

HOUSE BILL NO. 928

INTRODUCED BY FAGG, MARKS, BARDANOUVE, KEMMIS

BY REQUEST OF THE GOVERNOR'S OFFICE

IN THE HOUSE

February 24, 1981	Introduced and referred to Committee on Appropriations.
March 28, 1981	Committee recommend bill do pass as amended. Report adopted.  Motion pass consideration to the 71st legislative day.
March 30, 1981	On motion rules were suspended and bill allowed to be transmitted on the 75th legislative day.
April 2, 1981	Motion pass consideration until April 3, 1981.
April 3, 1981	Second reading, pass consideration until April 4, 1981
April 4, 1981	Transmittal date extended to the 76th legislative day.
April 6, 1981	Second reading, do pass as amended.  On motion rules suspended and bill placed on third reading this day.  Third reading, passed. Ayes, 89; Noes, 5. Transmitted to Senate.

IN THE SENATE

April 7, 1981

By motion and consent bill allowed to be received and considered this session.

Introduced and referred to Committee on Finance and Claims.

April 14, 1981

Committee recommend bill be concurred in. Report adopted.

April 15, 1981

Second reading, pass consideration.

April 16, 1981

Second reading, concurred in as amended.

April 17, 1981

Third reading, concurred in as amended. Ayes, 45; Noes, 4.

IN THE HOUSE

April 20, 1981

Returned from Senate with amendments.

April 22, 1981

Second reading, amendments concurred in.

On motion rules suspended and bill placed on third reading this day.

Third reading, amendments concurred in. Ayes, 81; Noes, 16. Sent to enrolling.

Reported correctly enrolled.

1                    HOUSE    BILL NO.    828  
2    INTRODUCED BY Felix Mark Bandanone Kemmis  
3                    BY REQUEST OF THE GOVERNOR'S OFFICE

4  
5    A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE FUNDS TO  
6    THE GOVERNOR'S OFFICE FOR THE PURPOSE OF ADVOCATING THE  
7    STATE'S OPPOSITION TO FEDERAL LEGISLATION THAT WOULD  
8    PROHIBIT OR DIMINISH THE STATE'S RIGHT TO LEVY A 30 PERCENT  
9    TAX ON COAL MINED WITHIN MONTANA'S BORDERS."

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

12            Section 1. Appropriations: There is appropriated  
13    \$100,000 from the interest earned on the coal tax trust fund  
14    to the governor's office for the purpose of advocating the  
15    state's opposition to federal legislation that would  
16    prohibit or diminish the state's right to levy a 30% tax on  
17    coal mined within Montana's borders.

-End-

INTRODUCED BILL  
HE 828

Approved by Comm.  
on Appropriations

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2           INTRODUCED BY FAGG, MARKS, BARDANOUVE, KEMMIS  
3           BY REQUEST OF THE GOVERNOR'S OFFICE  
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7   STATE'S OPPOSITION TO FEDERAL LEGISLATION THAT WOULD  
8   PROHIBIT OR DIMINISH THE STATE'S RIGHT TO LEVY A 30 PERCENT  
9   TAX ON COAL MINED WITHIN MONTANA'S BORDERS; AND PROVIDING AN  
10 EFFECTIVE DATE."  
11  
12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
13       Section 1. Appropriation. There is appropriated  
14       \$300,000 from the interest earned on the coal tax trust fund  
15       to the governor's office UNTIL JUNE 30, 1983, for the  
16       purpose of advocating the state's opposition to federal  
17       legislation that would prohibit or diminish the state's  
18       right to levy a 30% tax on coal mined within Montana's  
19       borders.  
20       SECTION 2. EFFECTIVE DATE. THIS ACT IS EFFECTIVE ON  
21 PASSAGE AND APPROVAL.

-End-

SECOND READING  
HB 828

## 1 HOUSE BILL NO. 828

2 INTRODUCED BY FAGG, MARKS, BARDANOUVE, KEMMIS

3 BY REQUEST OF THE GOVERNOR'S OFFICE

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5 A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE FUNDS TO  
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7 STATE'S OPPOSITION TO FEDERAL LEGISLATION THAT WOULD  
8 PROHIBIT OR DIMINISH THE STATE'S RIGHT TO LEVY A 30 PERCENT  
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10 EFFECTIVE DATE."

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16 purpose of advocating the state's opposition to federal  
17 legislation that would prohibit or diminish the state's  
18 right to levy a 30% tax on coal mined within Montana's  
19 borders.

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SECTION 2. EFFECTIVE DATE. THIS ACT IS EFFECTIVE ON  
21 PASSAGE AND APPROVAL.

-End-

THIRD READING  
HB 828

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7 STATE'S OPPOSITION TO FEDERAL LEGISLATION THAT WOULD  
8 PROHIBIT OR DIMINISH THE STATE'S RIGHT TO LEVY A 30 PERCENT  
9 TAX ON COAL MINED WITHIN MONTANA'S BORDERS; AND CREATING A  
10 LEGISLATIVE OVERSIGHT COMMITTEE; AND PROVIDING AN EFFECTIVE  
11 DATE."

12  
13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

14 Section 1. Appropriation. There is appropriated  
15 \$300,000 from the ~~interest earned on the coal tax trust~~  
16 GENERAL fund to the governor's office UNTIL JUNE 30, 1983,  
17 for the purpose of advocating the state's opposition to  
18 federal legislation that would prohibit or diminish the  
19 state's right to levy a 30% tax on coal mined within  
20 Montana's borders.

21 SECTION 2. LEGISLATIVE OVERSIGHT COMMITTEE. THERE IS  
22 CREATED A LEGISLATIVE OVERSIGHT COMMITTEE OF FOUR  
23 LEGISLATORS, ONE EACH SELECTED BY THE MAJORITY LEADER OF THE  
24 SENATE, THE MAJORITY LEADER OF THE HOUSE, THE MINORITY  
25 LEADER OF THE SENATE, AND THE MINORITY LEADER OF THE HOUSE,

1 TO OVERSEE THE USE OF THE MONEY APPROPRIATED UNDER THIS ACT.  
2 THE GOVERNOR SHALL SEEK THE ADVICE OF THE LEGISLATIVE  
3 OVERSIGHT COMMITTEE BEFORE ALL MAJOR COMMITMENTS OF FUNDS  
4 FROM THIS APPROPRIATION BEFORE THE HIRING OF ANY CONSULTANT  
5 OR LOBBYIST AND BEFORE SETTING ANY POLICY REGARDING THE  
6 DIRECTION OF ANY POLICY FOR THE PROTECTION OF COAL SEVERANCE  
7 TAX. THE FINAL DECISION SHALL, HOWEVER, REMAIN WITH THE  
8 GOVERNOR. THE MEMBERS OF THE LEGISLATIVE OVERSIGHT COMMITTEE  
9 ARE ENTITLED TO COMPENSATION AND EXPENSES IN THE SAME MANNER  
10 AS MEMBERS OF OTHER INTERIM LEGISLATIVE COMMITTEES FROM THIS  
11 APPROPRIATION.

12 SECTION 3. EFFECTIVE DATE. THIS ACT IS EFFECTIVE ON  
13 PASSAGE AND APPROVAL.

-End-

THIRD READING

HB 828

SECOND PRINTING

1 HOUSE BILL NO. 828  
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 8 PROHIBIT OR DIMINISH THE STATE'S RIGHT TO LEVY A 30 PERCENT  
 9 TAX ON COAL MINED WITHIN MONTANA'S BORDERS; AND CREATING A  
 10 LEGISLATIVE OVERSIGHT COMMITTEE; AND PROVIDING AN EFFECTIVE  
 11 DATE."

12  
 13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

14 Section 1. Appropriation. There is appropriated  
 15 ~~\$300,000~~ \$500,000 from the ~~interest-earned-on-the--coal--tax~~  
 16 ~~trust~~ GENERAL fund to the governor's office UNTIL JUNE 30,  
 17 1983, for the purpose of advocating the state's opposition  
 18 to federal legislation that would prohibit or diminish the  
 19 state's right to levy a 30% tax on coal mined within  
 20 Montana's borders.

21 SECTION 2. LEGISLATIVE OVERSIGHT COMMITTEE. THERE IS  
 22 CREATED A LEGISLATIVE OVERSIGHT COMMITTEE OF FOUR  
 23 LEGISLATORS, ONE EACH SELECTED BY THE MAJORITY LEADER OF THE  
 24 SENATE, THE MAJORITY LEADER OF THE HOUSE, THE MINORITY  
 25 LEADER OF THE SENATE, AND THE MINORITY LEADER OF THE HOUSE,

1 TO OVERSEE THE USE OF THE MONEY APPROPRIATED UNDER THIS ACT.  
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 10 AS MEMBERS OF OTHER INTERIM LEGISLATIVE COMMITTEES FROM THIS  
 11 APPROPRIATION.

12 SECTION 3. EFFECTIVE DATE. THIS ACT IS EFFECTIVE ON  
 13 PASSAGE AND APPROVAL.

-End-

April 16, 1981

SENATE COMMITTEE OF THE WHOLE

Proposed amendment to House Bill 828, third reading copy, as follows:

1. Page 1, line 15.  
Following: line 14.  
Strike: "\$300,000"  
Insert: "\$500,000"