

1 HOUSE BILL NO. 448  
2 INTRODUCED BY HUENNEKENS

3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING SECTION  
5 89-325, R.C.M. 1947, TO PROVIDE THAT ALL FEES AND FINES PAID  
6 UNDER THE WEATHER MODIFICATION LAWS (TITLE 89, CHAPTER 3,  
7 R.C.M. 1947) SHALL BE DEPOSITED IN THE EARMARKED REVENUE  
8 FUND; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE."

9  
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 Section 1. Section 89-325, R.C.M. 1947, is amended to  
12 read as follows:

13 ~~"89-325. Account-in--agency--fund--fees--used--to--pay~~  
14 ~~expenses.---There--is--established--an-account-in-the-agency~~  
15 ~~fund-to-be-known-as-the-"weather-modification-account."--All~~  
16 ~~license--and--permit--fees--paid--to-the-department-shall-be~~  
17 ~~deposited-in-this-account-and-used-to-pay--the--expenses--of~~  
18 ~~administering---this--act. Earmarked revenue fund. All~~  
19 ~~license and permit fees and fines collected under this~~  
20 ~~chapter shall be deposited in the earmarked revenue fund for~~  
21 ~~use by the department in the administration of this~~  
22 ~~chapter."~~

23 Section 2. This act is effective upon its passage and  
24 approval.

-End-

STATE OF MONTANA

REQUEST NO. 219-75

FISCAL NOTE

Form BD-15

In compliance with a written request received February 11, 19 75, there is hereby submitted a Fiscal Note for House Bill 448 pursuant to Chapter 53, Laws of Montana, 1965 - Thirty-Ninth Legislative Assembly.

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:

An act to provide that all fees and fines paid under the Weather Modification Laws shall be deposited in the Earmarked Revenue Fund rather than the Agency Fund. The act is effective upon passage and approval.

FISCAL IMPACT:

House Bill 448, by requiring fees and fines paid under the Weather Modification Laws to be deposited in the Earmarked Revenue Fund, would allow this revenue to be used as operating funds for administering said laws. Under current law, these fees are to be deposited in an Agency Fund which, by definition under the Montana Treasury Fund Structure Act (Section 79-410, R.C.M. 1947), cannot be used as operating funds. House Bill 448 would reduce the amount of General Fund appropriations to the Department of Natural Resources and Conservation for administering Weather Modification Laws.

  
BUDGET DIRECTOR

Office of Budget and Program Planning

Date: February 12, 1975

Approved by Committee  
on Taxation

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UNDER THE WEATHER MODIFICATION LAWS (TITLE 89, CHAPTER 3,  
R.C.M. 1947) SHALL BE DEPOSITED IN THE EARMARKED REVENUE  
FUND, AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE."

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

Section 1. Section 89-325, R.C.M. 1947, is amended to  
read as follows:

"89-325. ~~Account in agency fund fees used to pay~~  
~~expenses. There is established an account in the agency~~  
~~fund to be known as the weather modification account. All~~  
~~license and permit fees paid to the department shall be~~  
~~deposited in this account and used to pay the expenses of~~  
~~administering this act.~~ Earmarked revenue fund. All  
license and permit fees and fines collected under this  
chapter shall be deposited in the earmarked revenue fund for  
use by the department in the administration of this  
chapter."

Section 2. ~~This act is effective upon its passage and~~  
~~approval.~~

-End-

SECOND READING

HB 448

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

Section 1. Section 89-325, R.C.M. 1947, is amended to read as follows:

"89-325. ~~Account in agency fund fees used to pay expenses. There is established an account in the agency fund to be known as the "weather modification account." All license and permit fees paid to the department shall be deposited in this account and used to pay the expenses of administering this act.~~ Earmarked revenue fund. All license and permit fees and fines collected under this chapter shall be deposited in the earmarked revenue fund for use by the department in the administration of this chapter."

~~Section 2. This act is effective upon its passage and approval~~

-End-

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

Section 1. Section 89-325, R.C.M. 1947, is amended to read as follows:

"89-325. ~~Account in--agency--fund--fees--used--to--pay expenses.---There--is--established--an-account-in-the-agency fund-to-be-known-as-the-weather-modification-account.---~~All license and permit fees paid to the department shall be deposited in this account and used to pay the expenses of administering---this--act. Earmarked revenue fund. All license and permit fees and fines collected under this chapter shall be deposited in the earmarked revenue fund for use by the department in the administration of this chapter."

~~Section 2. This act is effective upon its passage and approval.~~

-End-