

1 *Senate* BILL NO. *300*  
 2 INTRODUCED BY *Ingem, Gully, F. Walker, Eddie*  
 3 *Romney, Thissen, McKinley, Strong, Mchum, Healy*  
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PERMIT COUNTIES TO  
 5 ESTABLISH A DEPLETION ALLOWANCE RESERVE FUND FOR *Rosell*  
 6 COUNTY-OPERATED HOSPITALS AND NURSING HOMES." *Goodover*  
 7 *Stimel*

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

9 Section 1. Depletion allowance reserve fund  
 10 authorized. The governing body of any county in Montana may  
 11 establish a depletion allowance reserve fund for the  
 12 replacement and acquisition of property and equipment for  
 13 county-operated hospitals and nursing homes created under  
 14 sections 16-1008A, 16-1037, and 16-1040.

15 Section 2. Moneys for depletion allowance reserve  
 16 fund. (1) Moneys for the depletion allowance reserve fund  
 17 may be derived from:

- 18 (a) public and private grants;
- 19 (b) moneys collected by the hospital or nursing home
- 20 for which the fund is created, from or for indigent
- 21 patients, that are in excess of the expenses incurred for
- 22 the care of such patients.

23 (2) The depletion allowance reserve fund may  
 24 accumulate at the discretion of the governing body.

25 Section 3. Investment of depletion allowance reserve

1 fund. The moneys held in the depletion allowance reserve  
 2 fund may be invested as provided by law. All interest  
 3 earned on the investments are credited to the depletion  
 4 allowance reserve fund.

-End-

Approved by Comm.  
on Local Government

1 *Senate* BILL NO. 300  
 2 INTRODUCED BY *Wagner, Gully, Fynn, Hall, Laska, Romy, Thieson, McKinley, Stroy, McInerney, Healy, Lee*  
 3 A BILL FOR AN ACT ENTITLED: "AN ACT TO PERMIT COUNTIES TO  
 4 ESTABLISH A DEPLETION ALLOWANCE RESERVE FUND FOR *Rosell, Goodson, Stinson*  
 5 COUNTY-OPERATED HOSPITALS AND NURSING HOMES."  
 6  
 7

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

9 Section 1. Depletion allowance reserve fund  
 10 authorized. The governing body of any county in Montana may  
 11 establish a depletion allowance reserve fund for the  
 12 replacement and acquisition of property and equipment for  
 13 county-operated hospitals and nursing homes created under  
 14 sections 16-1008A, 16-1037, and 16-1040.

15 Section 2. Moneys for depletion allowance reserve  
 16 fund. (1) Moneys for the depletion allowance reserve fund  
 17 may be derived from:

- 18 (a) public and private grants;
- 19 (b) moneys collected by the hospital or nursing home
- 20 for which the fund is created, from or for indigent
- 21 patients, that are in excess of the expenses incurred for
- 22 the care of such patients.

23 (2) The depletion allowance reserve fund may  
 24 accumulate at the discretion of the governing body.

25 Section 3. Investment of depletion allowance reserve

1 fund. The moneys held in the depletion allowance reserve  
 2 fund may be invested as provided by law. All interest  
 3 earned on the investments are credited to the depletion  
 4 allowance reserve fund.

-End-

1 *Senate* BILL NO. 300  
 2 INTRODUCED BY *Jensen, Gueley, Egan, Walker, Cook, Romney, Thissen, McKinley, Stang, McPherson, Healy, Lee*  
 3 A BILL FOR AN ACT ENTITLED: "AN ACT TO PERMIT COUNTIES TO  
 4 ESTABLISH A DEPLETION ALLOWANCE RESERVE FUND FOR *Rosell, Goodover, Starnel*  
 5 COUNTY-OPERATED HOSPITALS AND NURSING HOMES."  
 6  
 7

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

9 Section 1. Depletion allowance reserve fund  
10 authorized. The governing body of any county in Montana may  
11 establish a depletion allowance reserve fund for the  
12 replacement and acquisition of property and equipment for  
13 county-operated hospitals and nursing homes created under  
14 sections 16-1008A, 16-1037, and 16-1040.

15 Section 2. Moneys for depletion allowance reserve  
16 fund. (1) Moneys for the depletion allowance reserve fund  
17 may be derived from:

- 18 (a) public and private grants;
- 19 (b) moneys collected by the hospital or nursing home  
20 for which the fund is created, from or for indigent  
21 patients, that are in excess of the expenses incurred for  
22 the care of such patients.

23 (2) The depletion allowance reserve fund may  
24 accumulate at the discretion of the governing body.

25 Section 3. Investment of depletion allowance reserve

1 fund. The moneys held in the depletion allowance reserve  
 2 fund may be invested as provided by law. All interest  
 3 earned on the investments are credited to the depletion  
 4 allowance reserve fund.

-End-

-2- SB 300

March 20, 1975

HOUSE OF REPRESENTATIVES

Committee of the Whole Amendment to SENATE BILL NO. 300,  
third reading copy, as follows:

1. Amend page 1, section 2, subsection (1), following line 22.

Insert: "(c) Before a grant in aid for any fiscal year may be made to a county under this provision of section 71-311, R.C.M. 1947, any monies credited during that fiscal year to the depletion allowance reserve fund from the sources provided by section 2 (1) (b) of this act shall be transferred to the county poor fund to be used for lawful poor fund expenditures. The amount of the grant-in-aid shall be determined after all sources of income available to the poor fund, including the depletion allowance reserve fund transfers, have been exhausted."

AND AS SO AMENDED  
BE CONCURRED IN

SENATE BILL NO. 300

INTRODUCED BY WARDEN, GREELY, REGAN, HAZELBAKER, ROSKIE,  
ROMNEY, THIESSEN, MCOMBER, STORY, MEHRENS, HEALY, LEE,  
ROSELL, GOODOVER, HIMSL

A BILL FOR AN ACT ENTITLED: "AN ACT TO PERMIT COUNTIES TO  
ESTABLISH A DEPLETION ALLOWANCE RESERVE FUND FOR  
COUNTY-OPERATED HOSPITALS AND NURSING HOMES."

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

Section 1. Depletion allowance reserve fund  
authorized. The governing body of any county in Montana may  
establish a depletion allowance reserve fund for the  
replacement and acquisition of property and equipment for  
county-operated hospitals and nursing homes created under  
sections 16-1008A, 16-1037, and 16-1040.

Section 2. Moneys for depletion allowance reserve  
fund. (1) Moneys for the depletion allowance reserve fund  
may be derived from:

- (a) public and private grants;
- (b) moneys collected by the hospital or nursing home  
for which the fund is created, from or for indigent  
patients, that are in excess of the expenses incurred for  
the care of such patients.

(C) BEFORE A GRANT IN AID FOR ANY FISCAL YEAR MAY BE

MADE TO A COUNTY UNDER THIS PROVISION OF SECTION 71-311,  
R.C.M. 1947, ANY MONEYS CREDITED DURING THAT FISCAL YEAR TO  
THE DEPLETION ALLOWANCE RESERVE FUND FROM THE SOURCES  
PROVIDED BY SECTION 2 (1) (B) OF THIS ACT SHALL BE  
TRANSFERRED TO THE COUNTY POOR FUND TO BE USED FOR LAWFUL  
POOR FUND EXPENDITURES. THE AMOUNT OF THE GRANT-IN-AID  
SHALL BE DETERMINED AFTER ALL SOURCES OF INCOME AVAILABLE TO  
THE POOR FUND, INCLUDING THE DEPLETION ALLOWANCE RESERVE  
FUND TRANSFERS, HAVE BEEN EXHAUSTED.

(2) The depletion allowance reserve fund may  
accumulate at the discretion of the governing body.

Section 3. Investment of depletion allowance reserve  
fund. The moneys held in the depletion allowance reserve  
fund may be invested as provided by law. All interest  
earned on the investments is credited to the depletion  
allowance reserve fund.

-End-