

CHAPTER NO. 53.

HOUSE BILL NO. 62

INTRODUCED BY SCULLY

BY REQUEST OF THE DEPARTMENT OF LABOR AND INDUSTRY

IN THE HOUSE

January 4, 1979	Introduced and referred to Committee on Labor and Employment Relations.
January 6, 1979	On motion, joint rule 6-6 suspended and sponsor's signature allowed to be added to prefiled bill.
January 17, 1979	Committee recommend bill do pass and be placed on Consent Calendar. Report adopted.
January 18, 1979	Printed and placed on members' desks.
January 20, 1979	On motion rules suspended and bill placed on third reading this day.
January 22, 1979	Third Reading Consent Calendar passed. Transmitted to Second House.

IN THE SENATE

January 23, 1979	Introduced and referred to Committee on Labor and Employment Relations.
February 7, 1979	Committee recommend bill be concurred in and be placed on Consent Calendar. Report adopted.
February 9, 1979	Consent Calendar discussion.
February 10, 1979	Consent Calendar concurred in.

IN THE HOUSE

February 12, 1979

Returned from Second House.
Concurred in.

Sent to enrolling.

Reported correctly enrolled.

1 HOUSE BILL NO. 62
2 INTRODUCED BY _____
3 BY REQUEST OF THE DEPARTMENT OF LABOR AND INDUSTRY
4
5 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION
6 39-3-213, MCA, TO PERMIT THE PAYMENT OF WAGE CLAIMS BY STATE
7 WARRANT AND THE CANCELLATION OF WARRANTS REMAINING UNCLAIMED
8 FOR MORE THAN 1 YEAR."
9
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
11 Section 1. Section 39-3-213, MCA, is amended to read:
12 "39-3-213. Disposition of wages. (1) The commissioner
13 of labor and industry shall deposit wages collected by him
14 under parts 2 and 4 of this chapter into the agency fund and
15 shall attempt to make payment of wages to the entitled
16 person. Wages deposited into the agency fund are not
17 interest bearing. The payment of wages collected may be made
18 by means of state warrants.
19 (2) ~~Wages--collected--by--the--commissioner--remaining~~
20 ~~unclaimed--for--a--period--of--more--than--2--years--from--the--date--of~~
21 ~~collection--shall--be--forfeited--to--the--state--general--fund~~
22 Warrants issued pursuant to subsection (1) which remain
23 unclaimed for more than 1 year from the date of issuance
24 shall be returned to the state auditor for cancellation in
25 accordance with 17-8-303."

-END-

INTRODUCED BILL

Approved by Comm.
on Local Government

HOUSE BILL NO. 61

INTRODUCED BY WALDRON

A BILL FOR AN ACT ENTITLED: "AN ACT TO INSURE THAT STATUTES IMPOSING NEW LOCAL GOVERNMENT DUTIES PROVIDE A SPECIFIC MEANS OF FINANCING; AMENDING SECTION 1-2-112, MCA."

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

Section 1. Section 1-2-112, MCA, is amended to read:

"1-2-112. Statutes imposing new local government duties. (1) Any law enacted by the legislature after July 1, 1974 [THE EFFECTIVE DATE OF THIS ACT], which requires a local government unit to perform an activity or provide a service or facility which will require the direct expenditure of additional funds must provide a specific means to finance the activity, service, or facility other than the existing AUTHORIZED MILL LEVIES OR THE all-purpose mill levy. The means of financing such activity may be through a general or special levy or through remission of funds by the state of Montana to said local government unit. Any law that fails to provide a specific means to finance any service or facility other than the existing AUTHORIZED MILL LEVIES OR THE all-purpose mill levy is not effective until specific means of financing are provided by the legislature.

~~(2) The legislature may provide FULFILL THE REQUIREMENTS OF [THIS ACT] BY PROVIDING for an increase in the EXISTING AUTHORIZED MILL LEVIES OR THE all-purpose mill levy, special mill levies, or remission of money by the state of Montana to local governments; however, an increase in the EXISTING AUTHORIZED MILL LEVIES OR THE all-purpose mill levy or any special mill levy. However, any requirement in such law that financing be made from the local government unit's levy authority must also provide authority therein to increase said levy by an amount necessary to finance said program the additional costs and if financing is provided by remission of funds by the state of Montana, such the remission shall bear a reasonable relationship to the actual cost of performing the activity or providing the service or facility.~~

~~(2)(3) The local government unit may refuse to administer comply with or enforce any law which does not comply with meet the requirements of this section if that law requires an expenditure that would require the local government unit to exceed its statutory levy authority by resolution.~~

~~(3)(4)(3) No subsequent legislation shall be deemed considered to supersede or modify any provision of this section, whether by implication or otherwise, except to the extent that such legislation shall do so expressly.~~

1 ~~f4)151(4)~~ This section shall not apply to any law
2 under which the required expenditure of additional local
3 funds is incidental to the main purpose of the law."

-End-

Approved by Committee
on Labor & Employment
Relations

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 22 ~~warrants issued pursuant to subsection (1) which remain~~
 23 ~~unclaimed for more than 1 year from the date of issuance~~
 24 ~~shall be returned to the state auditor for cancellation in~~
 25 ~~accordance with 17-8-303."~~

-End-

HB 62
 CONSENT CALENDAR

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-End-

HB 620
 HOUSE CONSENT CALENDAR
 SENATE REFERENCE BILL