

HOUSE BILL NO. 820

INTRODUCED BY ASAY, GOODOVER, GRAHAM,
TVEIT, VINCENT, SCHYE, ROUSH

IN THE HOUSE

February 15, 1983	Introduced and referred to Committee on Highways and Transportation.
February 19, 1983	Committee recommend bill do pass. Report adopted. Bill printed and placed on members' desks.
February 22, 1983	Second reading, do pass.
February 23, 1983	Considered correctly engrossed. Third reading, passed. Transmitted to Senate.

IN THE SENATE

March 1, 1983	Introduced and referred to Committee on Finance and Claims.
April 13, 1983	Committee recommend bill be concurrent in as amended. Report adopted.
April 14, 1983	Second reading, concurred in.
April 15, 1983	Third reading, concurred in. Ayes, 48; Noes, 0.

IN THE HOUSE

April 16, 1983

Returned to House with
amendments.

April 18, 1983

Second reading, amendments
concurred in.

Third reading, amendments
concurred in.

Sent to enrolling.

Reported correctly enrolled.

1 ~~House~~ BILL NO. 820
 2 INTRODUCED BY Way Gordon, Chairman, Transit
Vernon Schaefer, Rep.
 3
 4 A BILL FOR AN ACT ENTITLED: "AN ACT ESTABLISHING AN ACCOUNT
 5 TO RECEIVE A PORTION OF THE PROCEEDS OF LONG-RANGE BUILDING
 6 PROGRAM BONDS TO PROVIDE LOANS FOR THE SPONSOR'S SHARE OF
 7 AIRPORT IMPROVEMENT PROJECTS; AMENDING SECTION 67-1-301,
 8 MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."
 9
 10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
 11 Section 1. Section 67-1-301, MCA, is amended to read:
 12 "67-1-301. Money -- receipt and disbursement. (1) All
 13 costs and expenses of administering this title, including
 14 the salaries of employees of the department engaged in
 15 functions pertaining to aeronautics, the expenses of members
 16 of the board, and all other disbursements necessary to carry
 17 out the purposes of this title, shall be paid out of the
 18 following revenues:
 19 (a) all gifts and all legislative appropriations to
 20 the department for aeronautics;
 21 (b) all moneys received from any branch or department
 22 of the federal government or from other sources for the
 23 purposes mentioned in this title or for the furtherance of
 24 aeronautics generally in this state.
 25 (2) All such moneys shall be deposited in the state

1 treasury to the credit of the department.
 2 ~~(3) There shall be deposited in the earmarked revenue~~
 3 ~~fund to the credit of the department, to be used to provide~~
 4 ~~loans to local and state government agencies for airport~~
 5 ~~improvement projects in amounts not to exceed the required~~
 6 ~~sponsor's share of projects authorized by the United States~~
 7 ~~government for funding from the federal Airport and Airway~~
 8 ~~Improvement Act of 1982:~~
 9 ~~(a) a portion, as established by law, of the proceeds~~
 10 ~~received from the sale of long-range building program bonds;~~
 11 ~~and~~
 12 ~~(b) all repayments of loans, including interest, made~~
 13 ~~pursuant to subsection (3).~~
 14 ~~(4) An amount equal to 1% of the loans provided under~~
 15 ~~subsection (3) may be allocated from the earmarked revenue~~
 16 ~~fund for administrative purposes.~~
 17 ~~(5) There shall be deposited in the earmarked~~
 18 ~~revenue fund to the credit of the department the proceeds of~~
 19 ~~1 cent per gallon out of the amount per gallon of gasoline~~
 20 ~~license tax imposed by the laws of this state upon purchases~~
 21 ~~of gasoline used for the operation of aircraft. Moneys so~~
 22 ~~deposited shall be spent by the department for the sole~~
 23 ~~purpose of carrying out its functions pertaining to~~
 24 ~~aeronautics.~~
 25 ~~(6) No part of the 1 cent per gallon of gasoline~~

1 license tax imposed by the laws of this state on gasoline
2 purchased and used for the operation of airplanes or
3 aircraft may be refunded."

4 NEW SECTION. Section 2. Effective date. This act is
5 effective on passage and approval.

-End-

STATE OF MONTANA

REQUEST NO. 453-83

FISCAL NOTE

Form BD-15

In compliance with a written request received February 17, 19 83, there is hereby submitted a Fiscal Note for House Bill 820 pursuant to Chapter 53, Laws of Montana, 1965 - Thirty-Ninth Legislative Assembly.

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:

House Bill 820 establishes an account to receive a portion of the proceeds of long-range building program bonds to provide loans for the sponsor's share of airport improvement projects.

ASSUMPTIONS:

- 1) That Montana's share of the federal Airport Improvement Program (AIP) will be the same percentage in FY84 and FY85 as it was in FY83.
- 2) In addition, Montana will receive discretionary money as in the past which is estimated to be \$517,779 in FY84 and \$523,458 in FY85.

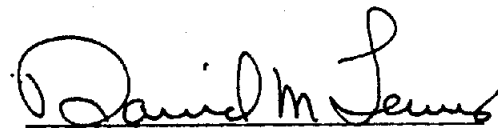
FISCAL IMPACT:

	<u>FY84</u>	<u>FY85</u>	<u>TOTAL</u>
Revenue:			
Under Proposed Law	\$1,500,000	-0-	\$1,500,000
Under Current Law	-0-	-0-	-0-
Increased Revenues	1,500,000	-0-	\$1,500,000
Expenditure:			
Under Proposed Law	701,926	\$798,074	\$1,500,000
Under Current Law	-0-	-0-	-0-
Increased Expenditures	701,926	\$798,074	\$1,500,000

LOCAL IMPACT:

This would assist local governments in funding the sponsor's 10% share required to match a 90% federal airport improvement grant. The funding is provided by loans to local and state government agencies to be repaid, including interest.

FISCAL NOTE 17: C/1



BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 2-21-83

Approved by Committee
on Highways & Transportation

1 *House* BILL NO. 820
2 INTRODUCED BY *Clay Gordon, Chairman, Transit*
3 *Committee, Selge, Robert*
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7 AIRPORT IMPROVEMENT PROJECTS; AMENDING SECTION. 67-1-301,
8 MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."
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13 costs and expenses of administering this title, including
14 the salaries of employees of the department engaged in
15 functions pertaining to aeronautics, the expenses of members
16 of the board, and all other disbursements necessary to carry
17 out the purposes of this title, shall be paid out of the
18 following revenues:
19 (a) all gifts and all legislative appropriations to
20 the department for aeronautics;
21 (b) all moneys received from any branch or department
22 of the federal government or from other sources for the
23 purposes mentioned in this title or for the furtherance of
24 aeronautics generally in this state.
25 (2) All such moneys shall be deposited in the state

1 treasury to the credit of the department.
2 ~~(3) There shall be deposited in the earmarked revenue~~
3 ~~fund to the credit of the department, to be used to provide~~
4 ~~loans to local and state government agencies for airport~~
5 ~~improvement projects in amounts not to exceed the required~~
6 ~~sponsor's share of projects authorized by the United States~~
7 ~~government for funding from the federal Airport and Airway~~
8 ~~Improvement Act of 1982:~~
9 ~~(a) a portion, as established by law, of the proceeds~~
10 ~~received from the sale of long-range building program bonds;~~
11 ~~and~~
12 ~~(b) all repayments of loans, including interest, made~~
13 ~~pursuant to subsection (3).~~
14 ~~(4) An amount equal to 1% of the loans provided under~~
15 ~~subsection (3) may be allocated from the earmarked revenue~~
16 ~~fund for administrative purposes.~~
17 ~~†3†(5) There shall be deposited in the earmarked~~
18 ~~revenue fund to the credit of the department the proceeds of~~
19 ~~1 cent per gallon out of the amount per gallon of gasoline~~
20 ~~license tax imposed by the laws of this state upon purchases~~
21 ~~of gasoline used for the operation of aircraft. Moneys so~~
22 ~~deposited shall be spent by the department for the sole~~
23 ~~purpose of carrying out its functions pertaining to~~
24 ~~aeronautics.~~
25 ~~†4†(6) No part of the 1 cent per gallon of gasoline~~

1 license tax imposed by the laws of this state on gasoline
2 purchased and used for the operation of airplanes or
3 aircraft may be refunded."

4 NEW SECTION. Section 2. Effective date. This act is
5 effective on passage and approval.

-End-

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Summit Schaefer, Elliot
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 23 purposes mentioned in this title or for the furtherance of
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25 ~~(4)(6) No part of the 1 cent per gallon of gasoline~~

1 license tax imposed by the laws of this state on gasoline
2 purchased and used for the operation of airplanes or
3 aircraft may be refunded."

4 NEW SECTION. Section 2. Effective date. This act is
5 effective on passage and approval.

-End-

SENATE STANDING COMMITTEE REPORT
(Finance & Claims)

That House Bill No. 820 be amended as follows:

1. Page 2, line 3.

Following: "department"

Insert: "of administration"

Following: "used"

Insert: ", upon recommendation of the department of commerce,"

2. Page 2, line 9.

Following: "portion,"

Strike: "as established by law"

Insert: "as provided in [House Bill 900]."

3. Page 2, line 10.

Following: "bonds"

Insert: "upon the authorization and sale of the bonds by the state and notwithstanding the provisions of Title 17, chapter 7, part 2"

4. Page 2, line 13.

Strike: "subsection"

Insert: "subsections"

Following: "(3)"

Insert: "and (4)"

5. Page 2, line 14.

Following: line 13

Insert: "(4) All loans must:

(a) bear an interest rate that fully retires the long range building bonds issued under the authorization provided by the 48th Legislature;

(b) mature not later than such bonds; and

(c) include reimbursement of administrative costs as required by subsection (5)."

Renumber: subsequent subsections

6. Page 3, line 4.

Following: "date"

Insert: "- termination date"

7. Page 3, line 5.

Following: "approval."

Insert: "This act terminates on June 30, 1985, except that a loan made prior to June 30, 1985, is subject to the provisions of this act notwithstanding the duration of such loan."

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INTRODUCED BY ASAY, GOODOVER, GRAHAM,

TVEIT, VINCENT, SCHYE, ROUSH

A BILL FOR AN ACT ENTITLED: "AN ACT ESTABLISHING AN ACCOUNT TO RECEIVE A PORTION OF THE PROCEEDS OF LONG-RANGE BUILDING PROGRAM BONDS TO PROVIDE LOANS FOR THE SPONSOR'S SHARE OF AIRPORT IMPROVEMENT PROJECTS; AMENDING SECTION 67-1-301, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

Section 1. Section 67-1-301, MCA, is amended to read:

"67-1-301. Money -- receipt and disbursement. (1) All costs and expenses of administering this title, including the salaries of employees of the department engaged in functions pertaining to aeronautics, the expenses of members of the board, and all other disbursements necessary to carry out the purposes of this title, shall be paid out of the following revenues:

(a) all gifts and all legislative appropriations to the department for aeronautics;

(b) all moneys received from any branch or department of the federal government or from other sources for the purposes mentioned in this title or for the furtherance of aeronautics generally in this state.

(2) All such moneys shall be deposited in the state treasury to the credit of the department.

~~(3) There shall be deposited in the earmarked revenue fund to the credit of the department OF ADMINISTRATION, to be used, UPON RECOMMENDATION OF THE DEPARTMENT OF COMMERCE, to provide loans to local and state government agencies for airport improvement projects in amounts not to exceed the required sponsor's share of projects authorized by the United States government for funding from the federal Airport and Airway Improvement Act of 1982:~~

~~(a) a portion, as established by law AS PROVIDED IN [HOUSE BILL 200], of the proceeds received from the sale of long-range building program bonds UPON THE AUTHORIZATION AND SALE OF THE BONDS BY THE STATE AND NOTWITHSTANDING THE PROVISIONS OF TITLE 17, CHAPTER 7, PART 2, and~~

~~(b) all repayments of loans, including interest, made pursuant to subsection SUBSECTIONS (3) AND (4).~~

~~(4) ALL LOANS MUST:~~

~~(A) BEAR AN INTEREST RATE THAT FULLY RETIRES THE LONG-RANGE BUILDING BONDS ISSUED UNDER THE AUTHORIZATION PROVIDED BY THE 48TH LEGISLATURE;~~

~~(B) MATURE NOT LATER THAN SUCH BONDS; AND~~

~~(C) INCLUDE REIMBURSEMENT OF ADMINISTRATIVE COSTS AS REQUIRED BY SUBSECTION (5).~~

~~++(5) An amount equal to 1% of the loans provided~~

1 ~~under subsection (3) may be allocated from the earmarked~~
2 ~~revenue fund for administrative purposes.~~

3 ~~(3)(5)(6)~~ There shall be deposited in the earmarked
4 revenue fund to the credit of the department the proceeds of
5 1 cent per gallon out of the amount per gallon of gasoline
6 license tax imposed by the laws of this state upon purchases
7 of gasoline used for the operation of aircraft. Moneys so
8 deposited shall be spent by the department for the sole
9 purpose of carrying out its functions pertaining to
10 aeronautics.

11 ~~(4)(6)(7)~~ No part of the 1 cent per gallon of gasoline
12 license tax imposed by the laws of this state on gasoline
13 purchased and used for the operation of airplanes or
14 aircraft may be refunded."

15 NEW SECTION. Section 2. Effective date -- TERMINATION
16 DATE. This act is effective on passage and approval. THIS
17 ACT TERMINATES ON JUNE 30, 1985, EXCEPT THAT A LOAN MADE
18 PRIOR TO JUNE 30, 1985, IS SUBJECT TO THE PROVISIONS OF THIS
19 ACT NOTWITHSTANDING THE DURATION OF SUCH LOAN.

-End-