

HOUSE BILL NO. 775  
INTRODUCED BY HARP  
BY REQUEST OF THE STATE AUDITOR

IN THE HOUSE

February 11, 1985	Introduced and referred to Committee on State Administration.
February 20, 1985	Committee recommend bill do pass. Report adopted.  Bill printed and placed on members' desks.
February 22, 1985	Second reading, do pass.  Considered correctly engrossed.
February 23, 1985	Third reading, passed.  Transmitted to Senate.

IN THE SENATE

March 4, 1985	Introduced and referred to Committee on State Administration.
March 25, 1985	Committee recommend bill be concurrred in as amended. Report adopted.
March 28, 1985	Second reading, concurred in.
March 30, 1985	Third reading, concurred in. Ayes, 45; Noes, 4.  Returned to House with amendments.

IN THE HOUSE

March 30, 1985	Received from Senate.
April 8, 1985	Second reading, amendments not concurred in.  On motion, Conference Committee requested.
April 9, 1985	Conference Committee appointed.
April 19, 1985	Conference Committee dissolved.  On motion, Free Conference Committee requested and appointed.
April 23, 1985	Free Conference Committee reported.  On motion, rules suspended and bill placed on second reading this day.  Second reading, Free Conference Committee report adopted.
April 24, 1985	Third reading, Free Conference Committee report adopted.  Free Conference Committee report adopted by Senate.  Sent to enrolling.  Reported correctly enrolled.

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5    A BILL FOR AN ACT ENTITLED: "AN ACT CLARIFYING THE  
 6    DISTRIBUTION PROCEDURE FOR FOREST RESERVE MONEY; PROVIDING  
 7    THAT DISTRIBUTION TO THE COUNTIES NEED NOT BE MADE UNTIL THE  
 8    STATE TREASURER RECEIVES FULL PAYMENT OF FEDERAL FOREST  
 9    RESERVE FUNDS; AMENDING SECTION 17-3-211, MCA; AND PROVIDING  
 10   AN EFFECTIVE DATE."  
 11

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

13        Section 1. Section 17-3-211, MCA, is amended to read:  
 14        "17-3-211. Forest reserve money. The state treasurer,  
 15    for the purpose of carrying out the provisions of ~~an act of~~  
 16    ~~congress of May 23, 1908, 35 United States Statutes at~~  
 17    ~~large, p. 260~~ 16 U.S.C. 500, and all acts subsequent  
 18    thereto, shall divide and distribute all forest reserve  
 19    moneys received by the state thereunder to and among the  
 20    several counties entitled thereto and pay the same to the  
 21    several county treasurers of such counties within 30 days  
 22    after receiving full payment of the same, as directed by the  
 23    state auditor."

24        NEW SECTION. Section 2. Effective date. This act is  
 25    effective July 1, 1985.

-End-



INTRODUCED BILL  
 HB 775

APPROVED BY COMMITTEE  
ON STATE ADMINISTRATION

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16    congress of May 23, 1908, 35 United States Statutes at  
17    large, page 260 16 U.S.C. 500, and all acts subsequent  
18    thereto, shall divide and distribute all forest reserve  
19    moneys received by the state thereunder to and among the  
20    several counties entitled thereto and pay the same to the  
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22    after receiving full payment of the same, as directed by the  
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SECOND READING  
**HB 775**

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 16    ~~Congress of May 23, 1907, 35 United States Statutes at~~  
 17    ~~Large, p. 266~~ 16 U.S.C. 500, and all acts subsequent  
 18    thereto, shall divide and distribute all forest reserve  
 19    moneys received by the state thereunder to and among the  
 20    several counties entitled thereto and pay the same to the  
 21    several county treasurers of such counties within 30 days  
 22    after receiving full payment of the same, as directed by the  
 23    state auditor."

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-End-



THIRD READING  
 HB 775

# STANDING COMMITTEE REPORT

## SENATE

March 25, 1985

MR. PRESIDENT

We, your committee on STATE ADMINISTRATION

having had under consideration HOUSE BILL No. 775

third reading copy ( blue )  
color

(Senator Mohar)

CLARIFY DISTRIBUTION OF FOREST RESERVE MONEY BY THE STATE TREASURER

Respectfully report as follows: That HOUSE BILL No. 775

be amended as follows:

1. Title, line 9.

Following: "FUNDS"

Insert: "AND REQUIRING PAYMENT OF INTEREST THEREON"

Following: "17-3-211"

Insert: "AND 17-3-212"

2. Page 1, line 19.

Following: "thereunder"

Insert: ", plus interest figured at the previous year's annualized yield on the state's short term investment pool,"

3. Page 1, line 24.

Following: line 23

Insert: "Section 2. Section 17-3-212, MCA, is amended to read:

"17-3-212. Apportionment of forest reserve funds among counties. The state auditor shall apportion said forest reserve funds between the several counties as follows: all funds received from each forest reserve shall be apportioned between the counties in which such forest reserve is situated in proportion to the acreage of such forest reserve in each county, and the state treasurer shall pay the several amounts so apportioned plus interest thereon, as provided in 17-3-211, to the respective counties."

Renumber: subsequent section

*Jo*  
AND AS AMENDED

BE CONCURRED IN

~~XXXXXX~~

~~XXXXXXXXXX~~

*Jack Haffey*

Chairman.

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7 THAT DISTRIBUTION TO THE COUNTIES NEED NOT BE MADE UNTIL THE  
8 STATE TREASURER RECEIVES FULL PAYMENT OF FEDERAL FOREST  
9 RESERVE FUNDS AND REQUIRING PAYMENT OF INTEREST THEREON;  
10 AMENDING SECTION SECTIONS 17-3-211 AND 17-3-212, MCA; AND  
11 PROVIDING AN EFFECTIVE DATE."

12  
13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

14 Section 1. Section 17-3-211, MCA, is amended to read:

15 "17-3-211. Forest reserve money. The state treasurer,  
16 for the purpose of carrying out the provisions of ~~an act of~~  
17 ~~congress of May 23, 1908, 35 United States Statutes at~~  
18 ~~large, page 260~~ 16 U.S.C. 500, and all acts subsequent  
19 thereto, shall divide and distribute all forest reserve  
20 moneys received by the state thereunder, PLUS INTEREST  
21 FIGURED AT THE PREVIOUS YEAR'S ANNUALIZED YIELD ON THE  
22 STATE'S SHORT-TERM INVESTMENT POOL, to and among the several  
23 counties entitled thereto and pay the same to the several  
24 county treasurers of such counties within 30 days after  
25 receiving full payment of the same, as directed by the state

1 auditor."

2 SECTION 2. SECTION 17-3-212, MCA, IS AMENDED TO READ:

3 "17-3-212. Apportionment of forest reserve funds among  
4 counties. The state auditor shall apportion said forest  
5 reserve funds between the several counties as follows: all  
6 funds received from each forest reserve shall be apportioned  
7 between the counties in which such forest reserve is  
8 situated in proportion to the acreage of such forest reserve  
9 in each county, and the state treasurer shall pay the  
10 several amounts so apportioned plus interest thereon, as  
11 provided in 17-3-211, to the respective counties."

12 NEW SECTION. Section 3. Effective date. This act is  
13 effective July 1, 1985.

-End-

# CONFERENCE COMMITTEE REPORT

Report No. ....1.....

.....April 22 19 85.....

MR. SPEAKER

We, your \_\_\_\_\_ FREE \_\_\_\_\_ Conference Committee on  
 \_\_\_\_\_ House Bill 775, reference copy (salmon),  
 met and considered \_\_\_\_\_ House Bill 775 in its entirety.

We recommend as follows:

1. Page 1, line 15.  
 Following: "money."  
 Insert: "(1)"
2. Page 1, lines 21 and 22.  
 Strike: line 21 in its entirety through "POOL" on  
 line 22.  
 Insert: "earned"
3. Page 2, following line 1.  
 Insert: "(2) The forest reserve money shall be  
 invested and all investment earnings credited to the forest  
 reserve account."

And that this Conference Committee report be adopted.

FOR THE SENATE

John Mohan  
 MOHAR, CHM.

CONOVER  
Evelyn M. Harding  
 HARDING

ADOPT REJECT

FOR THE HOUSE

Ray Harbin  
 HARBIN

John Harbin  
 HARP  
Mary Lou Peterson  
 PETERSON

Bob Ream  
 REAM

KMK



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 9 RESERVE FUNDS AND REQUIRING PAYMENT OF INTEREST THEREON;  
 10 AMENDING SECTION SECTIONS 17-3-211 AND 17-3-212, MCA; AND  
 11 PROVIDING AN EFFECTIVE DATE."  
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 13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
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 16 treasurer, for the purpose of carrying out the provisions of  
 17 ~~an act of congress of May 23, 1907, 35 United States~~  
 18 ~~Statutes at Large, p. 260~~ 16 U.S.C. 500, and all acts  
 19 subsequent thereto, shall divide and distribute all forest  
 20 reserve moneys received by the state thereunder, PLUS  
 21 INTEREST FIGURED AT THE PREVIOUS YEAR'S ANNUALIZED YIELD ON  
 22 THE STATE'S SHORT-TERM INVESTMENT POOL EARNED, to and among  
 23 the several counties entitled thereto and pay the same to  
 24 the several county treasurers of such counties within 30  
 25 days after receiving full payment of the same, as directed

1 by the state auditor.  
 2 (2) THE FOREST RESERVE MONEY SHALL BE INVESTED AND ALL  
 3 INVESTMENT EARNINGS CREDITED TO THE FOREST RESERVE ACCOUNT."  
 4 SECTION 2. SECTION 17-3-212, MCA, IS AMENDED TO READ:  
 5 "17-3-212. Apportionment of forest reserve funds among  
 6 counties. The state auditor shall apportion said forest  
 7 reserve funds between the several counties as follows: all  
 8 funds received from each forest reserve shall be apportioned  
 9 between the counties in which such forest reserve is  
 10 situated in proportion to the acreage of such forest reserve  
 11 in each county, and the state treasurer shall pay the  
 12 several amounts so apportioned plus interest thereon, as  
 13 provided in 17-3-211, to the respective counties."  
 14 NEW SECTION. Section 3. Effective date. This act is  
 15 effective July 1, 1985.

-End-

