

HOUSE BILL NO. 464

INTRODUCED BY MARKS, PISTORIA, HANNAH, HARP, O'HARA,  
J. BROWN, KOEHNKE, KEYSER, BRANDEWIE, THOFT,  
ELLERD, SWIFT, RAPP-SVRCEK, THOMAS

IN THE HOUSE

January 24, 1985	Introduced and referred to Committee on State Administration.
January 25, 1985	Fiscal Note requested.
January 31, 1985	Fiscal Note returned.
February 8, 1985	Committee recommend bill do pass as amended. Report adopted.
	Bill printed and placed on members' desks.
February 9, 1985	Second reading, do pass.
February 11, 1985	Considered correctly engrossed.
February 12, 1985	Third reading, passed.
	Transmitted to Senate.

IN THE SENATE

February 13, 1985	Introduced and referred to Committee on State Administration.
March 14, 1985	Committee recommend bill be concurrred in. Report adopted.
March 18, 1985	Second reading, concurrred in.

March 20, 1985

Third reading, concurred in.  
Ayes, 45; Noes, 5.

Returned to House.

IN THE HOUSE

March 21, 1985

Received from Senate.

Sent to enrolling.

Reported correctly enrolled.

HOUSE BILL NO. 464

INTRODUCED BY *Rep. Brown* *Rep. Dehnke* *Rep. Thomas* *Rep. Beysen* *Rep. HARP* *Rep. O'Han*  
*Rep. Smith* *Rep. Thomas* *Rep. Beysen* *Rep. HARP* *Rep. O'Han*  
A BILL FOR AN ACT ENTITLED: "AN ACT ABOLISHING THE MONTANA

SALARY COMMISSION AND ELIMINATING ITS DUTIES; PROVIDING FOR  
COORDINATION WITH \_\_\_ BILL NO. \_\_\_ [LC 1415]; AMENDING  
SECTIONS 13-37-106 AND 15-2-102, MCA; REPEALING SECTIONS  
2-16-401 AND 2-16-402, MCA; AND PROVIDING A DELAYED  
EFFECTIVE DATE."

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

Section 1. Section 13-37-106, MCA, is amended to read:  
"13-37-106. Salary. (1) The commissioner of political  
practices is entitled to receive a salary of \$26,269 in  
fiscal year 1984 and \$26,794 after June 30, 1984.

~~(2) The salary commission must review the  
commissioner's salary and may recommend salary increases to  
the legislature."~~

Section 2. Section 15-2-102, MCA, is amended to read:  
"15-2-102. Qualification and compensation. (1) To be  
appointed a member of the state tax appeal board, a person  
must possess knowledge of the subject of taxation and skill  
in matters pertaining thereto. No person so appointed may  
hold any other office under the laws of this state or any  
other state or any office under the government of the United

States or under the government of any other state. He shall  
devote his entire time to the duties of the office and shall  
not hold any other position of trust or profit or engage in  
any occupation or business interfering or inconsistent with  
his duties. The state tax appeal board is transferred to the  
department of administration for administrative purposes  
only as is specified in 2-15-121. However, the board may  
hire its own personnel, and 2-15-121(2)(d) does not apply.

(2) The member designated chairman as provided for in  
15-2-103 shall receive a salary of \$26,003 in fiscal 1984  
and \$26,523 in fiscal 1985 and thereafter. The remaining  
state tax appeal board members shall be paid a salary of  
\$25,305 in fiscal 1984 and \$25,811 in fiscal 1985 and  
thereafter. All members of the board shall receive travel  
expenses as provided for in 2-18-501 through 2-18-503, as  
amended, when away from the capital on official business.

~~(3) The salary commission must review the salary for  
members of the board and shall recommend an appropriate  
salary to the legislature."~~

NEW SECTION. Section 3. Repealer. Sections 2-16-401  
and 2-16-402, MCA, are repealed.

NEW SECTION. Section 4. Coordination instruction. If  
\_\_\_ Bill No. \_\_\_ [LC 1415] fails upon submission to the  
electors of Montana on November 4, 1986, this act is void in  
its entirety.



INTRODUCED BILL  
HB 464

LC 1414/01

1        NEW SECTION. Section 5. Effective date. Subject to  
2 section 4, this act is effective July 1, 1987.

-End-

STATE OF MONTANA  
FISCAL NOTE

REQUEST NO. FNN 231-85

Form BD-15

In compliance with a written request received January 25, 19 85, there is hereby submitted a Fiscal Note for H.B. 464 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.

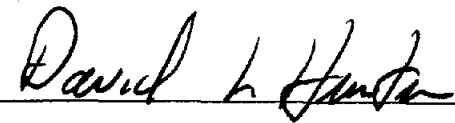
DESCRIPTION OF PROPOSED LEGISLATION:

To abolish the Salary Commission and eliminate its duties.

FISCAL IMPACT:

The potential savings is \$3,000 per biennium. This is approximately the amount the Legislative Council is appropriated to pay for the expenses of the Commission.

This is in coordination with H.B. 463 which is the constitutional amendment to eliminate the Salary Commission.



BUDGET DIRECTOR  
Office of Budget and Program Planning

Date: Jan 31, 1985  
HB 464

APPROVED BY COMMITTEE  
ON STATE ADMINISTRATION

HOUSE BILL NO. 464

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J. BROWN, KOEHNKE, KEYSER, BRANDEWIE, THOFT,  
ELLERD, SWIFT, RAFF-SVRCEK, THOMAS

A BILL FOR AN ACT ENTITLED: "AN ACT ABOLISHING THE MONTANA  
SALARY COMMISSION AND ELIMINATING ITS DUTIES; PROVIDING FOR  
COORDINATION WITH ~~-----Bill No.-----{be--1415}~~ HOUSE BILL  
NO. 463; AMENDING SECTIONS 13-37-106 AND 15-2-102, MCA;  
REPEALING SECTIONS 2-16-401 AND 2-16-402, MCA; AND PROVIDING  
A DELAYED EFFECTIVE DATE."

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Section 1. Section 13-37-106, MCA, is amended to read:

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fiscal year 1984 and \$26,794 after June 30, 1984.

~~{2}--The---salary---commission---must---review---the  
commissioner's---salary---and---may---recommend---salary---increases---to  
the---legislature."~~

Section 2. Section 15-2-102, MCA, is amended to read:

"15-2-102. Qualification and compensation. (1) To be  
appointed a member of the state tax appeal board, a person  
must possess knowledge of the subject of taxation and skill  
in matters pertaining thereto. No person so appointed may

hold any other office under the laws of this state or any  
other state or any office under the government of the United  
States or under the government of any other state. He shall  
devote his entire time to the duties of the office and shall  
not hold any other position of trust or profit or engage in  
any occupation or business interfering or inconsistent with  
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department of administration for administrative purposes  
only as is specified in 2-15-121. However, the board may  
hire its own personnel, and 2-15-121(2)(d) does not apply.

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thereafter. All members of the board shall receive travel  
expenses as provided for in 2-18-501 through 2-18-503, as  
amended, when away from the capital on official business.

~~{3}--The---salary---commission---must---review---the---salary---for  
members---of---the---board---and---shall---recommend---an---appropriate  
salary---to---the---legislature."~~

NEW SECTION. Section 3. Repealer. Sections 2-16-401  
and 2-16-402, MCA, are repealed.

NEW SECTION. Section 4. Coordination instruction. If  
~~-----Bill No.-----{be--1415}~~ HOUSE BILL NO. 463 fails upon



HB 0464/02

1 submission to the electors of Montana on November 4, 1986,  
2 this act is void in its entirety.  
3 NEW SECTION. Section 5. Effective date. Subject to  
4 section 4, this act is effective July 1, 1987.

-End-

## 1 HOUSE BILL NO. 464

2 INTRODUCED BY MARKS, PISTORIA, HANNAH, HARP, O'HARA,

3 J. BROWN, KOEHNKE, KEYSER, BRANDEWIE, THOFT,

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9 NO. 463; AMENDING SECTIONS 13-37-106 AND 15-2-102, MCA;  
10 REPEALING SECTIONS 2-16-401 AND 2-16-402, MCA; AND PROVIDING  
11 A DELAYED EFFECTIVE DATE."

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

14 Section 1. Section 13-37-106, MCA, is amended to read:

15 "13-37-106. Salary. {1} The commissioner of political  
16 practices is entitled to receive a salary of \$26,269 in  
17 fiscal year 1984 and \$26,794 after June 30, 1984.

18 ~~{2}--The--salary--commission--must--review--the  
19 commissioner's--salary--and--may--recommend--salary--increases--to  
20 the--legislature--"~~

21 Section 2. Section 15-2-102, MCA, is amended to read:

22 "15-2-102. Qualification and compensation. (1) To be  
23 appointed a member of the state tax appeal board, a person  
24 must possess knowledge of the subject of taxation and skill  
25 in matters pertaining thereto. No person so appointed may

1 hold any other office under the laws of this state or any  
2 other state or any office under the government of the United  
3 States or under the government of any other state. He shall  
4 devote his entire time to the duties of the office and shall  
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8 department of administration for administrative purposes  
9 only as is specified in 2-15-121. However, the board may  
10 hire its own personnel, and 2-15-121(2)(d) does not apply.

11 (2) The member designated chairman as provided for in  
12 15-2-103 shall receive a salary of \$26,003 in fiscal 1984  
13 and \$26,523 in fiscal 1985 and thereafter. The remaining  
14 state tax appeal board members shall be paid a salary of  
15 \$25,305 in fiscal 1984 and \$25,811 in fiscal 1985 and  
16 thereafter. All members of the board shall receive travel  
17 expenses as provided for in 2-18-501 through 2-18-503, as  
18 amended, when away from the capital on official business.

19 ~~{3}--The--salary--commission--must--review--the--salary--for  
20 members--of--the--board--and--shall--recommend--an--appropriate  
21 salary--to--the--legislature--"~~

22 NEW SECTION. Section 3. Repealer. Sections 2-16-401  
23 and 2-16-402, MCA, are repealed.

24 NEW SECTION. Section 4. Coordination instruction. If  
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HB 0464/02

1 submission to the electors of Montana on November 4, 1986,  
2 this act is void in its entirety.  
3 NEW SECTION. Section 5. Effective date. Subject to  
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21 Section 2. Section 15-2-102, MCA, is amended to read:

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