

1 BILL NO. 531
2 INTRODUCED BY L. H. Day Bradley

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING SECTIONS
5 50-1053 AND 84-1319, R.C.M. 1947, ESTABLISHING A STRIP-MINED
6 LAND RECLAMATION RESEARCH ACCOUNT AND ALLOCATING 1/4 OF 1%
7 OF THE COAL SEVERANCE TAX TO FUND IT."

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

10 Section 1. Section 50-1053, R.C.M. 1947, is amended to
11 read as follows:

12 "50-1053. Funds received by board -- reclamation work
13 by board -- rehabilitation of unreclaimed lands -- ~~research.~~
14 (1) The board may receive any federal funds, state funds, or
15 any other funds for the reclamation of land affected by
16 strip mining or underground mining. The board may have
17 reclamation work done by its own employees or by employees
18 of other governmental agencies, soil conservation districts,
19 or through contracts with qualified persons.

20 (2) ~~Except as provided in subsection (3) of this~~
21 ~~sections.~~ Any any funds or any public works programs
22 available to the board shall be used and expended to reclaim
23 and rehabilitate lands that have been subjected to strip
24 mining or underground mining that have not been reclaimed
25 and rehabilitated in accordance with the standards of this

1 act.
2 ~~(3) There is established in the earmarked revenue fund~~
3 ~~a strip-mined land reclamation research account. Money from~~
4 ~~the coal severance tax shall be deposited in this account as~~
5 ~~provided in 84-1319. The department shall administer this~~
6 ~~account as it sees fit, for the purpose of conducting or~~
7 ~~encouraging research in the reclamation and revegetation of~~
8 ~~strip-mined land in order to enhance efforts at achieving~~
9 ~~the purposes of this act."~~

10 Section 2. Section 84-1319, R.C.M. 1947, is amended to
11 read as follows:

12 "84-1319. Disposal of license or severance taxes.
13 license or severance taxes collected under the provisions of
14 this chapter or such sections as may enact a severance tax
15 on coal in 1975 are allocated as follows:

16 (1) To the county for such purposes as the governing
17 body of that county may determine from which coal was mined
18 for each calendar year prior to January 1, 1980, three cents
19 (3¢) per ton or four per cent (4%) of the severance tax paid
20 on the coal mined in that county, whichever is higher, and
21 for each calendar year following December 31, 1979, three
22 cents (3¢) per ton or three and one-half per cent (3 1/2%)
23 of the severance tax paid on the coal mined in that county,
24 whichever is higher.

25 (2) Two and one-half per cent (2 1/2%) of total

1 collections per year until December 31, 1979 and thereafter
2 four per cent (4%) of total collections per year to the
3 earmarked revenue fund, to the credit of the alternative
4 energy research development and demonstration account.

5 (3) Twenty-seven and one-half per cent (27.5%) of
6 total collections per year, until July 1, 1979, and
7 thereafter thirty-five per cent (35%), to the earmarked
8 revenue fund to the credit of the local impact and education
9 trust fund account.

10 (4) For each of the four (4) fiscal years following
11 the effective date of this act ten per cent (10%) of total
12 collections per year to the earmarked revenue fund to the
13 credit of the coal area highway improvement account.

14 (5) Ten per cent (10%) of total collections per year,
15 to the earmarked revenue fund, for state equalization aid to
16 public schools of the state.

17 (6) For the period ending December 31, 1979, one per
18 cent (1%) of total collections per year to the earmarked
19 revenue fund, to the credit of the county land planning
20 account.

21 (7) Two and one-half per cent (2 1/2%) of total
22 collections per year, to the sinking fund, to the credit of
23 the renewable resource development bond account.

24 (8) Two and one-half per cent (2 1/2%) of total
25 collections per year through June 30, 1979, of which portion

1 one-half (1/2) shall be allocated to the earmarked revenue
2 fund, for the purpose of acquisition of sites and areas
3 described in section 62-304, subject to legislative
4 appropriations, and one-half (1/2) shall be allocated to the
5 trust and legacy fund, for the purpose of parks acquisition.
6 After June 30, 1979, five per cent (5%) of total collections
7 per year shall be allocated to the trust and legacy fund,
8 for the purpose of parks acquisition. Income from the fund
9 established in this subsection may be appropriated for the
10 acquisition of sites and areas described in section 62-304.

11 ~~(9) One-fourth of 1% of total collections per year to~~
12 ~~the earmarked revenue fund, to the credit of the strip-mined~~
13 ~~land reclamation research account.~~

14 ~~(10)~~ To the earmarked revenue fund, such portions of
15 the severance tax as may be authorized by laws enacted in
16 1975.

17 ~~(11)~~ All other revenues from license or severance
18 taxes collected under the provisions of this chapter shall
19 be deposited to the credit of the general fund of the
20 state."

-End-

STATE OF MONTANA

REQUEST NO. 274-77

FISCAL NOTE

Form BD-15

In compliance with a written request received February 2, 19 77, there is hereby submitted a Fiscal Note for House Bill 531 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:

House Bill 531 provides for the earmarking of 1/4 of 1% of the coal severance tax for coal land reclamation research.

ASSUMPTION:

Department of Revenue estimates for coal severance tax in the next biennium will be \$41,000,000 for FY 78 and \$51,000,000 for FY 79. (The General Fund share is estimated to be approximately 40% of the severance tax.)

FISCAL IMPACT:

House Bill 531 will redistribute the proceeds from the coal severance tax as follows:

	FY 78			FY 79		
	Current law	Proposed law	Increase or (Decrease)	Current law	Proposed law	Increase or (Decrease)
Earmarked Funds	\$24,600,000	\$24,702,500	\$ 102,500	\$30,600,000	\$30,727,500	\$ 127,500
General Fund	<u>16,400,000</u>	<u>16,297,500</u>	<u>(102,500)</u>	<u>20,400,000</u>	<u>20,272,500</u>	<u>(127,500)</u>
Net Effect	<u>\$41,000,000</u>	<u>\$41,000,000</u>	<u>\$ 0</u>	<u>\$51,000,000</u>	<u>\$51,000,000</u>	<u>\$ 0</u>

CONCLUSION:

Enactment of House Bill 531 will reduce the allocation to the General Fund from coal severance taxes by \$102,500 in FY 78 and \$127,500 in FY 79, and will earmark \$102,500 in FY 78 and \$127,500 in FY 79 for strip-mined land reclamation research.

Richard J. Grayson
 BUDGET DIRECTOR
 Office of Budget and Program Planning
 Date: 2-3-77

Approved by Committee
on Taxation

1 BILL NO. 531
2 INTRODUCED BY L. H. Day Bradley

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING SECTIONS
5 50-1053 AND 84-1319, R.C.M. 1947, ESTABLISHING A STRIP-MINED
6 LAND RECLAMATION RESEARCH ACCOUNT AND ALLOCATING 1/4 OF 1%
7 OF THE COAL SEVERANCE TAX TO FUND IT."

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

10 Section 1. Section 50-1053, R.C.M. 1947, is amended to
11 read as follows:

12 "50-1053. Funds received by board -- reclamation work
13 by board -- rehabilitation of unreclaimed lands -- research.

14 (1) The board may receive any federal funds, state funds, or
15 any other funds for the reclamation of land affected by
16 strip mining or underground mining. The board may have
17 reclamation work done by its own employees or by employees
18 of other governmental agencies, soil conservation districts,
19 or through contracts with qualified persons.

20 (2) Except as provided in subsection (3) of this
21 section. Any any funds or any public works programs
22 available to the board shall be used and expended to reclaim
23 and rehabilitate lands that have been subjected to strip
24 mining or underground mining that have not been reclaimed
25 and rehabilitated in accordance with the standards of this

1 act.
2 (3) There is established in the earmarked revenue fund
3 a strip-mined land reclamation research account. Money from
4 the coal severance tax shall be deposited in this account as
5 provided in 84-1319. The department shall administer this
6 account as it sees fit, for the purpose of conducting or
7 encouraging research in the reclamation and revegetation of
8 strip-mined land in order to enhance efforts at achieving
9 the purposes of this act."

10 Section 2. Section 84-1319, R.C.M. 1947, is amended to
11 read as follows:

12 "84-1319. Disposal of license or severance taxes.
13 License or severance taxes collected under the provisions of
14 this chapter or such sections as may enact a severance tax
15 on coal in 1975 are allocated as follows:

16 (1) To the county for such purposes as the governing
17 body of that county may determine from which coal was mined
18 for each calendar year prior to January 1, 1980, three cents
19 (3¢) per ton or four per cent (4%) of the severance tax paid
20 on the coal mined in that county, whichever is higher, and
21 for each calendar year following December 31, 1979, three
22 cents (3¢) per ton or three and one-half per cent (3 1/2%)
23 of the severance tax paid on the coal mined in that county,
24 whichever is higher.

25 (2) Two and one-half per cent (2 1/2%) of total

1 collections per year until December 31, 1979 and thereafter
 2 four per cent (4%) of total collections per year to the
 3 earmarked revenue fund, to the credit of the alternative
 4 energy research development and demonstration account.

5 (3) Twenty-seven and one-half per cent (27.5%) of
 6 total collections per year, until July 1, 1979, and
 7 thereafter thirty-five per cent (35%), to the earmarked
 8 revenue fund to the credit of the local impact and education
 9 trust fund account.

10 (4) For each of the four (4) fiscal years following
 11 the effective date of this act ten per cent (10%) of total
 12 collections per year to the earmarked revenue fund to the
 13 credit of the coal area highway improvement account.

14 (5) Ten per cent (10%) of total collections per year,
 15 to the earmarked revenue fund, for state equalization aid to
 16 public schools of the state.

17 (6) For the period ending December 31, 1979, one per
 18 cent (1%) of total collections per year to the earmarked
 19 revenue fund, to the credit of the county land planning
 20 account.

21 (7) Two and one-half per cent (2 1/2%) of total
 22 collections per year, to the sinking fund, to the credit of
 23 the renewable resource development bond account.

24 (8) Two and one-half per cent (2 1/2%) of total
 25 collections per year through June 30, 1979, of which portion

1 one-half (1/2) shall be allocated to the earmarked revenue
 2 fund, for the purpose of acquisition of sites and areas
 3 described in section 62-304, subject to legislative
 4 appropriations, and one-half (1/2) shall be allocated to the
 5 trust and legacy fund, for the purpose of parks acquisition.
 6 After June 30, 1979, five per cent (5%) of total collections
 7 per year shall be allocated to the trust and legacy fund,
 8 for the purpose of parks acquisition. Income from the fund
 9 established in this subsection may be appropriated for the
 10 acquisition of sites and areas described in section 62-304.

11 ~~(9) One-fourth of 1% of total collections per year to~~
 12 ~~the earmarked revenue fund, to the credit of the strip-mined~~
 13 ~~land reclamation research account.~~

14 ~~(9)(10)~~ To the earmarked revenue fund, such portions of
 15 the severance tax as may be authorized by laws enacted in
 16 1975.

17 ~~(10)(11)~~ All other revenues from license or severance
 18 taxes collected under the provisions of this chapter shall
 19 be deposited to the credit of the general fund of the
 20 state."

-End-

APPROVED BY COMM. ON
APPROPRIATIONS

HOUSE BILL NO. 531

INTRODUCED BY LIEN, DAY, BRADLEY

A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING SECTIONS
SECTION 50-1053 AND ~~84-1319~~, R.C.M. 1947, ESTABLISHING A
STRIP-MINED LAND RECLAMATION RESEARCH ACCOUNT AND ALLOCATING
~~1/4 OF 1% OF THE COAL SEVERANCE TAX TO FUND IT~~ PROGRAM AND
APPROPRIATING ~~\$200,000~~ \$80,000 FOR THE BIENNIAL FISCAL YEAR
ENDING JUNE 30, 1978, TO FUND IT."

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

Section 1. Section 50-1053, R.C.M. 1947, is amended to
read as follows:

"50-1053. Funds received by board -- reclamation work
by board -- rehabilitation of unreclaimed lands -- ~~research~~.

(1) The board may receive any federal funds, state funds, or
any other funds for the reclamation of land affected by
strip mining or underground mining. The board may have
reclamation work done by its own employees or by employees
of other governmental agencies, soil conservation districts,
or through contracts with qualified persons.

(2) ~~Except as provided in subsection (3) of this~~
~~section.~~ Any any funds or any public works programs
available to the board shall be used and expended to reclaim
and rehabilitate lands that have been subjected to strip

mining or underground mining that have not been reclaimed
and rehabilitated in accordance with the standards of this
act.

~~(3) There is established in the earmarked revenue fund~~
~~a strip-mined land reclamation research account PROGRAM.~~
~~Money from the coal severance tax GENERAL FUND shall be~~
~~deposited in this account as provided in 84-1319~~
~~APPROPRIATED TO THE BOARD TO FUND THIS PROGRAM. The~~
~~department shall administer this account THESE FUNDS as it~~
~~sees fit, for the purpose of conducting or encouraging~~
~~research in the reclamation and revegetation of strip-mined~~
~~land in order to enhance efforts at achieving the purposes~~
~~of this act."~~

Section 2. ~~Section 84-1319, R.C.M. 1947, is amended to~~
~~read as follows:~~

~~"84-1319. Disposal of license or severance taxes~~
~~license or severance taxes collected under the provisions of~~
~~this chapter or such sections as may enact a severance tax~~
~~on coal in 1975 are allocated as follows:~~

~~(1) -- To the county for such purposes as the governing~~
~~body of that county may determine from which coal was mined~~
~~for each calendar year prior to January 1, 1980, three cents~~
~~(3) -- per ton or four per cent (4) of the severance tax paid~~
~~on the coal mined in that county, whichever is higher, and~~
~~for each calendar year following December 31, 1979, three~~

SECOND READING
Second Printing

1 cents ~~{3}~~ per ton or three and one-half per cent ~~(3 1/2%)~~
 2 of the severance tax paid on the coal mined in that county
 3 whichever is higher.

4 ~~{2}~~ Two and one-half per cent ~~(2 1/2%)~~ of total
 5 collections per year until December 31, 1979 and thereafter
 6 four per cent ~~(4%)~~ of total collections per year to the
 7 earmarked revenue fund, to the credit of the alternative
 8 energy research development and demonstration accounts.

9 ~~{3}~~ Twenty seven and one-half per cent ~~(27.5%)~~ of
 10 total collections per year, until July 1, 1979, and
 11 thereafter thirty five per cent ~~(35%)~~ to the earmarked
 12 revenue fund to the credit of the local impact and education
 13 trust fund accounts.

14 ~~{4}~~ For each of the four ~~(4)~~ fiscal years following
 15 the effective date of this act ten per cent ~~(10%)~~ of total
 16 collections per year to the earmarked revenue fund to the
 17 credit of the coal area highway improvement accounts.

18 ~~{5}~~ Ten per cent ~~(10%)~~ of total collections per year
 19 to the earmarked revenue fund, for state equalization aid to
 20 public schools of the state.

21 ~~{6}~~ For the period ending December 31, 1979, one per
 22 cent ~~(1%)~~ of total collections per year to the earmarked
 23 revenue fund, to the credit of the county land planning
 24 accounts.

25 ~~{7}~~ Two and one-half per cent ~~(2 1/2%)~~ of total

1 collections per year to the sinking fund, to the credit of
 2 the renewable resource development bond accounts.

3 ~~{8}~~ Two and one-half per cent ~~(2 1/2%)~~ of total
 4 collections per year through June 30, 1979, of which portion
 5 one-half ~~(1/2)~~ shall be allocated to the earmarked revenue
 6 fund, for the purpose of acquisition of sites and areas
 7 described in section 62-304, subject to legislative
 8 appropriations, and one-half ~~(1/2)~~ shall be allocated to the
 9 trust and legacy fund, for the purpose of parks acquisition.
 10 After June 30, 1979, five per cent ~~(5%)~~ of total collections
 11 per year shall be allocated to the trust and legacy fund
 12 for the purpose of parks acquisition. Income from the fund
 13 established in this subsection may be appropriated for the
 14 acquisition of sites and areas described in section 62-304.

15 ~~{9}~~ One fourth of ~~1%~~ of total collections per year to
 16 the earmarked revenue fund, to the credit of the strip mined
 17 land reclamation research accounts.

18 ~~{9}~~ ~~{10}~~ To the earmarked revenue fund, such portions of
 19 the severance tax as may be authorized by laws enacted in
 20 1975.

21 ~~{10}~~ ~~{11}~~ All other revenues from license or severance
 22 taxes collected under the provisions of this chapter shall
 23 be deposited to the credit of the general fund of the
 24 state. HERE IS A NEW R.C.M. SECTION THAT READS AS FOLLOWS:

25 Appropriation. The following money is appropriated from

1 the general fund to the department of state lands for the
 2 biennium ending June 30, 1979, to fund the strip-mined land
 3 reclamation research program:

	For the Fiscal	For the Fiscal
	Year Ending	Year Ending
	6/30/78	6/30/79
7 DEPARTMENT OF STATE LANDS	\$100,000	\$100,000
8	<u>\$ 80,000</u>	<u>-0-</u>

-End-

HOUSE BILL NO. 531

INTRODUCED BY LIEM, DAY, BRADLEY

A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING SECTIONS SECTION 50-1053 AND ~~84-1349~~, R.C.M. 1947, ESTABLISHING A STRIP-MINED LAND RECLAMATION RESEARCH ACCOUNT AND ALLOCATING ~~1/4 OF 1% OF THE COAL SEVERANCE TAX TO FUND IT~~ PROGRAM AND APPROPRIATING \$200,000 FOR THE BIENNIUM TO FUND IT."

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

Section 1. Section 50-1053, R.C.M. 1947, is amended to read as follows:

*50-1053. Funds received by board — reclamation work by board — rehabilitation of unreclaimed lands — research.

(1) The board may receive any federal funds, state funds, or any other funds for the reclamation of land affected by strip mining or underground mining. The board may have reclamation work done by its own employees or by employees of other governmental agencies, soil conservation districts, or through contracts with qualified persons.

(2) Except as provided in subsection (3) of this section, any any funds or any public works programs available to the board shall be used and expended to reclaim and rehabilitate lands that have been subjected to strip mining or underground mining that have not been reclaimed

and rehabilitated in accordance with the standards of this act.

~~(3) There is established in the earmarked revenue fund a strip-mined land reclamation research account PROGRAM. Money from the coal severance tax GENERAL FUND shall be deposited in this account as provided in 84-1349 APPROPRIATED TO THE BOARD TO FUND THIS PROGRAM. The department shall administer this account THESE FUNDS as it sees fit, for the purpose of conducting or encouraging research in the reclamation and revegetation of strip-mined land in order to enhance efforts at achieving the purposes of this act."~~

Section 2. ~~Section 84-1349, R.C.M. 1947, is amended to read as follows:~~

~~*84-1349. Disposal of license or severance taxes. License or severance taxes collected under the provisions of this chapter or such sections as may enact a severance tax on coal in 1975 are allocated as follows:~~

~~(1) To the county for such purposes as the governing body of that county may determine from which coal was mined for each calendar year prior to January 1, 1980, three cents (3¢) per ton or four per cent (4%) of the severance tax paid on the coal mined in that county, whichever is higher, and for each calendar year following December 31, 1979, three cents (3¢) per ton or three and one half per cent (3 1/2¢)~~

1 of the severance tax paid on the coal mined in that county,
2 whichever is higher.

3 ~~(2) Two and one half per cent (2 1/2%) of total~~
4 ~~collections per year until December 31, 1979 and thereafter~~
5 ~~four per cent (4%) of total collections per year to the~~
6 ~~earmarked revenue fund, to the credit of the alternative~~
7 ~~energy research development and demonstration account.~~

8 ~~(3) Twenty seven and one half per cent (27.5%) of~~
9 ~~total collections per year, until July 1, 1979, and~~
10 ~~thereafter thirty five per cent (35%), to the earmarked~~
11 ~~revenue fund to the credit of the local impact and education~~
12 ~~trust fund account.~~

13 ~~(4) For each of the four (4) fiscal years following~~
14 ~~the effective date of this act ten per cent (10%) of total~~
15 ~~collections per year to the earmarked revenue fund to the~~
16 ~~credit of the coal area highway improvement account.~~

17 ~~(5) Ten per cent (10%) of total collections per year,~~
18 ~~to the earmarked revenue fund, for state equalization aid to~~
19 ~~public schools of the state.~~

20 ~~(6) For the period ending December 31, 1979, one per~~
21 ~~cent (1%) of total collections per year to the earmarked~~
22 ~~revenue fund, to the credit of the county land planning~~
23 ~~account.~~

24 ~~(7) Two and one half per cent (2 1/2%) of total~~
25 ~~collections per year, to the sinking fund, to the credit of~~

1 the renewable resource development bond account.

2 ~~(8) Two and one half per cent (2 1/2%) of total~~
3 ~~collections per year through June 30, 1979, of which portion~~
4 ~~one half (1/2) shall be allocated to the earmarked revenue~~
5 ~~fund, for the purpose of acquisition of sites and areas~~
6 ~~described in section 62-304, subject to legislative~~
7 ~~appropriations, and one half (1/2) shall be allocated to the~~
8 ~~trust and legacy fund, for the purpose of parks acquisition.~~
9 ~~After June 30, 1979, five per cent (5%) of total collections~~
10 ~~per year shall be allocated to the trust and legacy fund,~~
11 ~~for the purpose of parks acquisition. Income from the fund~~
12 ~~established in this subsection may be appropriated for the~~
13 ~~acquisition of sites and areas described in section 62-304.~~

14 ~~(9) One fourth of 1% of total collections per year to~~
15 ~~the earmarked revenue fund, to the credit of the strip mined~~
16 ~~land reclamation research account.~~

17 ~~(9) (10) To the earmarked revenue fund, such portions of~~
18 ~~the severance tax as may be authorized by laws enacted in~~
19 ~~1975.~~

20 ~~(10) (11) All other revenues from license or severance~~
21 ~~taxes collected under the provisions of this chapter shall~~
22 ~~be deposited to the credit of the general fund of the~~
23 ~~state." THERE IS A NEW R.C.M. SECTION THAT READS AS FOLLOWS:~~

24 Appropriation. The following money is appropriated from
25 the general fund to the department of state lands for the

1 biennium ending June 30, 1979, to fund the strip-mined land
2 reclamation research program:

	For the Fiscal	For the Fiscal
	Year Ending	Year Ending
	6/30/78	6/30/79
6 DEPARTMENT OF STATE LANDS	\$100,000	\$100,000

-End-

HOUSE BILL NO. 531

INTRODUCED BY LIEN, DAY, BRADLEY

A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING SECTIONS SECTION 50-1053 AND 84-1319, R.C.M. 1947, ESTABLISHING A STRIP-MINED LAND RECLAMATION RESEARCH ACCOUNT AND ALLOCATING 1/4 OF 1% OF THE COAL SEVERANCE TAX TO FUND IT PROGRAM AND APPROPRIATING \$200,000 \$80,000 FOR THE BIENNIAL FISCAL YEAR ENDING JUNE 30, 1978, TO FUND IT."

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

Section 1. Section 50-1053, R.C.M. 1947, is amended to read as follows:

"50-1053. Funds received by board -- reclamation work by board -- rehabilitation of unreclaimed lands -- research.

(1) The board may receive any federal funds, state funds, or any other funds for the reclamation of land affected by strip mining or underground mining. The board may have reclamation work done by its own employees or by employees of other governmental agencies, soil conservation districts, or through contracts with qualified persons.

(2) Except as provided in subsection (3) of this section, Any any funds or any public works programs available to the board shall be used and expended to reclaim and rehabilitate lands that have been subjected to strip

mining or underground mining that have not been reclaimed and rehabilitated in accordance with the standards of this act.

(3) There is established in the earmarked revenue fund a strip-mined land reclamation research account PROGRAM. Money from the coal severance tax GENERAL FUND shall be deposited in this account as provided in 84-1319 APPROPRIATED TO THE BOARD TO FUND THIS PROGRAM. The department shall administer this account THESE FUNDS as it sees fit, for the purpose of conducting or encouraging research in the reclamation and revegetation of strip-mined land in order to enhance efforts at achieving the purposes of this act."

Section 2. Section 84-1319, R.C.M. 1947, is amended to read as follows:

"84-1319. Disposal of license or severance taxes; license or severance taxes collected under the provisions of this chapter or such sections as may enact a severance tax on coal in 1975 are allocated as follows:

(1) To the county for such purposes as the governing body of that county may determine from which coal was mined for each calendar year prior to January 1, 1980, three cents (3%) per ton or four per cent (4%) of the severance tax paid on the coal mined in that county, whichever is higher, and for each calendar year following December 31, 1979, three

THIRD READING
Second Printing

1 cents ~~{3}~~ per ton or three and one-half per cent ~~{3 1/2%~~
 2 of the severance tax paid on the coal mined in that county
 3 whichever is higher;

4 ~~{2}~~ Two and one-half per cent ~~{2 1/2%~~ of total
 5 collections per year until December 31, 1979 and thereafter
 6 four per cent ~~{4%~~ of total collections per year to the
 7 earmarked revenue fund to the credit of the alternative
 8 energy research development and demonstration accounts

9 ~~{3}~~ Twenty seven and one-half per cent ~~{27.5%~~ of
 10 total collections per year, until July 1, 1979, and
 11 thereafter thirty five per cent ~~{35%~~, to the earmarked
 12 revenue fund to the credit of the local impact and education
 13 trust fund accounts

14 ~~{4}~~ For each of the four ~~{4}~~ fiscal years following
 15 the effective date of this act ten per cent ~~{10%~~ of total
 16 collections per year to the earmarked revenue fund to the
 17 credit of the coal area highway improvement account;

18 ~~{5}~~ Ten per cent ~~{10%~~ of total collections per year
 19 to the earmarked revenue fund for state equalization aid to
 20 public schools of the state;

21 ~~{6}~~ For the period ending December 31, 1979, one per
 22 cent ~~{1%~~ of total collections per year to the earmarked
 23 revenue fund to the credit of the county land planning
 24 accounts

25 ~~{7}~~ Two and one-half per cent ~~{2 1/2%~~ of total

1 collections per year to the sinking fund to the credit of
 2 the renewable resource development bond accounts

3 ~~{8}~~ Two and one-half per cent ~~{2 1/2%~~ of total
 4 collections per year through June 30, 1979, of which portion
 5 one-half ~~{1/2}~~ shall be allocated to the earmarked revenue
 6 fund for the purpose of acquisition of sites and areas
 7 described in section 62-304, subject to legislative
 8 appropriations, and one-half ~~{1/2}~~ shall be allocated to the
 9 trust and legacy fund for the purpose of parks acquisitions
 10 After June 30, 1979, five per cent ~~{5%~~ of total collections
 11 per year shall be allocated to the trust and legacy fund
 12 for the purpose of parks acquisitions. Income from the fund
 13 established in this subsection may be appropriated for the
 14 acquisition of sites and areas described in section 62-304

15 ~~{9}~~ One fourth of 1% of total collections per year to
 16 the earmarked revenue fund to the credit of the strip mined
 17 land reclamation research accounts

18 ~~{9}~~ ~~{10}~~ To the earmarked revenue fund such portions of
 19 the severance tax as may be authorized by laws enacted in
 20 1975;

21 ~~{10}~~ ~~{11}~~ All other revenues from license or severance
 22 taxes collected under the provisions of this chapter shall
 23 be deposited to the credit of the general fund of the
 24 state. THERE IS A NEW R.C.M. SECTION THAT READS AS FOLLOWS:

25 Appropriation. The following money is appropriated from

1 the general fund to the department of state lands for the
 2 biennium ending June 30, 1979, to fund the strip-mined land
 3 reclamation research program:

	For the Fiscal	For the Fiscal
	Year Ending	Year Ending
	6/30/78	6/30/79
4		
5		
6		
7	DEPARTMENT OF STATE LANDS	
	\$100,000	\$100,000
8	<u>\$ 80,000</u>	<u>-0-</u>
	-End-	