

HOUSE BILL NO. 942

INTRODUCED BY WINSLOW

IN THE HOUSE

March 23, 1985	Introduced and referred to Committee on Appropriations. Fiscal Note requested.
March 28, 1985	Fiscal Note returned.
April 1, 1985	Committee recommend bill do pass as amended. Report adopted. Bill printed and placed on members' desks. Second reading, do pass. Third reading, passed. Transmitted to Senate.

IN THE SENATE

April 3, 1985	Introduced and referred to Committee on Finance and Claims.
April 19, 1985	Committee recommend bill be concurrent in as amended. Report adopted.
April 22, 1985	Second reading, concurred in.
April 23, 1985	Third reading, concurred in. Ayes, 47; Noes, 2. Returned to House with amendments.

IN THE HOUSE

April 23, 1985

Received from Senate.

Second reading, amendments
concurrent in.

Third reading, amendments
concurrent in.

Sent to enrolling.

Reported correctly enrolled.

1 HOUSE BILL NO. 942
2 INTRODUCED BY Alaska

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE BIENNIAL
5 APPROPRIATIONS FROM THE RESOURCE INDEMNITY TRUST FUND TO
6 IMPLEMENT CERTAIN HAZARDOUS WASTE LAWS; AMENDING SECTION
7 15-38-202, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

10 Section 1. Section 15-38-202, MCA, is amended to read:

11 "15-38-202. Investment of resource indemnity trust
12 fund -- expenditure -- minimum balance. (1) All moneys paid
13 into the resource indemnity trust fund shall be invested at
14 the discretion of the board of investments. All the net
15 earnings accruing to the resource indemnity trust fund shall
16 annually be added thereto until it has reached the sum of
17 \$10 million. Thereafter, only the net earnings may be
18 appropriated and expended until the fund reaches \$100
19 million. Thereafter, all net earnings and all receipts shall
20 be appropriated by the legislature and expended, provided
21 that the balance in the fund may never be less than \$100
22 million.

23 (2) Beginning in fiscal year 1982, provided the amount
24 in the resource indemnity trust fund is greater than \$10
25 million, 30% of the interest income of the resource

1 indemnity trust fund must be allocated to the water
2 development state special revenue account created by
3 85-1-604.

4 (3) Beginning in fiscal year 1986, 6% of the interest
5 income of the resource indemnity trust fund must be
6 allocated to the department of health and environmental
7 sciences to be used to implement the Montana Hazardous Waste
8 Act and the federal Comprehensive Environmental Response,
9 Compensation, and Liability Act of 1980 in accordance with
10 Title 75, chapter 10, part 6. ~~Any funds remaining unexpended~~
11 ~~at the end of each fiscal year will revert to the resource~~
12 ~~indemnity trust interest account.~~ The allocation in this
13 subsection must be appropriated for each full biennium as
14 necessary to obtain matching federal funds for the
15 biennium."

16 NEW SECTION. Section 2. Effective date. This act is
17 effective on passage and approval.

-End-



STATE OF MONTANA
FISCAL NOTE

REQUEST NO. FNN 520-85

Form BD-15

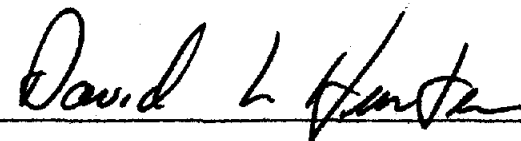
In compliance with a written request received March 23, 19 85, there is hereby submitted a Fiscal Note for House Bill 942 pursuant to Title 5, Chapter 4, Part 2 of the Montana Code Annotated (MCA). Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

DESCRIPTION OF PROPOSED LEGISLATION:

House Bill 942 will make the allocation of Resource Indemnity Trust Fund as a biennium appropriation to allow matching for federal Super Fund monies.

FISCAL IMPACT:

No impact.



BUDGET DIRECTOR
Office of Budget and Program Planning

Date: March 28, 1985

HB 942

APPROVED BY COMMITTEE
ON APPROPRIATIONS

1 HOUSE BILL NO. 942
2 INTRODUCED BY WINSLOW
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE--BIENNIAL
5 APPROPRIATIONS--FROM DELETE THE REQUIREMENT THAT REMAINING
6 FUNDS REVERT TO THE RESOURCE INDEMNITY TRUST FUND ~~TO~~
7 IMPLEMENT--CERTAIN--HAZARDOUS--WASTE LAWS AT FISCAL YEAREND;
8 AMENDING SECTION 15-38-202, MCA; AND PROVIDING AN IMMEDIATE
9 EFFECTIVE DATE."

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15 into the resource indemnity trust fund shall be invested at
16 the discretion of the board of investments. All the net
17 earnings accruing to the resource indemnity trust fund shall
18 annually be added thereto until it has reached the sum of
19 \$10 million. Thereafter, only the net earnings may be
20 appropriated and expended until the fund reaches \$100
21 million. Thereafter, all net earnings and all receipts shall
22 be appropriated by the legislature and expended, provided
23 that the balance in the fund may never be less than \$100
24 million.

25 (2) Beginning in fiscal year 1982, provided the amount

1 in the resource indemnity trust fund is greater than \$10
2 million, 30% of the interest income of the resource
3 indemnity trust fund must be allocated to the water
4 development state special revenue account created by
5 85-1-604.

6 (3) Beginning in fiscal year 1986, 6% of the interest
7 income of the resource indemnity trust fund must be
8 allocated to the department of health and environmental
9 sciences to be used to implement the Montana Hazardous Waste
10 Act and the federal Comprehensive Environmental Response,
11 Compensation, and Liability Act of 1980 in accordance with
12 Title 75, chapter 10, part 6. ~~Any funds remaining unexpended~~
13 ~~at the end of each fiscal year will revert to the resource~~
14 ~~indemnity trust interest account. The allocation in this~~
15 ~~subsection must be appropriated for each full biennium as~~
16 ~~necessary to obtain matching federal funds for the~~
17 ~~biennium.~~"

18 NEW SECTION. Section 2. Effective date. This act is
19 effective on passage and approval.

-End-

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4 A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE--BIENNIAL
5 APPROPRIATIONS--FROM DELETE THE REQUIREMENT THAT REMAINING
6 FUNDS REVERT TO THE RESOURCE INDEMNITY TRUST FUND TO
7 IMPLEMENT--CERTAIN--HAZARDOUS--WASTE--LAWS AT FISCAL YEAREND;
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19 \$10 million. Thereafter, only the net earnings may be
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25 (2) Beginning in fiscal year 1982, provided the amount

1 in the resource indemnity trust fund is greater than \$10
2 million, 30% of the interest income of the resource
3 indemnity trust fund must be allocated to the water
4 development state special revenue account created by
5 85-1-504.

6 (3) Beginning in fiscal year 1986, 6% of the interest
7 income of the resource indemnity trust fund must be
8 allocated to the department of health and environmental
9 sciences to be used to implement the Montana Hazardous Waste
10 Act and the federal Comprehensive Environmental Response,
11 Compensation, and Liability Act of 1980 in accordance with
12 Title 75, chapter 10, part 6. Any-funds-remaining-unexpended
13 at--the--end--of--each--fiscal--year--will--revert--to--the--resource
14 indemnity-trust-interest-account. The--allocation--in--this
15 subsection--must--be--appropriated--for--each--full--biennium--as
16 necessary--to--obtain--matching--federal---funds---for---the
17 biennium."

18 NEW SECTION. Section 2. Effective date. This act is
19 effective on passage and approval.

-End-

SENATE

STANDING COMMITTEE REPORT

April 18 1985

MR. PRESIDENT

We, your committee on Senate Finance and Claims

having had under consideration House Bill No. 942

third reading copy (blue) color

BIENNIAL APPROPRIATIONS FROM RIT FOR HAZARDOUS WASTE

WINSLOW (Gage)

Respectfully report as follows: That House Bill No. 942 be amended as follows:

1. Title, lines 5 and 6.

Strike: "DELETE" on line 5 through "TO" on line 6

Insert: "REQUIRE BIENNIAL APPROPRIATIONS FROM"

2. Title, line 7.

Strike: "AT FISCAL YEAREND"

Insert: "TO IMPLEMENT CERTAIN HAZARDOUS WASTE LAWS"

3. Page 2, line 17.

Following: "biennium:"

Insert: "The allocation in this subsection must be appropriated for each full biennium as necessary to obtain matching federal funds for the biennium."

AND AS AMENDED BE CONCURRED IN

DOXWES

DOXWES

SENATOR PAT BOYAN

Chairman.

HOUSE BILL NO. 942

INTRODUCED BY WINSLOW

A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE--BIENNIAL APPROPRIATIONS--FROM ~~DELETE--THE-REQUIREMENT-THAT-REMAINING FUNDS-REVERT-TO~~ REQUIRE BIENNIAL APPROPRIATIONS FROM THE RESOURCE INDEMNITY TRUST FUND ~~TO-IMPLEMENT-CERTAIN-HAZARDOUS WASTE--LAWS AT-FISCAL-YEAREND~~ TO IMPLEMENT CERTAIN HAZARDOUS WASTE LAWS; AMENDING SECTION 15-38-202, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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(2) Beginning in fiscal year 1982, provided the amount in the resource indemnity trust fund is greater than \$10 million, 30% of the interest income of the resource indemnity trust fund must be allocated to the water development state special revenue account created by 85-1-604.

(3) Beginning in fiscal year 1986, 6% of the interest income of the resource indemnity trust fund must be allocated to the department of health and environmental sciences to be used to implement the Montana Hazardous Waste Act and the federal Comprehensive Environmental Response, Compensation, and Liability Act of 1980 in accordance with Title 75, chapter 10, part 6. ~~Any-funds-remaining-unexpended at--the--end--of--each--fiscal--year--will--revert--to--the--resource indemnity-trust-interest-account. The--allocation--in--this subsection--must--be--appropriated--for--each--full--biennium--as necessary--to--obtain--matching--federal--funds--for--the--biennium.~~ THE ALLOCATION IN THIS SUBSECTION MUST BE APPROPRIATED FOR EACH FULL BIENNIUM AS NECESSARY TO OBTAIN MATCHING FEDERAL FUNDS FOR THE BIENNIUM."

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

-End-

