LC 1259/01

nate BILL ND. 290 1 INTRODUCED BY 2 BY REQUEST OF THE STATE AUDITOR 3 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION 5 79-108, R.C.M. 1947, TO ESTABLISH A STALE-DATED WARRANT 6 ACCOUNT AND TO PROVIDE FOR DISPOSITION OF STALE-DATED 7 8 WARRANTS." 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 10 Section 1. Section 79-108, R.C.M. 1947, is amended to 11 read as follows: 12 #79-108. Warrants -- presentation -- cancellation 🚞 13 reissue. (1) All warrants drawn by the state auditor on the 14 state treasury shall be presented for payment within one-flt 15 year after the date of the issue thereof. Should the payee 16 or legal holder of any warrant fail to present it for 17 payment within the time specified, the state auditor shall 18 enter the same as canceled on the books of his office and 19 the amount shall be credited to the account -- from -- which -- it 20 was drawn a separate agency fund account administered by the 21 state _auditor. Should the payee or legal owner of any 22 23 canceled warrant present it for paymenty or in-the-event-the warrent-has-been-lost-or--destroyedy--the--payee present a 24 claim for paymenty-after-the-lapse-of-one-(1)-year within 4 25

INTRODUCED BILL

1 years from the date of issue, the state auditor way, upon proper showing by affidavit, issue a new warrant in lieu 2 3 thereofy-and-the-state-treasurer-is-authorized--to--pay--the new--warranty--The--state--auditor--shall--furnish-the-state treasurer--with--a--list--of--warrants--conceled--under--the provisions-of-this-section. 7 (2) Three_ years after cancellations the warrant shall 8 be classed as unclaimed property subject to the provisions 9 of Title 67, chapter 22, Should the payee or legal owner of 10 any canceled warrant present it for payment or present a 11 claim for payment, such presentation shall be to the 12 department of revenue as provided in 67-2219. (3) The state auditor shall furnish the department of 13 revenue with a list of warrants canceled under the 14

15 provisions of this section."

-End-

LC 1259/01

STATE OF MONTANA

REQUEST NO. 243-77

FISCAL NOTE

Form BD-15

In compliance with a written request received <u>January 26</u>, 19 <u>77</u>, there is hereby submitted a Fiscal Note for <u>Senate Bill 290</u> 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:

An act to establish a stale-dated warrant account and amendments.

FISCAL IMPACT:

None.

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BUDGET DIRECTOR C Office of Budget and Program Planning Date: <u>2 - (- 2 7</u>

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SB 0290/02

Approved by Committee on <u>Business and Industry</u>

| 1 | SENATE BILL NO. 290 |
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| 2 | INTRODUCED BY BURBAY |
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| 4 | A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION |
| 5 | 79-108, R.C.H. 1947, TO ESTABLISH A STATE-DATED WARRANT |
| 6 | ACCOUNT AND TO PROVIDE FOR DISPOSITION OF STATE-DATED |
| 7 | WARRANTS." |
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| 9 | BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: |
| 10 | Section 1. Section 79-108, R.C.M. 1947, is amended to |
| 11 | read as follows: |
| 12 | <pre>"79-108. Warrants presentation cancellation</pre> |
| 13 | <u>reissue</u> . (1) All warrants drawn by the state auditor on the |
| 14 | state treasury shall be presented for payment within one (1) |
| 15 | year after the date of the issue thereof. Should the payee |
| 16 | or legal holder of any warrant fail to present it for |
| 17 | payment within the time specified, the state auditor shall |
| 18 | enter the same as canceled on the books of his office and |
| 19 | the amount shall be credited to the account from which it |
| 20 | was drawn a separate agency fund account administered by the |
| 21 | state auditor. Should the payee or legal cwner of any |
| 22 | canceled warrant present it for paymenty or in the event the |
| 23 | warrant-has been lost or destroyed, the payee present a |
| 24 | claim for payment yafter-the-lappe-of-one-{1}-year <u>withir</u> |
| 25 | <u>4 years</u> from the date of issue, the state auditor may, upon |

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| 2 | thereof y-and-the-state-treasurer-is-authorisedtopaythe |
| 3 | new-warranty-The-state-auditor-shall-furnish-the-state |
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| 11 | department of revenue as provided in 67-2219. |
| 12 | The-state-auditor_chall_farmich_the_departmentgf |
| 13 | rotonuctttligtoftettattacancolodutt c |
| 14 | provisions_0f_this_costion, " |

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SB 0290/02

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4 years from the date of issue, the state auditor may, upon 1 2 proper showing by affidavit, issue a new warrant in lieu 3 new--warrant---The--state--auditor--shall--furnish-the-state D. +reasurer--with--a--list--of--warrants--cancoled--under--the 5 provisions of this section. 6 7 (2) Three years after cancellation, the warrant shall 8 be classed as unclaimed property subject to the provisions 9 of Title 67, chapter 22. Should the payee or legal cuper of 10 any canceled warrant presented it for payment or present a 11 claim for payment, such presentation shall be to the 12 department of revenue as provided in 67-2219. 13 13)-The-state-auditor-shall-furnish-the-department-of 14 revenue--with-___list-of-warrants-cangeled-wader-the

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REFERENCE BILL

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