

1 Senate BILL NO. 66
 2 INTRODUCED BY Low

3
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO DEFINE LOCAL
 5 GOVERNMENTAL UNITS TO INCLUDE INDIAN TRIBES FOR THE RECEIPT
 6 OF COAL IMPACT FUNDS; AMENDING SECTIONS 50-1801, 50-1807,
 7 AND 50-1809, R.C.M. 1947."

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

10 Section 1. Section 50-1801, R.C.M. 1947, is amended to
 11 read as follows:

12 "50-1801. Purpose Definitions and purpose. (1) As used
 13 in this chapter, "local governmental units" includes but are
 14 not limited to counties, towns, school districts and Indian
 15 tribes.

16 (2) The purposes of this act are to assist local
 17 governmental units which have been required to expand the
 18 provision of public services as a consequence of large-scale
 19 development of coal mines and coal-using energy complexes,
 20 to assist in the construction and reconstruction of
 21 designated portions of highways which serve the area
 22 affected by such large-scale development, to support county
 23 land planning, and to invest a portion of the tax revenue
 24 from coal mines in a permanent fund, the income from which
 25 shall be used for the support of public schools throughout

1 the state."

2 Section 2. Section 50-1807, R.C.M. 1947, is amended to
 3 read as follows:

4 "50-1807. Priorities for impact grants. (1) The
 5 department of community affairs shall designate counties,
 6 towns, school districts, Indian tribes, and other
 7 governmental units which have had or expect to have an
 8 increase in estimated population of at least ~~ten-percent~~
 9 ~~{10%}~~ during any ~~three-{3}~~ years since 1972 as a result of
 10 the impact of coal development. The coal board shall,
 11 subject to the appropriations of the legislature, award at
 12 least fifty percent (50%) of all grants awarded to
 13 governmental units and state agencies for meeting the needs
 14 caused by coal development each year to these designated
 15 governmental units.

16 (2) Attention should be given by the coal board to the
 17 need for community planning before the full impact is
 18 realized. Applicants should be able to show how their
 19 request reasonably fits into an ~~over-all~~ overall plan for
 20 the orderly management of the existing or contemplated
 21 growth problems.

22 (3) All funds placed in the local impact and
 23 educational trust fund account established under this act,
 24 subject to the limitations imposed by ~~section~~ 50-1810,
 25 shall be subject to appropriations by the legislature for

1 use related to local impact or for transfer to a permanent
2 trust for education."

3 Section 3. Section 50-1809, R.C.M. 1947, is amended to
4 read as follows:

5 "50-1809. Applications for grants. The governing body
6 of a city, town, county, or school district, ~~Indian tribe,~~
7 or any other local or state governmental unit or agency may
8 apply for a grant to enable it to provide governmental
9 services which are needed as a direct consequence of coal
10 development. The coal board shall prescribe the form for
11 applications. Applicants shall describe the nature of their
12 proposed expenditures and the time involved. The board may
13 commit itself to the expenditure of funds for more than one
14 ~~1~~ year for a single project, as long as the grant does not
15 extend over more than ~~ten~~~~(10)~~ years and does not exceed
16 reasonable revenue expectations. No state agency may
17 receive grants which exceed ~~five-percent~~~~(5%)~~ of the money
18 allocated to the board."

-End-

1 SENATE BILL NO. 66
2 INTRODDUCED BY TOWE

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15 extend over more than ~~ten-{10}~~ years and does not exceed
16 reasonable revenue expectations. No state agency may
17 receive grants which exceed ~~five-percent-{5%}~~ of the money
18 allocated to the board."

-End-

STATE OF MONTANA

REQUEST NO. 29-77

FISCAL NOTE

Form BD-15

In compliance with a written request received January 10, 19 77, there is hereby submitted a Fiscal Note for Senate Bill 66 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 LEGISLATION:

Senate Bill 66 is an act to include Indian tribes as recipients of coal impact funds.

FISCAL IMPACT:

No increase in expenditures are required to implement the proposed legislation. Coal tax revenue estimates and available impact funds vary with the degree of coal production. Subject to the appropriations authority set by the legislature, the coal board must award at least 50% of all coal grants to governmental units having large-scale impact caused by coal development.

The proposed legislation has no effect upon the available revenue but would broaden the number of potential applicants.

The only foreseen Indian tribes affected by this bill are the Crow Indian Tribe and possibly the Northern Cheyenne Indian Tribe. The potential size of the impact grants depends upon the degree of coal development and the current quality of public services in the two tribal areas.

It should be noted that the more potential recipients there are, the less money available per recipient.

TECHNICAL NOTE:

The material on lines 12, 13, 14 and 15 of Senate Bill 66 is new material which does not now appear in the codes and should be underlined.


BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 1-4-77