

1 *Senate* BILL NO. *290*
 2 INTRODUCED BY *Murray*
 3 BY REQUEST OF THE STATE AUDITOR

4
 5 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION
 6 79-108, R.C.M. 1947, TO ESTABLISH A STALE-DATED WARRANT
 7 ACCOUNT AND TO PROVIDE FOR DISPOSITION OF STALE-DATED
 8 WARRANTS."

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

11 Section 1. Section 79-108, R.C.M. 1947, is amended to
 12 read as follows:

13 "79-108. Warrants -- presentation -- cancellation --
 14 ~~reissue.~~ (1) All warrants drawn by the state auditor on the
 15 state treasury shall be presented for payment within ~~one (1)~~
 16 year after the date of the issue thereof. Should the payee
 17 or legal holder of any warrant fail to present it for
 18 payment within the time specified, the state auditor shall
 19 enter the same as canceled on the books of his office and
 20 the amount shall be credited to ~~the account from which it~~
 21 ~~was drawn a separate agency fund account administered by the~~
 22 ~~state auditor.~~ Should the payee or legal owner of any
 23 canceled warrant present it for payment, or ~~in the event the~~
 24 ~~warrant has been lost or destroyed, the payee present a~~
 25 claim for payment ~~after the lapse of one (1) year~~ within 4

1 years from the date of issue, the state auditor may, upon
 2 proper showing by affidavit, issue a new warrant in lieu
 3 thereof ~~and the state treasurer is authorized to pay the~~
 4 ~~new warrants. The state auditor shall furnish the state~~
 5 ~~treasurer with a list of warrants canceled under the~~
 6 ~~provisions of this section.~~

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 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.

13 (3) The state auditor shall furnish the department of
 14 revenue with a list of warrants canceled under the
 15 provisions of this section."

-End-

STATE OF MONTANA

REQUEST NO. 243-77

FISCAL NOTE

Form BD-15

In compliance with a written request received January 26, 19 77, there is hereby submitted a Fiscal Note for Senate Bill 290 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.

Richard J. Young
BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 2-1-77

Approved by Committee
on Business and Industry

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REFERENCE BILL