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LC 0714/01

SB121

INTRODUCED BY Manley E. Smith 1 2 3

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO SUBMIT TO THE 5 QUALIFIED ELECTORS OF THE STATE OF MONTANA AMENDMENTS TO 6 ARTICLE VIII OF THE MONTANA CONSTITUTION TO RETURN THE 7 PROPERTY TAX ASSESSMENT OF PROPERTY SITUATED EXCLUSIVELY 8 WITHIN A COUNTY TO THE COUNTY GOVERNMENT."

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

Section 1. Section 3, Article VIII, of the Montana
constitution is amended to read as follows:

13 "Section 3. Property tax administration. The--state 14 <u>Each county</u> shall appraise, assess, and equalize the 15 valuation of all property <u>situated exclusively within the</u> 16 <u>county</u> which is to be taxed in the manner provided by law." 17 Section 2. Section 4, Article VIII, of the Montana 18 constitution is amended to read as follows:

19 "Section 4. Equal valuation. All taxing jurisdictions 20 shall use the assessed valuation of property established by 21 the-state a joint state-county taxation commission composed 22 of representatives of state government, county governing 23 bodies, and county assessing officers, as provided by laws 24 which commission shall establish guidelines for equal 25 appraisal and assessment and promulgate rules for equal

INTRODUCED BILL

1	appraisal of all property within the state of Montana."				
2	Section 3. Submission to electorate. This amendment				
3	shall be submitted to the electors of the state of Montana				
4	at the general election to be held November 7, 1978, by				
5	printing on the ballot the title and the following:				
5	FOR transferring a portion of tax administration from				
7	the state to the counties.				
8	AGAINST transferring a portion of tax administration				
9	from the state to the counties.				
	r - r				

-End-

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SB 0121/02

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Approved by Committee on State AdminAstration

SENATE BILL NO. 121 1 INTRODUCED BY MANLEY, E. SMITH 2 3 A BILL FOR AN ACT ENTITLED: "AN ACT TO SUBMIT TO THE 4 QUALIFIED ELECTORS OF THE STATE OF MONTANA AMENDMENTS TO 5 ARTICLE VIII OF THE MONTANA CONSTITUTION TO RETURN THE 6 PROPERTY TAX ASSESSMENT BF--PROPERTY-SITUATED-EXCLUSIVELY 7 HITHIN-A--COUNTY TO THE---COUNTY---COVERNMENT A JOINT 8 STATE-COUNTY TAXATION COMMISSION: AND PROVIDING AN EFFECTIVE 9 10 DATE-" 11 12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: Section 1. Section 3, Article VIII, of the Montana 13 constitution is amended to read as follows: 14 15 "Section 3. Property tax administration. The--state Each county, UNDER THE SUPERVISION OF THE JOINT STATE-COUNTY 16 TAXATION _COMMISSION: shall appraise, assess, and equalize 17 the valuation of all property situated exclusively within 18 the -- county which is to be taxed in the manner provided by 19 law." 20 21 Section 2. Section 4, Article VIII, of the Montana 22 constitution is amended to read as follows: *Section 4. Equal valuation. All taxing jurisdictions 23

shall use the assessed valuation of property established by
the--state a joint_state-county_taxation_commission_composed

of representatives of state government. county governing				
bodies. and county assessing officers. as provided by law.				
which_commission_shall_establish_AND_ENFORCE_guidelinesfor				
equal appraisal and assessment and promutgate rules for				
<u>equal-approisal-of-all-property-within-the-state-of-Montana.</u>				
<u>THE DEPARTMENT OF REVENUE SHALL PROVIDE THE NECESSARY STAFE</u>				
AND TECHNICAL ASSISTANCE TO THE COMMISSION."				
SECTION 3. EFFECTIVE DATE. IF APPROVED BY THE				
ELECTORATE. THIS AMENDMENT SHALL BE EFFECTIVE JULY 3. 1979.				
Section 4. Submission to electorate. This amendment				
shall be submitted to the electors of the state of Montana				
at the general election to be held November 7, 1978, by				
printing on the ballot the title and the following:				
FOR transferring a portion of tax administration from				
the state to the counties <u>A_JOINT_STATE-COUNTY</u>				
IAXATION COMMISSION.				

18 from the state to the counties A JOINT STATE-COUNTY

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19 IAXATION COMMISSION.

-End-

AGAINST transferring a portion of tax administration

SB 121

SECOND READING

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1	SENATE BILL NO. 121	1	of_representatives_ofstategovernment+countygoverning
2	INTRODUCED BY MANLEY, E. SMITH	2	bodies. and county assessing officers. as provided by law.
3		3	which commission shall establish AND ENFORCE guidelines for
4	A BILL FOR AN ACT ENTITLED: "AN ACT TO SUBMIT TO THE	4	equal appraisal and assessment and promulgate rules for
5	QUALIFIED ELECTORS OF THE STATE OF MONTANA AMENDMENTS TO	5	equal-appraisal-of-all-property-within-the-state-of-Montenes
6	ARTICLE VIII OF THE MONTANA CONSTITUTION TO RETURN THE	6	THE DEPARTMENT OF REVENUE SHALL PROVIDE THE NECESSARY STAFE
7	PROPERTY TAX ASSESSMENT OFPROPERTY-SITUATED-EXCLUSIVELY	7	AND TECHNICAL ASSISTANCE TO THE COMMISSION."
8	<u>Iniq4</u> Transayoo YinussFhe bb	8	SECTION 3. EFFECTIVE DATE. IF APPROVED BY THE
9	STATE-COUNTY TAXATION COMMISSION: AND PROVIDING AN EFFECTIVE	9	ELECTORATE. THIS AMENDMENT SHALL BE EFFECTIVE JULY 1. 1979.
10	DAIE."	10	Section 4. Submission to electorate. This amendment
11		11	shall be submitted to the electors of the state of Montana
12	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:	12	at the general election to be held November 7, 1978, by
13	Section 1. Section 3, Article VIII, of the Montana	13	printing on the ballot the title and the following:
14	constitution is amended to read as follows:	14	FOR transferring a portion of tax administration from
15	Section 3. Property tax administration. The-state	15	the state to the counties <u>A JOINT STATE-COUNTY</u>
16	Each_county, UNDER THE SUPERVISION OF THE JOINT STATE-COUNTY	16	TAXATION COMMISSION.
17	IAXAIION_COMMISSION. shall appraise, assess, and equalize	17	AGAINST transferring a portion of tax administration
18	the valuation of all property situated exclusively within	18	from the state to the counties <u>A_JDINI_STATE-COUNTY</u>
19	the county which is to be taxed in the manner provided by	19	TAXATION COMMISSION-
20	law•"		-End-
21	Section 2. Section 4, Article VIII, of the Montana		
22	constitution is amended to read as follows:		
23	"Section 4. Equal valuation. All taxing jurisdictions		
24	shall use the assessed valuation of property established by		
25	thestate a joint state-county taxation commission composed		

- . THIRD READING

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COMMITTEE OF THE WHOLE AMENDMENT

April 7, 197

MR. CHAIRMAN: I MOVE TO AMEND Senate Bill No. 121, third reading bill, as follows:

l. Amend title, line 8. Following: "EOUNTY" Insert: "OF PROPERTY SITUATED EXCLUSIVELY WITHIN A COUNTY" Following: "GOVERNMENT" Strike: "A JOINT STATE-COUNTY TAXATION COMMISSION; AND PROVIDING AN EFFECTIVE DATE" Insert: "THE COUNTY GOVERNMENT"

2. Amend the bill, pages 1 through 2. Strike: all of the bill following the enacting clause Insert: "Section 1. Section 3, Article VIII, of the Montana constitution is amended to read as follows:

"Section 3. Property tax administration. The-state Each county shall appraise, assess, and equalize the valuation of all property situated exclusively within the county which is to be taxed in the manner provided by law."

Section 2. Section 4, Article VIII, of the Montana constitution is amended to read as follows:

"Section 4. Equal valuation. All taxing jurisdictions shall use the assessed valuation of property established by the-state a joint state-county taxation commission composed of representatives of state government, county governing bodies, and county assessing officers, as provided by law, which commission shall establish guidelines for equal appraisal and assessment and promulgate rules for equal appraisal of all property within the state of Montana."

Section 3. Submission to electorate. This amendment shall be submitted to the electors of the state of Montana at the general election to be held November 7, 1978, by printing on the ballot the title and the following:

FOR transferring a portion of tax administration from the state to the counties.

 \square AGAINST transferring a portion of tax administration from the state to the counties."

AS AMELID. -BE CONCUP ED IN

AMENDMENTS CONCURRED IN BILL FAILED TO RECEIVE NECESSARY VOTES FOR CONSTITUTIONAL AMENDMENT.

COMMITTEE OF THE WHOLE AMENDMENT

April 7, 197

MR. CHAIRMAN: I MOVE TO AMEND Senate Bill No. 121, third reading bill, as follows:

1. Amend title, line 8. Following: "COUNTY" Insert: "OF PROPERTY SITUATED EXCLUSIVELY WITHIN A COUNTY" Following: "GOVERNMENT" Strike: "A JOINT STATE-COUNTY TAXATION COMMISSION; AND PROVIDING AN EFFECTIVE DATE" Insert: "THE COUNTY GOVERNMENT"

2. Amend the bill, pages 1 through 2. Strike: all of the bill following the enacting clause Insert: "Section 1. Section 3, Article VIII, of the Montana constitution is amended to read as follows:

"Section 3. Property tax administration. The-state Each county shall appraise, assess, and equalize the valuation of all property situated exclusively within the county which is to be taxed in the manner provided by law."

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Section 3. Submission to electorate. This amendment shall be submitted to the electors of the state of Montana at the general election to be held November 7, 1978, by printing on the ballot the title and the following:

FOR transferring a portion of tax administration from the state to the counties.

AGAINST transferring a portion of tax administration from the state to the counties."

AS AME. D. ~ BE CONCUT ED IN

AMENDMENTS CONCURRED IN BILL FAILED TO RECEIVE NECESSARY VOTES FOR CONSTITUTIONAL AMENDMENT.