

HOUSE BILL NO. 482

Introduced: 01/25/83

Referred to Committee on Taxation: 01/25/83

Hearing: 2/7/83

Died in Committee

1 House BILL NO. 482  
2 INTRODUCED BY Hand  
3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO INCLUDE OIL AND GAS  
5 FACILITIES IN THE MEANING OF THE TERM "MAJOR NEW INDUSTRIAL  
6 FACILITY" FOR THE PURPOSES OF PROPERTY TAX PREPAYMENTS;  
7 AMENDING SECTION 15-16-201, MCA."  
8

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

10 Section 1. Section 15-16-201, MCA, is amended to read:  
11 "15-16-201. Tax prepayment -- new industrial  
12 facilities. (1) A person intending to construct or locate a  
13 major new industrial facility, as defined in subsection (2)  
14 of this section, shall upon request of the board of county  
15 commissioners of the county in which the facility is to be  
16 located, prepay, when permission is granted to construct or  
17 locate by the appropriate governmental agency, an amount  
18 equal to three times the estimated property tax due the year  
19 the facility is completed. The person who is to prepay under  
20 this section shall not be obligated to prepay the entire  
21 amount at one time but, upon request of the board of county  
22 commissioners of the county, shall prepay only that amount  
23 shown to be needed from time to time. To assure this payment  
24 or payments, the person who is to prepay shall guarantee to  
25 the board of county commissioners and also have a bank or

1 banks guarantee that these amounts will be paid as needed  
2 for expenditures created by the impact. When the facility is  
3 completed and assessed by the department of revenue, it  
4 shall be subject during the first 3 years and thereafter to  
5 taxation as all other property similarly situated, except  
6 that one-fifth of the amount prepaid shall be allowed as a  
7 credit against property taxes in each of the first 5 years  
8 after the start of productive operation of the facility.

9 (2) A major new industrial facility is a  
10 manufacturing, ~~oil, gas,~~ or mining facility other than a  
11 large-scale mineral development as defined in 90-6-302(4)  
12 which will employ on an average annual basis at least 100  
13 people in construction or operation of the facility and  
14 which will create a substantial adverse impact on existing  
15 state, county, or municipal services."

-End-