

SENATE BILL 434

IN THE SENATE

February 10, 1979	Introduced and referred to Committee on business and Industry.
February 13, 1979	Fiscal note requested.
February 19, 1979	Fiscal note returned.
April 20, 1979	Died in Committee.

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Senate BILL NO. *434*
INTRODUCED BY *Ed Smith, Albert Kulstad, Don Ferguson, Conover*

A BILL FOR AN ACT ENTITLED: "AN ACT TO RESTRICT THE APPLICATION OF STATE BUILDING CODES TO PUBLIC PLACES ONLY, REGARDLESS OF LOCATION; AMENDING SECTION 50-60-102, MCA."

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

Section 1. Section 50-60-102, MCA, is amended to read:

"50-60-102. Applicability. (1) ~~Outside municipalities and their jurisdictional areas as defined by 50-60-101(9),~~ parts Parts 1 through 4 apply only to "public places", as defined in 50-60-101(11).

(2) Where good and sufficient cause exists, a written request for limitation of the state building code may be filed with the department for filing as a permanent record.

(3) The department may limit the application of any rule or portion of the state building code to include or exclude:

(a) specified classes or types of buildings according to use or other distinctions as may make differentiation or separate classification or regulation necessary, proper, or desirable;

(b) specified areas of the state based upon size, population density, special conditions prevailing therein,

1 or other factors which make differentiation or separate
2 classification or regulation necessary, proper, or
3 desirable."

-End-

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STATE OF MONTANA

Request No. 341-79

FISCAL NOTE

Form BD-15

In compliance with a written request received February 14, 1979, there is hereby submitted a Fiscal Note for Sentate Bill 434 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 BILL:

Senate Bill 434 restricts the application of the State Building Codes to "public places" only, regardless of the location.

ASSUMPTIONS:

1. The bill will limit all functions of the Division to "public places" except for electrical and plumbing.
2. The bill will limit totally the local enforcement program to "public places".
3. Electrical and plumbing functions are essentially unaffected by the bill.
4. The bill as written in essence eliminates recreational vehicle and factory-built building inspections.
5. Income from recreational vehicles and factory-built buildings will increase 10% in FY 80 and FY 81 over FY 79.
6. Staffing needs won't change with the dropping of the above functions, since an adequate level of staffing has never been obtained by the Division in other areas of responsibilities; therefore, staff will be reassigned to these areas.
7. The Division budget for FY 80-81 is the Montana Executive Budget 1980-1981.
8. Fees in other areas within the Division will have to be raised to cover the revenue lost by dropping of the functions.

FISCAL IMPACT:

	<u>FY 80</u>		<u>FY 81</u>	
	<u>Amount Under Existing Law</u>	<u>Amount Under Proposed Law</u>	<u>Amount Under Existing Law</u>	<u>Amount Under Proposed Law</u>
Revenue:				
Recreational Vehicles	\$ 48,052	\$ 0	\$ 52,857	\$ 0
Factory-built Buildings	68,618	0	75,480	0
Other Division Revenues	<u>440,620</u>	<u>\$557,290</u>	<u>440,803</u>	<u>569,140</u>
	<u>\$557,290</u>	<u>\$557,290</u>	<u>\$569,140</u>	<u>\$569,140</u>
Expenditures:				
Personal services	\$355,721	\$355,721	\$355,751	\$355,751
Operating expenses	200,509	200,509	212,264	212,264
Capital Outlay	1,060	1,060	1,125	1,125
	<u>\$577,290</u>	<u>\$557,290</u>	<u>\$569,140</u>	<u>\$569,140</u>

Richard L. Jiang
BUDGET DIRECTOR
Office of Budget and Program Planning
Date: 2/19/79