HOUSE BILL NO. 655

INTRODUCED BY PECK, BARDANOUVE, DONALDSON, WINSLOW, E. SMITH, VAN VALKENBURG, HAFFEY, REGAN

BY REQUEST OF THE LEGISLATIVE FINANCE COMMITTEE

IN THE HOUSE

February	4, 1985	Introduced and referred to Committee on State Administration.
February	15, 1985	Committee recommend bill do pass as amended. Report adopted.
February	16, 1985	Bill printed and placed on members' desks.
February	18, 1985	Second reading, do pass.
February	19, 1985	Considered correctly engrossed.
February	20, 1985	Third reading, passed.
		Transmitted to Senate.

IN THE SENATE

February 22, 1985

March 20, 1985

March 22, 1985

March 23, 1985

Administration. Committee recommend bill be

Introduced and referred to

concurred in. Report adopted.

Second reading, pass consideration.

Committee on State

Second reading, concurred in.

March 26, 1985

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Third reading, concurred in. Ayes, 49; Noes, 1.

Returned to House.

IN THE HOUSE

March 27, 1985

Received from Senate.

Sent to enrolling.

Reported correctly enrolled.

23

LC 1179/01

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24 <u>of these</u> fees, together with other moneys appropriated for
25 that purpose, shall be used for the purpose of defraying the

its employ a membership fee of \$1. These The appropriation

N Iontana Legislative Council

administrative expense of this chapter. <u>Any request for an</u>
 <u>increase of spending authority for administrative expenses</u>
 <u>requires a budget amendment and is subject to Title 17,</u>
 <u>chapter 7, part 4.</u>"

5 Section 2. Section 19-4-606, MCA, is amended to read: 6 "19-4-606. Expense fund. The expense fund is the fund 7 to which all moneys appropriated for the administrative 8 expenses of the retirement system shall be credited and from which the expenses of administration of the retirement 9 system shall be paid, exclusive of amounts payable as 10 11 retirement allowances or other benefits. The--retirement 12 board--shall--determine-annually-the-amount-required-for-the 13 expense-fund-to-defray-the--administrative--expense--in--the 14 ensuing--fiscal--year-and-shall-credit-such-an-amount-to-the 15 expense-fund-out--of--the--pension--accumulation--fund--from 16 interest--and--other--earnings-realized-on-the-moneys-of-the 17 retirement-system. Any request for an increase of spending 18 authority for administrative expenses requires a budget amendment and is subject to Title 17, chapter 7, part 4." 19 20 Section 3. Section 80-2-102, MCA, is amended to read: 21 "80-2-102. Agreements with United States secretary of 22 agriculture authorized. (1) The department shall enter into agreements with the secretary of agriculture of the United 23 24 States under section 2(f) of Public Law 499, 81st congress,

25 upon terms and conditions and for periods of time as are

-2- INTRODUCED BILL H8655

LC 1179/01

mutually agreeable, authorizing the secretary of agriculture 1 to accept, administer, spend, and use in the state all or 2 any part of the trust assets or any other funds of the state 3 4 which may be appropriated for carrying out the purposes of Titles I and II of the Bankhead-Jones Farm Tenant Act, in 5 accordance with the applicable provisions of Title IV 6 thereof, as amended, and do all things necessary to carry 7 out the agreements. 8

9 (2) The program must be administered with funds 10 appropriated for such purposes and any request for an 11 increase of spending authority for administering the program 12 requires a budget amendment and is subject to Title 17, 13 chapter 7, part 4.*

14 Section 4. Section 80-2-232, MCA, is amended to read: "80-2-232. State treasurer's duty -- warrants --15 transfers to county and state general fund. (1) The state 16 treasurer shall receive all moneys paid to him under this 17 part and shall place same to the credit of the expendable 18 19 trust fund. All moneys collected by the board shall be deposited in the expendable trust fund, and all losses shall 20 be paid from that fund. All other costs are administrative 21 expenses and shall be paid from the-board's-expendable-trust 22 23 fund: money appropriated for such purposes. Any request for an increase of spending authority for such administrative 24 25 expenses requires a budget amendment and is subject to Title

1 17, chapter 7, part 4.

(2) If registered warrants be are presented and there 2 be is no money to pay the same, such warrants shall be 3 registered and thereafter bear interest at the rate of 4% 4 per annum until called for payment by the state treasurer. 5 (2) (3) Upon warrants drawn by order of the board, the 6 7 state treasurer shall pay out of the board's expendable trust fund to the county treasurer of each county where 8 state hail insurance coverage is in force 2% of the gross 9 annual levies made and collected in such county under this 10 part for the use of the county as the board of county 11 12 commissioners may determine.

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13 (3)(4) Upon authorization from the board of hail 14 insurance, the state treasurer shall transfer out of the 15 board's expendable trust fund to the general fund of the 16 state of Montana 1.5% of the gross annual levies made and 17 collected in the state of Montana."

18 <u>NEW SECTION.</u> Section 5. Effective date. This act is
 19 effective July 1, 1985.

-End-

-4-

49th Legislature

HB 0655/02

APPROVED BY COMMITTEE ON STATE ADMINISTRATION

1	HOUSE BILL NO. 655
2	INTRODUCED BY PECK, BARDANOUVE,
3	DONALDSON, WINSLOW, E. SMITH,
4	VAN VALKENBURG, HAFFEY, KEYSER
5	BY REQUEST OF THE LEGISLATIVE FINANCE COMMITTEE
6	
7	A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE
8	APPROPRIATION OF ADMINISTRATIVE EXPENSES FOR THE PUBLIC
9	EMPLOYEES' RETIREMENT SYSTEM, TEACHERS' RETIREMENT SYSTEM,
10	BOARBOPHAILINSURANCE, AND THE RURAL REHABILITATION
11	PROGRAM; PROVIDING THAT INCREASES IN SUCH ADMINISTRATIVE
12	EXPENSES MUST BE APPROVED THROUGH THE BUDGET AMENDMENT
13	PROCESS; AMENDING SECTIONS 19-3-805, 19-4-606, AND 80-2-102,
14	AND-80-2-2327 MCA; AND PROVIDING AN EFFECTIVE DATE."
15	
16	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA;

17 Section 1. Section 19-3-805, MCA, is amended to read: 13 "19-3-805. Administrative expenses. (1)-The-expense-of administering--this--chapter;--exclusive--of-the-payments-of 20 retirement-allowances-and-other-benefits;-may-be--paid--from 21 the-fund;

(2) (2) In addition to the contributions elsewhere
provided in this chapter, on January 1 of each year each
employer shall contribute on behalf of each member then in
its employ a membership fee of \$1. These The appropriation

OMMITTEE NISTRATION

1	of these fees, together with other moneys appropriated for
2	that purpose, shall be used for the purpose of defraying the
	•••
3	administrative expense of this chapter. Any request for an
4	increase of spending authority for administrative expenses
5	requires a budget amendment and is subject to Title 17,
6	chapter 7, part 4."
7	Section 2. Section 19-4-606, MCA, is amended to read:
8	"19-4-606. Expense fund. The expense fund is the fund
9	to which all moneys appropriated for the administrative
10	expenses of the retirement system shall be credited and from
11	which the expenses of administration of the retirement
12	system shall be paid, exclusive of amounts payable as
13	retirement allowances or other benefits. Theretirement
14	boardshalldetermine-annually-the-amount-required-for-the
15	expense-fund-to-defray-theadministrativeexpenseinthe
16	ensuingfiscalyear-and-shall-credit-such-an-amount-to-the
17	expense-fund-outofthepensionaccumulationfundfrom
18	interestandotherearnings-realized-on-the-moneys-of-the
19	retirement-system. Any request for an increase of spending
20	authority for administrative expenses requires a budget
21	amendment and is subject to Title 17, chapter 7, part 4."
22	Section 3. Section $80-2-102$, MCA, is amended to read:
23	"80-2-102. Agreements with United States secretary of
24	agriculture authorized. (1) The department shall enter into
25	agreements with the secretary of agriculture of the United
	SECOND READING



HB 655

States under section 2(f) of Public Law 499, 81st congress, 1 upon terms and conditions and for periods of time as are 2 mutually agreeable, authorizing the secretary of agriculture 3 to accept, administer, spend, and use in the state all or 4 any part of the trust assets or any other funds of the state 5 which may be appropriated for carrying out the purposes of б Titles I and II of the Bankhead-Jones Farm Tenant Act, in 7 accordance with the applicable provisions of Title IV 8 thereof, as amended, and do all things necessary to carry 9 10 out the agreements.

11 (2) The program must be administered with funds 12 appropriated for such purposes and any request for an 13 increase of spending authority for administering the program 14 requires a budget amendment and is subject to Title 17, 15 chapter 7, part 4."

Section-4---Section--80-2-232;-MCA;-is-amended-to-read+ 16 17 "80-2-232---State--treasurer's--duty-----warrants----transfers--to--county-and-state-general-fund---(1)-The-state 18 treasurer-shall-receive-all-moneys-paid-to--him--under--this 19 part--and--shall--place-same-to-the-credit-of-the-expendable 20 trust--fund--All-moneys-collected--by--the--board--shall--be 21 22 deposited-in-the-expendable-trust-fundy-and-all-losses-shall 23 be--paid--from-that-fund:-All-other-costs-are-administrative expenses-and-shall-be-paid-from-the-board-s-expendable-trust 24 fund: money-appropriated-for-such-purposes:-Any-request--for 25

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1	anincreaseofspending-authority-for-such-administrative
2	expenses-requires-a-budget-amendment-and-is-subject-to-Fitle
3	±77-chapter-77-part-47
4	<u>{2}</u>
5	be <u>is</u> nomoneytopaythe-same;-such-warrants-shall-be
б	registered-and-thereafter-bear-interest-at-therateof4%
7	perannumuntil-called-for-payment-by-the-state-treasurer.
8	(2)<u>(3)</u>Upon-warrants-drawn-by-order-of-the-board₇the
9	statetreasurershallpayoutof-the-board's-expendable
10	trust-fund-to-the-countytreasurerofeachcountywhere
11	statehailinsurancecoverage-is-in-force-2%-of-the-gress
12	annual-tevies-made-and-collected-in-such-countyunderthis
13	partfortheuseofthecountyas-the-board-of-county
14	commissioners-may-determine.
15	(3)<u>(4)</u>Uponauthorizationfromtheboardofhail
16	insurance;thestatetreasurershall-transfer-out-of-the
17	board-s-expendable-trust-fund-to-thegeneralfundofthe
18	stateofMontana1-5%-of-the-gross-annual-levies-made-and
19	collected-in-the-state-of-Montana-"
20	NEW SECTION. Section 4, Effective date. This act is
21	effective July 1, 1985.

-End-

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HB 655

 1
 HOUSE BILL NO. 655

 2
 INTRODUCED BY PECK, BARDANOUVE,

 3
 DONALDSON, WINSLOW, E. SMITH,

 4
 VAN VALKENBURG, HAPFEY, KEYSER

 5
 BY REQUEST OF THE LEGISLATIVE PINANCE COMMITTEE

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16 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 17 Section 1. Section 19-3-805, MCA, is amended to read: 18 "19-3-805. Administrative expenses. (1)-The-expense-of administering--this--chapter;--exclusive--of-the-payments-of 20 retirement-allowances-and-other-benefits;-may-be--paid--from 21 the-fund;

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provided in this chapter, on January 1 of each year each
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its employ a membership fee of \$1. These <u>The appropriation</u>

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<u>of these</u> fees, together with other moneys appropriated for that purpose, shall be used for the purpose of defraying the administrative expense of this chapter. <u>Any request for an</u> <u>increase of spending authority for administrative expenses</u> <u>requires a budget amendment and is subject to Title 17,</u> chapter 7, part 4."

Section 2. Section: 19-4-606, MCA, is amended to read: 7 *19-4-606. Expense fund. The expense fund is the fund R to which all moneys appropriated for the administrative 9 expenses of the retirement system shall be credited and from 10 which the expenses of administration of the retirement 11 system shall be paid, exclusive of amounts payable as 12 retirement allowances or other benefits. The--retirement 13 board--shald--determine-annually-the-amount-required-for-the 14 15 expense-fund-to-defray-the--administrative--expense--in--the ensuing--fiscal--year-and-shall-credit-such-an-amount-to-the 16 17 expense-fund-out--of--the--pension--accumulation--fund--from 18 interest--and--other--carnings-realized-on-the-moneys-of-the 19 retirement-system. Any request for an increase of spending authority for administrative expenses requires a budget 20 amendment and is subject to Title 17, chapter 7, part 4." 21 Section 3. Section 80-2-102, MCA, is amended to read: 22 23 *80-2-102. Agreements with United States secretary of

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 THIRD READING

-2-

HB 655

HB 655

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15 +3++4+--Upon--authorization--from--the--board--of--hait 16 insurance; -- the -- state -- treasurer -- shall - transfer - out-of-the 17 board-a-expendable-trust-fund-to-the--general--fund--of--the state--of--Montana--1:5%-of-the-gross-annual-levies-made-and 18 collected-in-the-state-of-Montana-" 19

20 NEW SECTION. Section 4. Effective date. This act is effective July 1, 1985. 21

-End-

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HB 655

HB 0655/02

-3-

HOUSE BILL NO. 655 1 2 INTRODUCED BY PECK, BARDANOUVE, 3 DONALDSON, WINSLOW, E. SMITH, 4 VAN VALKENBURG, HAFFEY, KEYSER 5 BY REQUEST OF THE LEGISLATIVE FINANCE COMMITTEE 6 A BILL FOR AN ACT ENTITLED: 7 "AN ACT REQUIRING THE APPROPRIATION OF ADMINISTRATIVE EXPENSES FOR THE PUBLIC 8 9 EMPLOYEES' RETIREMENT SYSTEM, TEACHERS' RETIREMENT SYSTEM. 10 BOARD--OF--HAIL--INSURANCE, AND THE RURAL REHABILITATION PROGRAM: PROVIDING THAT INCREASES IN SUCH ADMINISTRATIVE 11 12 EXPENSES MUST BE APPROVED THROUGH THE BUDGET AMENDMENT 13 PROCESS: AMENDING SECTIONS 19-3-805, 19-4-606, AND 80-2-102, 14 AND-80-2-2327 MCA; AND PROVIDING AN EFFECTIVE DATE." 15 16 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 17 Section 1. Section 19-3-805, MCA, is amended to read: 18 "19-3-805. Administrative expenses. (1)-The-expense-of 19 administering--this--chapter,--exclusive--of-the-payments-of 20 retirement-allowances-and-other-benefits;-may-be--paid--from 21 the-fund-+2+ In addition to the contributions elsewhere 22

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REFERENCE BILL

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HB 655

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13	partfortheuseofthecountyas-the-board-of-county
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16	insurance;thestatetreasurershall-transfer-out-of-the
17	board+s-expendable-trust-fund-to-thegeneralfundofthe
18	stateofMontana1+5%-of-the-gross-annual-levies-made-and
19	collected-in-the-state-of-Montana."
20	NEW SECTION. Section 4. Effective date. This act is
21	effective July 1, 1985.

-End-

-4-

HB 655