

SENATE BILL NO. 422

INTRODUCED BY GRAHAM, MANNING

IN THE SENATE

February 10, 1981	Introduced and referred to Committee on Highways and Transportation.
	Fiscal note requested.
February 12, 1981	Fiscal note returned.
February 16, 1981	Committee recommend bill do pass as amended. Report adopted.
February 17, 1981	Bill printed and placed on members' desks.
February 18, 1981	Second reading, do pass.
February 19, 1981	Correctly engrossed.
February 20, 1981	Third reading, passed. Ayes, 50; Noes, 0. Transmitted to House.

IN THE HOUSE

February 21, 1981	Introduced and referred to Committee on Highways and Transportation.
March 26, 1981	Committee recommend bill be concurred in as amended. Report adopted.
March 28, 1981	Second reading, concurred in.
March 30, 1981	On motion rules suspended and bill allowed to be transmitted on the 71st legislative day. Motion adopted.
March 31, 1981	Third reading, concurred in as amended. Ayes, 96; Noes, 3.

**IN THE SENATE**

April 1, 1981

Returned from House with amendments.

April 10, 1981

Second reading, pass consideration until April 14, 1981.

April 15, 1981

Second reading, amendments concurred in.

April 16, 1981

Third reading, amendments concurred in. Ayes, 50; Noes, 0. Sent to enrolling.

Reported correctly enrolled.

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*Senate* BILL NO. *422*  
*Richard Manning*

INTRODUCED BY \_\_\_\_\_

A BILL FOR AN ACT ENTITLED: "AN ACT TO EXTEND FOR 2 YEARS THE DEADLINE TO EXPEND OR ENCUMBER COAL AREA HIGHWAY RECONSTRUCTION FUNDS APPROPRIATED PRIOR TO JUNE 30, 1979; AMENDING SECTION 2 OF CHAPTER 540, LAWS OF 1977."

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

Section 1. Section 2 of Chapter 540, Laws of 1977, is amended to read:

"50-1803. Coal area highway reconstruction program.  
(1) There is appropriated to the department of highways for each of the 4 fiscal years following July 1, 1975, all the funds in the coal area highway improvement account for carrying out the programs authorized by this section. Any funds thus appropriated and not expended before June 30, 1979, may, notwithstanding the provisions of 79-1015.3, be expended or encumbered to carry out this section until June 30, ~~1981~~ 1982.

(2) The department of highways, within the area designated as the eastern Montana coal field economic growth center as certified to the secretary of transportation by the governor under section 143, Title 23, United States Code, shall prepare a special construction program for the

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reconstruction of deficient sections of these highways.

(3) The department of highways shall expedite the planning and reconstruction program for projects on the designated portions within this area by using funds allocated under this subsection and any federal funds that may be made available to match such funds; until federal funds are made available to match the funds allocated under this subsection the department of highways may, upon approval of the Montana state highway commission, expend such funds for planning and reconstruction projects with or without assurance from the federal government that unmatched state expenditures will be retroactively recognized for matching purposes.

(4) Funds allocated under this section shall not be used to match apportionments made for primary and secondary highways under the Federal-Aid Highways Acts; however, nothing in this subsection should be construed to prohibit the implementations of projects otherwise funded by apportionments made under the Federal-Aid Highways Acts; furthermore, planning and reconstruction projects may be financed in whole or in part by public and private funds provided such projects conform to the applicable standards, regulations, and procedures of the department of highways and the federal highway administration."

-End-

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INTRODUCED BILL  
SB 422

STATE OF MONTANA

REQUEST NO. 351-81

FISCAL NOTE

Form BD-15

In compliance with a written request received February 10, 19 81, there is hereby submitted a Fiscal Note for Senate Bill 422 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

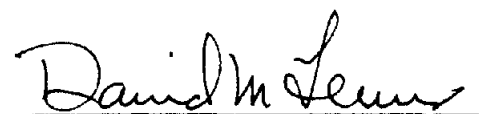
An act to extend for 2 years the deadline to expend or encumber coal area highway reconstruction funds appropriated prior to June 30, 1979.

Fiscal Impact

The proposal will have no fiscal impact.

Comment

As of June 30, 1980, there was \$15,117,191 in the coal area highway reconstruction account.



BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 2-12-81

Approved by Committee  
on Highways & Transportation

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6 RECONSTRUCTION FUNDS APPROPRIATED PRIOR TO JUNE 30, 1979;  
7 PROVIDING FOR LOCAL GOVERNMENT CONSULTATIONS; AMENDING  
8 SECTION 2 OF CHAPTER 540, LAWS OF 1977."

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20 expended or encumbered to carry out this section until June  
21 30, 1981 ~~1983~~.

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23 designated as the eastern Montana coal field economic growth  
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25 the governor under section 143, Title 23, United States

1 Code, shall prepare a special construction program for the  
2 reconstruction of deficient sections of these highways IN  
3 CONSULTATION WITH THE GOVERNING BODIES OF THE COUNTIES IN  
4 THE AREA.

5 (3) The department of highways shall expedite the  
6 planning and reconstruction program for projects on the  
7 designated portions within this area by using funds  
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9 may be made available to match such funds; until federal  
10 funds are made available to match the funds allocated under  
11 this subsection the department of highways may, upon  
12 approval of the Montana state highway commission, expend  
13 such funds for planning and reconstruction projects with or  
14 without assurance from the federal government that unmatched  
15 state expenditures will be retroactively recognized for  
16 matching purposes.

17 (4) Funds allocated under this section shall not be  
18 used to match apportionments made for primary and secondary  
19 highways under the Federal-Aid Highways Acts; however,  
20 nothing in this subsection should be construed to prohibit  
21 the implementations of projects otherwise funded by  
22 apportionments made under the Federal-Aid Highways Acts;  
23 furthermore, planning and reconstruction projects may be  
24 financed in whole or in part by public and private funds  
25 provided such projects conform to the applicable standards,

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1 regulations, and procedures of the department of highways  
2 and the federal highway administration."

-End-

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7 PROVIDING FOR LOCAL GOVERNMENT CONSULTATIONS; PROVIDING AN  
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1 provided such projects conform to the applicable standards,  
2 regulations, and procedures of the department of highways  
3 and the federal highway administration."

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

-End-

HOUSE COMMITTEE ON HIGHWAYS AND TRANSPORTATION  
MARCH 10, 1981  
AMENDMENTS TO SENATE BILL 422

HOUSE AMENDMENTS TO:

Respectfully report as follows: That.....SENATE..... Bill No. 422.....

1. Title, line 7.  
Following: "CONSULTATIONS;"  
Insert: "PROVIDING AN IMMEDIATE EFFECTIVE DATE;"
  
2. Page 3, line 3.  
Following: line 2  
Insert: "Section 2. Effective date. This act is effective  
on passage and approval."