

HOUSE BILL NO. 851

INTRODUCED BY BARDANOUVE, ROTH, BRIGGS, NEUMAN, GALT, WILLIAMS,
SHELDEN, KENNERLY, DUSSAULT, D. BROWN, SALES, YARDLEY, OBERG,
LORY, MARKS, QUILICI, HEMSTAD, ELLISON, BENNETT, MOORE, R. MANNING,
BENGSTON, HUENNEKENS, SHULTZ, KROPP, EUDAILY, KITSELMAN, MENAHAN,
MANUEL, SHONTZ, McBRIDE

BY REQUEST OF THE GOVERNOR

IN THE HOUSE

March 23, 1981

Introduced and referred to
Committee on Appropriations.

March 30, 1981

On motion rules suspended
and bill allowed to be
transmitted on the 75th
legislative day.

April 3, 1981

Rerferred to Committee on
Water.

Committee recommend bill do
pass. Report adopted.

Rerferred to Committee on
Appropriations.

Taken from printing and sent
back to Committee on Approp-
riations.

April 4, 1981

Transmittal date extended to
the 76th legislative day.

April 6, 1981

Committee recommend bill
do pass. Report adopted.

Bill printed and placed on
members' desks.

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

Second reading, do pass as
amended.

April 6, 1981

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

Third reading, passed. Ayes, 93; Noes, 2. 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, concurred in.

April 16, 1981

Third reading, concurred in. Ayes, 49; Noes, 0.

IN THE HOUSE

April 17, 1981

Returned from Senate. Concurred in. Sent to enrolling.

Reported correctly enrolled.

1 Williams HOUSE BILL NO. 851 Thaddeus
 2 INTRODUCED BY Brian Roth Biggs Jefferson
 3 Kennedy One Brown
 4 McBride Goodley Aug Mark Linlin
 5 Spotted Manuel Dayton Vall Sales Kopp
 6 Shelly Richard Manning Wendell Wade Menchen
 7 Witzelman
 8 A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING COAL
 9 SEVERANCE TAX TRUST PROCEEDS FOR DEBT SERVICE ON LAND
 10 CREATING A STATE DEBT WITH A LIMIT OF \$500 MILLION FOR STATE
 11 OF MONTANA COAL SEVERANCE TAX BONDS; AND AUTHORIZING THE
 12 ISSUANCE OF AND CREATING A STATE DEBT FOR WATER DEVELOPMENT
 13 BONDS IN AN AMOUNT NOT TO EXCEED \$5 MILLION; AND PROVIDING A
 14 CONTINGENT EFFECTIVE DATE."*

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

14 Section 1. Appropriation and authorization of state
 15 debt. (1) The legislature, through the enactment of this
 16 section by a vote of three-fourths of the members of each
 17 house of the legislature as required by Article IX, section
 18 5, of the Montana Constitution, appropriates all money in
 19 the severance tax bond subfund to be used for the payment of
 20 principal and interest on all state of Montana coal
 21 severance tax bonds, not to exceed \$500 million worth of
 22 bonds approved by the legislature as provided in and issued
 23 pursuant to [sections 24 through 42 of Senate Bill No. 409].
 24 (2) The legislature, through the enactment of this
 25 section by a two-thirds vote of the members of each house of

1 the legislature, authorizes the creation of a state debt in
 2 an amount not to exceed \$500 million for the issuance of
 3 state of Montana coal severance tax bonds approved by the
 4 legislature as provided in [sections 24 through 42 of Senate
 5 Bill No. 409].

6 Section 2. Authorization of water development bonds.
 7 The legislature, through the enactment of this section by a
 8 two-thirds vote of the members of each house, authorizes the
 9 creation of state debt in an amount not to exceed \$5 million
 10 and the issuance and sale of water development bonds in this
 11 amount for the purpose of providing funds appropriated to
 12 the water development clearance fund account for loans as
 13 provided in the water development program.

14 Section 3. Codification instruction. (1) Section 1 is
 15 intended to be codified together with and as an integral
 16 part of [sections 24 through 42 of Senate Bill No. 409] and
 17 the provisions of [sections 24 through 42 of Senate Bill No.
 18 409] apply to section 1.

19 (2) Section 2 is intended to be codified as an
 20 integral part of Title 85, chapter 1, and the provisions of
 21 Title 85, chapter 1, apply to section 2.

22 Section 4. Severability. If a part of this act is
 23 invalid, all valid parts that are severable from the invalid
 24 part remain in effect. If a part of this act is invalid in
 25 one or more of its applications, the part remains in effect.

1 in all valid applications that are severable from the
2 invalid applications.

3 Section 5. Contingent effective date. This act is
4 effective if, and only if, Senate Bill No. 409 is passed and
5 approved.

-End-

SECOND READING BILL
WAS NOT PRINTED.

HOUSE BILL NO. 851

INTRODUCED BY BARDANOUVE, ROTH, BRIGGS, NEUMAN, GALT,
WILLIAMS, SHELDEN, KENNERLY, DUSSAULT, D. BROWN, SALES,
YARDLEY, OBERG, LORY, MARKS, QUILICI, HEMSTAD, ELLISON,
BENNETT, MOORE, R. MANNING, BENGTON, HUENNEKENS, SCHULTZ,
ROPP, EUDAILY, KITSELMAN, MENAHAN, MANUEL, SHONTZ, MCBRIDE
BY REQUEST OF THE GOVERNOR

9 A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING--COAL
10 SEVERANCE--TAX--TRUST--PROCEEDS--FOR--DEBT--SERVICE--ON--AND
11 CREATING A STATE DEBT WITH A LIMIT OF \$500 MILLION FOR STATE
12 OF MONTANA COAL SEVERANCE TAX BONDS--AND AUTHORIZING THE
13 ISSUANCE OF AND CREATING A STATE DEBT FOR WATER DEVELOPMENT
14 BONDS IN AN AMOUNT NOT TO EXCEED \$5 MILLION; AND PROVIDING A
15 CONTINGENT EFFECTIVE DATE."

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

18 Section-1--Appropriation-and--authorization--of--state
19 debt----for--the--legislatorer--through--the--enactment--of--this
20 section--by--a--vote--of--three--fourths--of--the--members--of--each
21 house--of--the--legistature--as--required--by--Article--IX--section
22 5--of--the--Montana--Constitution--appropriates--all--money--in
23 the--severance--tax--bond--subfund--to--be--used--for--the--payment--of
24 principal--and--interest--on--all--state--of--Montana--coal
25 severance--tax--bonds--not--to--exceed--\$500--million--worth--of

1 bonds--approved-by-the-legislature-as-provided-in-and-issued
2 pursuant-to-[sections-24-through-42-of-Senate-Bill-No-489]-
3 {2}--the-legislature--through--the--enactment--of--this
4 section-by-a-two-thirds-vote-of-the-members-of-each-house-of
5 the--legislature--authorizes-the-creation-of-a-state-debt-in
6 an-amount-not-to-exceed-\$500-million--for--the--issuance--of
7 state--of--Montana--coal-severance-tax-bonds-approved-by-the
8 legislature-as-provided-in-[sections-24-through-42-of-Senate
9 Bill-No-489]-

10 Section 1. Authorization of water development bonds.
11 The legislature, through the enactment of this section by a
12 two-thirds vote of the members of each house, authorizes the
13 creation of state debt in an amount not to exceed \$5 million
14 and the issuance and sale of water development bonds in this
15 amount for the purpose of providing funds appropriated to
16 the water development clearance fund account for loans as
17 provided in the water development program.

18 Section 2. Codification instruction. (b) Section 1 is
19 intended to be codified together with and as an integral
20 part of [sections 24 through 42 of Senate Bill No. 409] and
21 the provisions of [sections 24 through 42 of Senate Bill No.
22 409] apply to section 1.

23 ~~Section 21 is intended to be codified as an~~
24 ~~integral part of Title 85, chapter 1, and the provisions of~~
25 ~~Title 85, chapter 1, apply to section 21.~~

THIRD READING

-2-

HB 851

Rules suspended= no yellow printing

1 Section 4. Severability. If a part of this act is
2 invalid or voided parts that are severable from the invalid
3 part remain in effect. If a part of this act is invalid in
4 one or more of its applications, the part remains in effect
5 in all valid applications that are severable from the
6 invalid applications.

7 Section 3. Contingent effective date. This act is
8 effective if, and only if, Senate Bill No. 409 is passed and
9 approved.

-End-

9 A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING--COAL
10 SEVERANCE--TAX--TRUST--PROCEEDS--FOR--DEBT--SERVICE--ON--AND
11 CREATING A STATE DEBT WITH A LIMIT OF \$500 MILLION FOR STATE
12 OF MONTANA COAL SEVERANCE TAX BONDS--AND AUTHORIZING THE
13 ISSUANCE OF AND CREATING A STATE DEBT FOR WATER DEVELOPMENT
14 BONDS IN AN AMOUNT NOT TO EXCEED \$5 MILLION; AND PROVIDING A
15 CONTINGENT EFFECTIVE DATE."

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

18 Section-1---Appropriation-and--authorization--of--state
19 debt---fix---the--legislature--through--the--enactment--of--this
20 section--by--a--vote--of--three--fourths--of--the--members--of--each
21 house--of--the--legislature--as--required--by--Article--IX--section
22 5--of--the--Montana--Constitution--appropriates--all--money--in
23 the--severance--tax--bond--subfund--to--be--used--for--the--payment--of
24 principal---and--interest--on--all--state--of--Montana--cost
25 severance--tax--bonds--not--to--exceed--\$500--million--worth--of

1 bonds--approved--by--the--legistature-as--provided--in--and--issued
2 pursuant--to--{sections--24--through--42--of--Senate--Bill--No--489}--
3 {2}--the--legistature--through--the--enactment--of--this
4 section--by--a--two--thirds--vote--of--the--members--of--each--house--of
5 the--legistature--authorizes--the--creation--of--a--state--debt--in
6 an--amount--not--to--exceed--\$500--million--for--the--issuance--of
7 state--of--Montana--coal--severance--tax--bonds--approved--by--the
8 legistature--as--provided--in--{sections--24--through--42--of--Senate
9 Bill--No--489}--

10 Section 1. Authorization of water development bonds.
11 The legislature, through the enactment of this section by a
12 two-thirds vote of the members of each house, authorizes the
13 creation of state debt in an amount not to exceed \$5 million
14 and the issuance and sale of water development bonds in this
15 amount for the purpose of providing funds appropriated to
16 the water development clearance fund account for loans as
17 provided in the water development program.

18 Section 2. Codification instruction. (b)Section-2--is
19 intended--to--be--codified--together--with--and--as--an--integral
20 part--of--{sections--24--through--42--of--Senate-Bill--No--409}--and
21 the--provisions--of--{sections--24--through--42--of--Senate-Bill--No
22 409}--are--to--be--incorporated.

23 ~~t27~~ Section 2 1 is intended to be codified as an
24 integral part of Title 85, chapter 1, and the provisions of
25 Title 85, chapter 1, apply to section 2 1.

1 Section 4. Severability---If a part of this act is
2 invalid, all valid parts that are severable from the invalid
3 part remain in effect. If a part of this act is invalid in
4 one or more of its applications, the part remains in effect
5 in all valid applications that are severable from the
6 invalid applications.

7 Section 3. Contingent effective date. This act is
8 effective if, and only if, Senate Bill No. 409 is passed and
9 approved.

-End-