

1 HB BILL NO. 130
 2 INTRODUCED BY Thomas Zaudenre

3
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION
 5 84-3804, R.C.M. 1947, TO DELETE DISCRETIONARY ALLOCATIONS BY
 6 BOARD OF REGENTS TO COMMUNITY COLLEGES AND TO DELETE
 7 OBSOLETE PROVISIONS REFERRING TO REFERENDUM ON LEVY FOR
 8 PUBLIC LIBRARY FEDERATIONS."

9
 10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
 11 Section 1. Section 84-3804, R.C.M. 1947, is amended to
 12 read as follows:

13 "84-3804. Increase of state tax levy -- support of
 14 public educational institutions subject to board of regents
 15 supervision -- library systems. ~~{t}~~ Upon the approval of the
 16 electors of this state, to be determined by their vote at
 17 the general election to be held in November of 1968, the
 18 ~~legislative assembly~~ legislature shall levy a property tax
 19 of not more than ~~six-{6}~~ mills on the taxable value of all
 20 real and personal property each year for ~~ten-{10}~~ years
 21 beginning with the year 1969. All revenue from this property
 22 tax levy shall be appropriated for the support, maintenance,
 23 and improvement of the Montana university system, ~~and other~~
 24 ~~public-educational-institutions-subject-to-board-of-regents~~
 25 ~~supervisions-the-board-of-regents-may-at-their-discretion~~

1 ~~allocate-up-to-three-{3}-mills-of-the-six-{6}-mill-levy-from~~
 2 ~~the-community-college-district-in-which-the-community~~
 3 ~~college-is-located-for-the-support-and-maintenance-of-the~~
 4 ~~community-college-districts.~~
 5 ~~{2}--Upon-approval-of-the-electors-of-this-state-to-be~~
 6 ~~determined-by-their-vote-at-the-general-election-to-be-held~~
 7 ~~in-November-1976-the-legislature-shall-levy-a-property-tax~~
 8 ~~of-not-more-than-one-{1}-mill-on-the-taxable-value-of-all~~
 9 ~~real-and-personal-property-each-year-for-ten-{10}-years~~
 10 ~~beginning-with-the-year-1977.--All-revenue-from-this~~
 11 ~~property-tax-levy-shall-be-appropriated-to-the-state-library~~
 12 ~~commission-for-the-support-of-public-library-federations."~~

-End-

HB 130

STATE OF MONTANA

REQUEST NO. 60-77

FISCAL NOTE

Form BD-15

In compliance with a written request received January 12, 19 77, there is hereby submitted a Fiscal Note for House Bill 130 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:

A proposal to delete obsolete provisions referring to referendum on property tax levy for public library federations and to delete discretionary mill levy allocations by the Board of Regents to community colleges.

ASSUMPTIONS:

1. The provision relation to public library federations has no fiscal impact.
2. The provision relating to the Board of Regents allocations has no fiscal impact on the total amount 6 mills will provide for the university system, but merely restricts the use of such funding.
3. The estimated value of a 3 mill property tax levy in the Community College districts is \$330,900 in FY 78 and \$348,600 in FY 79.

STATE FISCAL IMPACT:

None.

LOCAL IMPACT:

The local fiscal impact depends on the interpretation of the community college portion of Chapter 84-3804, R.C.M., 1947.

1. If the interpretation is that the Board of Regents can allocate up to 3 mills of the 6 mill levy in the Community College district above the spending authority authorized by the Legislature, the potential impact on the Community Colleges could be up to \$330,900 and \$348,600 for FY 78 and FY 79 respectively.
2. If, however, the section is interpreted to mean that the 3 mills of the 6 mill levy can only be used as a source of funding within the legislative appropriation to the Community Colleges, deletion of the section will not have local fiscal impact, but will merely change the funding mix (i.e., eliminate millage as a source of state funding for Community Colleges).

Richard L. Tracy for
BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 1-17-77

Objection Raised to
Adverse Committee Report

HOUSE BILL NO. 130

INTRODUCED BY MOORE, BARDANCUVE

A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION 84-3804, R.C.M. 1947, TO DELETE DISCRETIONARY ALLOCATIONS BY BOARD OF REGENTS TO COMMUNITY COLLEGES AND TO DELETE OBSOLETE PROVISIONS REFERRING TO REFERENDUM ON LEVY FOR PUBLIC LIBRARY FEDERATIONS."

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

Section 1. Section 84-3804, R.C.M. 1947, is amended to read as follows:

"84-3804. Increase of state tax levy -- support of public educational institutions subject to board of regents supervision ~~---library systems.~~ (4) Upon the approval of the electors of this state, to be determined by their vote at the general election to be held in November of 1968, the ~~legislative assembly~~ legislature shall levy a property tax of not more than ~~six (6)~~ mills on the taxable value of all real and personal property each year for ~~ten (10)~~ years beginning with the year 1969. All revenue from this property tax levy shall be appropriated for the support, maintenance, and improvement of the Montana university system, ~~and other public educational institutions subject to board of regents supervision. The board of regents may, at their discretion,~~

~~allocate up to three (3) mills of the six (6) mill levy from the community college district in which the community college is located for the support and maintenance of the community college districts.~~

~~(2) Upon approval of the electors of this state to be determined by their vote at the general election to be held in November, 1976, the legislature shall levy a property tax of not more than one (1) mill on the taxable value of all real and personal property each year for ten (10) years beginning with the year 1977. All revenue from this property tax levy shall be appropriated to the state library commission for the support of public library federations."~~

-End-