

HOUSE STATE ADMINISTRATION COMMITTEE - January 18, 1983

MINUTES OF THE MEETING OF THE HOUSE STATE ADMINISTRATION COMMITTEE,  
JANUARY 18, 1983.

CHAIRMAN JOE BRAND called the meeting to order at 8:00 a.m. in Room 129 of the Capitol.

HOUSE BILL 167

Chairman Brand called for testimony on House Bill 167 by calling on its sponsor, REPRESENTATIVE JACK SANDS. Rep. Sands said the bulky bill has "not much in it." He said it has a lot to do with the business affairs of the Office of the Secretary of State, and what happens when papers are filed with the Secretary of State. At present, he said, the moving entity has to file two original copies of a particular document. He said the 70 plus pages of the measure allows the moving entity to file one original and one copy of documents. He said in this age of Xerox machines, it is easier to have one original. He also said another change would require that when a corporation wishes to change the location of its office, the president or vice president of the corporation must sign the notice of change of address. The bill would allow "any officer" to sign. Rep. Sands said "that's all the 70 pages does." (EXHIBIT A)

THERE BEING NO FURTHER PROPONENTS TO THE MEASURE BEING HEARD, AND NO OPPONENTS TO HOUSE BILL 167, CHAIRMAN BRAND CALLED FOR QUESTIONS FROM COMMITTEE MEMBERS.

COMMITTEE QUESTIONS

REPRESENTATIVE CHET SOLBERG said that in the process of changing a corporate agent, could an officer sign his own change of office? Rep. Sands said no, the bill would provide only that an officer sign an application for a change of location for the corporation. Rep. Solberg asked about when a corporate agent is changed, can he alone change his designation to himself or to another person. Rep. Sands said that could be done if the corporation is a domestic corporation.

Chairman Brand asked for Christians to please explain the problems as they now exist. Christians said that often the wrong corporate officer signs the forms, resulting in a "waste of time." He said that 35 percent of states do as under the proposed bill.

REPRESENTATIVE KATHLEEN MCBRIDE asked if the requirement of having the President or Vice President of a corporation to sign was to have those officers know who the corporate agent is. Christian said that any officer is simply as responsible for a corporation

MINUTES OF THE MEETING OF THE HOUSE STATE ADMINISTRATION COMMITTEE  
January 18, 1983  
Page Two

as the President or Vice President, and furthermore, if there is going to be fraud, its just as likely to happen anyway.

THERE BEING NO FURTHER QUESTIONS FROM COMMITTEE MEMBERS, CHAIRMAN BRAND CLOSED THE HEARING ON HOUSE BILL 167.

HOUSE BILL 173

Chairman Brand called for the hearing on House Bill 173 by calling on its sponsor, REPRESENTATIVE CLYDE SMITH. Rep. Smith said that House Bill 173 was a money-saver because it would reduce under terms of the law the number of copies of elections laws to be furnished to election precincts. He said the bill would require that only Title 13 be sent to precincts. Rep. Smith introduced a letter from the Legislative Council concerning the problem. He said a cost of about \$36,690 would be avoided by the bill, in addition to the shipping cost by the Secretary of State's office.

Cliff Christians, representing Secretary of State James Waltermire, said Title 13 is a small section of the entire book that is now required to be sent to local precincts. He said much of the current requirement is not relevant to elections. He estimated a savings of \$8,906 per publication. (EXHIBIT A)

NO OTHER PROPONENTS BEING HEARD, AND NO OPPONENTS TO HOUSE BILL 173 BEING HEARD, CHAIRMAN BRAND CALLED FOR QUESTIONS FROM COMMITTEE MEMBERS.

REPRESENTATIVE FRANCIS BARDANOUVE said that he would get one book from the Secretary of State's office and asked if this was the one. Christians said that it was. He said the bill would allow the Secretary of State's office to cut down the mailing to candidates as well.

Rep. McBride asked if the Secretary of State is now required by law to do so, and wouldn't the Secretary of State's office have to change the law. Marian Campbell, representing the Secretary of State's office, said that if the bill passes, Title XIII would fulfill the provisions of both laws.

Rep. McBride asked how the book has gotten so cluttered with other things.

Chairman Brand and Rep. Hand asked if the measure would amount to burdening the local clerks and recorders offices. Christians said there may be a clerk and recorder who wants to photocopy the entire book, and would still be able to under terms of the bill.

MINUTES OF THE MEETING OF THE HOUSE STATE ADMINISTRATION COMMITTEE  
January 18, 1983  
Page Three

THERE BEING NO FURTHER QUESTIONS FROM THE COMMITTEE MEMBERS, CHAIRMAN BRAND CLOSED THE HEARING ON HOUSE BILL 173.

HOUSE BILL 169

Chairman Brand called for testimony about House Bill 169 by calling on its sponsor, REPRESENTATIVE RALPH EUDAILY. Rep. Eudaily said the bill was introduced at the request of the Teachers' Retirement System and would redefine the definition of earned compensation for the purposes of computing retirement benefits. He said the bill would put a handle on the concept of "earned compensation" in order to keep it from having an adverse effect on the retirement system. He deferred to Bob Johnson, Administrator of the Teachers' Retirement System, for further information.

Johnson endorsed Eudaily's remarks, saying that members of the system about ready to retire have found ways to inflate their earned compensation levels for the purposes of the three critical years used to compute retirement benefits. He said, for example, it is often arranged that a member soon to retire will arrange to have compensation for use of an automobile, or for fees for unrelated, extra-curricular activities. Another way is to take into account life insurance arrangements. Johnson said that because the benefits are figured on the three highest years of compensation that are consecutive, or the end of a member's career, the compensation level can be artificially inflated. He said the "imputed taxable value rises dramatically with wages." Johnson said it amounts to a source of unfunded liability to the system and the Legislature has a responsibility to curtail the problem.

Owen Nelson, representative of the Mountana Education Association, said he agreed about increasing the liability support mechanism. He said the MEA believes the benefit should be based on actual income that is actually contributed toward retirement by the system member.

NO OTHER PROPONENTS BEING HEARD, AND NO OPPONENTS BEING HEARD TO HOUSE BILL 169, CHAIRMAN BRAND CALLED FOR QUESTIONS BY COMMITTEE MEMBERS.

Rep. Walter Sales asked how this would work if any action to be taken by the Legislature could not by law be retroactive. Johnson said the measure was, indeed, prospective only, and he said this would not take away benefits from those already earning benefits at a particular level.

REPRESENTATIVE JERRY DRISCOLL raised the question of the matter of compensation for the presidents of various universities for a furnished home and groceries.

MINUTES OF THE MEETING OF THE HOUSE STATE ADMINISTRATION COMMITTEE  
January 18, 1983  
Page Four

REPRESENTATIVE BARDANOUE observed that "this bill is a take-away, not a give-away, right?" Rep. Eudaily agreed that it was. Rep. Bardanoue observed that the bill's summary provided by the Legislative Council researcher was confusing. He said he also shared Rep. Driscoll's concern about the university system's home and groceries. Rep. Bardanoue also observed that "the higher up you are, the less is taken away." Rep. Eudaily said that there are other forms of salary, and that school administrators get more in compensation than teachers.

REPRESENTATIVE JOE HAMMOND asked if the bill would allow extra-curricular activities, for which teachers are paid extra fees, to be counted. Johnson said the bill would take such considerations out.

REPRESENTATIVE GAY HOLLIDAY observed that the legislation is not a class issue, because some teachers, as well as university presidents, get housing. Rep. Eudaily agreed. Rep. Holliday said that teachers in colonies often get food. She asked if teachers in colonies were included as part of the Teachers' Retirement System. Johnson said they would be if the colony schools are public schools.

Rep. Sales observed that some schools in Gallatin County furnish housing.

REPRESENTATIVE LLOYD MCCORMICK noted that no matter what "fringe benefits" are, they all come out of a teacher's pay.

Rep. McBride asked if housing by school districts is considered now in computation of earned compensation for retirement purposes. Johnson said that it is counted as a wage in kind if it is declared by the individual members. "Whether they are paying on it is up to them," Johnson said. Rep. McBride said the matters of a car and life insurance are those taken care of by the bill.

REPRESENTATIVE GLENN MUELLER asked how many teachers have teacherages. Johnson said he did not know.

Chairman Brand observed that some teachers pay rent to school districts when they are provided teacherages.

REPRESENTATIVE FRANCIS KOEHNKE said that districts ought to charge teachers for housing and then raise salaries by the same amount.

Rep. Bardanoue asked what the fiscal impact of the bill would be. Johnson said he was not exactly sure. He said that in the future, it would help the unfunded liability of the system from increasing.

MINUTES OF THE MEETING OF THE HOUSE STATE ADMINISTRATION COMMITTEE  
January 18, 1983  
Page Five

REPRESENTATIVE JOHN RYAN said that in Garfield County, school boards do not charge for teacherages.

Rep. Bardanouve said that when teachers pay for housing, it is not a fringe benefit.

Rep. Driscoll asked how many members of the system claimed teacherages when they retire. Johnson said he did not know because it was not a separate reporting item.

Rep. Smith asked how the fund is funded. Johnson said that the pension payments are made from contributions and investments of the capital. Rep. Smith observed that no money is paid in by the members for life insurance and housing. He asked, "What's the problem if contributions are made?" Johnson said that typically, these contributions are made only for a period of three years in order to increase retirement benefits.

Rep. Holliday asked that if the bill passes and housing is considered a valid consideration, could the reporting system be changed to reflect teacherages. Johnson said it could.

THERE BEING NO FURTHER QUESTIONS FROM COMMITTEE MEMBERS, CHAIRMAN BRAND CLOSED THE HEARING ON HOUSE BILL 169.

EXECUTIVE SESSION

Chairman Brand brought the committee into Executive Session by calling for a motion on House Bill 169.

Rep. Holliday asked if more research was needed on the measure. Chairman Brand asked committee members if they would prefer that a subcommittee be appointed. Rep. Holliday said she would prefer to see language to cap the housing factor used by some members of the system. Rep. Hand said he wanted to pull the college presidents out of the measure as well. Rep. Bardanouve said that would be unfair to college presidents. Chairman Brand said a \$150 cap should be put on housing issues to take care of the problems. Chairman Brand asked if the committee wished to defer to Legislative Council researcher Lois Menzies for an amendment. Rep. Sales said that if a cap is placed on housing, wouldn't that be another way of encouraging use of the device, thus bringing about more abuse.

Rep. Driscoll said that a lot of teachers in the smaller schools do not know about the cost of housing and the fact that it can be used.

Rep. Solberg said he did not think that the cap would accomplish what the committee intends; he said the highly paid teachers and administrators would demand more salary and that in the long run salary payments would be higher.

MINUTES OF THE MEETING OF THE HOUSE STATE ADMINISTRATION COMMITTEE  
January 18, 1983  
Page Six

Chairman Brand said the problem is that some members are using the last three years of their service to boost retirement payments out of proportion to what they are entitled to during their periods of contribution to the system.

Rep. Smith suggested putting a \$150 cap on housing issues in order to persuade more system members to pay income taxes on the housing benefit they receive.

Rep. Holliday MOVED to have an amendment drawn to place a cap of \$150 on housing factors. Rep. Koehnke SECONDED.

Rep. Bardanouve said he was not sure that \$150 is a fair figure. Rep. Sales said the way to solve the problem is to change the three-year period for computation of benefits to 20 years and "not worry about it."

Rep. Hand MOVED a substitute motion for a \$150 cap. Chairman Brand reminded him that that was the motion.

The questions was called and the motion carried by voice vote, Reps. Sales, Mueller, and Hand voting "no."

HOUSE BILL 167

Rep. Sales MOVED DO PASS. Rep. Mueller SECONDED. The question was called and the motion carried by unanimous voice vote.

HOUSE BILL 173

Rep. Bardanouve MOVED DO PASS Rep. Sales SECONDED. The question was called and the MOTION CARRIED by unanimous voice vote.

HOUSE BILL 154

Rep. Driscoll MOVED to adopt all amendments. Rep. Hammond SECONDED.

Chairman Brand answered a question by Rep. McBride that the State Lands Department agrees with the amendment.

The question was called and the MOTION CARRIED by unanimous voice vote. The amendment was adopted.

Rep. Hammond MOVED DO PASS House Bill 154 as amended. Rep. Smith seconded. The question was called and the MOTION CARRIED by unanimous voice vote.

MINUTES OF THE MEETING OF THE HOUSE STATE ADMINISTRATION COMMITTEE  
January 18, 1983  
Page Seven

HOUSE BILL 155

Rep. Smith MOVED to adopt the amendments as presented. Rep. Mueller SECONDED.

Rep. McBride asked if the title needed to be expanded. Legislative researcher Lois Menzies said it did not.

The question was called for and the MOTION CARRIED by unanimous voice vote. The amendments were accepted as presented.

Rep. Solberg MOVED DO PASS AS AMENDED. Rep. John Phillips SECONDED. The question being called, the MOTION CARRIED by unanimous voice vote.

HOUSE BILL 79

Chairman Brand noted the committee would handle HB 79 tomorrow.

HOUSE BILL 141

Rep. Gay Holliday said that she believed the committee should endorse full funding of the purchase of military time by the employee.

Legislative Researcher Lois Menzies noted that two fiscal notes were coming for the bill.

Rep. Bardanouve warned committee members to be careful about burdening the Fish and Game Retirement Fund.

Chairman Brand noted, "We bailed them out before."

Legislative Researcher Menzies noted that if the benefits are fully funded by employees a fiscal note would not be needed.

Rep. Mueller MOVED to accept the amendments. Rep. Hammond SECONDED. Rep. Bardanouve observed the benefits to be provided by the bills were fair and were not "freebies."

Rep. Driscoll noted that should a member of a system choose to take advantage of the buy-out option it would cost from \$3,500 to \$4,000 for each year of service. "Who can afford that?" he asked.

The question being called, the MOTION CARRIED by voice vote. Rep. Holliday voting "no."

Rep. Holliday MOVED DO PASS AS AMENDED. Rep. Koehnke SECONDED. The question being called, the MOTION CARRIED by unanimous voice vote.

MINUTES OF THE MEETING OF THE HOUSE STATE ADMINISTRATION COMMITTEE  
January 18, 1983  
Page Eight

HOUSE BILL 57

Chairman Brand called the measure "a \$5 million baby."

Rep. Mueller MOVED DO NOT PASS. Rep. Solberg SECONDED.

Chairman Brand noted that REPRESENTATIVE BOB PAVLOVICH, the sponsor, wished to save the bill somehow. Chairman Brand said the measure represented a "big financial burden." He said that "Bob tried to make Vietnam Vets the same as with the Teachers' Retirement." But he said the Teachers' Retirement System is different than the PERS, which Rep. Pavlovich seeks to accomplish. Chairman Brand said that's the problem and that's why it would cost \$5 million.

REPRESENTATIVE O'CONNELL asked if now may Vietnam Veterans purchase their time. Chairman Brand confirmed they could. "This bill says they get their money back," Chairman Brand said.

Rep. McBride questioned, and Legislative Researcher Menzies responded, that the PERS system does not distinguish between wars as does the Teachers' Retirement System.

The question being called, the MOTION CARRIED by voice vote. The bill did not pass. Voting "no" were Reps. O'Connell, Phillips, McCormick, Driscoll and McBride.

REPRESENTATIVE MUELLER MOVED ADJOURNMENT. REP. SMITH SECONDED.  
THE MOTION WAS APPROVED BY UNANIMOUS VOICE VOTE.

  
\_\_\_\_\_  
REP. JOE BRAND, Chairman



# STANDING COMMITTEE REPORT

JANUARY 18,

19 83

MR. SPEAKER

## STATE ADMINISTRATION

We, your committee on .....

## HOUSE

having had under consideration ..... Bill No. **167**

first reading only ( white )  
Color

"AN ACT TO AMEND AND GENERALLY REVISE THE LAWS RELATED TO THE FILING OF DUPLICATE ORIGINALS OF DOCUMENTS WITH THE SECRETARY OF STATE; AMENDING SECTIONS 30-13-204, 30-13-207, 30-13-208, 30-13-210, 30-13-212, 30-13-311, 30-13-312, 30-13-314 THROUGH 30-13-316, 35-1-201, 35-1-203, 35-1-209, 35-1-40, 35-1-212, 35-1-213, 35-1-306, 35-1-602, 35-1-612, 35-1-804, 35-1-95, 35-1-901 THROUGH 35-1-904, 35-1-907 THROUGH 35-1-909, 35-1-911, 35-1-912, 35-1-1008, 35-1-1009, 35-1-1011, 35-1-1013, 35-1-1018, 35-2-201, 35-2-203, 35-2-208 THROUGH 35-2-210, 35-2-303, 35-2-60, 35-2-705, 35-2-706, 35-2-807, 35-2-808, 35-2-810, 35-2-812, 35-2-1, 35-2-1201, 35-6-201, 35-12-606, 35-12-1302, 35-12-1303, AND 35-17-2 MCA."

Respectfully report as follows: That HOUSE BILL No. 167

DO PASS

# STANDING COMMITTEE REPORT

JANUARY 18,

83

19.....

**SPEAKER**

MR. ....

**STATE ADMINISTRATION**

We, your committee on .....

**HOUSE**

**173**

Bill No. ....

having had under consideration .....

**first**

reading ( **white** )  
Clerk

"AN ACT AMENDING SECTION 13-12101, MCA, TO REQUIRE THAT THE  
ELECTION LAWS TO BE FURNISHED TO ELECTION PRECINCTS INCLUDE  
ONLY TITLE 13, MCA."

**HOUSE**

**173**

Respectfully report as follows: That .....

Bill No. ....

DO PASS

# STANDING COMMITTEE REPORT

JANUARY 18,

83

19.....

## SPEAKER

MR. ....

## STATE ADMINISTRATION

We, your committee on .....

## HOUSE

154

having had under consideration ..... Bill No. ....

first

white

reading copy ( ..... )  
color

"AN ACT TO PROVIDE THAT THE COMMISSIONER OF STATE LANDS MAY APPOINT  
AN ARBITRATOR TO ASCERTAIN THE VALUE OF IMPROVEMENTS ON STATE LAND  
WHEN ANY PARTY REFUSES TO DO SO; AMENDING SECTION 77-6-306, MCA."

## HOUSE

154

Respectfully report as follows: That ..... Bill No. ....

be amended as follows:

1. Title, line 8.

Following: " ; "

Insert: "TO PERMIT A DECISION BY THE DEPARTMENT OF STATE LANDS  
ASCERTAINING THE VALUE OF IMPROVEMENTS TO BE APPEALED  
TO THE DISTRICT COURT;"

2. Page 2, line 9.

Following: "and"

Insert: ", except as provided in subsection (4)."

3. Page 2, line 12.

Following: "demand."

Insert: "(4) If either party is dissatisfied with valuation  
fixed by the department, he may within 30 days after receipt

XXXXXX  
DO PASS

JANUARY 13,

93  
19.....

of the department's decision petition the district court in the county in which the majority of the state land is located of the district court of Lewis and Clark County for judicial review of the decision."

AND AS AMENDED

DO PASS

# STANDING COMMITTEE REPORT

January 18, 1983  
Page 1 of 1

January 18,

83  
19

MR. **SPEAKER**

We, your committee on **STATE ADMINISTRATION**

having had under consideration **HOUSE** Bill No. **155**

"AN ACT TO PROVIDE FOR AN ARBITRATION PROCESS WHENEVER A STATE  
LESSEE AND A PARTY RECEIVING A RIGHT-OF-WAY EASEMENT ARE UNABLE  
TO AGREE ON THE VALUE OF THE DAMAGES RESULTING FROM SUCH EASEMENT;  
AMENDING SECTION 77-2-107, MCA."

Respectfully report as follows: That **HOUSE** Bill No. **155**

**BE AMENDED AS FOLLOWS:**

1. Page 2, line 21.

Following: "and"

Insert: ", except as provided in subsection (e),"

2. Page 2, line 25.

Following: "demand."

Insert: "(e) If either party is dissatisfied with the valuation  
fixed by the department, he may within 30 days after  
receipt of the department's decision petition the  
district court in the county in which the majority of  
the state land is located or the district court in Lewis  
and Clark County for judicial review of the decision."

~~DELETED~~

**AND AS AMENDED  
DO PASS**

# STANDING COMMITTEE REPORT

PAGE ONE OF TWO

JANUARY 18,

83

19

MR. **SPEAKER**

## STATE ADMINISTRATION

We, your committee on .....

HOUSE

141

having had under consideration ..... Bill No. ....

**first**

reading copy ( **white** )  
color

"AN ACT ALLOWING GAME WARDENS TO QUALIFY ACTIVE SERVICE IN THE  
ARMED FORCES FOR RETIREMENT PURPOSES; AND PROVIDING AN IMMEDIATE  
EFFECTIVE DATE."

HOUSE

141

Respectfully report as follows: That ..... Bill No. ....

be amended as follows:

1. Page 1, line 10.

Following: "with"

Strike: "10"

Insert: "151"

2. Page 1, line 19.

Following: "fund the"

Strike: "amount"

Insert: "actuarial cost of granting the service"

XXXXXX  
DO PASS

JANUARY 18,

19 83

3. Page 1, line 19.  
Following: "board"  
Strike: "to be"

4. Page 1, line 20.  
Following: line 19.  
Strike: "due"

5. Page 1, line 21.  
Following: "his"  
Strike: "11th"  
Insert: "16th"

6. Page 2, line 1.  
Following: "of"  
Strike: "10"  
Insert: "15"

7. Page 2, lines 2 through 11.  
Strike: subsection (2) in its entirety.

AND AS AMENDED

DO PASS

# STANDING COMMITTEE REPORT

JANUARY 18,

83

19

MR. SPEAKER

We, your committee on STATE ADMINISTRATION

having had under consideration HOUSE Bill No. 57

first reading copy (white)

"AN ACT TO PROVIDE VETERANS OF WORLD WAR II AND THE KOREAN AND VIETNAM CONFLICTS SERVICE CREDITS FOR THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM COMPARABLE TO CREDIT GRANTED FOR MILITARY SERVICE UNDER THE TEACHERS' RETIREMENT SYSTEM; PROVIDING FUNDING FOR THESE CREDITS THROUGH EMPLOYER CONTRIBUTIONS; AMENDING SECTIONS 19-3-503 AND 19-3-801, MCA; AND PROVIDING AN EFFECTIVE DATE."

Respectfully report as follows: That HOUSE Bill No. 57

DO PASS NOT PASS





# Montana Legislative Council

State Capitol  
Helena, MT. 59620

(406) 449-3064

**DIANA S. DOWLING**  
EXECUTIVE DIRECTOR  
CODE COMMISSIONER

**ELEANOR ECK**  
ADMINISTRATIVE ASSISTANT

**ROBERTA MOODY**  
DIRECTOR, LEGISLATIVE SERVICES

**ROBERT PERSON**  
DIRECTOR, RESEARCH

**SHAROLE CONNELLY**  
DIRECTOR, ACCOUNTING DIVISION

**ROBERT C. PYFER**  
DIRECTOR, LEGAL SERVICES

## SENATE MEMBERS

**PAT M. GOODOVER**  
CHAIRMAN

**CARROLL GRAHAM**

**JOSEPH P. MAZUREK**

**JESSE O'HARA**

## HOUSE MEMBERS

**JOHN VINCENT**  
VICE CHAIRMAN

**REX MANUEL**

**BURT L. HURWITZ**

**BOBBY SPILKER**

December 17, 1981

Hon. Jim Waltermire  
Secretary of State  
State Capitol  
Helena, Montana 59620

Dear Mr. Waltermire:

I understand that because of faulty records and/or changes in personnel, etc., your office had difficulty in budgeting for the 1981 publication of the election laws required by 13-12-101. At its meeting December 15, 1981, the Legislative Council agreed to absorb Council staff wages and Department of Administration computer costs involved with this project, but requested that I let you know exactly what those costs were so that you can properly budget for this in 1983. The members of the Council also suggested that the Legislature would be very interested in your opinion as to whether or not the publication is needed and, if so, worth the exorbitant price. One suggestion that struck me as perhaps worth pursuing, since the Code is widely available at county offices, libraries, etc., was that the Secretary of State merely list the section numbers and catchlines of the laws involved with perhaps an accompanying index.

In addition to the charges paid to the printer by your office, which I understand will be over \$14,000 this year, and the \$4,187.71 charged by Data Retrieval to produce camera-ready copy at \$6.42 per page, the following costs were incurred by this office and should be considered a cost of producing the election laws.

Hon. Jim Waltermire  
December 17, 1981  
Page 2

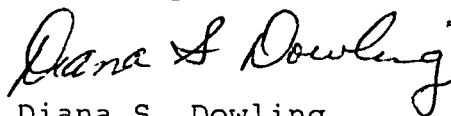
Terminal Operator time - 27 hrs. @ \$6/hr.	\$ 162.00
Computer time (Council has paid Dept. of Admin.)	2,916.83
Indexer - 51 hrs. @ \$8.413/hr.	428.91
Indexing Technician - 22 hrs. @ \$8.30/hr	<u>182.60</u>
Total	\$3,690.34

Of course, you will have distribution charges in addition to all of the above. By printing the Code on 35 lb. paper rather than 50 lb., the Council has saved quite a sum in postage. However, I don't think there is a printer in the state who would, or could, bid on a job calling for 35 lb. paper.

I also should mention that the Superintendent of Public Instruction made arrangements with our 1981 printer, W. C. Brown Company in Dubuque, Iowa, to use plates made for the Code printing in printing the school laws. This eliminates the charges for computer time and for production of camera-ready copy (almost \$8,000 in your case). However, since the election laws come from so many different areas, the printer might not be willing to do such an extensive "cut and paste" job on the camera-ready copy, but you might wish to communicate with the Council printer in 1983. (If your publication involved only one title, you could borrow the Council's camera-ready copy at no cost and have it printed, but this copy can't be cut up, rearranged, etc., and it is not available for use until after the Codes are printed. (This year that date was mid-November.)

I hope this letter will be of assistance to your staff in preparing for the 1983 election law publication.

Sincerely,



Diana S. Dowling  
Executive Director

DSD:ee

## STATE OF MONTANA

REQUEST NO. 121-83

## FISCAL NOTE

Form BD-15

In compliance with a written request received 15 January, 19 83, there is hereby submitted a Fiscal Note for House Bill 173 pursuant to Title 5, Chapter 4, Part 2 of the Montana Code Annotated (MCA).

Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

## Description of Proposed Legislation:

Proposal would limit copies to election laws supplied to election administrators under 13-12-101, MCA to those laws contained in Title 13, MCA.

## Assumptions:

1. Number of pages in Title 13, MCA remains approximately the same as present.
2. Camera-ready copy of Title 13, MCA available from Legislative Council at no cost per correspondence from Diana Dowling, Executive Director

## FISCAL IMPACT:

	<u>FY84</u>	<u>FY85</u>
Expenditures under current laws	\$25,344	\$-0-
Expenditures under anticipated law	16,433	-0-
DECREASE	\$ 8,906	-0-

NOTE: Executive Budget request for agency assumes passage of this bill.

BUDGET DIRECTOR

Office of Budget and Program Planning

Date: \_\_\_\_\_

EXHIBIT A  
HOUSE BILL 173  
JANUARY 18, 1983

# FISCAL NOTE WORKSHEET

124-83

Form BD-14

01-17-83

Seid's State

Agency or Unit

**A Fiscal Note estimate and statement are requested for:**

Amended S.B.

Amended H.B.

Date of Amendment

I. Estimated Effect on Revenue and/or Expenditures  (List in Detail)	Fiscal Year 1987-88			Fiscal Year 1988-89		
	Estimated Amount Under Current Law	Estimated Amount Under Proposed Law	Estimated Increase (Decrease)	Estimated Amount Under Current Law	Estimated Amount Under Proposed Law	Estimated Increase (Decrease)
A. Effect on Revenue By Source:						
TOTAL REVENUE						
B. Effect on Expenditures by Category:						
Personal Services						
Operating Expenses	25,344	16,438	(8906)	-0-	-0-	-0-
Capital Outlay						
Local Assistance, Grants						
Benefits & Claims						
TOTAL EXPENDITURES						
NET EFFECT (A less B)	25,344	16,438	(8906)	-0-	-0-	-0-
C. Fund Information:						
General Fund						
Other (describe)						

## STATE OF MONTANA

REQUEST NO. \_\_\_\_\_

## FISCAL NOTE WORKSHEET

Form BD-14

(Office of Budget and Program Planning Use Only)

## II. ASSUMPTIONS USED IN OBTAINING ESTIMATES: (Please list clearly and in detail; use extra sheets if necessary)

List assumptions made during preparation of the fiscal note. If certain costs associated with the proposed legislation can be absorbed without additional funds, indicate this as an assumption. If no dollar estimates have been presented, list reasons in this space.

1. Number of pages in Title 13, MCA remains approximately the same as present.
2. Camera-ready copy of Title 13, MCA available from Legislative Council at no cost per correspondence from Diana Dowling, Executive Director.

## III. DERIVATION OF ESTIMATES:

Show basic calculations or provide a brief description of the techniques used to obtain estimates; also, cite sources of basic data used for projections.

	<u>Current</u>	<u>Proposed</u>
Data Processing Services	\$7976 (1)	-0-
Contracted services from Legislative Council	930 (1)	-0-
Printing	16438	\$16438
TOTAL		

1. Estimates of D.P. services and contracted services per correspondence with Diana Dowling, 12/17/81
2. Reduction in number of pages would result in "minimal" decrease in estimated per unit cost according to discussion with printer

## STATE OF MONTANA

REQUEST NO. \_\_\_\_\_

Form BD-14

## FISCAL NOTE WORKSHEET

(Office of Budget and Program Planning Use Only)

## IV. AFFECT ON COUNTY OR OTHER LOCAL REVENUE OR EXPENDITURES:

Provide an estimate of the local impact.

None Anticipated

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

Use this space to describe any potentially significant effects the proposed legislation might have on expenditures and/or revenues for fiscal years subsequent to FY 1983 ; give quantitative estimates whenever possible.

None Anticipated

## VI. TECHNICAL OR MECHANICAL DEFECTS OR CONFLICTS WITH EXISTING LEGISLATION:

Explain.

None Apparent.

Agency Representative who Prepared Estimates:

(Name)

Exec. Asst.

3804

(Title)

(Phone No)

(Date)

Received \_\_\_\_\_

Analyzed by \_\_\_\_\_

Fiscal Note by \_\_\_\_\_

Date \_\_\_\_\_