

1  
2 INTRODUCED BY House BILL NO. 285  
Balderson R. Johnson

3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEYS TO  
5 VARIOUS STATE AGENCIES FOR THE BIENNIUM ENDING JUNE 30,  
6 1977."  
7

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 Section 1. For the purposes of this act, unless  
10 otherwise stated:

11 (1) "Agency" includes all state offices, departments,  
12 divisions, boards, commissions, councils, committees,  
13 institutions, and other entities or instrumentalities of the  
14 executive branch, offices of the judicial branch, and  
15 offices of the legislative branch of state government.

16 (2) "Program" means a combination of planned efforts  
17 to provide a service.

18 (3) "Approved budget amendment" means approval of a  
19 request submitted through the budget director by the  
20 governor, or his designated representative, for executive  
21 branch agencies; by the chief justice of the supreme court  
22 for judicial branch agencies; and by the appropriate  
23 legislative committees for legislative branch agencies, to:

24 (a) obtain financing for a new or expanded program  
25 from funds which were not available for consideration by the

1 legislature but which have become available from a source  
2 other than the state's general fund; or

3 (b) transfer appropriations, including general fund  
4 appropriations, between programs within a state agency; or

5 (c) expend remaining balances of the first fiscal year  
6 appropriations, including general fund appropriations,  
7 during the second fiscal year of the biennium.

8 Section 2. The appropriations contained in this act  
9 are intended to provide only necessary and ordinary  
10 expenditures for the year for which the appropriations are  
11 made. The unexpended balance of any appropriation shall  
12 revert to the fund from which it was appropriated. In case  
13 of necessity, an appropriation not expended during the first  
14 fiscal year of the biennium may be expended during the  
15 second fiscal year by approved budget amendment.

16 Section 3. The appropriations in this act are intended  
17 to provide for all expenditures for:

18 (1) personal services;

19 (2) all other ordinary and necessary expenditures for  
20 the operation of the agency and the program to which the  
21 appropriation applies;

22 (3) repairs and maintenance, other than major  
23 alterations of existing buildings; and

24 (4) the purchase or replacement of capital items other  
25 than expenditures for the construction, improvement, or

INTRODUCED BILL

1 furnishing of buildings or purchase of buildings or land  
2 unless specifically authorized.

3 Section 4. Financing for new or expanded programs from  
4 sources other than general fund may be made available by  
5 approved budget amendment.

6 Section 5. Each agency shall submit to the budget  
7 director on or before July 1 of each fiscal year, an  
8 operational plan within the limits of appropriations which  
9 includes the position and salary of all officers and  
10 employees. The salary of the chief administrator of each  
11 agency shall be determined by the appointing authority.  
12 Informational copies of operational plan changes shall be  
13 submitted to the budget director.

14 Section 6. No new program may be established and no  
15 existing program may be expanded beyond the scope of the  
16 programs approved by the legislature in the 1977 biennial  
17 budget, unless the new program or the program expansion and  
18 its method of financing is approved by the governor or his  
19 designated representative, after presentation through the  
20 budget director.

21 Section 7. Transfers of appropriated funds between  
22 programs of an agency may be made only by an approved budget  
23 amendment.

24 Section 8. If the operation of a state agency is  
25 financed by an appropriation or appropriations from the

1 general fund as well as by appropriation from other sources,  
2 the funds provided by appropriation from the general fund  
3 shall be decreased by the amount that the funds received  
4 from other sources exceeds the amount from other sources  
5 appropriated by the legislature in the 1977 biennial budget,  
6 provided that:

7 (1) the decrease does not jeopardize the receipt of  
8 the funds to be received from other sources; and

9 (2) the additional funds are to be expended for a new  
10 or expanded program approved as provided in this act.

11 Section 9. When an agency receives federal funds as a  
12 reimbursement for the cost of administering a federal  
13 program and this cost was financed by a general fund  
14 appropriation, the cost must be transferred from the general  
15 fund to the federal and private revenue fund.

16 Section 10. The governor may reduce any appropriation  
17 by not more than fifteen percent (15%) except appropriations  
18 for:

19 (1) payment of interest and retirement of the state  
20 debt;

21 (2) operation of the legislature;

22 (3) public schools;

23 (4) the judiciary; or

24 (5) salaries of elected officials, during their term  
25 of office.

1 Section 11. If any section, subsection, sentence,  
 2 clause, or phrase of this act is for any reason held  
 3 unconstitutional, such decision shall not affect the  
 4 validity of the remaining portions of this act.

5 Section 12. The provisions set forth in this section  
 6 are limitations on the appropriations made in this act,  
 7 provided, however, that these limitations do not apply to  
 8 the distribution of public funds under the superintendent of  
 9 public instruction. It is the purpose of the legislature in  
 10 enacting this bill only to appropriate funds and to restrict  
 11 and limit by its provisions the amount and conditions under  
 12 which the appropriations can be expended. Except as  
 13 otherwise provided in this act, the expenditures of  
 14 appropriations are hereby subject to the following general  
 15 and specific provisions:

16 (1) All expenditures of funds appropriated by this act  
 17 for purpose of travel, transportation, and vacation and sick  
 18 leave are subject to the provisions of law expressed in  
 19 Title 59, R.C.M. 1947.

20 (2) All expenditures of funds appropriated by this act  
 21 for the purchase of property, materials, and supplies are  
 22 subject to the provisions of law expressed in Title 82,  
 23 chapter 19, R.C.M. 1947.

24 (3) All expenditures of funds appropriated by this act  
 25 shall be made in accordance with the provisions of section

1 82-109, R.C.M. 1947, which specifies that expenditures shall  
 2 be applied against non-general fund moneys before general  
 3 fund moneys.

4 (4) All moneys collected or received by agencies  
 5 subject to this act from any source whatsoever, including  
 6 federal grants for research and operations, shall be  
 7 deposited in the state treasury pursuant to provisions of  
 8 Title 79, R.C.M. 1947, except that the department of  
 9 administration may, pursuant to section 79-603, R.C.M. 1947,  
 10 permit any agency subject to this act to retain in its  
 11 possession moneys that would otherwise be deposited in the  
 12 state treasury.

13 (5) All expenditures of funds appropriated by this act  
 14 shall be reported and accounted for in accordance with  
 15 procedures and systems established by the department of  
 16 administration pursuant to section 82-110, R.C.M. 1947.

17 Section 13. The following moneys are appropriated for  
 18 the biennium ending June 30, 1977:

	For Fiscal	For Fiscal
	Year Ending	Year Ending
	6/30/76	6/30/77
22 BOARD OF PUBLIC EDUCATION		
23 Administration program		
24 From the general fund	\$ 29,554	\$ 31,651
25 Total	<u>29,554</u>	<u>31,651</u>

*HB 285*

1	SCHOOL FOR THE DEAF AND BLIND		
2	Administration program		
3	From the general fund	86,092	90,771
4	General services program		
5	From the general fund	143,509	153,795
6	Education program		
7	From the general fund	508,151	575,181
8	From the federal and private revenue		
9	fund		
10	04027 Deaf and blind FPRA	289,498	312,107
11	04303 Deaf and blind interest and		
12	income FPRA	76,965	55,632
13	Care and custody program		
14	From the general fund	<u>222,255</u>	<u>240,694</u>
15	Total	<u>1,326,470</u>	<u>1,428,180</u>
16	MONTANA ARTS COUNCIL		
17	Promotion of the arts program		
18	From the general fund	46,982	65,012
19	From the federal and private revenue fund		
20	04800 Montana arts council		
21	FPRA	<u>28,740</u>	<u>15,145</u>
22	Total	<u>75,722</u>	<u>80,157</u>
23	LIBRARY COMMISSION		
24	General library services program		
25	From the general fund	206,012	203,959

1	Library networks program		
2	From the general fund	82,040	84,837
3	Institutional library services		
4	program		
5	From the general fund	86,635	91,122
6	Library services for the physically		
7	handicapped program		
8	From the general fund	90,731	95,260
9	Administration program		
10	From the general fund	<u>48,015</u>	<u>51,927</u>
11	Total	<u>513,433</u>	<u>527,125</u>
12	MONTANA ADVISORY COUNCIL FOR VOCATIONAL		
13	EDUCATION		
14	Administration program		
15	From the general fund	31,948	35,865
16	From the federal and private revenue		
17	fund		
18	04471 Advisory council for		
19	vocational education FPRA	<u>36,171</u>	<u>34,047</u>
20	Total	<u>68,119</u>	<u>69,912</u>
21	HISTORICAL SOCIETY BOARD OF TRUSTEES		
22	Administration program		
23	From the general fund	84,295	90,847
24	Library and archives program		
25	From the general fund	137,954	151,741

1	From the federal and private revenue		
2	fund		
3	04011 Montana historical society		
4	donations FPRA	4,815	0
5	Museum and galleries program		
6	From the general fund	35,938	44,430
7	From the earmarked revenue fund		
8	02182 Historical society ERA	22,096	22,656
9	From the federal and private revenue		
10	fund		
11	04011 Montana historical society		
12	donations FPRA	2,168	2,292
13	04824 Historical society Libby		
14	gam FPRA	23,181	18,777
15	Magazine program		
16	From the revolving fund		
17	07076 Historical society RA	126,803	134,817
18	Merchandising program		
19	From the revolving fund		
20	07076 Historical society RA	<u>250,955</u>	<u>259,773</u>
21	Total	<u>688,205</u>	<u>725,333</u>
22	EDUCATIONAL BROADCASTING COMMISSION		
23	Administration program		
24	From the general fund	<u>951,948</u>	<u>1,037,194</u>
25	Total	<u>951,948</u>	<u>1,037,194</u>

1	BICENTENNIAL ADMINISTRATION		
2	Bicentennial commemoration program		
3	From the general fund	450,000	0
4	From the federal and private revenue		
5	fund		
6	04122 Bicentennial administration		
7	FPRA	<u>92,125</u>	<u>54,277</u>
8	Total	<u>542,125</u>	<u>54,277</u>

-End-

HB 285

SECOND READING

MISSING

## 1 HOUSE BILL NO. 285

2 INTRODUCED BY BARDANOUVE, JACOBSEN

3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEYS TO  
5 VARIOUS STATE AGENCIES FOR THE BIENNIUM ENDING JUNE 30,  
6 1977."

7  
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 Section 1. For the purposes of this act, unless  
10 otherwise stated:

11 (1) "Agency" includes all state offices, departments,  
12 divisions, boards, commissions, councils, committees,  
13 institutions, and other entities or instrumentalities of the  
14 executive branch, offices of the judicial branch, and  
15 offices of the legislative branch of state government.

16 (2) "Program" means a ~~combination-of-planned-efforts~~  
17 ~~to-provide-a-service~~ GOVERNMENTAL ENTITY DESIGNATED IN THIS  
18 ACT.

19 (3) "Approved budget amendment" means approval of a  
20 request submitted through the budget director by the  
21 governor, or his designated representative, for executive  
22 branch agencies; by the chief justice of the supreme court  
23 for judicial branch agencies; and by the appropriate  
24 legislative committees for legislative branch agencies, to:

25 (a) obtain financing for a new or expanded program

1 from funds which were not available for consideration by the  
2 legislature but which have become available from a source  
3 other than the state's general fund AND OTHER THAN RECEIPTS  
4 TO THE STATE FROM THE UNITED STATES GOVERNMENT MADE  
5 AVAILABLE UNDER THE PROVISIONS OF THE STATE AND LOCAL FISCAL  
6 ASSISTANCE ACT OF 1972 OR ANY SPECIAL REVENUE SHARING  
7 PROGRAM ENACTED BY CONGRESS; or

8 (b) transfer appropriations, including general fund  
9 appropriations, between programs within a state agency; or

10 (c) expend remaining balances of the first fiscal year  
11 appropriations, including general fund appropriations,  
12 during the second fiscal year of the biennium.

13 IN APPROVING A BUDGET AMENDMENT, THE APPROVING  
14 AUTHORITY SHALL CERTIFY

15 (I) SPECIFIC ADDITIONAL SERVICES TO BE PROVIDED AS A  
16 RESULT OF A HIGHER EXPENDITURE LEVEL;

17 (II) THAT NO OTHER ALTERNATIVE IS AVAILABLE TO PROVIDE  
18 THE ADDITIONAL SERVICES;

19 (III) THAT THE ADDITIONAL PROPOSED SERVICES HAVE NOT  
20 BEEN CONSIDERED AND REJECTED BY THE LEGISLATURE; AND

21 (IV) THAT NO COMMITMENT, IMPLIED OR OTHERWISE, IS MADE  
22 FOR INCREASED FUTURE GENERAL FUND SUPPORT.

23 Section 2. The appropriations contained in this act  
24 are intended to provide only necessary and ordinary  
25 expenditures for the year for which the appropriations are

1 made. The unexpended balance of any appropriation shall  
2 revert to the fund from which it was appropriated. In case  
3 of necessity, an appropriation not expended during the first  
4 fiscal year of the biennium may be expended during the  
5 second fiscal year by approved budget amendment.

6 Section 3. The appropriations in this act are intended  
7 to provide for all expenditures for:

- 8 (1) personal services;
- 9 (2) all other ordinary and necessary expenditures for  
10 the operation of the agency and the program to which the  
11 appropriation applies;
- 12 (3) repairs and maintenance, other than major  
13 alterations of existing buildings; and
- 14 (4) the purchase or replacement of capital items other  
15 than expenditures for the construction, improvement, or  
16 furnishing of buildings or purchase of buildings or land  
17 unless specifically authorized.

18 Section 4. Financing for new or expanded programs from  
19 sources other than general fund may be made available by  
20 approved budget amendment.

21 Section 5. Each agency shall submit to the budget  
22 director on or before July 1 of each fiscal year, an  
23 operational plan within the limits of appropriations which  
24 includes the position and salary of all officers and  
25 employees. The salary of the chief administrator of each

1 agency shall be determined by the appointing authority.  
2 Informational copies of operational plan changes shall be  
3 submitted to the budget director.

4 Section 6. No new program may be established and no  
5 existing program may be expanded beyond the scope of the  
6 programs approved by the legislature in the 1977 biennial  
7 budget, unless the new program or the program expansion and  
8 its method of financing is approved by the governor or his  
9 designated representative, after presentation through the  
10 budget director.

11 Section 7. Transfers of appropriated funds between  
12 programs of an agency may be made only by an approved budget  
13 amendment.

14 SECTION 3. EXPENDITURES SHALL NOT EXCEED  
15 APPROPRIATIONS EXCEPT AS OTHERWISE PROVIDED IN THIS ACT.

16 SECTION 4. EACH DEPARTMENT, AGENCY AND PROGRAM OF THE  
17 EXECUTIVE BRANCH SHALL SUBMIT TO THE BUDGET DIRECTOR BY JULY  
18 1 OF EACH FISCAL YEAR A DETAILED BUDGET WITHIN THE LIMITS OF  
19 THE APPROPRIATION WHICH INCLUDES THE POSITION AND SALARY OF  
20 EACH EMPLOYEE. EXPENDITURES SHALL BE MADE ONLY IN  
21 ACCORDANCE WITH BUDGETS APPROVED BY THE BUDGET DIRECTOR FOR  
22 EXECUTIVE BRANCH AGENCIES; BY THE CHIEF JUSTICE OF THE  
23 SUPREME COURT FOR JUDICIAL BRANCH AGENCIES; AND BY THE  
24 APPROPRIATE LEGISLATIVE COMMITTEES FOR LEGISLATIVE BRANCH  
25 AGENCIES.



1 Section 5. If the operation of a state agency is  
 2 financed by an appropriation or appropriations from the  
 3 general fund as well as by appropriation from other sources,  
 4 the funds provided by appropriation from the general fund  
 5 shall be decreased by the amount that the funds received  
 6 from other sources exceeds the amount from other sources  
 7 appropriated by the legislature-in-the-1977-biennial-budget,  
 8 provided that: 1975 LEGISLATURE EXCEPT AS OTHERWISE PROVIDED  
 9 IN THIS ACT.

10 ~~{1}--the-decrease-does-not-jeopardize--the--receipt--of--~~  
 11 ~~the-funds-to-be-received-from-other-sources,-and~~

12 ~~{2}--the--additional-funds-are-to-be-expended-for-a-new~~  
 13 ~~or-expanded-program-approved-as-provided-in-this-act.~~

14 Section 6. ~~When-an-agency-receives-federal-funds-as-a~~  
 15 ~~reimbursement--for--the--cost--of--administering--a--federal~~  
 16 ~~program-and--this--cost--was--financed--by--a--general--fund~~  
 17 ~~appropriation,-the-cost-must-be-transferred-from-the-general~~  
 18 ~~fund--to--the--federal-and-private-revenue-fund. ALL FEDERAL~~  
 19 FUNDS RECEIVED AS A REIMBURSEMENT FOR THE COST OF  
 20 ADMINISTERING THE FEDERAL FUNDS WHEN THE COST WAS FINANCED  
 21 FROM THE GENERAL FUND SHALL REVERT TO THE GENERAL FUND.

22 Section 7. The governor may reduce any appropriation  
 23 by not more than fifteen percent (15%) except appropriations  
 24 for:

25 (1) payment of interest and retirement of the state

1 debt;

2 (2) ~~operation--of--the--legislature~~ THE LEGISLATIVE  
 3 BRANCH;

4 (3) public schools;

5 (4) the judiciary JUDICIAL BRANCH; or

6 (5) salaries of elected officials, during their term  
 7 of office.

8 Section 8. If any section, subsection, sentence,  
 9 clause, or phrase of this act is for any reason held  
 10 unconstitutional, such decision shall not affect the  
 11 validity of the remaining portions of this act.

12 Section 9. The provisions set forth in this section  
 13 are limitations on the appropriations made in this act,  
 14 provided, however, that these limitations do not apply to  
 15 the distribution of public funds under the superintendent of  
 16 public instruction. It is the purpose of the legislature in  
 17 enacting this bill only to appropriate funds and to restrict  
 18 and limit by its provisions the amount and conditions under  
 19 which the appropriations can be expended. Except as  
 20 otherwise provided in this act, the expenditures of  
 21 appropriations are hereby subject to the following general  
 22 and specific provisions:

23 (1) All expenditures of funds appropriated by this act  
 24 for purpose of travel, transportation, and vacation and sick  
 25 leave are subject to the provisions of law expressed in

1 Title 59, R.C.M. 1947.

2 (2) All expenditures of funds appropriated by this act  
 3 for the purchase of property, materials, and supplies are  
 4 subject to the provisions of law expressed in Title 82,  
 5 chapter 19, R.C.M. 1947.

6 (3) All expenditures of funds appropriated by this act  
 7 shall be made in accordance with the provisions of section  
 8 82-109, R.C.M. 1947, which specifies that expenditures shall  
 9 be applied against non-general fund moneys before general  
 10 fund moneys.

11 (4) All moneys collected or received by agencies  
 12 subject to this act from any source whatsoever, including  
 13 federal grants for research and operations, shall be  
 14 deposited in the state treasury pursuant to provisions of  
 15 Title 79, R.C.M. 1947, except that the department of  
 16 administration may, pursuant to section 79-603, R.C.M. 1947,  
 17 permit any agency subject to this act to retain in its  
 18 possession moneys that would otherwise be deposited in the  
 19 state treasury.

20 (5) All expenditures of funds appropriated by this act  
 21 shall be reported and accounted for in accordance with  
 22 procedures and systems established by the department of  
 23 administration pursuant to section 82-110, R.C.M. 1947.

24 Section 10. The following moneys are appropriated for  
 25 the biennium ending June 30, 1977:

	For Fiscal	For Fiscal
	Year Ending	Year Ending
	6/30/76	6/30/77
BOARD OF PUBLIC EDUCATION		
Administration program		
From the general fund	<del>29,554</del>	<del>31,651</del>
	<u>28,054</u>	<u>30,151</u>
Total	<del>29,554</del>	<del>31,651</del>
	<u>28,054</u>	<u>30,151</u>
SCHOOL FOR THE DEAF AND BLIND		
Administration program		
From the general fund	86,092	90,771
General services program		
From the general fund	143,509	153,795
Education program		
From the general fund	<del>586,151</del>	<del>575,181</del>
	<u>528,151</u>	<u>605,181</u>
From the federal and private revenue		
fund		
04027 Deaf and blind FPRA	<del>289,498</del>	<del>312,107</del>
	<u>269,498</u>	<u>282,107</u>
04303 Deaf and blind interest and		
income FPRA	76,965	55,632
Care and custody program		
From the general fund	<u>222,255</u>	<u>240,694</u>

1	Total	<u>1,326,470</u>	<u>1,428,180</u>
2	MONTANA ARTS COUNCIL		
3	Promotion of the arts program		
4	From the general fund	46,982	65,012
5	From the federal and private revenue fund		
6	04800 Montana arts council		
7	FPRA	<u>28,740</u>	<u>15,145</u>
8	Total	<u>75,722</u>	<u>80,157</u>
9	LIBRARY COMMISSION		
10	General library services program		
11	From the general fund	206,012	203,959
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14	Institutional library services		
15	program		
16	From the general fund	86,635	91,122
17	Library services for the physically		
18	handicapped program		
19	From the general fund	90,731	95,280
20	Administration program		
21	From the general fund	<u>48,015</u>	<u>51,927</u>
22	Total	<u>513,433</u>	<u>527,125</u>
23	MONTANA ADVISORY COUNCIL FOR VOCATIONAL		
24	EDUCATION		
25	Administration program		

1	From the general fund	<u>31,948</u>	<u>35,865</u>
2		<u>29,439</u>	<u>33,130</u>
3	From the federal and private revenue		
4	fund		
5	04471 Advisory council for		
6	vocational education FPRA		
6		<u>36,171</u>	<u>34,047</u>
7	Total	<u>68,119</u>	<u>69,912</u>
8		<u>65,610</u>	<u>67,177</u>
9	HISTORICAL SOCIETY BOARD OF TRUSTEES		
10	Administration program		
11	From the general fund	84,295	90,847
12	Library and archives program		
13	From the general fund	137,954	151,741
14	From the federal and private revenue		
15	fund		
16	04011 Montana historical society		
17	donations FPRA	4,815	0
18	Museum and galleries program		
19	From the general fund	35,938	44,430
20	From the earmarked revenue fund		
21	02182 Historical society ERA	22,096	22,656
22	From the federal and private revenue		
23	fund		
24	04011 Montana historical society		
25	donations FPRA	2,168	2,292

1	04824 Historical society Libby		
2	dam FPRA	23,181	18,777
3	Magazine program		
4	From the revolving fund		
5	07076 Historical society RA	126,803	134,817
6	Merchandising program		
7	From the revolving fund		
8	07076 Historical society RA	<u>250,955</u>	<u>259,773</u>
9	Total	<u>688,205</u>	<u>725,333</u>
10	EDUCATIONAL BROADCASTING COMMISSION		
11	Administration program		
12	From the general fund	<u>---951,948</u>	<u>--1,037,194</u>
13	PERSONNEL SERVICES	<u>189,973</u>	<u>219,547</u>
14		<u>180,973</u>	<u>174,008</u>
15		<u>141,000</u>	
16	FROM LOCAL FUNDS		
17	PERSONNEL SERVICES	<u>80,000</u>	<u>80,000</u>
18	FROM THE GENERAL FUND		
19	OPERATING EXPENSES	<u>221,850</u>	<u>185,186</u>
20		<u>239,027</u>	<u>200,453</u>
21	EQUIPMENT	<u>250,000</u>	
22	<u>THE ABOVE GENERAL FUND APPROPRIATION FOR EQUIPMENT IS</u>		
23	<u>CONTINGENT UPON THE RECEIPT OF AT LEAST AN EQUAL AMOUNT OF</u>		
24	<u>FEDERAL MONEYS. FEDERAL DOLLARS SHALL BE SPENT ONLY TO</u>		
25	<u>PURCHASE EQUIPMENT. THE SALARY FOR THE POSITION OF</u>		

1	<u>EXECUTIVE DIRECTOR MAY NOT EXCEED NINETEEN THOUSAND DOLLARS</u>		
2	<u>(\$19,000) FOR FISCAL YEAR ENDING JUNE 30, 1976 AND TWENTY</u>		
3	<u>THOUSAND FIVE HUNDRED DOLLARS (\$20,500) FOR FISCAL YEAR</u>		
4	<u>ENDING JUNE 30, 1977.</u>		
5	Total	<u>---951,948</u>	<u>--1,037,194</u>
6		<u>---750,000</u>	<u>---500,000</u>
7		<u>710,577</u>	<u>454,461</u>
8	BICENTENNIAL ADMINISTRATION		
9	Bicentennial commemoration program		
10	From the general fund	<u>450,000</u>	0
11	FOR LOCAL GRANTS	<u>200,000</u>	
12	From the federal and private revenue		
13	fund		
14	04122 Bicentennial administration		
15	FPRA	<u>92,125</u>	<u>54,277</u>
16	Total	<u>---542,125</u>	<u>54,277</u>
17		<u>292,125</u>	

-End-

April 9, 1975

SENATE COMMITTEE ON FINANCE AND CLAIMS

AMENDMENTS TO HOUSE BILL NO. 286

That House Bill No. 286, third reading, be amended as follows:

1. Amend page 1, section 1, lines 16 through 18.  
Strike: lines 16 through 18 in their entirety  
Renumber: the subsequent subsection
2. Amend page 1, section 1, lines 19 and 20.  
Strike: " 'Approved budget amendment' means approval of a request submitted through the budget director by"  
Insert: " 'Approving authority' means"
3. Amend page 1, section 1, line 22.  
Strike: " by"
4. Amend page 1, section 1, line 23.  
Strike: "and by"  
Insert: "or"
5. Amend page 1, section 1, line 24.  
Strike: "to:"  
Insert: "unless otherwise provided by law.  
Section 2. An agency may request and the approving authority may approve a budget amendment to:"
6. Amend page 1, section 1, line 25.  
Strike: "(a)"  
Insert: "(1)"  
Renumber: subsequent subsections accordingly
7. Amend page 2, section 1, lines 6 and 7.  
Strike: "or any special revenue sharing program enacted by congress"
8. Amend page 2, section 1, line 12.  
Following: "biennium"  
Insert: "Section 3."
9. Amend page 2, section 1, line 14.  
Strike: "(I)"  
Insert: "(1)"  
Renumber: Subsequent subsections accordingly  
Renumber: Subsequent sections accordingly
10. Amend page 5, section 5, lines 11 and 12.  
Strike: lines 7 and 8 in their entirety  
Insert: "44th legislature, unless a budget amendment has been approved by the appropriate approving authority."

11. Amend page 8, line 11. Strike: Insert:	" 143,758 " 168,758	156,372" 181,372"
12. Amend page 8, line 14. Strike: Insert:	" 835,908 " 860,908	897,297" 922,297"
13. Amend page 8, following line 22. Strike: lines 23 through 25 Insert: "RECODIFICATION PROGRAM From the general fund	260,990	-0- "
14. Amend page 9, following line 4. Insert: "WESTERN STATES FORESTRY TASK FORCE From the general fund	2,500	-0-"
15. Amend page 9, line 8. Strike: Insert:	"1,146,023 "1,384,293	
16. Amend page 9, line 21. Strike: Insert:	" 175,346 " 128,615	191,453" 134,116"
17. Amend page 10, line 3. Strike: Insert:	" 205,346 " 158,615	217,453" 160,116"
18. Amend page 10, line 10. Strike: Insert:	" 125,753 " 89,460	128,397" 103,660"
19. Amend page 10, line 13. Strike: Insert:	" 125,753 " 89,460	128,397" 103,660"
20. Amend page 10, following line 13. Insert: "LEGISLATURE From the general fund for the payment of the employer's contribution to the public employees' retirement system for those enrolled in accordance with section 68-1602(1) R.C.M. .1947. Total	17,500 17,500 17,500	17,500 17,500 17,500"
21. Amend page 10, line 16. Strike: Insert:	" 850,860 " 862,128	850,860" 862,128"
22. Amend page 10, line 17. Strike: Insert:	" 850,860 " 862,128	850,860" 862,128"
23. Amend page 10, following line 23. Insert: "Total	48,915	51,103"

24. Amend page 11, line 19.					
Strike:	"	372,143	395,103"	38. Amend page 13, line 16.	
Insert:	"	373,766	397,345"	Strike:	" 255,827      274,264"
				Insert:	" 252,238      270,577"
25. Amend page 11, line 22.				39. Amend page 13, line 21.	
Strike:	"	42,897	45,765"	Strike:	" 108,704      124,049"
Insert:	"	42,775	45,686"	Insert:	" 109,730      125,154"
26. Amend page 12, line 1.				40. Amend page 14, line 1.	
Strike:	"	493,674	566,694"	Strike:	" 63,386      68,174"
Insert:	"	526,780	560,096"	Insert:	" 65,582      70,159"
27. Amend page 12, following line 1.				41. Amend page 14, line 2.	
Insert: "Human services research				Strike:	" 172,090      192,223"
program				Insert:	" 175,312      195,313"
From the general fund		33,000	66,000"	42. Amend page 14, line 5.	
28. Amend page 12, following line 5.				Strike:	" 259,778      208,874"
Insert: "A continuation of this program in any form beyond				Insert:	" 263,903      212,469"
June 30, 1977, is prohibited. The general fund				43. Amend page 14, line 10.	
appropriation is contingent upon the program receiving				Strike:	" 409,778      358,874"
federal funds in the amounts shown."				Insert:	" 413,903      362,469"
29. Amend page 12, line 9.				44. Amend page 14, line 16.	
Strike:	"	34,843	37,558"	Strike:	" 355,525      371,632"
Insert:	"	47,819	50,592"	Insert:	" 366,075      378,578"
30. Amend page 12, following line 9.				45. Amend page 14, following line 16.	
Strike: lines 10 through 14.				Insert: "Commissioner of campaign finances	
31. Amend page 12, line 16.				and practices program	
Strike:	"1,114,557	1,183,120"		From the general fund	78,496      80,435"
Insert:	"1,176,140	1,238,719"		46. Amend page 14, line 17.	
32. Amend page 12, line 20.				Strike:	" 355,525      371,632"
Strike:	" 117,577	122,931"		Insert:	" 444,571      459,013"
Insert:	" 129,254	135,706"		47. Amend page 14, line 20.	
33. Amend page 12, following line 20.				Strike:	" 130,341"
Strike: lines 21 and 22				Insert:	" 126,354"
34. Amend page 13, line 1.				48. Amend page 14, line 21.	
Strike:	" 117,577	122,931"		Strike:	"133,304"
Insert:	" 129,254	135,706"		Insert:	"130,421"
35. Amend page 13, line 5.				49. Amend page 14, line 25.	
Strike:	" 91,563	99,818"		Strike:	"3,130,341"
Insert:	" 93,900	102,653"		Insert:	"3,126,354"
36. Amend page 13, line 7.				50. Amend page 15, line 1.	
Strike:	" 91,563	99,818"		Strike:	"3,133,304"
Insert:	" 93,900	102,653"		Insert:	"3,130,421"
37. Amend page 13, line 14.				51. Amend page 15, line 5.	
Strike:	" 255,827	274,264"		Strike:	" 283,750      285,131"
Insert:	" 252,238	270,577"		Insert:	" 280,718      281,672"

H13 286

H13 286

- |   |                          |                          |                            |                            |
|---|--------------------------|--------------------------|----------------------------|----------------------------|
| 52. Amend page 15, line 7.<br>Strike:<br>Insert:  | " 125,567<br>" 122,283   | 127,791"<br>123,613"     |                            |                            |
| 53. Amend page 15, line 12.<br>Strike:<br>Insert:   | " 101,648<br>" 101,412   | 111,949"<br>111,451"     |                            |                            |
| 54. Amend page 15, line 16.<br>Strike:<br>Insert:   | " 434,517<br>" 428,214   | 468,101"<br>457,518"     |                            |                            |
| 55. Amend page 15, line 23.<br>Strike:<br>Insert:   | " 73,791<br>" 71,118     | 84,311"<br>81,903"       |                            |                            |
| 56. Amend page 15, line 25.<br>Strike:<br>Insert:   | "2,262,823<br>"2,247,295 | 2,320,833"<br>2,299,707" |                            |                            |
| 57. Amend page 16, line 3.<br>Strike:<br>Insert:  | " 194,709<br>" 195,622   | 209,804"<br>211,274"     |                            |                            |
| 58. Amend page 16, line 5.<br>Strike:<br>Insert:  | "1,177,213<br>"1,024,382 | 1,285,719"<br>1,126,288" |                            |                            |
| 59. Amend page 16, line 8.<br>Strike:<br>Insert:  | " 41,275<br>" 41,827     | 44,842"<br>45,445"       |                            |                            |
| 60. Amend page 16, line 11.<br>Strike:<br>Insert:   | " 108,720<br>" 110,115   | 118,597"<br>120,179"     |                            |                            |
| 61. Amend page 16, line 12.<br>Strike:<br>Insert:   | "1,466,572<br>"1,120,031 | 1,540,491"<br>1,163,725" |                            |                            |
| 62. Amend page 16, line 16.<br>Strike:<br>Insert:   | "<br>"                   | 155,906"<br>155,946"     |                            |                            |
| 63. Amend page 16, line 18.<br>Strike:<br>Insert:   | "<br>"                   | 113,851"<br>113,969"     |                            |                            |
| 64. Amend page 16, line 19.<br>Strike:<br>Insert:   | "<br>"                   | 369,802"<br>370,039"     |                            |                            |
| 65. Amend page 16, lines 22 through 25.<br>Strike: lines 22 through 25 in their entirety  |                          |                          |                            |                            |
| 66. Amend page 17, line 1.<br>Strike: line 1  |                          |                          |                            |                            |
| 67. Amend page 17, line 3.<br>Strike:<br>Insert:  |                          |                          | "1,575,000<br>"2,875,000   | 1,675,000"<br>2,975,000"   |
| 68. Amend page 17, line 4.<br>Strike:<br>Insert:  |                          |                          | "22,140,000<br>"19,639,320 | 21,470,000"<br>35,720,000" |
| 69. Amend page 17, line 9.<br>Strike:<br>Insert:  |                          |                          | "33,094,531<br>"31,736,531 | 38,203,906"<br>36,695,906" |
| 70. Amend page 17, following line 9.<br>Insert: "02217 public school equalization ERA<br>regional education<br>programs and<br>services   |                          |                          | 1,358,000                  | 1,508,000"                 |
| 71. Amend page 17, lines 12 and 13.<br>Strike: Lines 12 and 13 in their entirety  |                          |                          |                            |                            |
| 72. Amend page 17, following line 13.<br>Insert: "From the federal and private revenue fund<br>04600 Federal revenue sharing FPRA<br>for school foundation 3,500,000<br><br>All revenue sharing funds allocated to Montana for the<br>period from July 1, 1976, to June 30, 1977, are<br>appropriated to the earmarked revenue fund, account<br>02250 state permissive levy." |                          |                          |                            |                            |
| 73. Amend page 17, line 15.<br>Strike:<br>Insert:   |                          |                          | "79,768,340<br>"77,151,414 | 86,370,380"<br>96,255,294" |

HB 286

HB 286

74. Amend page 17, following line 15.  
 Insert: "If House Bill 566, forty-fourth legislature, becomes law, the following funds are transferred from the Superintendent of Public Instruction's office to the State Board of Vocational Education.

STATE BOARD OF VOCATIONAL EDUCATION		
Educational services program		
From the general fund	165,805	175,217
From the federal and private revenue fund vocational education account	360,709	393,671
Distribution of public funds program		
From the general fund		
Five vocational technical centers		
	3,616,319	4,245,790
Vocational secondary and post-secondary education		
	679,830	742,415
From the earmarked revenue fund		
02900 Vo-Tech centers tuition ERA		
	<u>123,585</u>	<u>144,734</u>
Total	4,946,248	5,701,827"

75. Amend page 17, line 19.  
 Strike: " 297,227 317,354"  
 Insert: " 297,322 317,866"

76. Amend page 17, line 22.  
 Strike: " 18,089"  
 Insert: " 18,225"

77. Amend page 17, following line 22.  
 Strike: Lines 23 through 25

78. Amend page 18, beginning with line 1.  
 Strike: Lines 1 through 4

79. Amend page 18, line 5.  
 Strike: " 353,023 377,167"  
 Insert: " 314,832 336,091"

80. Amend page 18, line 10.  
 Strike: " 384,855 420,843"  
 Insert: " 389,567 422,867"

81. Amend page 18, following line 10.  
 Strike: Lines 11 and 12

82. Amend page 18, line 15.  
 Strike: " 105,405 113,201"  
 Insert: " 116,694 124,715"

83. Amend page 18, line 16.  
 Strike: "retirement"

84. Amend page 18, line 17.  
 Strike: Line 17 in its entirety  
 Insert: " 49,659 49,659"

85. Amend page 18, following line 18.  
 Insert: "There shall be no increase in personnel to implement Senate Bill 254, forty-fourth legislature."

86. Amend page 18, line 19.  
 Strike: " 809,684 882,370"  
 Insert: " 815,420 881,032"

87. Amend page 18, line 21.  
 Strike: " 347,047 371,712"  
 Insert: " 345,259 368,460"

88. Amend page 18, line 24.  
 Strike: " 48,192 53,800"  
 Insert: " 45,666 51,273"

89. Amend page 19, line 4.  
 Strike: "1, 157,824 1,281,376"  
 Insert: "1,208, 175 1,326,975"

90. Amend page 19, line 6.  
 Strike: " 2,285,745 2,456,406"  
 Insert: " 2,270,672 2,422,849"

91. Amend page 19, line 9.  
 Strike: " 330,511 360,132"  
 Insert: " 332,889 358,564"

92. Amend page 19, line 11.  
 Strike: " 5,883,718 6,385,322"  
 Insert: " 5,574,501 6,006,894"

93. Amend page 19, line 15.  
 Strike: " 915,379 912,358"  
 Insert: " 822,339 864,582"

94. Amend page 19, line 16.  
 Strike: " 915,379 912,358"  
 Insert: " 882,339 864,582"



95.	Amend page 19, line 20.	"	112,221	120,950"			
	Strike:	"	112,955	121,803"			
	Insert:	"					
96.	Amend page 19, line 23.	"	126,498	196,845"	110.	Amend page 21, line 22.	"
	Strike:	"	125,434	194,545"		Strike:	"
	Insert:	"				Insert:	"
97.	Amend page 20, line 8.	"	55,158	175,335"			495,818
	Strike:	"	107,538	232,491"			528,783
	Insert:	"					535,209"
98.	Amend page 20, line 11.	"	5,000	5,000"	111.	Amend page 21, line 24.	"
	Strike:	"	17,379	17,379"		Strike:	"
	Insert:	"				Insert:	"
99.	Amend page 20, line 15.	"	175,000	80,000"			227,898
	Strike:	"	176,809	79,109"			232,376
	Insert:	"					208,199"
100.	Amend page 20, line 17.	"	146,842	159,066"	112.	Amend page 22, line 1.	"
	Strike:	"	149,541	160,271"		Strike:	"
	Insert:	"				Insert:	"
101.	Amend page 20, line 19.	"	65,951	71,533"			372,407
	Strike:	"	63,841	68,423"			361,007
	Insert:	"					367,123"
102.	Amend page 20, line 23.	"	850,465	922,524"	113.	Amend page 22, line 9.	"
	Strike:	"	917,292	987,816"		Strike:	"
	Insert:	"				Insert:	"
103.	Amend page 21, line 1.	"	149,625	161,379"			1,325,900
	Strike:	"	146,177	155,975"			1,351,943
	Insert:	"					1,366,989"
104.	Amend page 21, line 3.	"	15,000	17,000"	114.	Amend page 22, line 13.	"
	Strike:	"	14,904	16,904"		Strike:	"
	Insert:	"				Insert:	"
105.	Amend page 21, line 4.	"	164,625	178,379"			655,343
	Strike:	"	161,081	172,879"			639,428
	Insert:	"					684,144"
106.	Amend page 21, line 7.	"	11,270	12,148"	115.	Amend page 22, line 21.	"
	Strike:	"	11,296	12,220"		Strike:	"
	Insert:	"				Insert:	"
107.	Amend page 21, line 10.	"	11,271	12,148"			719,343
	Strike:	"	11,298	12,175"			703,428
	Insert:	"					750,144"
108.	Amend page 21, line 11						766,758"
	Strike: lines 11 through 13 in their entirety						
109.	Amend page 21, line 14.	"	254,191	224,606"			
	Strike:	"	33,865	36,543"			
	Insert:	"					

HB 281

HB 281

April 10, 1975

SENATE COMMITTEE OF THE WHOLE  
AMENDMENTS TO HOUSE BILL NO. 286

That House Bill No. 286 be amended as follows:

Amend Senate Committee on Finance and Claims amendments dated April 9, 1975, as follows:

1. Amend amendment no. 8.

Strike: Amendment no. 8 in its entirety

2. Amend amendments nos. 18 and 19.

Strike: Amendments nos. 18 and 19 in their entirety

3. Amend amendment no. 31, insertion paragraph, line 1.

Strike: "1,176,140 1,238,719"

Insert: "1,206,140 1,268,719"

4. Amend amendment no. 68, insertion paragraph, line 1.

Strike: "19,639,320 35,720,000"

Insert: "16,879,320 31,790,000"

5. Amend amendment no. 73, insertion paragraph, line 1.

Strike: "77,151,414 96,255,294"

Insert: "74,391,414 92,325,294"

(Amendments Nos. 4 and 5 opposed by Aber, Brown, Drake, Dunkle, Etchart, Galt, Goodover, Hazelbaker, Himsl, Kolstad, McCallum, Mathers, Nelson, Olson, Rosell, Roskie, E. Smith, Stephens, Story, Turnage.)

6. Amend amendment nos. 77 and 78.

Strike: Amendment nos. 77 and 78 in their entirety

7. Amend amendment no. 79, insertion paragraph, line 1.

Strike: "314,832 336,091"

Insert: "353,128 377,815"

(Amendments Nos. 6 and 7 opposed by Cetrone, Colberg, Etchart, Fasbender, Goodover, Graham, Himsl, Jergeson, Manley, Norman, Regan, Roberts, Romney, Roskie, Story, Thiessen.)

8. Amend amendment no. 93, insertion paragraph, line 1.

Strike: "822,339"

Insert: "882,339"

And amend House Bill No. 286, third reading, as follows:

April 10, 1975  
Page 2  
H.B. 286

9. Amend page 2, section 1, line 12.

Following: "biennium"

Insert: ". All requests for budget amendments shall be submitted through the budget director.

Section 3."

10. Amend page 12, section 10, line 5.

Following: line 5

Insert: "Mental Disability Board of Visitors

From the General Fund

30,000

30,000"

## 1 HOUSE BILL NO. 285

2 INTRODUCED BY BARDANOUVE, JACOBSEN

3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEYS TO  
5 VARIOUS STATE AGENCIES FOR THE BIENNIUM ENDING JUNE 30,  
6 1977."

7  
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:9 Section 1. For the purposes of this act, unless  
10 otherwise stated:

11 (1) "Agency" includes all state offices, departments,  
12 divisions, boards, commissions, councils, committees,  
13 institutions, and other entities or instrumentalities of the  
14 executive branch, offices of the judicial branch, and  
15 offices of the legislative branch of state government.

16 ~~{2}--"Program"--means-a-combination-of--planned--efforts~~  
17 ~~to--provide-a-service~~ GOVERNMENTAL-ENTITY-DESIGNATED-IN-THIS  
18 ACT.

19 (3) ~~"Approved-budget-amendment"--means--approval--of--a~~  
20 ~~request--submitted-through-the-budget-director-by~~ "APPROVING  
21 AUTHORITY" MEANS the governor, or his designated  
22 representative, for executive branch agencies; by the chief  
23 justice of the supreme court for judicial branch agencies;  
24 ~~and---by~~ OR the appropriate legislative committees for  
25 legislative branch agencies, ~~to~~ UNLESS OTHERWISE PROVIDED

1 BY LAW.

2 SECTION 2. AN AGENCY MAY REQUEST AND THE APPROVING  
3 AUTHORITY MAY APPROVE A BUDGET AMENDMENT TO:

4 ~~{a}~~ (1) obtain financing for a new or expanded program  
5 from funds which were not available for consideration by the  
6 legislature but which have become available from a source  
7 other than the state's general fund AND OTHER THAN RECEIPTS  
8 TO THE STATE FROM THE UNITED STATES GOVERNMENT MADE  
9 AVAILABLE UNDER THE PROVISIONS OF THE STATE AND LOCAL FISCAL  
10 ASSISTANCE ACT OF 1972 ~~OR--ANY--SPECIAL--REVENUE--SHARING~~  
11 ~~PROGRAM-ENACTED-BY-CONGRESS;~~ or

12 ~~{b}~~ (2) transfer appropriations, including general fund  
13 appropriations, between programs within a state agency; or

14 ~~{c}~~ (3) expend remaining balances of the first fiscal  
15 year appropriations, including general fund appropriations,  
16 during the second fiscal year of the biennium. ALL REQUESTS  
17 FOR BUDGET AMENDMENTS SHALL BE SUBMITTED THROUGH THE BUDGET  
18 DIRECTOR.

19 SECTION 3. IN APPROVING A BUDGET AMENDMENT, THE  
20 APPROVING AUTHORITY SHALL CERTIFY

21 ~~{1}~~ (1) SPECIFIC ADDITIONAL SERVICES TO BE PROVIDED AS  
22 A RESULT OF A HIGHER EXPENDITURE LEVEL;

23 ~~{2}~~ (2) THAT NO OTHER ALTERNATIVE IS AVAILABLE TO  
24 PROVIDE THE ADDITIONAL SERVICES;

25 ~~{3}~~ (3) THAT THE ADDITIONAL PROPOSED SERVICES HAVE NOT

1 BEEEN CONSIDERED AND REJECTED BY THE LEGISLATURE; AND  
2 ~~(IV)~~ (4) THAT NO COMMITMENT, IMPLIED OR OTHERWISE, IS  
3 MADE FOR INCREASED FUTURE GENERAL FUND SUPPORT.

4 Section 4. The appropriations contained in this act  
5 are intended to provide only necessary and ordinary  
6 expenditures for the year for which the appropriations are  
7 made. The unexpended balance of any appropriation shall  
8 revert to the fund from which it was appropriated. ~~In case~~  
9 ~~of necessity, an appropriation not expended during the first~~  
10 ~~fiscal year of the biennium may be expended during the~~  
11 ~~second fiscal year by approved budget amendment.~~

12 Section 3. ~~The appropriations in this act are intended~~  
13 ~~to provide for all expenditures for:~~

14 ~~(1) personal services;~~

15 ~~(2) all other ordinary and necessary expenditures for~~  
16 ~~the operation of the agency and the program to which the~~  
17 ~~appropriation applies;~~

18 ~~(3) repairs and maintenance, other than major~~  
19 ~~alterations of existing buildings; and~~

20 ~~(4) the purchase or replacement of capital items other~~  
21 ~~than expenditures for the construction, improvement, or~~  
22 ~~furnishing of buildings or purchase of buildings or land~~  
23 ~~unless specifically authorized.~~

24 Section 4. ~~Financing for new or expanded programs from~~  
25 ~~sources other than general fund may be made available by~~

1 approved budget amendment.

2 Section 5. ~~Each agency shall submit to the budget~~  
3 ~~director on or before July 1 of each fiscal year, an~~  
4 ~~operational plan within the limits of appropriations which~~  
5 ~~includes the position and salary of all officers and~~  
6 ~~employees. The salary of the chief administrator of each~~  
7 ~~agency shall be determined by the appointing authority.~~  
8 ~~Informational copies of operational plan changes shall be~~  
9 ~~submitted to the budget director.~~

10 Section 6. ~~No new program may be established and no~~  
11 ~~existing program may be expanded beyond the scope of the~~  
12 ~~programs approved by the legislature in the 1977 biennial~~  
13 ~~budget, unless the new program or the program expansion and~~  
14 ~~its method of financing is approved by the governor or his~~  
15 ~~designated representative after presentation through the~~  
16 ~~budget director.~~

17 Section 7. ~~Transfers of appropriated funds between~~  
18 ~~programs of an agency may be made only by an approved budget~~  
19 ~~amendment.~~

20 SECTION 5. EXPENDITURES SHALL NOT EXCEED  
21 APPROPRIATIONS EXCEPT AS OTHERWISE PROVIDED IN THIS ACT.

22 SECTION 6. EACH DEPARTMENT, AGENCY AND PROGRAM OF THE  
23 EXECUTIVE BRANCH SHALL SUBMIT TO THE BUDGET DIRECTOR BY JULY  
24 1 OF EACH FISCAL YEAR A DETAILED BUDGET WITHIN THE LIMITS OF  
25 THE APPROPRIATION WHICH INCLUDES THE POSITION AND SALARY OF

1 EACH EMPLOYEE. EXPENDITURES SHALL BE MADE ONLY IN  
 2 ACCORDANCE WITH BUDGETS APPROVED BY THE BUDGET DIRECTOR FOR  
 3 EXECUTIVE BRANCH AGENCIES; BY THE CHIEF JUSTICE OF THE  
 4 SUPREME COURT FOR JUDICIAL BRANCH AGENCIES; AND BY THE  
 5 APPROPRIATE LEGISLATIVE COMMITTEES FOR LEGISLATIVE BRANCH  
 6 AGENCIES.

7 Section 7. If the operation of a state agency is  
 8 financed by an appropriation or appropriations from the  
 9 general fund as well as by appropriation from other sources,  
 10 the funds provided by appropriation from the general fund  
 11 shall be decreased by the amount that the funds received  
 12 from other sources exceeds the amount from other sources  
 13 appropriated by the ~~legislature in the 1977 biennial budget~~  
 14 ~~provided that: 1975 LEGISLATURE EXCEPT AS OTHERWISE PROVIDED~~  
 15 ~~IN THIS ACT.~~ 44TH LEGISLATURE, UNLESS A BUDGET AMENDMENT HAS  
 16 BEEN APPROVED BY THE APPROPRIATE APPROVING AUTHORITY.

17 ~~{1}--the decrease does not jeopardize the receipt of~~  
 18 ~~the funds to be received from other sources, and~~

19 ~~{2}--the additional funds are to be expended for a new~~  
 20 ~~or expanded program approved as provided in this act.~~

21 Section 8. ~~When an agency receives federal funds as a~~  
 22 ~~reimbursement for the cost of administering a federal~~  
 23 ~~program and this cost was financed by a general fund~~  
 24 ~~appropriation, the cost must be transferred from the general~~  
 25 ~~fund to the federal and private revenue fund.~~ ALL FEDERAL

1 FUNDS RECEIVED AS A REIMBURSEMENT FOR THE COST OF  
 2 ADMINISTERING THE FEDERAL FUNDS WHEN THE COST WAS FINANCED  
 3 FROM THE GENERAL FUND SHALL REVERT TO THE GENERAL FUND.

4 Section 9. The governor may reduce any appropriation  
 5 by not more than fifteen percent (15%) except appropriations  
 6 for:

7 (1) payment of interest and retirement of the state  
 8 debt;

9 (2) ~~operation of the legislature~~ THE LEGISLATIVE  
 10 BRANCH;

11 (3) public schools;

12 (4) the judiciary JUDICIAL BRANCH; or

13 (5) salaries of elected officials, during their term  
 14 of office.

15 Section 10. If any section, subsection, sentence,  
 16 clause, or phrase of this act is for any reason held  
 17 unconstitutional, such decision shall not affect the  
 18 validity of the remaining portions of this act.

19 Section 11. The provisions set forth in this section  
 20 are limitations on the appropriations made in this act,  
 21 provided, however, that these limitations do not apply to  
 22 the distribution of public funds under the superintendent of  
 23 public instruction. It is the purpose of the legislature in  
 24 enacting this bill only to appropriate funds and to restrict  
 25 and limit by its provisions the amount and conditions under

1 which the appropriations can be expended. Except as  
2 otherwise provided in this act, the expenditures of  
3 appropriations are hereby subject to the following general  
4 and specific provisions:

5 (1) All expenditures of funds appropriated by this act  
6 for purpose of travel, transportation, and vacation and sick  
7 leave are subject to the provisions of law expressed in  
8 Title 59, R.C.M. 1947.

9 (2) All expenditures of funds appropriated by this act  
10 for the purchase of property, materials, and supplies are  
11 subject to the provisions of law expressed in Title 82,  
12 chapter 19, R.C.M. 1947.

13 (3) All expenditures of funds appropriated by this act  
14 shall be made in accordance with the provisions of section  
15 82-109, R.C.M. 1947, which specifies that expenditures shall  
16 be applied against non-general fund moneys before general  
17 fund moneys.

18 (4) All moneys collected or received by agencies  
19 subject to this act from any source whatsoever, including  
20 federal grants for research and operations, shall be  
21 deposited in the state treasury pursuant to provisions of  
22 Title 79, R.C.M. 1947, except that the department of  
23 administration may, pursuant to section 79-603, R.C.M. 1947,  
24 permit any agency subject to this act to retain in its  
25 possession moneys that would otherwise be deposited in the

1 state treasury.

2 (5) All expenditures of funds appropriated by this act  
3 shall be reported and accounted for in accordance with  
4 procedures and systems established by the department of  
5 administration pursuant to section 82-110, R.C.M. 1947.

6 Section 12. The following moneys are appropriated for  
7 the biennium ending June 30, 1977:

	For Fiscal	For Fiscal
	Year Ending	Year Ending
	6/30/76	6/30/77
11 BOARD OF PUBLIC EDUCATION		
12 Administration program		
13 From the general fund	<u>\$----297554</u>	<u>\$----317651</u>
14	<u>\$----287854</u>	<u>\$----307151</u>
15	\$ 29,756	\$ 31,879
16 Total	<u>-----297554</u>	<u>-----317651</u>
17	<u>-----287854</u>	<u>-----307151</u>
18	<u>29,756</u>	<u>31,879</u>

19 SCHOOL FOR THE DEAF AND BLIND

20 Administration program		
21 From the general fund	867992	907771
22	<u>89,630</u>	<u>93,967</u>
23 General services program		
24 From the general fund	1437509	1537795
25	<u>140,268</u>	<u>150,112</u>

1	Education program		
2	From the general fund	<del>500,151</del>	<del>575,181</del>
3		<u>528,151</u>	<u>605,181</u>
4	From the federal and private revenue		
5	fund		
6	04027 Deaf and blind FPRA	<del>209,498</del>	<del>312,107</del>
7		<del>269,498</del>	<del>232,107</del>
8		<u>253,194</u>	<u>265,802</u>
9	04303 Deaf and blind interest and		
10	income FPRA	<u>76,965</u>	<u>55,632</u>
11		<u>75,491</u>	<u>54,159</u>
12	Care and custody program		
13	From the general fund	<del>222,255</del>	<del>240,694</del>
14		<u>211,246</u>	<u>225,394</u>
15	Total	<del>1,326,470</del>	<del>1,428,180</del>
16		<u>1,297,980</u>	<u>1,394,615</u>
17	MONTANA ARTS COUNCIL		
18	Promotion of the arts program		
19	From the general fund	<u>46,982</u>	<u>65,012</u>
20		<u>47,423</u>	<u>64,298</u>
21	From the federal and private revenue fund		
22	04800 Montana arts council		
23	FPRA	<del>28,749</del>	<del>15,145</del>
24		<u>27,626</u>	<u>14,033</u>
25	Total	<del>75,722</del>	<del>80,157</del>

1		<u>75,049</u>	<u>78,331</u>
2	LIBRARY COMMISSION		
3	General library services program		
4	From the general fund	<u>206,012</u>	<u>203,959</u>
5		<u>203,010</u>	<u>200,171</u>
6		<u>207,396</u>	<u>204,549</u>
7	Library networks program		
8	From the general fund	<u>82,040</u>	<u>64,837</u>
9		<u>80,427</u>	<u>72,525</u>
10		<u>82,070</u>	<u>84,168</u>
11	Institutional library services		
12	program		
13	From the general fund	<u>86,635</u>	<u>91,122</u>
14		<u>84,020</u>	<u>80,243</u>
15		<u>86,347</u>	<u>89,763</u>
16	Library services for the physically		
17	handicapped program		
18	From the general fund	<u>90,731</u>	<u>95,200</u>
19		<u>80,949</u>	<u>92,261</u>
20		<u>91,003</u>	<u>94,315</u>
21	Administration program		
22	From the general fund	<del>40,015</del>	<del>51,927</del>
23		<del>40,423</del>	<del>51,480</del>
24		<u>48,895</u>	<u>51,961</u>
25	Total	<del>513,433</del>	<del>527,125</del>



1		<del>585,645</del>	<del>584,688</del>
2		<u>515,711</u>	<u>524,756</u>
3	MONTANA ADVISORY COUNCIL FOR VOCATIONAL		
4	EDUCATION		
5	Administration program		
6	From the general fund	<del>317,940</del>	<del>357,865</del>
7		<del>297,439</del>	<del>337,138</del>
8		<u>29,626</u>	<u>33,106</u>
9	From the federal and private revenue		
10	fund		
11	04471 Advisory council for		
12	vocational education FPRA	<del>367,171</del>	<del>347,047</del>
13		<u>38,818</u>	<u>36,766</u>
14	Total	<del>687,119</del>	<del>697,912</del>
15		<del>657,618</del>	<del>677,177</del>
16		<u>68,444</u>	<u>69,872</u>
17	HISTORICAL SOCIETY BOARD OF TRUSTEES		
18	Administration program		
19	From the general fund	<u>847,295</u>	<u>987,847</u>
20		<u>84,385</u>	<u>90,216</u>
21	Library and archives program		
22	From the general fund	<u>1377,954</u>	<u>1517,741</u>
23		<u>131,115</u>	<u>142,422</u>
24	From the federal and private revenue		
25	fund		

1	04011 Montana historical society		
2	donations FPRA	<u>47,015</u>	0
3		<u>4,636</u>	
4	Museum and galleries program		
5	From the general fund	<u>357,939</u>	<u>44-438</u>
6		<u>35,097</u>	<u>41,406</u>
7	From the earmarked revenue fund		
8	02182 Historical society ERA	22,096	22,656
9	From the federal and private revenue		
10	fund		
11	04011 Montana historical society		
12	donations FPRA	2,168	2,292
13	04924 Historical society Libby		
14	dam FPRA	<u>237,181</u>	<u>187,777</u>
15		<u>21,838</u>	<u>17,434</u>
16	Magazine program		
17	From the revolving fund		
18	07076 Historical society RA	<del>1267,883</del>	<del>1347,817</del>
19		<u>124,706</u>	<u>131,264</u>
20	Merchandising program		
21	From the revolving fund		
22	07076 Historical society RA	<del>2587,955</del>	<del>2597,773</del>
23		<u>246,008</u>	<u>251,649</u>
24	Total	<del>6987,285</del>	<del>7257,333</del>
25		<u>672,099</u>	<u>699,389</u>

1	EDUCATIONAL BROADCASTING COMMISSION		
2	Administration program		
3	From the general fund	<u>----9517948</u>	<u>--170377194</u>
4	PERSONNEL SERVICES	<u>1097973</u>	<u>2197547</u>
5		<u>1007978</u>	<u>1747000</u>
6		<u>1417000</u>	<u>219,547</u>
7		<u>-507000</u>	
8		<u>1417000</u>	
9		<u>180,973</u>	
10	TOTAL	<u>-507000</u>	
11	FROM LOCAL FUNDS		
12	PERSONNEL SERVICES	<u>807000</u>	<u>807000</u>
13	FROM THE GENERAL FUND		
14	OPERATING EXPENSES	<u>2217050</u>	<u>1057106</u>
15		<u>2397027</u>	<u>2007453</u>
16	EQUIPMENT	<u>2507000</u>	
17	THE--ABOVE--GENERAL-FUND-APPROPRIATION-FOR-EQUIPMENT-IS		
18	CONTINGENT-UPON-THE-RECEIPT-OF-AT-LEAST-AN-EQUAL--AMOUNT--OF		
19	FEDERAL--MONEYS,---FEDERAL--DOLLARS--SHALL--BE-SPENT-ONLY-TO		
20	PURCHASE-EQUIPMENT,---THE--SALARY--FOR--THE--POSITION--OF		
21	EXECUTIVE--DIRECTOR-MAY-NOT-EXCEED-NINETEEN-THOUSAND-DOLLARS		
22	{6197000}-FOR-FISCAL-YEAR-ENDING-JUNE-307--1976--AND--TWENTY		
23	THOUSAND--FIVE--HUNDRED--DOLLARS--(6207500)--FOR-FISCAL-YEAR		
24	ENDING-JUNE-307-1977.		
25	FROM LOCAL FUNDS		

1	PERSONNEL SERVICES	<u>80,000</u>	<u>80,000</u>
2	FROM THE GENERAL FUND		
3	OPERATING EXPENSES	<u>2217050</u>	<u>1057106</u>
4		<u>239,027</u>	<u>200,453</u>
5	EQUIPMENT	<u>250,000</u>	
6	THE ABOVE GENERAL FUND APPROPRIATION FOR EQUIPMENT IS		
7	CONTINGENT UPON THE RECEIPT OF AT LEAST AN EQUAL AMOUNT OF		
8	FEDERAL MONEYS. FEDERAL DOLLARS SHALL BE SPENT ONLY TO		
9	PURCHASE EQUIPMENT. THE--SALARY--FOR--THE--POSITION--OF		
10	EXECUTIVE--DIRECTOR-MAY-NOT-EXCEED-NINETEEN-THOUSAND-DOLLARS		
11	{6197000}-FOR-FISCAL-YEAR-ENDING-JUNE-307--1976--AND--TWENTY		
12	THOUSAND--FIVE--HUNDRED--DOLLARS--(6207500)--FOR-FISCAL-YEAR		
13	ENDING-JUNE-307-1977.		
14	Total	<u>----9517948</u>	<u>--170377194</u>
15		<u>----7507000</u>	<u>----5007000</u>
16		<u>----7107577</u>	<u>----4547461</u>
17	TOTAL	<u>750,000</u>	<u>\$500,000</u>
18	BICENTENNIAL ADMINISTRATION		
19	Bicentennial commemoration program		
20	From the general fund	<u>4507000</u>	<u>0</u>
21	FOR LOCAL GRANTS	<u>200,000</u>	
22	From the federal and private revenue		
23	fund		
24	04122 Bicentennial administration		
25	FPRA	<u>----927125</u>	<u>----547277</u>

1		<u>88,811</u>	<u>52,500</u>
2	Total	<del>542,125</del>	<del>54,277</del>
3		<del>292,125</del>	<u>52,500</u>
4		<u>288,811</u>	

-End-