

HOUSE BILL 125

IN THE HOUSE

January 11, 1979	Introduced and referred to Committee on Local Government.
January 30, 1979	Committee recommend bill, do pass.
January 31, 1979	Printed and placed on members' desks.
February 1, 1979	Second reading, do pass, as amended.
February 2, 1979	Considered correctly engrossed.
February 5, 1979	Third reading, passed.

IN THE SENATE

February 6, 1979	Introduced and referred to Committee on Local Government.
March 21, 1979	Rereferred to Committee on Taxation.
March 30, 1979	Rereferred to Committee on Finance and Claims
April 9, 1979	Committee recommend bill, not concurred.

IN THE HOUSE

April 9, 1979	Returned from Senate, not concurred.
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1 HOUSE BILL NO. 125  
 2 INTRODUCED BY Richard F. Korman John W. Cherg  
 3 Steve W. ... ... ... ...

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO ESTABLISH THE  
 5 MONTANA STATE-LOCAL REVENUE SHARING PROGRAM; TO PROVIDE FOR  
 6 THE ALLOCATION OF MONEY TO MUNICIPALITIES AND COUNTIES; TO  
 7 PROVIDE FOR THE DISTRIBUTION OF MONEY APPROPRIATED FOR THE  
 8 STATE-LOCAL REVENUE SHARING PROGRAM BY THE DEPARTMENT OF  
 9 COMMUNITY AFFAIRS; AND TO PROVIDE FOR THE USE BY  
 10 MUNICIPALITIES AND COUNTY GOVERNMENTS OF MONEY RECEIVED FROM  
 11 THE STATE-LOCAL REVENUE SHARING PROGRAM."

12  
 13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

14 Section 1. Short title. [This act] may be cited as  
 15 "The Montana State-Local Revenue Sharing Act of 1979".

16 Section 2. Purpose. The purpose of [this act] is to  
 17 share with municipalities and counties a portion of the  
 18 money derived by the state government from broad-based state  
 19 revenue sources other than property taxes, so that no  
 20 particular group bears a disproportionate share of the  
 21 responsibility for municipal and county government finance;  
 22 to lessen disparities between financial resources and  
 23 service needs of neighboring municipalities and counties;  
 24 and to stabilize the local property tax.

25 Section 3. Definitions. As used in [this act], the

1 following definitions apply:

2 (1) "Municipality" means an entity that incorporates  
 3 or was incorporated as a city or town in Montana under the  
 4 provisions of any law.

5 (2) "County" means an entity recognized as such by  
 6 Article XI, section 2, of the Montana constitution.

7 (3) "Department" means the department of community  
 8 affairs provided for in Title 2, chapter 15, part 11.

9 (4) "Population" means the number of residents of a  
 10 local government as determined by the latest federal census  
 11 figures, including census bureau interim population  
 12 estimates as of July 1 of each year, if the estimate is made  
 13 for all counties and municipalities.

14 Section 4. Allocation. (1) Money appropriated for the  
 15 state-local revenue sharing program shall be distributed to  
 16 each municipality and county in the same proportion that its  
 17 population bears to the total state population. The  
 18 population of the county includes only those residents not  
 19 residing in a municipality within the county boundaries.

20 (2) The minimum allocation to any local government is  
 21 \$200 a year.

22 Section 5. Distribution. The department shall make the  
 23 necessary calculations for the allocation of the money  
 24 appropriated for the state-local revenue sharing program.  
 25 Beginning October 31, 1979, the department shall distribute

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 INTRODUCED BILL  
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1 the money allocated on a quarterly basis.

2 Section 6. Uses. The municipalities and counties may  
3 use the money received from the state-local revenue sharing  
4 program in the best interests of the municipality or county  
5 as determined by the governing body of the municipality or  
6 county.

7 Section 7. Severability. If a part of this act is  
8 invalid, all valid parts that are severable from the invalid  
9 part remain in effect. If a part of this act is invalid in  
10 one or more of its applications, the part remains in effect  
11 in all valid applications that are severable from the  
12 invalid applications.

-End-

STATE OF MONTANA

Request No. 102-79

FISCAL NOTE

Form BD-15

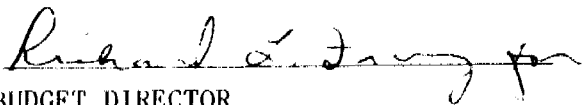
In compliance with a written request received January 24, 1979, there is hereby submitted a Fiscal Note for House Bill 125 pursuant to Chapter 53, Laws of Montana, 1965 - Thirty-Ninth Legislative Assembly. Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

DESCRIPTION OF PROPOSED LEGISLATION:

To establish the Montana state-local revenue sharing program; provide allocation of money; provide for use of money.

FISCAL IMPACT:

There is no fiscal impact associated with this bill as it does not provide for an appropriation. Section 4(2), however, provides for a minimum allocation to any local government of \$200 per year. Assuming that there are 124 municipalities and 56 counties, the minimum cost to the State General Fund is \$36,000 per year.

  
BUDGET DIRECTOR  
Office of Budget and Program Planning  
Date: 1/30/79

Approved by Comm.  
on Local Government

HOUSE BILL NO. 125

INTRODUCED BY

*Richard F. Kemmer, John H. Chung, Eugene Peter, Nelson R. Rollins, Harold*

A BILL FOR AN ACT ENTITLED: "AN ACT TO ESTABLISH THE MONTANA STATE-LOCAL REVENUE SHARING PROGRAM; TO PROVIDE FOR THE ALLOCATION OF MONEY TO MUNICIPALITIES AND COUNTIES; TO PROVIDE FOR THE DISTRIBUTION OF MONEY APPROPRIATED FOR THE STATE-LOCAL REVENUE SHARING PROGRAM BY THE DEPARTMENT OF COMMUNITY AFFAIRS; AND TO PROVIDE FOR THE USE BY MUNICIPALITIES AND COUNTY GOVERNMENTS OF MONEY RECEIVED FROM THE STATE-LOCAL REVENUE SHARING PROGRAM."

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

Section 1. Short title. [This act] may be cited as "The Montana State-Local Revenue Sharing Act of 1979".

Section 2. Purpose. The purpose of [this act] is to share with municipalities and counties a portion of the money derived by the state government from broad-based state revenue sources other than property taxes, so that no particular group bears a disproportionate share of the responsibility for municipal and county government finance; to lessen disparities between financial resources and service needs of neighboring municipalities and counties; and to stabilize the local property tax.

Section 3. Definitions. As used in [this act], the

following definitions apply:

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(2) "County" means an entity recognized as such by Article XI, section 2, of the Montana constitution.

(3) "Department" means the department of community affairs provided for in Title 2, chapter 15, part 11.

(4) "Population" means the number of residents of a local government as determined by the latest federal census figures, including census bureau interim population estimates as of July 1 of each year, if the estimate is made for all counties and municipalities.

Section 4. Allocation. (1) Money appropriated for the state-local revenue sharing program shall be distributed to each municipality and county in the same proportion that its population bears to the total state population. The population of the county includes only those residents not residing in a municipality within the county boundaries.

(2) The minimum allocation to any local government is \$200 a year.

Section 5. Distribution. The department shall make the necessary calculations for the allocation of the money appropriated for the state-local revenue sharing program. Beginning October 31, 1979, the department shall distribute

1 the money allocated on a quarterly basis.

2 Section 6. Uses. The municipalities and counties may  
3 use the money received from the state-local revenue sharing  
4 program in the best interests of the municipality or county  
5 as determined by the governing body of the municipality or  
6 county.

7 Section 7. Severability. If a part of this act is  
8 invalid, all valid parts that are severable from the invalid  
9 part remain in effect. If a part of this act is invalid in  
10 one or more of its applications, the part remains in effect  
11 in all valid applications that are severable from the  
12 invalid applications.

-End-

## 1 HOUSE BILL NO. 125

2 INTRODUCED BY REICHERT, KEMMIS, ROSENTHAL, OBERG, FABREGA,

3 PORTER, WALDRON, H. ROBBINS, HURWITZ

4  
5 A BILL FOR AN ACT ENTITLED: "AN ACT TO ESTABLISH THE  
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7 THE ALLOCATION OF MONEY TO MUNICIPALITIES AND COUNTIES; TO  
8 PROVIDE FOR THE DISTRIBUTION OF MONEY APPROPRIATED FOR THE  
9 STATE-LOCAL REVENUE SHARING PROGRAM BY THE DEPARTMENT OF  
10 COMMUNITY AFFAIRS; AND TO PROVIDE FOR THE USE BY  
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15 Section 4. Allocation. (1) Money appropriated for the  
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20 residing in a municipality within the county boundaries.

21 (2) The minimum allocation to any local government is  
22 \$200 a year.

23 Section 5. Distribution. The department shall make the  
24 necessary calculations for the allocation of the money  
25 appropriated for the state-local revenue sharing program.

1 Beginning October 31, 1979, the department shall distribute  
2 the money allocated on a quarterly basis.

3 Section 6. Uses. The municipalities and counties may  
4 use the money received from the state-local revenue sharing  
5 program in the best interests of the municipality or county  
6 as determined by the governing body of the municipality or  
7 county.

8 SECTION 7. THERE IS A NEW MCA SECTION THAT READS:

9 Property tax reduction. Local government units  
10 receiving money from the Montana state-local revenue sharing  
11 program will reduce their property taxes accordingly.

12 Section 8. Severability. If a part of this act is  
13 invalid, all valid parts that are severable from the invalid  
14 part remain in effect. If a part of this act is invalid in  
15 one or more of its applications, the part remains in effect  
16 in all valid applications that are severable from the  
17 invalid applications.

-End-