

HOUSE JOINT RESOLUTION 33

IN THE HOUSE

February 8, 1979	Introduced and referred to Committee on Taxation.
March 8, 1979	Committee recommend bill, as amended.
March 10, 1979	Printed and placed on members' desks.
March 13, 1979	Second reading pass consideration.
March 14, 1979	On motion, taken from second reading and referred to Committee on Taxation.

HOUSE JOINT RESOLUTION NO. 33

INTRODUCED BY ~~Fraser Ronald Day Benjamin Daily Ellis~~
Keedy Kamms Uda Ken Robinson ~~W. G. Givilly~~
Manning Baeth Sheldon ~~Randall~~
A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF ~~Blines~~
REPRESENTATIVES OF THE STATE OF MONTANA REAFFIRMING THEIR ~~Chap~~

SUPPORT FOR THE COAL SEVERANCE TAX AND PLEDGING THEIR
SUPPORT FOR THE SUIT DEFENDING THE TAX. ~~Tague Reid W. Givilly~~

VINCENT H. B. ~~Rein Hager Dover L. Hirst Blanes~~
WHEREAS, the people of Montana, through their elected ~~W. Givilly~~

representatives, have decided that the development of the ~~W. Givilly~~
state's coal reserves should take place in a controlled and ~~Ellis~~
orderly fashion; and ~~W. Givilly~~

WHEREAS, the Montana Constitution delegates the taxing ~~W. Givilly~~
authority to the Legislature of the state of Montana; and ~~Williams~~

WHEREAS, the coal mining industry must pay taxes levied ~~Conner~~
by the Legislature and abide by the laws of Montana as is ~~W. Givilly~~
required of all good citizens; and ~~W. Givilly~~

WHEREAS, the Legislature and the people of Montana are ~~W. Givilly~~
cognizant of the environmental ruin and unemployment which ~~W. Givilly~~
has followed the strip-mining industry in Appalachia; and ~~W. Givilly~~

WHEREAS, the extraction of this resource has the ~~W. Givilly~~
potential to radically alter the political, social, ~~W. Givilly~~
economic, and environmental character of the state of ~~W. Givilly~~
Montana; and ~~W. Givilly~~

WHEREAS, the Legislature enacted a 30% severance tax on

Handwritten names on the left margin:
Lesech
H. Givilly
Manning
Manuel
W. Givilly
L. Hirst
H. Givilly
Meyer
W. Givilly
J. Brown
W. Givilly
Blaylock
W. Givilly
W. Givilly

Handwritten names on the right margin:
Blines
Chap
W. Givilly
W. Givilly
Ellis
W. Givilly
Williams
Conner
W. Givilly
W. Givilly
W. Givilly
W. Givilly
W. Givilly

1 coal to avoid the mistakes made in the past in Appalachia
2 and Montana by providing funds to aid local communities
3 suffering from the impacts of coal development, providing
4 loans and grants for research into renewable sources of
5 energy, and placing a portion of the tax collected in a
6 trust fund for the benefit of future generations of
7 Montanans; and

8 WHEREAS, the Legislature has enacted a 30% severance
9 tax on coal to avoid the mistakes of the past, by helping
10 local communities cope with coal development and to insure
11 prosperity for future generations of Montanans; and

12 WHEREAS, out-of-state interests have filed suit
13 challenging the 30% coal severance tax and Montana's right
14 to levy such a tax; and

15 WHEREAS, the suit threatens Montana's right to provide
16 for reasonable and orderly development of coal to protect
17 the safety, health, and general well-being of the citizens
18 of Montana.

19 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE
20 OF REPRESENTATIVES OF THE STATE OF MONTANA:

21 That the Legislature and the people of Montana reaffirm
22 their support for the 30% severance tax on coal and pledge
23 their full support to the Attorney General's defense of the
24 coal tax suit.
25

Approved by Committee
on Taxation

HOUSE JOINT RESOLUTION NO. 33

INTRODUCED BY FRATES, ROSENTHAL, DAY, BENGTSON, AZZARA,
DAILY, GILLIGAN, GESEK, KEEDY, KEMMIS, UMDE, K. ROBBINS,
STAIGMILLER, LIEN, METCALF, MANNING, HOLMES, SHELDEN,
HARRINGTON, KANDUCH, FAGG, O'CONNELL, KEYSER, BAETH,
OBERG, MANUEL, STOBIE, FEDA, TEAGUE, REICHERT, MYRICK,
MAGONE, VINCENT, MEHRENS, H. ROBBINS, HARPER, DOZIER, HIRSCH,
DUSSAULT, UNDERDAL, DASSINGER, QUILICI, TROPILA, ELLIS,
SCHULTZ, MEYER, YARDLEY, HUENNEKENS, ELLISON, JENSEN,
S. BROWN, ERNST, FABREGA, HEMSTAD, VINGER, WILLIAMS,
GERKE, HEALY, REGAN, CONOVER, FASBENDER, BLAYLOCK,
MENAHAN, VAN VALKENBURG, McCALLUM, KVAALEN

A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF
REPRESENTATIVES OF THE STATE OF MONTANA REAFFIRMING THEIR
SUPPORT FOR THE COAL SEVERANCE TAX AND PLEDGING THEIR
SUPPORT FOR THE SUIT DEFENDING THE TAX.

WHEREAS, the people of Montana, through their elected
representatives, have decided that the development of the
state's coal reserves should take place in a controlled and
orderly fashion and

WHEREAS, the Montana Constitution delegates the taxing
authority to the Legislature of the state of Montana; and

WHEREAS, the coal mining industry must pay taxes levied

by the Legislature and abide by the laws of Montana as is
required of all good citizens; and

WHEREAS, the Legislature and the people of Montana are
cognizant of the environmental ruin and unemployment which
has followed the strip-mining industry in Appalachia and

WHEREAS, the extraction of this resource has the
potential to radically alter the political, social,
economic, and environmental character of the state of
Montana and

WHEREAS, the Legislature enacted a 30% severance tax on
coal to avoid the mistakes made in the past in Appalachia
and Montana by providing funds to aid local communities
suffering from the impacts of coal development, providing
loans and grants for research into renewable sources of
energy, and placing a portion of the tax collected in a
trust fund for the benefit of future generations of
Montanans and

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tax on coal to avoid the mistakes of the past by helping
local communities cope with coal development and to insure
prosperity for future generations of Montanans and

WHEREAS, out-of-state interests have filed suit
challenging the 30% coal severance tax and Montana's right
to levy such a tax and

WHEREAS, the suit threatens Montana's right to provide

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2 the--safety--health--and--general--well--being--of--the--citizens
3 of--Montana--

4

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-End-