

HOUSE BILL NO. 336
INTRODUCED BY FABREGA

IN THE HOUSE

January 18, 1983	Introduced and referred to Committee on Local Government.
January 31, 1983	Committee recommend bill do pass as amended. Report adopted.
February 1, 1983	Bill printed and placed on members' desks.
February 2, 1983	Second reading, do pass.
February 3, 1983	Considered correctly engrossed.
February 4, 1983	Third reading, passed. Transmitted to Senate.

IN THE SENATE

February 5, 1983	Introduced and referred to Committee on Local Government.
March 4, 1983	Committee recommend bill be concurred in. Report adopted.
March 7, 1983	Second reading, pass consideration.
March 10, 1983	Second reading, concurred in as amended.
March 12, 1983	Third reading, concurred in. Ayes, 47; Noes, 0.

IN THE HOUSE

March 12, 1983

Returned to House with
amendments.

March 31, 1983

Second reading, amendments
concurred in.

April 1, 1983

Third reading, amendments
concurred in.

Sent to enrolling.

Reported correctly enrolled.

1 House BILL NO. 336
2 INTRODUCED BY F. Lange
3

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO ALLOW COUNTIES TO
5 ISSUE REVENUE BONDS IN THE MANNER PROVIDED IN TITLE 7,
6 CHAPTER 7, PART 44, FOR ISSUANCE OF MUNICIPAL REVENUE BONDS;
7 AND TO ALLOW COUNTIES TO REFUND REVENUE BONDS IN THE MANNER
8 PROVIDED IN TITLE 7, CHAPTER 7, PART 45 OR PART 46, FOR
9 REFUNDING OF MUNICIPAL REVENUE BONDS."

10

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

12 Section 1. Authority to issue revenue bonds --
13 refunding revenue bonds. (1) A county may issue county
14 revenue bonds in the same manner and with the same effect as
15 provided in chapter 7, part 44, of this title for issuance
16 of municipal revenue bonds. County revenue bonds may be
17 issued to finance any undertaking as defined in 7-7-4402,
18 including nursing homes and hospitals.

19 (2) A county may refund revenue bonds issued under the
20 authority provided in subsection (1) by the method provided
21 in either part 45 or part 46 of chapter 7.

22 (3) In construing, for purposes of this section, the
23 provisions of parts 44, 45, or 46 of chapter 7, "municipal"
24 is considered to refer to the county and "governing body" is
25 considered to refer to the board of county commissioners.

1 Section 2. Codification instruction. Section 1 is
2 intended to be codified as an integral part of Title 7.

-End-

INTRODUCED BILL

-2-

111 336

Approved by Comm.
on Local Government

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3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO ALLOW COUNTIES TO
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14 revenue bonds in the same manner and with the same effect as
15 provided in chapter 7, part 44, of this title for issuance
16 of municipal revenue bonds. County revenue bonds may be
17 issued to finance any undertaking as defined in 7-7-4402,
18 including nursing homes and hospitals PROJECT OR ACTIVITY
19 WHICH THE COUNTY IS OTHERWISE AUTHORIZED BY LAW TO
20 UNDERTAKE.

21 (2) A county may refund revenue bonds issued under the
22 authority provided in subsection (1) by the method provided
23 in either part 45 or part 46 of chapter 7.

24 (3) In construing, for purposes of this section, the
25 provisions of parts 44, 45, or 46 of chapter 7, "municipal"

1 is considered to refer to the county and "governing body" is
2 considered to refer to the board of county commissioners
3 WHENEVER THE BOARD OF COUNTY COMMISSIONERS IS ACTING
4 PURSUANT TO SUBSECTION (1).

5 Section 2. Codification instruction. Section 1 is
6 intended to be codified as an integral part of Title 7.

-End-

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A BILL FOR AN ACT ENTITLED: "AN ACT TO ALLOW COUNTIES TO
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AND TO ALLOW COUNTIES TO REFUND REVENUE BONDS IN THE MANNER
PROVIDED IN TITLE 7, CHAPTER 7, PART 45 OR PART 46, FOR
REFUNDING OF MUNICIPAL REVENUE BONDS."

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

Section 1. Authority to issue revenue bonds --
refunding revenue bonds. (1) A county may issue county
revenue bonds in the same manner and with the same effect as
provided in chapter 7, part 44, of this title for issuance
of municipal revenue bonds. County revenue bonds may be
issued to finance any undertaking ~~as defined in 7-7-4402,~~
~~including nursing homes and hospitals~~ PROJECT OR ACTIVITY
WHICH THE COUNTY IS OTHERWISE AUTHORIZED BY LAW TO
UNDERTAKE.

(2) A county may refund revenue bonds issued under the
authority provided in subsection (1) by the method provided
in either part 45 or part 46 of chapter 7.

(3) In construing, for purposes of this section, the
provisions of parts 44, 45, or 46 of chapter 7, "municipal"

is considered to refer to the county and "governing body" is
considered to refer to the board of county commissioners
~~WHENEVER THE BOARD OF COUNTY COMMISSIONERS IS ACTING~~
~~PURSUANT TO SUBSECTION 111.~~

Section 2. Codification instruction. Section 1 is
intended to be codified as an integral part of Title 7.

-End-

March 10, 1983

SENATE COMMITTEE OF THE WHOLE AMENDMENT

That House Bill No. 336 be amended as follows:

1. Page 1.

Strike: lines 19 and 20 in their entirety

Insert: "enumerated in part 21, chapter 16, part 22,
chapter 34, or part 23, chapter 34 of this title.

Revenues from the project for which the bonds are
issued are the only revenues upon which a lien under
the provisions of 7-7-4431 shall apply. No. lien shall
attach to other revenues or other property within the
county."

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issued to finance any undertaking--as--defined--in--7-7-4402,
including--nursing--homes--and--hospitals PROJECT OR ACTIVITY
WHICH--THE--COUNTY--IS--OTHERWISE--AUTHORIZED--BY--LAW--TO
UNdertake* ENUMERATED IN CHAPTER 14, PART 21, OR CHAPTER 34,
PART 22 OR 23, OF THIS TITLE. REVENUES FROM THE PROJECT FOR
WHICH THE BONDS ARE ISSUED ARE THE ONLY REVENUES UPON WHICH
A LIEN UNDER THE PROVISIONS OF 7-7-4431 SHALL APPLY. NO LIEN
SHALL ATTACH TO OTHER REVENUES OR OTHER PROPERTY WITHIN THE
COUNTY.

(2) A county may refund revenue bonds issued under the
authority provided in subsection (1) by the method provided
in either part 45 or part 46 of chapter 7.

(3) In construing, for purposes of this section, the
provisions of parts 44, 45, or 46 of chapter 7, "municipal"
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WHENEVER THE BOARD OF COUNTY COMMISSIONERS IS ACTING
PURSUANT TO SUBSECTION (1).

Section 2. Codification instruction. Section 1 is
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-End-