsequent sections.

4. Amend page 1, line 22 through line 5, page 2.

Following: "(2)"

Strike: line 22 through line 5, page 2, in their entirety

Insert: " (a) A credit or refund under the provisions of this section may be allowed only if, prior to the expiration of the period provided by 15-30-145 and by 15-30-146 during which the department may determine tax liability, the taxpayer files a claim or the department determines there has been an overpayment.

(b) If an overpayment of tax results"

5. Page 5, line 7.

Following: line 6

Insert: " Section 5. Effective date. This act is effective upon passage and approval.

Section 6. Applicability. This act applies to claims for refunds or credits that were made within the time period for submission of claims that is permitted under this act even though the claim may have been submitted after the 5-year period provided in 15-30-146, prior to amendment, had expired".

And, as so amended,

BE CONCURRED IN

PA

PAT M. GOODOVER,

Chairman.

STANDING COMMITTEE REPORT

March 11

81

..... 19

PRESIDENT:

MR.

TAXATION

We, your committee on

having had under consideration House Bill No. 389

M. Hart (Ochsner)

Respectfully report as follows: That House Bill No. 389

third reading copy, be amended as follows:

1. Page 5, line 21.

Folowing: line 20

Insert: "(5) The \$2 for decals collected pursuant to subsection 2(b)(iv)
shall be deposited to the county general fund."

And, as so amended,
BE CONCURRED IN

~~XXXXXX~~
DO PASS

SENATE COMMITTEE TAXATION

Date March 11, 1981 HB Bill No. 389 Time _____

NAME	YES	NO
SEN. McCALLUM (Vice-Chairman)		✓
SEN. BOB BROWN	✓	
SEN. STEVE BROWN		
SEN. CRIPPEN	✓	
SEN. ECK	✓	
SEN. ELLIOTT		✓
SEN. HAGER		✓
SEN. HEALY	✓	
SEN. MANLEY		✓
SEN. NORMAN	✓	
SEN. OCHSNER	✓	
SEN. SEVERSON	✓	
SEN. TOWE	✓	
SEN. GOODOVER (CHAIRMAN)		✓

8 - 5

Betty Dean
Secretary
Motion:

Pat M. Goodover
Chairman

That HB 389 be concurred in, as
amended.

(include enough information on motion--put with yellow copy of committee report.)

STANDING COMMITTEE REPORT

March 11 1981

PRESIDENT:

MR.

TAXATION

We, your committee on

House

351

having had under consideration Bill No.

Kessler (Towe)

House

351

Respectfully report as follows: That Bill No.

third reading copy (blue)

BE CONCURRED IN

DO PASS

[Handwritten signature]

STANDING COMMITTEE REPORT

March 11 81

19.....

MR. **PRESIDENT:**

TAXATION

We, your committee on.....

having had under consideration **House** Bill No. **407**

Cozzens (Towe)

Respectfully report as follows: That..... **House** Bill No. **407**

third reading copy (blue)

MC
BE CONCURRED IN

~~XXXXXX~~
DO PASS