

SENATE BILL NO. 237

INTRODUCED BY VAN VALKENBURG

IN THE SENATE

January 24, 1979	Introduced and referred to Committee on Highways and Transportation.
January 25, 1979	Fiscal note requested.
January 26, 1979	Rereferred to Committee on Local Government.
January 31, 1979	Fiscal note returned.
February 1, 1979	Committee recommend bill do pass as amended. Report adopted.
February 3, 1979	Printed and placed on members' desks.
February 5, 1979	Second reading, do pass.
February 6, 1979	Considered correctly engrossed.
February 7, 1979	Third reading, passed. Transmitted to second house.

IN THE HOUSE

February 8, 1979	Introduced and referred to Committee on Local Government.
March 2, 1979	Committee recommend bill be concurred in. Report adopted.
March 3, 1979	Second reading, concurred in.
March 6, 1979	Third reading, concurred in.

IN THE SENATE

March 7, 1979

Returned from second house.
Concurred in. Sent to
enrolling.

Reported correctly enrolled.

1 *Senete* BILL NO. *237*
 2 INTRODUCED BY *Kenneth J. Veltkamp*

3
 4 A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING SECTION
 5 60-2-210, MCA, TO DELETE THE REQUIREMENT THAT A MUNICIPALITY
 6 MUST PAY ONE-HALF OF THE STATE'S SHARE OF THE COST OF CURBS
 7 AND GUTTERS; AND TO CLARIFY THE DEFINITION OF "STREET"."

8
 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 Section 1. Section 60-2-210, MCA, is amended to read:

11 "60-2-210. Payment of construction and maintenance
 12 costs within municipalities. (1) ~~Except as provided in~~
 13 ~~subsection (2) of this section, the~~ Ihs department of
 14 highways shall pay the entire costs of construction and
 15 maintenance of streets and highways which:

- 16 (a) are state highway routes; and
- 17 (b) are within municipalities incorporated prior to
 18 January 1, 1965.

19 ~~(2) An incorporated municipality shall pay one-half of~~
 20 ~~the state's share of the cost of curbs and gutters along~~
 21 ~~those streets and highways. For the purposes of this~~
 22 ~~section, "street" is defined in 61-1-203 and includes curbs,~~
 23 ~~gutters, and sidewalks immediately adjacent to the street."~~

-End-

610 237
 INTRODUCED BILL

STATE OF MONTANA

Request No. 112-79

FISCAL NOTE

Form BD-15

In compliance with a written request received January 21, 1979, there is hereby submitted a Fiscal Note for Senate Bill 237 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:

A proposal to delete the requirement that a municipality must pay one-half of the State's share of the cost of curbs and gutters.

ASSUMPTIONS:

1. The Department will place 60,000 linial feet of curbs and gutters each year.
2. The proposed legislation requires the Department of Highways to maintain sidewalks in the incorporated limits.

FISCAL IMPACT:

	<u>FY 80</u>	<u>FY 81</u>
Additional cost to state of construction	\$ <u>46,332</u>	\$ <u>46,332</u>
Additional maintenance cost:		
Personal services	330,000	350,000
Operations	2,338,034	2,353,668
Capital	<u>100,000</u>	<u>100,000</u>
	<u>2,768,034</u>	<u>2,803,668</u>
Total additional expenditures due to proposed legislation	<u>\$2,814,366</u>	<u>\$2,850,000</u>

The additional cost must be funded from the Highways Earmarked Revenue Account.

LOCAL IMPACT:

Incorporated cities and towns would not incur any cost to construct and maintain curbs, gutters, and sidewalks. The cost savings is estimated to be \$46,000 per year in total.

Carolyn Dearing for
 BUDGET DIRECTOR
 Office of Budget and Program Planning
 Date: 4/31/79

Approved by Comm.
on Local Government

SENATE BILL NO. 237

INTRODUCED BY VAN VALKENBURG

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING SECTION
60-2-210, MCA, TO DELETE THE REQUIREMENT THAT A MUNICIPALITY
MUST PAY ONE-HALF OF THE STATE'S SHARE OF THE COST OF
SIDEWALKS, CURBS, AND GUTTERS, AND TO CLARIFY THE DEFINITION
OF "STREET"."

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

Section 1. Section 60-2-210, MCA, is amended to read:

"60-2-210. Payment of construction and maintenance
costs within municipalities. (1) Except as provided in
subsection (2) of this section, the Iha department of
highways shall pay the entire costs of construction OF
STREETS, CURBS, GUTTERS, AND SIDEWALKS and maintenance of
streets, and highways, CURBS AND GUTTERS which:

- (a) are state highway routes; and
- (b) are within INCORPORATED municipalities,

~~incorporated prior to January 1, 1965.~~

~~(2) An incorporated municipality shall pay one-half of
the state's share of the cost of curbs and gutters along
those streets and highways. For the purposes of this
section, "street" is defined in 61-1-203 and includes curbs,
gutters, and sidewalks immediately adjacent to the street."~~

-End-

SB 237
SECOND READING

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

SENATE BILL NO. 237
INTRODUCED BY VAN VALKENBURG

A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING SECTION 60-2-210, MCA, TO DELETE THE REQUIREMENT THAT A MUNICIPALITY MUST PAY ONE-HALF OF THE STATE'S SHARE OF THE COST OF ~~SIDEWALKS, CURBS, AND GUTTERS, AND TO CLARIFY THE DEFINITION OF "STREET."~~

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

Section 1. Section 60-2-210, MCA, is amended to read:

"60-2-210. Payment of construction and maintenance costs within municipalities. (1) ~~Except as provided in subsection (2) of this section,~~ the ~~the~~ department of highways shall pay the entire costs of construction ~~of~~ STREETS, CURBS, GUTTERS, AND SIDEWALKS and maintenance of streets and highways, CURBS AND GUTTERS which:

- (a) are state highway routes; and
- (b) are within INCORPORATED municipalities, ~~incorporated prior to January 1, 1965.~~

~~(2) An incorporated municipality shall pay one-half of the state's share of the cost of curbs and gutters along those streets and highways. For the purpose of this section, "street" is defined in 61-1-203 and includes curbs, gutters, and sidewalks immediately adjacent to the streets.~~

-End-

SB 237
THIRD READING

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

SENATE BILL NO. 237
INTRODUCED BY VAN VALKENBURG

A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING SECTION 60-2-210, MCA, TO DELETE THE REQUIREMENT THAT A MUNICIPALITY MUST PAY ONE-HALF OF THE STATE'S SHARE OF THE COST OF SIDEWALKS, CURBS, AND GUTTERS ~~AND TO CLARIFY THE DEFINITION OF "STREET."~~

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

Section 1. Section 60-2-210, MCA, is amended to read:

"60-2-210. Payment of construction and maintenance costs within municipalities. ~~(1) Except as provided in subsection (2) of this section, the~~ The department of highways shall pay the entire costs of construction OF STREETS, CURBS, GUTTERS, AND SIDEWALKS and maintenance of streets, and highways, CURBS, AND GUTTERS which:

- (a) are state highway routes; and
- (b) are within INCORPORATED municipalities,

~~incorporated prior to January 1, 1965.~~
~~(2) An incorporated municipality shall pay one-half of the state's share of the cost of curbs and gutters along those streets and highways. For the purposes of this section, "street" is defined in 61-1-203 and includes curbs, gutters, and sidewalks immediately adjacent to the street.~~

-End-

SB 207
REFERENCE BILL