

STATE OF MONTANA

REQUEST NO. 507-77

FISCAL NOTE

Form BD-15

In compliance with a written request received February 14, 19 77, there is hereby submitted a Fiscal Note for House Bill 751 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 751 would prohibit a person convicted twice in three (3) years of issuing a bad check from maintaining a checking account in the State of Montana.

ASSUMPTIONS:

1. Rules for reporting must be adopted, and reporting forms established. 156 banks must be monitored for compliance. Communications must be established with all Montana courts in which conviction could be accomplished. Convictions must be followed up until an appeal is made or not made within required time. Extensive record keeping system must be set up and maintained. Each day a second conviction or convictions become effective, notice must be mailed to all 156 banks. Crime Control Division reported 60 convictions in District Courts during 1976. Estimated convictions in Justice of Peace Courts is 350. Hearings must be held to impose a fine against each non-complying bank.
2. Two additional positions, plus operational expenses and equipment will be needed to enforce this bill.
3. No additional source of revenue is identified in the bill for the purpose of enforcement; thus, it must be assumed that General Funds will be required for support.

FISCAL IMPACT:

	<u>FY 78</u>	<u>FY 79</u>
Personal services	\$29,688	\$31,766
Operating expenses	8,000	8,000
Capital outlay	<u>2,500</u>	<u>300</u>
Additional cost of proposed legislation	<u>\$40,188</u>	<u>\$40,066</u>

Richard L. Drury
BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 2-18-77