

House Bill 427

In The House

January 23, 1981

Introduced and referred
to Committee on Taxation.

February 13, 1981

Committee recommend bill
do not pass.

1 HOUSE BILL NO. 427
2 INTRODUCED BY Walton

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO AUTHORIZE COUNTIES
5 TO IMPOSE A TAX ON HOTEL ROOM RENTAL CHARGES IF THE
6 MUNICIPALITIES OF THE COUNTY HAVING HOTELS WITHIN THEIR
7 CORPORATE BOUNDARIES AGREE TO THE IMPOSITION OF THE TAX AND
8 THE DISTRIBUTION OF THE PROCEEDS."

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

11 Section 1. Hotel facility tax authorized -- countywide
12 -- interlocal agreement. (1) As provided in this section a
13 county governing body, in agreement with the governing
14 bodies of all municipalities in the county having hotels
15 within their corporate boundaries, is authorized and
16 empowered to impose a hotel facility tax.

17 (2) A hotel facility tax is a tax on hotel room
18 rentals. The rate of the tax may not exceed 10%. The tax is
19 imposed upon the room rental charged each guest in the hotel
20 each day.

21 (3) The hotel facility tax must be imposed countywide.
22 Each municipality having a hotel within its corporate
23 boundary must agree to the imposition of the tax by
24 interlocal agreement as provided in Title 7, chapter 11,
25 part 1. There shall be one interlocal agreement on the hotel

1 facility tax with all applicable local government units in
2 the county being signatories of the agreement.

3 (4) The interlocal agreement must include the manner
4 in which the tax is to be collected and the manner in which
5 the tax proceeds are to be distributed to the signatory
6 local governments. The interlocal agreement may include the
7 rate of the tax and any administrative provisions the
8 signatory local governments consider necessary. The
9 interlocal agreement may be amended at any time through
10 mutual agreement by all the signatory local governments.

11 (5) The county must impose the tax by resolution. The
12 resolution shall be in conformity with the interlocal
13 agreement.

14 (6) As used in this section, "hotel" means a building
15 containing individual sleeping rooms or suites for providing
16 overnight lodging facilities to the general public for
17 compensation, including those facilities represented to the
18 public as a hotel, motel, resort, inn, motor court, or
19 public lodging house. Not included in the term "hotel" are
20 roominghouses, retirement homes, or other multiunit
21 structures that provide accommodations for persons that are
22 rented on other than a daily or weekly basis.

-End-

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