

HOUSE BILL NO. 884  
INTRODUCED BY DRISCOLL  
BY REQUEST OF THE HOUSE TAXATION COMMITTEE

IN THE HOUSE

February 19, 1985	Introduced and referred to Committee on Taxation.
February 23, 1985	Committee recommend bill do pass as amended. Report adopted.
February 25, 1985	Bill printed and placed on members' desks.
February 26, 1985	Second reading, do pass. Considered correctly engrossed.
February 27, 1985	Third reading, passed. Transmitted to Senate.

IN THE SENATE

March 5, 1985	Introduced and referred to Committee on Taxation.
March 27, 1985	Committee recommend bill be concurred in. Report adopted.
March 29, 1985	Second reading, concurred in.
April 1, 1985	Third reading, concurred in. Ayes, 42; Noes, 5. Returned to House.

IN THE HOUSE

April 2, 1985

Received from Senate.

Sent to enrolling.

Reported correctly enrolled.

1                    HOUSE BILL NO. 884  
 2 INTRODUCTION BY D. Smith  
 3 BY REQUEST OF THE HOUSE TAXATION COMMITTEE  
 4  
 5 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING FOR  
 6 CONSULTATION BETWEEN THE SPONSOR OF A BILL FOR WHICH A  
 7 FISCAL NOTE HAS BEEN PREPARED AND THE BUDGET DIRECTOR PRIOR  
 8 TO DISTRIBUTION OF A FISCAL NOTE; PROVIDING FOR A SPONSOR'S  
 9 FISCAL NOTE; AMENDING SECTION 5-4-204, MCA; AND PROVIDING AN  
 10 IMMEDIATE EFFECTIVE DATE."

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

13            Section 1. Section 5-4-204, MCA, is amended to read:  
 14            "5-4-204. Submission of fiscal note -- sponsor's  
 15 fiscal note -- distribution to legislators. (1) A completed  
 16 fiscal note shall be submitted by the budget director to the  
 17 presiding officer who requested it, who Upon receipt of the  
 18 completed fiscal note, the presiding officer shall notify  
 19 the sponsor of the bill for which the fiscal note was  
 20 prepared that the fiscal note has been completed and is  
 21 available for review. Within 24 hours following  
 22 notification, the sponsor must:

- 23            (a) approve the completed fiscal note;  
 24            (b) request additional time to consult with the budget  
 25 director on the fiscal note; or

1            (c) elect to prepare a sponsor's fiscal note as  
 2 provided in subsection (4).

3            (2) (a) If the sponsor approves the completed fiscal  
 4 note prepared by the budget director or elects to prepare a  
 5 sponsor's fiscal note, the presiding officer shall refer it  
 6 the completed fiscal note prepared by the budget director to  
 7 the committee considering the bill. If the bill is printed,  
 8 the note shall be reproduced and placed on the members'  
 9 desks.

10            (b) If the sponsor requests additional time to consult  
 11 with the budget director, the presiding officer shall  
 12 specify a time by which:

13            (i) the budget director shall submit a revised  
 14 completed fiscal note to the presiding officer;

15            (ii) the sponsor shall approve the original completed  
 16 fiscal note; or

17            (iii) the sponsor shall elect to prepare a sponsor's  
 18 fiscal note as provided in subsection (4).

19            (3) At the time specified as provided in subsection  
 20 (2)(b), the presiding officer shall refer the original or,  
 21 if revised, the revised fiscal note to the committee  
 22 considering the bill. If the bill is printed, the note shall  
 23 be reproduced and placed on the members' desks.

24            (4) (a) If a sponsor elects to prepare a sponsor's  
 25 fiscal note, he shall prepare the fiscal note as provided in

1 5-4-205 and return the completed sponsor's fiscal note to  
2 the presiding officer within 4 days of his election to  
3 prepare a sponsor's fiscal note.

4 (b) The presiding officer may grant additional time to  
5 the sponsor to prepare the sponsor's fiscal note.

6 (c) Upon receipt of the completed sponsor's fiscal  
7 note, the presiding officer shall refer it to the committee  
8 hearing the bill. If the bill is printed, the note must be  
9 identified as a sponsor's fiscal note, reproduced, and  
10 placed on the members' desks."

11 NEW SECTION. Section 2. Effective date. This act is  
12 effective on passage and approval.

-End-

APPROVED BY COMMITTEE  
ON TAXATION

HOUSE BILL NO. 884

INTRODUCED BY DRISCOLL

BY REQUEST OF THE HOUSE TAXATION COMMITTEE

A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING FOR CONSULTATION BETWEEN THE SPONSOR OF A BILL FOR WHICH A FISCAL NOTE HAS BEEN PREPARED AND THE BUDGET DIRECTOR PRIOR TO DISTRIBUTION OF A FISCAL NOTE; PROVIDING FOR A SPONSOR'S FISCAL NOTE; AMENDING SECTION 5-4-204, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

Section 1. Section 5-4-204, MCA, is amended to read:

"5-4-204. Submission of fiscal note -- sponsor's fiscal note -- distribution to legislators. (1) A completed fiscal note shall be submitted by the budget director to the presiding officer who requested it, who Upon receipt of the completed fiscal note, the presiding officer shall notify the sponsor of the bill for which the fiscal note was prepared that the fiscal note has been completed and is available for review. Within 24 hours following notification, the sponsor must:

(a) approve NOTIFY THE PRESIDING OFFICER THAT HE CONCURS WITH the completed fiscal note;

(b) request additional time, NOT TO EXCEED 24 HOURS,

to consult with the budget director on the fiscal note; or  
(c) elect to prepare a sponsor's fiscal note as provided in subsection (4).

(2) (a) If the sponsor approves CONCURS WITH the completed fiscal note prepared by the budget director or elects to prepare a sponsor's fiscal note, the presiding officer shall refer it the completed fiscal note prepared by the budget director to the committee considering the bill. If the bill is printed, the note shall be reproduced and placed on the members' desks.

(b) If the sponsor requests additional time to consult with the budget director, the presiding officer shall specify-a-time NOTIFY THE SPONSOR AND THE BUDGET DIRECTOR OF THE TIME, NOT TO EXTEND BEYOND THE TIME LIMITATION SPECIFIED IN SUBSECTION (1)(B), by which:

(i) the budget director shall submit a revised completed fiscal note to the presiding officer;

(ii) the sponsor shall approve NOTIFY THE PRESIDING OFFICER THAT HE CONCURS WITH the original completed fiscal note; or

(iii) the sponsor shall elect to prepare a sponsor's fiscal note as provided in subsection (4).

(3) At the time specified as provided in subsection (2)(b), the presiding officer shall refer the original or, if revised, the revised fiscal note to the committee

1 considering the bill. If the bill is printed, the note shall  
2 be reproduced and placed on the members' desks.

3 (4) (a) If a sponsor elects to prepare a sponsor's  
4 fiscal note, he shall prepare the fiscal note as provided in  
5 5-4-205 and return the completed sponsor's fiscal note to  
6 the presiding officer within 4 days of his election to  
7 prepare a sponsor's fiscal note.

8 (b) The presiding officer may grant additional time to  
9 the sponsor to prepare the sponsor's fiscal note.

10 (c) Upon receipt of the completed sponsor's fiscal  
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23 (a) approve NOTIFY THE PRESIDING OFFICER THAT HE  
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25 (b) request additional time, NOT TO EXCEED 24 HOURS,

1 to consult with the budget director on the fiscal note; or  
2 (c) elect to prepare a sponsor's fiscal note as  
3 provided in subsection (4).

4 (2) (a) If the sponsor approves CONCURS WITH the  
5 completed fiscal note prepared by the budget director or  
6 elects to prepare a sponsor's fiscal note, the presiding  
7 officer shall refer it the completed fiscal note prepared by  
8 the budget director to the committee considering the bill.  
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REFERENCE BILL

HB 884

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