

HOUSE BILL NO. 407

INTRODUCED BY COZEENS, HUENNEKENS, DUSSAULT, MEYER, AZZARA

IN THE HOUSE

January 21, 1981	Introduced and referred to Committee on Business and Industry.
	On motion by chief sponsor Huennekens, Dussault, Meyer, and Azzara were added as authors to the pre-filed bill.
February 12, 1981	Committee recommend bill do pass. Report adopted.
February 13, 1981	Bill printed and placed on members' desks.
February 16, 1981	Bill reprinted and placed on members' desks.
	Second reading, do pass.
February 17, 1981	Considered correctly engrossed.
February 18, 1981	Third reading, passed. Ayes, 96; Noes, 0. Transmitted to Senate.

IN THE SENATE

February 19, 1981	Introduced and referred to Committee on Taxation.
March 12, 1981	Committee recommend bill be concurred in. Report adopted.
March 14, 1981	Second reading, concurred in.
March 17, 1981	Third reading, concurred in. Ayes, 39; Noes, 11.

IN THE HOUSE

March 17, 1981

Returned from Senate.
Concurred in. Sent to
enrolling.

Reported correctly enrolled.

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A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND THE TAX INCREMENT LAWS FOR URBAN RENEWAL TO ALLOW TAX INCREMENT FINANCING TO BE USED FOR URBAN REDEVELOPMENT; PROVIDING THAT WHENEVER CHANGES BY LAW OF THE TAXABLE VALUATION OF THE URBAN RENEWAL AREA OCCUR, THE VALUATION MAY BE RECALCULATED TO REFLECT THE VALUATION THAT THE AREA WOULD HAVE HAD IF THE CHANGE HAD BEEN IN EFFECT AT THE INCEPTION OF THE URBAN RENEWAL AREA; AMENDING SECTIONS 7-15-4288 AND 7-15-4293, MCA."

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

Section 1. Section 7-15-4288, MCA, is amended to read:

"7-15-4288. Costs which may be paid by tax increment financing. The tax increments may be used by the municipality to pay the following costs of or incurred in connection with an urban renewal project:

- (1) land acquisition;
- (2) demolition and removal of structures;
- (3) relocation of occupants; and
- (4) the acquisition, construction, and improvement of streets, curbs, gutters, sidewalks, pedestrian malls, alleys, parking lots and offstreet parking facilities,

sewers, waterlines, waterways, public buildings, and other public improvements authorized by parts 41 through 45 of chapter 12, parts 42 and 43 of chapter 13, and part 47 of chapter 14 and items of personal property to be used in connection with improvements for which the foregoing costs may be incurred; and

~~(5) costs incurred in connection with the redevelopment activities allowed under 7-15-4233."~~

Section 2. Section 7-15-4293, MCA, is amended to read:

"7-15-4293. Adjustment of base taxable value following change in statutes of law. If the base taxable value of an urban renewal area is affected after its original determination by a statutory, administrative, or judicial change in the method of appraising property, the tax rate applied to it, or the tax exemption status of property, or the taxable valuation of property if the change in taxable valuation is based on conditions existing at the time the base year was established, the governing body of the municipality may request the department of revenue or its agents to calculate the base taxable value as it would have been on the date of the original determination had the statutory--changes change been in effect on that date. The governing body may adjust the base taxable value to that value reported by the department of revenue, under the provisions of 7-15-4287."

-End-
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INTRODUCED BILL
HB 407

Approved by Committee
on Business and Industry

1 HOUSE BILL NO. 407
2 INTRODUCED BY COZZENS, HUENNEKENS, DUSSAULT,
3 MEYER, AZZARA
4 BY REQUEST OF THE LEGISLATIVE AUDIT COMMITTEE
5
6 A BILL FOR AN ACT ENTITLED: "AN ACT TO SPECIFY THE
7 DISCIPLINARY AUTHORITY OF LICENSING BOARDS IN THE DEPARTMENT
8 OF PROFESSIONAL AND OCCUPATIONAL LICENSING."
9
10 WHEREAS, during its sunset review of licensing boards,
11 the Legislative Audit Committee noted that disciplinary
12 authority of some boards over licensees is not specified in
13 the law and that consequently some boards are hesitant to
14 take disciplinary action against licensees.
15 THEREFORE, it is the intent of this act to specify the
16 disciplinary authority of the boards allocated to the
17 Department of Professional and Occupational Licensing.
18
19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
20 Section 1. Disciplinary authority of boards --
21 injunctions. (1) Each licensing board allocated to the
22 department has the authority, in addition to any other
23 penalty or disciplinary action provided by law, to adopt
24 rules specifying grounds for disciplinary action and rules
25 providing for:

1 (a) revocation of a license;
2 (b) suspension of its judgment of revocation on terms
3 and conditions determined by the board;
4 (c) suspension of the right to practice for a period
5 not exceeding 1 year;
6 (d) placing a licensee on probation;
7 (e) reprimand or censure of a licensee; or
8 (f) taking any other action in relation to
9 disciplining a licensee as the board in its discretion
10 considers proper.
11 (2) Any disciplinary action by a board shall be
12 conducted as a contested case hearing under the provisions
13 of the Montana Administrative Procedure Act.
14 (3) Notwithstanding any other provision of law, a
15 board may maintain an action to enjoin a person from
16 engaging in the practice of the occupation or profession
17 regulated by the board until a license to practice is
18 procured. A person who has been enjoined and who violates
19 the injunction is punishable for contempt of court.
20 Section 2. Codification instruction. Section 1 is
21 intended to be codified as an integral part of Title 37,
22 chapter 1, part 1.

-End-

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Corrected HB 407
SECOND READING

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