

HOUSE BILL NO. 94

INTRODUCED BY LUND

IN THE HOUSE

January 6, 1981	Introduced and referred to Committee on Appropriations.
January 20, 1981	Committee recommend bill do pass as amended. Report adopted.
January 21, 1981	Bill printed and placed on members' desks.
January 22, 1981	Second reading, do pass.
January 23, 1981	Correctly engrossed. Third reading, passed. Transmitted to Senate.

IN THE SENATE

January 24, 1981	Introduced and referred to Committee on Finance and Claims.
February 3, 1981	Committee recommend bill be concurred in as amended. Report adopted.
February 5, 1981	Second reading, concurred in.
February 7, 1981	Third reading, concurred in as amended.

IN THE HOUSE

February 9, 1981	Returned from Senate with amendments.
February 10, 1981	Second reading, pass consideration.

February 11, 1981

Second reading, amendments  
not concurred in.

On motion, Free Conference  
Committee requested and  
appointed.

February 20, 1981

Free Conference Committee  
reported amendments.

February 25, 1981

Second reading, adopted.

Third reading, adopted.  
Yeas, 97; Nays, 0.

March 2, 1981

Sent to enrolling.

Reported correctly enrolled.



1	Missoula	63,745
2	EDUCATION	
3	Montana Historical Society	
4	Magazine	11,320
5	Administration	28,168
6	Commissioner of	
7	Higher Education	1,822,212
8	School for the Deaf and Blind	
9	Education	205,379
10	DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION	
11	Fire Suppression	1,115,905
12	Forestry -- Resource 300	577,298
13	Energy Division	120,000
14	DEPARTMENT OF HEALTH AND ENVIRONMENTAL SCIENCES	
15	Environmental Health	30,000
16	DEPARTMENT OF AGRICULTURE	
17	Centralized Services	45,000
18	Transportation	20,000
19	DEPARTMENT OF BUSINESS REGULATION	
20	Centralized Services	12,142
21	Financial Services	22,000
22	Weights and Measures	27,500
23	DEPARTMENT OF LIVESTOCK	
24	Milk and Egg	5,884
25	DEPARTMENT OF MILITARY AFFAIRS	

1	Disaster and Emergency	18,770	6,714
2	DEPARTMENT OF INSTITUTIONS		
3	Central Office	3,880,958	
4	DEPARTMENT OF HIGHWAYS		
5	Maintenance		3,260,000
6	DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL LICENSING		
7	Board of Architects		4,210
8	Board of Professional Engineers		
9	and Land Surveyors		6,400
10	Board of Horse Racing		31,739
11	Board of Nursing		20,945
12	Board of Psychologists		2,000
13	TOTALS	\$8,271,130	\$3,597,008
14	Section 6. Effective date. This act is effective on		
15	passage and approval.		

-End-

Approved by Comm.  
on Appropriations

1                   HOUSE BILL NO. 94  
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 4   A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE MONEY TO  
 5   VARIOUS STATE AGENCIES FOR THE FISCAL YEAR ENDING JUNE 30,  
 6   1981; PROVIDING FOR OTHER MATTERS RELATING TO THE  
 7   APPROPRIATIONS; AND PROVIDING AN EFFECTIVE DATE."  
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 9   BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
 10                   Refer to Introduced Bill  
 11   (Strike everything after the enacting clause and insert:)  
 12       Section 1. Time limit. The appropriations contained in  
 13   this act are intended to provide only necessary and ordinary  
 14   expenditures for the year for which the appropriations are  
 15   made. The unspent balance of any appropriation shall revert  
 16   to the fund from which it was appropriated.  
 17       Section 2. Governor's power to reduce appropriations.  
 18   The governor may reduce any appropriation in this act by not  
 19   more than 15%.  
 20       Section 3. Other appropriated funds. Unless otherwise  
 21   indicated herein, the appropriations made under the column  
 22   heading "Other Appropriated Funds" are from funds within the  
 23   earmarked revenue fund, the federal and private revenue  
 24   fund, the revolving fund and the current unrestricted  
 25   subfund that accrue under provisions of law to the spending

1   agency.  
 2       Section 4. Totals not appropriations. The totals shown  
 3   in this act are for informational purposes only and are not  
 4   appropriations.  
 5       Section 5. Appropriations. The following money is  
 6   appropriated subject to the terms and conditions of this act  
 7   for the fiscal year ending June 30, 1981:  
 8                                   Supplementals  
 9                                   Fiscal Year 1981  
 10   Other  
 11   General   Appropriated  
 12   Fund           Funds  
 13   JUDICIARY  
 14       District Court Operation                                   \$ 27,700  
 15       Supreme Court Operation                                   40,955  
 16   SECRETARY OF STATE  
 17       Records Management                                       53,655  
 18   STATE AUDITOR   655  
 19   COMMISSIONER OF POLITICAL PRACTICES                       8,140  
 20   DEPARTMENT OF JUSTICE  
 21       Antitrust Enforcement                                   32,833  
 22       Law Enforcement Network System                           1,400  
 23       County Attorney Payroll                                   39,000  
 24       County Prosecutor Services                               19,075  
 25       Transportation of Prisoners                               19,000

1 Criminal Investigation 5,658  
 2 Personal Services Deficit 10,809 70,531  
 3 Field Services 231,400  
 4 Any collections which occur between January 1, 1981,  
 5 and June 30, 1981, within the programs of antitrust  
 6 enforcement and county prosecutor services will be deposited  
 7 directly to the general fund.

8 DEPARTMENT OF HIGHWAYS  
 9 Maintenance \$2,712,849

10 REVENUE  
 11 Property Assessment  
 12 Phase I \$ 110,000  
 13 Phase II 275,000  
 14 The appropriation for Phase II of the property  
 15 assessment study may be continued into the 1983 biennium.  
 16 Should a determination be made not to continue with Phase  
 17 II, the \$275,000 will revert to the general fund.

18 DEPARTMENT OF ADMINISTRATION  
 19 State Tax Appeals Board \$ 52,000

20 MILITARY AFFAIRS  
 21 Disaster & Emergency 16,770 \$ 6,714  
 22 Should additional federal money become available to  
 23 disaster and emergency services for the purchase of  
 24 communication equipment, an equal amount of the general fund

1 appropriation shall be reverted.

2 SUPERINTENDENT OF PUBLIC INSTRUCTION  
 3 School Transportation \$ 505,000  
 4 Vocational Technical Centers 235,645  
 5 Millage received by the centers from the 1 1/2 mill  
 6 levy over \$703,274 will revert a like amount of general  
 7 fund.

8 HISTORICAL SOCIETY  
 9 Publications Program \$ 11,320  
 10 Administration Program 26,168  
 11 SCHOOL FOR THE DEAF AND BLIND  
 12 Education Program 42,133  
 13 Payroll Accrual 100,000

14 COMMISSIONER OF HIGHER EDUCATION  
 15 The commissioner of higher education is authorized to  
 16 use \$3,510 appropriated in HB 483 for University of  
 17 Minnesota rural dentistry for payment of WICHE dues in  
 18 fiscal 1981.

19 MONTANA STATE UNIVERSITY \$1,190,749 \$1,090,690  
 20 UNIVERSITY OF MONTANA 1,318,560 94,516  
 21 EASTERN MONTANA COLLEGE 478,928 145  
 22 NORTHERN MONTANA COLLEGE 355,763 48,460  
 23 WESTERN MONTANA COLLEGE 220,746 95,588  
 24 MONTANA COLLEGE OF MINERAL

1 SCIENCE AND TECHNOLOGY 459,312 221,572

The fiscal 1981 expenditure from current unrestricted subfund at each of the units of the Montana university system shall not exceed:

5	Montana State University	\$29,095,181	
6	University of Montana	24,478,209	
7	Eastern Montana College	8,845,963	
8	Northern Montana College	4,040,557	
9	Western Montana College	2,440,650	
10	Montana College of Mineral		
11	Science and Technology	4,550,434	

To the extent revenue and income to the current unrestricted subfund at each unit exceeds the above amounts, those funds shall be deposited in the state general fund. In addition, to the extent fiscal 1981 utility expenditures from current unrestricted funds are less than the amounts listed below for each unit of the university system, funds shall revert to the state general fund.

19	Montana State University	\$1,503,128	
20	University of Montana	1,111,553	
21	Eastern Montana College	315,083	
22	Northern Montana College	158,821	
23	Western Montana College	161,592	
24	Montana College of Mineral		

1 Science and Technology 247,004

2 The legislative auditor shall audit the units for  
3 compliance with these requirements by December 31, 1981.

4 COOPERATIVE EXTENSION SERVICE \$ 118,708 \$ 47,000

5 Notwithstanding of similar provisions of HB 483  
6 applicable to fiscal 1981, any Smith-Lever and Title V rural  
7 development funds received in excess of \$1,867,389 in fiscal  
8 1981 shall cause a like amount of general fund to revert.  
9 All Smith-Lever and Title V rural development funds  
10 available to cooperative extension service in fiscal 1981  
11 are to be expended in fiscal 1981.

12 AGRICULTURAL EXPERIMENT STATION \$ 60,000 \$ 127,633

13 Notwithstanding of similar provisions in HB 483  
14 applicable to fiscal 1981, any Hatch and regional research  
15 funds received that, when added together exceed \$1,381,370  
16 in fiscal 1981 shall cause an equal amount of general fund  
17 to revert. All Hatch and regional research funds available  
18 to the agricultural experiment station are to be spent in  
19 fiscal 1981. All interest earned on earmarked revenue  
20 belongs to the state general fund. To the extent funds  
21 received in the earmarked account in fiscal 1981 from  
22 sources other than interest on investments and transfers  
23 from plant funds exceed \$800,000 a like amount of general  
24 fund shall revert.

1	DEPARTMENT OF NATURAL RESOURCES	
2	Forest Fire Suppression	\$ 1,117,124
3	Forestry-Resource 300	577,298
4	Energy Division	158,892
5	DEPARTMENT OF AGRICULTURE	
6	Centralized Services	45,000
7	Transportation	20,000
8	DEPARTMENT OF BUSINESS REGULATION	
9	Centralized Services	6,320
10	Weights and Measures	27,500
11	DEPARTMENT OF LIVESTOCK	
12	Milk and Egg Bureau	5,884
13	DEPARTMENT OF PROFESSIONAL & OCCUPATIONAL LICENSING	
14	Board of Architects	\$ 4,210
15	Board of Professional	
16	Engineers & Surveyors	6,400
17	Board of Horse Racing	25,079
18	Board of Nursing	20,945
19	Board of Psychologists	2,000
20	DEPARTMENT OF HEALTH AND ENVIRONMENTAL SCIENCES	
21	Laboratory Division	45,337
22	Health Care Facilities	
23	and Manpower Division	33,000
24	PCB Expenses	30,000
25	DEPARTMENT OF LABOR AND INDUSTRY	

1	Labor Standards Division	6,657
2	INSTITUTIONS	
3	Board of Pardons	19,219
4	Boulder River School	
5	and Hospital	586,256
6	Central Office -	
7	Corrections Division	220,579
8	Center for the Aged	18,947
9	Galen State Hospital	13,350
10	Montana State Prison	1,277,627
11	Swan River Youth Forest Camp	48,604
12	Veterans' Home	366,119
13	Warm Springs State Hospital	1,492,507

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 25

	General Fund	Other Appropriated Funds
JUDICIARY		
District Court Operation	\$ 27,700	
Supreme Court Operation	40,955	
SECRETARY OF STATE		
Records Management	53,655	
STATE AUDITOR	655	
COMMISSIONER OF POLITICAL PRACTICES	8,140	
DEPARTMENT OF JUSTICE		
Antitrust Enforcement	32,833	
Law Enforcement Network System	1,400	
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12			
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10 Maintenance +2,712,849

11 THE DEPARTMENT OF HIGHWAYS MAY TRANSFER APPROPRIATED  
 12 HIGHWAY EARMARKED FUNDS TOTALING NO MORE THAN \$2,712,849  
 13 FROM THE CONSTRUCTION AND PRECONSTRUCTION DIVISIONS TO THE  
 14 MAINTENANCE DIVISION IN ORDER TO OFFSET AN ANTICIPATED  
 15 DEFICIT WITHIN THE MAINTENANCE DIVISION.

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 20 Board of Horseracing 25,079  
 21 Board of Nursing 20,945  
 22 Board of Psychologists 2,000  
 23 DEPARTMENT OF HEALTH AND ENVIRONMENTAL SCIENCES  
 24 Laboratory Division 45,337  
 25 Health Care Facilities

1 and Manpower Division 33,000  
 2 PCB Expenses 30,000  
 3 DEPARTMENT OF LABOR AND INDUSTRY  
 4 Labor Standards Division 6,657  
 5 INSTITUTIONS  
 6 Board of Pardons 19,219  
 7 Boulder River School  
 8 and Hospital 586,236  
 9 Central Office -  
 10 Corrections Division 220,579  
 11 Center for the Aged 18,947  
 12 Galen State Hospital 13,350  
 13 Montana State Prison 1,277,627  
 14 Swan River Youth Forest Camp 48,604  
 15 Veterans' Home 366,119  
 16 Warm Springs State Hospital 1,492,507  
 17 Section 6. Effective date. This act is effective on  
 18 its passage and approval.

-End-



1 HOUSE BILL NO. 94

2 INTRODUCED BY LUND

3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE MONEY TO  
5 VARIOUS STATE AGENCIES FOR THE FISCAL YEAR ENDING JUNE 30,  
6 1981; PROVIDING FOR OTHER MATTERS RELATING TO THE  
7 APPROPRIATIONS; AND PROVIDING AN EFFECTIVE DATE."

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

10 Refer to Introduced Bill

11 (Strike everything after the enacting clause and insert:)

12 Section 1. Time limit. The appropriations contained in  
13 this act are intended to provide only necessary and ordinary  
14 expenditures for the year for which the appropriations are  
15 made. The unspent balance of any appropriation shall revert  
16 to the fund from which it was appropriated.

17 Section 2. Governor's power to reduce appropriations.  
18 The governor may reduce any appropriation in this act by not  
19 more than 15%.

20 Section 3. Other appropriated funds. Unless otherwise  
21 indicated herein, the appropriations made under the column  
22 heading "Other Appropriated Funds" are from funds within the  
23 earmarked revenue fund, the federal and private revenue  
24 fund, the revolving fund and the current unrestricted  
25 subfund that accrue under provisions of law to the spending

1 agency.

2 Section 4. Totals not appropriations. The totals shown  
3 in this act are for informational purposes only and are not  
4 appropriations.

5 Section 5. Appropriations. The following money is  
6 appropriated subject to the terms and conditions of this act  
7 for the fiscal year ending June 30, 1981:

8 Supplementals  
9 Fiscal Year 1981

	Other
	General Appropriated
	Fund Funds
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1     Transportation of Prisoners             19,000  
 2     Criminal Investigation                 5,658  
 3     Personal Services Deficit             10,809         70,531  
 4     Field Services                         231,400  
 5     Any collections which occur between January 1, 1981,  
 6     and June 30, 1981, within the programs of antitrust  
 7     enforcement and county prosecutor services will be deposited  
 8     directly to the general fund.

9     DEPARTMENT OF HIGHWAYS

10    Maintenance                             \$2,712,849

11    THE DEPARTMENT OF HIGHWAYS MAY TRANSFER APPROPRIATED  
 12 HIGHWAY EARMARKED FUNDS TOTALING NO MORE THAN \$2,712,849  
 13 FROM THE CONSTRUCTION AND PRECONSTRUCTION DIVISIONS TO THE  
 14 MAINTENANCE DIVISION IN ORDER TO OFFSET AN ANTICIPATED  
 15 DEFICIT WITHIN THE MAINTENANCE DIVISION.

16    DEPARTMENT OF REVENUE

17    Property Assessment  
 18    Phase I                                 \$ 110,000  
 19    Phase II                                 275,000

20    The appropriation for Phase II of the property  
 21    assessment study may be continued into the 1983 biennium.  
 22    Should a determination be made not to continue with Phase  
 23    II, the \$275,000 will revert to the general fund.

24    GENERAL OPERATIONS                     \$ 117,500

25    DEPARTMENT OF ADMINISTRATION

1     State Tax Appeal Board                 \$ 52,000  
 2     DEPARTMENT OF MILITARY AFFAIRS  
 3     Disaster & Emergency                 18,770         \$ 6,714  
 4     Should additional federal money become available to  
 5     disaster and emergency services for the purchase of  
 6     communication equipment, an equal amount of the general fund  
 7     appropriation shall be reverted.

8     SUPERINTENDENT OF PUBLIC INSTRUCTION

9     School Transportation                 \$ 505,000  
 10    Vocational Technical Centers         235,645  
 11    Millage received by the centers from the 1 1/2 mill  
 12    levy over \$703,274 will revert a like amount of general  
 13    fund.

14    HISTORICAL SOCIETY

15    Publications Program                 \$ 11,320  
 16    Administration Program                26,168  
 17    SCHOOL FOR THE DEAF AND BLIND  
 18    Education Program                     42,133  
 19    Payroll Accrual                       100,000

20    COMMISSIONER OF HIGHER EDUCATION

21    The commissioner of higher education is authorized to  
 22    use \$3,510 appropriated in HB 483 for University of  
 23    Minnesota rural dentistry for payment of WICHE dues in  
 24    fiscal 1981.

1	MONTANA STATE UNIVERSITY	\$1,190,749	\$1,090,690
2	UNIVERSITY OF MONTANA	1,318,560	94,616
3	EASTERN MONTANA COLLEGE	478,928	145
4	NORTHERN MONTANA COLLEGE	355,763	48,460
5	WESTERN MONTANA COLLEGE	220,746	95,588
6	MONTANA COLLEGE OF MINERAL		
7	SCIENCE AND TECHNOLOGY	459,312	221,572

8       The fiscal 1981 expenditure from current unrestricted  
9 subfund at each of the units of the Montana university  
10 system shall not exceed:

- 11       Montana State University - \$29,095,181
- 12       University of Montana - 24,478,209
- 13       Eastern Montana College - 8,845,963
- 14       Northern Montana College - 4,040,557
- 15       Western Montana College - 2,440,650
- 16       Montana College of Mineral
- 17           Science and Technology - 4,550,434

18       To the extent revenue and income to the current  
19 unrestricted subfund at each unit exceeds the above amounts,  
20 those funds shall be deposited in the state general fund. In  
21 addition, to the extent fiscal 1981 utility expenditures  
22 from current unrestricted funds are less than the amounts  
23 listed below for each unit of the university system, funds  
24 shall revert to the state general fund.

- 25       Montana State University - \$1,503,128

1	University of Montana - 1,111,553
2	Eastern Montana College - 315,083
3	Northern Montana College - 158,821
4	Western Montana College - 161,592
5	Montana College of Mineral
6	Science and Technology - 247,004
7	The legislative auditor shall audit the units for
8	compliance with these requirements by December 31, 1981.

9	COOPERATIVE EXTENSION SERVICE	\$ 118,708	\$ 47,000
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10       Notwithstanding of similar provisions of HB 483  
11 applicable to fiscal 1981, any Smith-Lever and Title V rural  
12 development funds received in excess of \$1,867,389 in fiscal  
13 1981 shall cause a like amount of general fund to revert.  
14 All Smith-Lever and Title V rural development funds  
15 available to cooperative extension service in fiscal 1981  
16 are to be expended in fiscal 1981.

17	AGRICULTURAL EXPERIMENT STATION	\$ 60,000	\$ 127,633
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18       Notwithstanding of similar provisions in HB 483  
19 applicable to fiscal 1981, any Hatch and regional research  
20 funds received that, when added together exceed \$1,381,370  
21 in fiscal 1981 shall cause an equal amount of general fund  
22 to revert. All Hatch and regional research funds available  
23 to the agricultural experiment station are to be spent in  
24 fiscal 1981. All interest earned on earmarked revenue  
25 belongs to the state general fund. To the extent funds

1 received in the earmarked account in fiscal 1981 from  
 2 sources other than interest on investments and transfers  
 3 from plant funds exceed \$800,000 a like amount of general  
 4 fund shall revert.

5 DEPARTMENT OF NATURAL RESOURCES

6 Forest Fire Suppression \$ 1,117,124  
 7 Forestry-Resource 300 577,298  
 8 Energy Division 158,892

9 DEPARTMENT OF AGRICULTURE

10 Centralized Services 45,000  
 11 Transportation 20,000

12 DEPARTMENT OF BUSINESS REGULATION

13 Centralized Services 6,320  
 14 Weights and Measures 27,500

15 DEPARTMENT OF LIVESTOCK

16 Milk and Egg Bureau 5,884

17 DEPARTMENT OF PROFESSIONAL & OCCUPATIONAL LICENSING

18 Board of Architects \$ 4,210  
 19 Board of Professional  
 20 Engineers & Surveyors 6,400  
 21 Board of Horseracing 25,079  
 22 Board of Nursing 20,945  
 23 Board of Psychologists 2,000

24 DEPARTMENT OF HEALTH AND ENVIRONMENTAL SCIENCES

25 Laboratory Division 45,337

1 Health Care Facilities  
 2 and Manpower Division 33,000  
 3 PCB Expenses 30,000

4 DEPARTMENT OF LABOR AND INDUSTRY

5 Labor Standards Division 6,657

6 DEPARTMENT OF INSTITUTIONS

7 Board of Pardons 19,219  
 8 Boulder River School  
 9 and Hospital 586,256  
 10 Central Office -  
 11 Corrections Division 220,579  
 12 Center for the Aged 18,947  
 13 Galen State Hospital 13,350  
 14 Montana State Prison 1,277,627  
 15 Swan River Youth Forest Camp 48,604  
 16 Veterans' Home 366,119  
 17 Warm Springs State Hospital 1,492,507

18 DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

19 MEDICAID ACCRUAL \$3,954,606  
 20 GRANT-IN AID 425,000

21 ITEM 1 IS APPROPRIATED ONLY FOR MEDICAID ACCRUALS.  
 22 THERE ARE TO BE NO CASH EXPENDITURES MADE AGAINST THIS  
 23 APPROPRIATION DURING FISCAL 1981 OR FISCAL 1982. A UNIQUE  
 24 RESPONSIBILITY CENTER AND APPROPRIATION NUMBER SHALL BE  
 25 ESTABLISHED IN THE STATEWIDE BUDGETING AND ACCOUNTING SYSTEM

1 TO ACCOUNT FOR THIS APPROPRIATION. NOTWITHSTANDING ANY OTHER  
2 PROVISION OF LAW, NO OTHER MEDICAID ACCRUAL MAY BE MADE IN  
3 FISCAL 1981.

4 BEFORE EXPENDING ANY FUNDS UNDER ITEM 2 THE DEPARTMENT  
5 SHALL DETERMINE THAT ALL EXPENDITURES FROM THE COUNTY POOR  
6 FUND HAVE BEEN REASONABLE AND NECESSARY, ACCORDING TO  
7 CRITERIA SET BY THE DEPARTMENT, FOR THE COUNTY TO MEET ITS  
8 OBLIGATIONS UNDER LAW TO PROVIDE ASSISTANCE TO THE NEEDY.

9 Section 6. Effective date. This act is effective on  
10 its passage and approval.

-End-

February 4, 1981

SENATE STANDING COMMITTEE REPORT  
(Finance and Claims)

That House Bill No. 94 be amended as follows:

1. Page 3, section 5, line 9.

Strike: line 9.

Insert: "The department of highways may transfer appropriated highway earmarked funds totaling no more than \$2,712,849 from the construction and preconstruction divisions to the maintenance division in order to offset an anticipated deficit within the maintenance division."

2. Page 1 through 8.

All technical corrections made by Legislative Council be approved.