

HOUSE BILL NO. 729

Introduced: 02/11/83

Referred to Committee on Local Government: 02/11/83

Hearing: 2/19/83

Died in Committee

1 HOUSE BILL NO. 729  
 2 INTRODUCED BY Ally Page J. Jensen Menden  
 3  
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO REMOVE THE  
 5 PROHIBITION ON THE EXERCISE OF CERTAIN POWERS BY LOCAL  
 6 GOVERNMENTS WITH SELF-GOVERNMENT POWERS; AMENDING SECTION  
 7 7-1-112, MCA."  
 8  
 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
 10 Section 1. Section 7-1-112, MCA, is amended to read:  
 11 "7-1-112. Powers requiring delegation. A local  
 12 government with self-government powers is prohibited the  
 13 exercise of the following powers unless the power is  
 14 specifically delegated by law:  
 15 ~~{1}--the power to authorize a tax on income or the sale~~  
 16 ~~of goods or services except that this section shall not be~~  
 17 ~~construed to limit the authority of a local government to~~  
 18 ~~levy any other tax or establish the rate of any other tax~~  
 19 {2}(1) the power to regulate private activity beyond  
 20 its geographic limits;  
 21 {3}(2) the power to impose a duty on another unit of  
 22 local government, except that nothing in this limitation  
 23 shall affect the right of a self-government unit to enter  
 24 into and enforce an agreement on interlocal cooperation;  
 25 {4}(3) the power to exercise any judicial function,

1 except as an incident to the exercise of an independent  
 2 self-government administrative power;  
 3 ~~{5}--the power to regulate any form of gambling,~~  
 4 ~~lotteries, or gift enterprises."~~

-End-

INTRODUCED BILL

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