

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	Introduced and referred to Committee on State Administration.
March 20, 1985	Committee recommend bill be concurrent in. Report adopted.
March 22, 1985	Second reading, pass consideration.
March 23, 1985	Second reading, concurred in.

March 26, 1985

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.

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HOUSE BILL NO. 655

INTRODUCED BY Jack Baudano Winkler
BY REQUEST OF THE LEGISLATIVE FINANCE COMMITTEE E. Smith
Van Valkenburg Hoffy

A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE APPROPRIATION OF ADMINISTRATIVE EXPENSES FOR THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM, TEACHERS' RETIREMENT SYSTEM, BOARD OF HAIL INSURANCE, AND THE RURAL REHABILITATION PROGRAM; PROVIDING THAT INCREASES IN SUCH ADMINISTRATIVE EXPENSES MUST BE APPROVED THROUGH THE BUDGET AMENDMENT PROCESS; AMENDING SECTIONS 19-3-805, 19-4-606, 80-2-102, AND 80-2-232, MCA; AND PROVIDING AN EFFECTIVE DATE."

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

Section 1. Section 19-3-805, MCA, is amended to read:

"19-3-805. Administrative expenses. ~~{1} The expense of administering this chapter, exclusive of the payments of retirement allowances and other benefits, may be paid from the fund.~~

{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. The appropriation of these fees, together with other moneys appropriated for that purpose, shall be used for the purpose of defraying the

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

Section 2. Section 19-4-606, MCA, is amended to read:

"19-4-606. Expense fund. The expense fund is the fund to which all moneys appropriated for the administrative expenses of the retirement system shall be credited and from which the expenses of administration of the retirement system shall be paid, exclusive of amounts payable as retirement allowances or other benefits. ~~The retirement board shall determine annually the amount required for the expense fund to defray the administrative expense in the ensuing fiscal year and shall credit such an amount to the expense fund out of the pension accumulation fund from interest and other earnings realized on the moneys of the retirement system.~~ Any request for an increase of spending authority for administrative expenses requires a budget amendment and is subject to Title 17, chapter 7, part 4."

Section 3. Section 80-2-102, MCA, is amended to read:

"80-2-102. Agreements with United States secretary of agriculture authorized. (1) The department shall enter into agreements with the secretary of agriculture of the United States under section 2(f) of Public Law 499, 81st congress, upon terms and conditions and for periods of time as are



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

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

1 17, chapter 7, part 4.

2 (2) If registered warrants be are presented and there
 3 be is no money to pay the same, such warrants shall be
 4 registered and thereafter bear interest at the rate of 4%
 5 per annum until called for payment by the state treasurer.

6 ~~(2)~~(3) Upon warrants drawn by order of the board, the
 7 state treasurer shall pay out of the board's expendable
 8 trust fund to the county treasurer of each county where
 9 state hail insurance coverage is in force 2% of the gross
 10 annual levies made and collected in such county under this
 11 part for the use of the county as the board of county
 12 commissioners may determine.

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 NEW SECTION. Section 5. Effective date. This act is
 19 effective July 1, 1985.

-End-

APPROVED BY COMMITTEE
ON STATE ADMINISTRATION

HOUSE BILL NO. 655

INTRODUCED BY PECK, BARDANOUE,

DONALDSON, WINSLOW, E. SMITH,

VAN VALKENBURG, HAFPEY, KEYSER

BY REQUEST OF THE LEGISLATIVE FINANCE COMMITTEE

A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE APPROPRIATION OF ADMINISTRATIVE EXPENSES FOR THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM, TEACHERS' RETIREMENT SYSTEM, BOARDS--OP--HAIR--INSURANCE, AND THE RURAL REHABILITATION PROGRAM; PROVIDING THAT INCREASES IN SUCH ADMINISTRATIVE EXPENSES MUST BE APPROVED THROUGH THE BUDGET AMENDMENT PROCESS; AMENDING SECTIONS 19-3-805, 19-4-606, AND 80-2-102, AND 80-2-232, MCA; AND PROVIDING AN EFFECTIVE DATE."

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

Section 1. Section 19-3-805, MCA, is amended to read:

"19-3-805. Administrative expenses. ~~{}~~The expense of administering this chapter, exclusive of the payments of retirement allowances and other benefits, may be paid from the fund.

~~{}~~ 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

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

Section 2. Section 19-4-606, MCA, is amended to read:

"19-4-606. Expense fund. The expense fund is the fund to which all moneys appropriated for the administrative expenses of the retirement system shall be credited and from which the expenses of administration of the retirement system shall be paid, exclusive of amounts payable as retirement allowances or other benefits. ~~The retirement board shall determine annually the amount required for the expense fund to defray the administrative expense in the ensuing fiscal year and shall credit such an amount to the expense fund out of the pension accumulation fund from interest and other earnings realized on the moneys of the retirement system.~~ Any request for an increase of spending authority for administrative expenses requires a budget amendment and is subject to Title 17, chapter 7, part 4."

Section 3. Section 80-2-102, MCA, is amended to read:

"80-2-102. Agreements with United States secretary of agriculture authorized. (1) The department shall enter into agreements with the secretary of agriculture of the United

SECOND READING

HB 655

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

16 Section 4. Section 80-2-232, MCA, is amended to read:

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

1 ~~an increase of spending authority for such administrative~~
 2 ~~expenses requires a budget amendment and is subject to Title~~
 3 ~~17, chapter 7, part 4.~~

4 ~~(2) If registered warrants be are presented and there~~
 5 ~~be is no money to pay the same, such warrants shall be~~
 6 ~~registered and thereafter bear interest at the rate of 4%~~
 7 ~~per annum until called for payment by the state treasurer.~~

8 ~~(2)(3) Upon warrants drawn by order of the board, the~~
 9 ~~state treasurer shall pay out of the board's expendable~~
 10 ~~trust fund to the county treasurer of each county where~~
 11 ~~state hail insurance coverage is in force 2% of the gross~~
 12 ~~annual levies made and collected in such county under this~~
 13 ~~part for the use of the county as the board of county~~
 14 ~~commissioners may determine.~~

15 ~~(3)(4) Upon authorization from the board of hail~~
 16 ~~insurance, the state treasurer shall transfer out of the~~
 17 ~~board's expendable trust fund to the general fund of the~~
 18 ~~state of Montana 1.5% 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-

1 HOUSE BILL NO. 655

2 INTRODUCED BY PECK, BARDANOUVE,

3 DONALDSON, WINSLOW, E. SMITH,

4 VAN VALKENBURG, HAFPEY, 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 BOARD--OF--HAIB--INSURANCE, 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 80-2-232, MCA; AND PROVIDING AN EFFECTIVE DATE."

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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:

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19 administering this chapter, exclusive of the payments of
20 retirement allowances and other benefits, may be paid from
21 the fund.

22 {2} In addition to the contributions elsewhere
23 provided in this chapter, on January 1 of each year each
24 employer shall contribute on behalf of each member then in
25 its employ a membership fee of \$1. These The appropriation

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
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24 agriculture authorized. {1} The department shall enter into
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THIRD READING
HB 655

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 3 mutually agreeable, authorizing the secretary of agriculture
 4 to accept, administer, spend, and use in the state all or
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 6 which may be appropriated for carrying out the purposes of
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 16 ~~insurance, the state treasurer shall transfer out of the~~
 17 ~~board's expendable trust fund to the general fund of the~~
 18 ~~state of Montana 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-