

1                    H BILL NO. 203  
 2 INTRODUCTION BY Shelden  
 3                    REQUESTED BY THE DEPARTMENT OF NATURAL RESOURCES  
 4                    AND CONSERVATION

5  
 6 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION  
 7 28-111, R.C.M. 1947, AND REPEAL SECTION 28-124, R.C.M.  
 8 1947, TO PROVIDE THAT FIRE PROTECTION TAX ASSESSMENTS BE  
 9 DEPOSITED IN THE FEDERAL AND PRIVATE REVENUE FUND."

10  
 11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
 12                    Section 1. Section 28-111, R.C.M. 1947, is amended to  
 13 read as follows:

14                    "28-111. Determination of costs of fire protection --  
 15 certification -- tax levy. (1) The department shall prepare  
 16 a fire protection plan for the approval of the board in  
 17 which fire protection costs for each classification within  
 18 each protection zone are determined. The board shall  
 19 establish the portion of the planned fire protection costs  
 20 to be borne by the state, and the portion to be borne by the  
 21 owners of classified forest land. The department shall  
 22 request the legislature to appropriate the state's portion  
 23 as approved by the board. After the appropriation is made by  
 24 the legislature, the department shall cause an assessment to  
 25 be made on the owners of classified forest land, as

1 specified in section 28-109, sufficient to bring the total  
 2 amount received to the amount specified in the approved  
 3 plan.

4                    (2) On or before the second Tuesday in August of each  
 5 year, the department shall determine the names of all owners  
 6 who have failed to provide the forest fire protection for  
 7 their lands required by this chapter, together with the  
 8 description of the lands and their acreage, and calculate  
 9 the total amount due to the department from each owner for  
 10 forest fire protection, which amount may not exceed the  
 11 maximum specified in section 28-109.

12                    (3) The department shall certify in writing to the  
 13 county assessor of each county the names of these owners of  
 14 forest lands in his county, together with a description of  
 15 their lands and a statement of the amount found to be due  
 16 and owing by each of the owners to the department for forest  
 17 fire protection.

18                    (4) Upon receiving the certificate from the department  
 19 showing the amount due, the county assessor shall extend the  
 20 amounts upon the county tax rolls covering the lands, and  
 21 the sums shall become obligations of the owner to be paid  
 22 and collected in the same manner and at the same time and  
 23 with like penalties as general state and county taxes upon  
 24 the same property are collected. All sums collected shall be  
 25 promptly transmitted to the state treasurer, who shall

1 deposit them in the federal and private grant-clearance  
2 ~~revenue fund for-distribution--in--accordance--with--section~~  
3 ~~28-124."~~

4 Section 2. Repealer. Section 28-124, R.C.M. 1947, is  
5 repealed.

-End-

SECOND READING

MISSING

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