

CHAPTER NO. 92.

HOUSE BILL NO. 188

INTRODUCED BY FAGG

BY REQUEST OF THE DEPARTMENT OF REVENUE

IN THE HOUSE

January 16, 1979	Introduced and referred to Committee on Taxation.
January 19, 1979	Committee recommend bill do pass. Report adopted.
January 20, 1979	Printed and placed on members' desks.
January 22, 1979	Second reading, do pass.
January 23, 1979	Considered correctly engrossed.
January 24, 1979	Third reading, passed. Transmitted to second house.

IN THE SENATE

January 25, 1979	Introduced and referred to Committee on State Administration.
March 2, 1979	Committee recommend bill be concurred in. Report adopted.
March 5, 1979	Second reading, concurred in.
March 7, 1979	Third reading, concurred in.

IN THE HOUSE

March 8, 1979	Returned from second house. Concurred in. Sent to enrolling.  Reported correctly enrolled.
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 2 INTRODUCED BY FAGG  
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 5 A BILL FOR AN ACT ENTITLED: "AN ACT TO REDUCE THE NUMBER OF  
 6 RESIDENT/NONRESIDENT DETERMINATIONS TO BE MADE BY THE  
 7 DEPARTMENT OF REVENUE REGARDING PUBLIC CONTRACTORS; AND  
 8 REPEALING SECTIONS 18-1-104 AND 18-1-105, MCA."  
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 10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
 11 Section 1. Department of revenue to determine  
 12 residency of selected contractors -- applications for  
 13 redetermination -- determination as prima facie evidence.  
 14 (1) The department of revenue shall determine whether or not  
 15 certain contractors, issued public contractor's licenses  
 16 under the provisions of Title 15, chapter 50, are residents  
 17 of the state of Montana within the meaning of 18-1-102 and  
 18 18-1-103. Any public agency charged by law with the  
 19 responsibility for the execution of any contract subject to  
 20 the provisions of 18-1-102 may request that a determination  
 21 of resident/nonresident status be made by the department.  
 22 All requests must specify the name and address of the  
 23 licensed public contractor for whom a determination of  
 24 resident/nonresident status is required.  
 25 (2) If a determination is made that a licensed public

1 contractor is not a resident but he thereafter qualifies as  
 2 such, he may apply to the department of revenue for a  
 3 redetermination of his residency. If, upon redetermination,  
 4 the licensed public contractor is found to qualify as a  
 5 resident, he shall be furnished a letter by the department  
 6 attesting to such status.  
 7 (3) The determination of the department of revenue  
 8 that a licensed public contractor is or is not a resident  
 9 within the meaning of 18-1-102 and 18-1-103 is prima facie  
 10 evidence of that fact.  
 11 Section 2. Repealer. Sections 18-1-104 and 18-1-105,  
 12 MCA, are repealed.

-End-

-2- *HE 188*  
 INTRODUCED BILL

Approved by Committee  
on Taxation

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-2- HB 188  
SECOND READING

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