

House Bill 406

In The House

January 21, 1981	Introduced and referred to Committee on Fish and Game.
January 23, 1981	Fiscal note requested.
January 28, 1981	Fiscal note returned.
February 13, 1981	Committee recommend bill do not pass.

1                                 HOUSE             BILL NO.   406  
 2   INTRODUCED BY Curtiss  
 3  
 4   A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR PAYMENT  
 5   IN LIEU OF TAXES ON REAL ESTATE IMPROVEMENTS OWNED BY THE  
 6   DEPARTMENT OF FISH, WILDLIFE, AND PARKS; AMENDING SECTION  
 7   87-1-603, MCA."  
 8  
 9   BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
 10         Section 1. Section 87-1-603, MCA, is amended to read:  
 11         "87-1-603. Payments to counties for department-owned  
 12         land and improvements -- exceptions. The director shall  
 13         before October 15 of each year send a voucher to the  
 14         treasurer of each county in which the department owns any  
 15         lands. The voucher shall describe the lands and state the  
 16         number of acres in each parcel and shall further describe  
 17         all improvements including, but not limited to, roads,  
 18         fences, buildings, and facilities. The voucher shall  
 19         authorize the drawing of a warrant to the county in a sum  
 20         equal to the amount of taxes which would be payable on  
 21         county assessment of the property were it taxable to a  
 22         private citizen. Lands leased perennially for agricultural  
 23         purposes shall be appraised as agricultural lands and all  
 24         other land shall be appraised at fair market value. A county  
 25         treasurer receiving a voucher shall execute it and return it

1   to the director, who shall approve it and transmit it to the  
 2   state auditor. The state auditor shall draw a warrant  
 3   payable to the county in the amount shown on the voucher and  
 4   shall send the warrant to the county treasurer. The warrant  
 5   is payable out of any funds to the credit of the department  
 6   of fish, wildlife, and parks. ~~No voucher or payment may be~~  
 7   ~~made to a county in which the department owns less than 100~~  
 8   ~~acres.~~ No voucher or payment may be made to a county for  
 9   lands owned by the department and used exclusively for game  
 10   bird farms, or fish hatchery, or administrative purposes or  
 11   ~~lands administered with money from the general fund."~~

-End-

-2-                             INTRODUCED BILL  
                                   HB 406

## STATE OF MONTANA

REQUEST NO. 197-81

## FISCAL NOTE

Form BD-15

In compliance with a written request received January 23, 19 81, there is hereby submitted a Fiscal Note for House Bill 406 pursuant to Title 5, Chapter 4, Part 2 of the Montana Code Annotated (MCA).

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

An act to provide for payment in lieu of taxes on real estate improvements owned by the Department of Fish, Wildlife & Parks.

Assumptions

1. Value of improvements on wildlife management areas not available but assumed to exceed \$1,000,000 which was used as a minimum.
2. Value of improvements on all park and recreation areas not available but assumed to exceed \$2,000,000 which was used as a minimum.
3. All improvements Class 4 with 8.55% taxable value.
4. An average levy of 250 mills is assumed.
5. The effect of the change to "fair market value" appraisal of lands is indeterminable but has potential of large expenditure increase.
6. It is assumed the Department of Fish, Wildlife & Parks would be responsible to inventory, evaluate, and voucher all improvements.
7. Personal services based on 11.8% established overhead rate.
8. 10% escalation of improvement value in 1983.
9. Wildhorse Island land appraisal assumed at \$3,000,000.
10. \$500,000 valuation land improvements at Lewis and Clark Caverns.

<u>Fiscal Impact</u>	<u>FY 1982</u>	<u>FY 1983</u>
Expenditures under Proposed Law:		
Personal Services	\$ 42,810	\$ 31,796
Operating Expenses	<u>244,960</u>	<u>269,456</u>
Total Expenditures under Proposed Law	\$287,770	\$301,252
Less: Expenditures under Current Law:		
Personal Services	\$ 12,510	\$ 13,761
Operating Expenses	<u>106,025</u>	<u>116,628</u>
Total Expenditures under Current Law	\$118,535	\$130,389
Increased Expenditures under Proposed Law	\$169,235	\$170,863

The Department of Fish, Wildlife & Parks will need an increase of \$90,540 in FY 1982 and \$100,235 in FY 1983 from general funds to meet the increased tax burden. These amounts however, will be made available to those taxing jurisdictions whose revenues are derived from property taxes.

*Syle Manley, for*  
BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 1-28-81