

HOUSE BILL NO. 569

1/30 Introduced
1/30 Referred to Local Government
1/31 Fiscal Note Requested
2/05 Fiscal Note Received
2/16 Hearing
2/18 Committee Report-Bill Pass As Amended
2/19 2nd Reading Do Not Pass
2/19 Bill Killed

1 HOUSE BILL NO. 569
 2 INTRODUCED BY Steve J. Williams
 3
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO ALLOW A LOCAL
 5 GOVERNMENT TO ESTABLISH AND CHARGE A FEE FOR REVIEW OF A
 6 MINOR SUBDIVISION; AMENDING SECTION 76-4-128, MCA."

7
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 Section 1. Section 76-4-128, MCA, is amended to read:
 10 "76-4-128. Delegation of department review to local
 11 government. (1) The department shall delegate to a local
 12 government the authority to review a subdivision under this
 13 part when the subdivision involves five or fewer parcels and
 14 the local government has qualified personnel to adequately
 15 review the water supply and sewage and solid waste disposal
 16 facilities proposed for the subdivision.

17 (2) When a local government has conducted a review of
 18 a subdivision containing five or fewer parcels pursuant to
 19 this section, it shall advise the department of its
 20 recommendation for approval or disapproval of the
 21 subdivision. The department shall, within 10 days after
 22 receiving the recommendation of the local government, make a
 23 final decision on the subdivision.

24 (3) In delegating authority pursuant to this section,
 25 the department shall enter into an agreement with the local

1 government wherein the department shall agree to transfer
 2 not less than \$15 of the fee per parcel collected pursuant
 3 to 76-4-105 to the local government for the review of
 4 subdivisions containing five or fewer parcels.

5 (4) If the fee transfer described in subsection (3)
 6 does not cover all the local government's costs of
 7 subdivision review, the local government may establish and
 8 collect an additional fee to cover the remaining costs of
 9 review."

-End-

STATE OF MONTANA
FISCAL NOTE

REQUEST NO. FNN 294-85

Form BD-15

In compliance with a written request received February 2, 19 85, there is hereby submitted a Fiscal Note for H.B. 569 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.

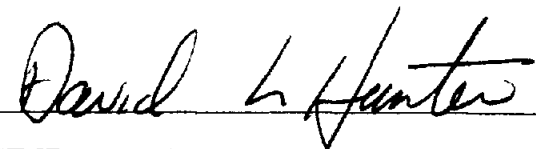
DESCRIPTION OF PROPOSED LEGISLATION:

House Bill 569 would allow local governments to establish and charge a fee for review of a minor subdivision.

FISCAL IMPACT:

No fiscal impact to the state.

Fiscal impact at the local level cannot be determined.



BUDGET DIRECTOR
Office of Budget and Program Planning

Date: Feb 5, 1985

HB 569

APPROVED BY COMM.
ON LOCAL GOVERNMENT

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2 INTRODUCED BY HANSEN
3

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5 (4) If the fee transfer described in subsection (3)
6 does not cover all the local government's costs of
7 subdivision review, the local government may establish and
8 collect an additional fee, NOT TO EXCEED \$15, to cover the
9 remaining costs of review."

-End-

