

HOUSE BILL NO. 306

INTRODUCED BY BERTELSEN

BY REQUEST OF
THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION

IN THE HOUSE

January 17, 1981	Introduced and referred to Committee on Natural Resources.
January 24, 1981	Committee recommend bill do pass and be placed on consent calendar. Report adopted.
January 26, 1981	Considered correctly engrossed.
January 27, 1981	Consent calendar discussion.
January 28, 1981	Consent calendar, do pass. Transmitted to Senate.

IN THE SENATE

January 29, 1981	Introduced and referred to Committee on Natural Resources.
March 6, 1981	Committee recommend bill be concurred in. Report adopted.
March 9, 1981	Second reading, concurred in.
March 11, 1981	Third reading, concurred in. Ayes, 50; Noes, 0.

IN THE HOUSE

March 12, 1981	Returned from Senate. Concurred in. Sent to enrolling. Reported correctly enrolled.
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6 A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING SECTION
7 76-13-413, MCA, TO CHANGE THE INTERNAL REFERENCE TO SECTION
8 76-13-407, PERTAINING TO RIGHT-OF-WAY CLEARANCE, TO SECTION
9 76-13-409 PERTAINING TO DUTIES OF PURCHASERS."

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

12 Section 1. Section 76-13-413, MCA, is amended to read:

13 "76-13-413. Failure to submit withholding -- remedy.

14 (1) If a purchaser does not submit withheld money on or

15 before the 15th day of each month when required to do so

16 under ~~76-13-407~~ 76-13-402, he must be notified by registered

17 or certified mail that he is in noncompliance and be given

18 15 days to submit all money then due. If he fails to submit

19 all money due within the required time, the department may

20 initiate proceedings to enjoin further processing of all

21 wood products until all money due is paid in full or

22 satisfactory arrangements for payments are made.

23 (2) If payment is not made within the 15-day period
24 after notification as provided in subsection (1), a penalty
25 of 5% of the amount due must be assessed. The department may

1 abate the penalty if the purchaser establishes that the
2 failure to submit the amount due as required was due to
3 reasonable cause and was not due to neglect on his part. The
4 department, in addition to the penalty, may impose interest
5 at the rate of 10% a year on any balance remaining unpaid.*

-End-

SECOND READING BILL
WAS NOT PRINTED.

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CONSENT CALENDAR

THIRD READING

-2-

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