

HOUSE BILL NO. 949

INTRODUCED BY MARKS

IN THE HOUSE

March 27, 1985	Introduced and referred to Committee on Appropriations.
April 1, 1985	Committee recommend bill do pass. 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 17, 1985	On motion, rules temporarily suspended for the purpose of allowing all bills passed on second reading on the 88th Legislative Day to be advanced to third reading that same day.
April 19, 1985	Committee recommend bill be concurrred in. Report adopted.
April 22, 1985	Second reading, pass consideration.

April 23, 1985

Second reading, concurred in  
as amended.

Third reading, concurred in.  
Ayes, 40; Noes, 9.

Returned to House with  
amendments.

IN THE HOUSE

April 23, 1985

Received from Senate.

April 24, 1985

Second reading, amendments  
concurred in.

Third reading, amendments  
concurred in.

Sent to enrolling.

Reported correctly enrolled.

1 HOUSE BILL NO. 949  
2 INTRODUCED BY Wicks

3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING COAL  
5 BOARD MONEY TO THE FOUNDATION PROGRAM AND PROVIDING AN  
6 IMMEDIATE EFFECTIVE DATE."

7  
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 Section 1. Appropriation. (1) There is appropriated to  
10 the state special revenue fund for state equalization aid,  
11 as defined in 20-9-343, \$750,000 from any money in the local  
12 impact and education trust fund account established under  
13 90-6-202 and available to the Coal Board for grants and  
14 loans under 90-6-206 for the fiscal year ending June 30,  
15 1985.

16 (2) Money appropriated in subsection (1) is for use of  
17 the foundation program in the fiscal year beginning July 1,  
18 1985, and is exempt from the provisions of 17-7-304.

19 Section 2. Effective date. This act is effective on  
20 passage and approval.

-End-



INTRODUCED BILL  
HB 949

APPROVED BY COMMITTEE  
ON APPROPRIATIONS

1                    HOUSE BILL NO. 949  
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-End-

SECOND READING

HB 949

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-End-

COMMITTEE OF THE WHOLE AMENDMENT

Page 1 of 2

APR 23, 85  
DATE

Page 2 of 2  
HB 949

APR 23, 1985

SENATE

10:15  
TIME

MR. CHAIRMAN: I MOVE TO AMEND HOUSE BILL

No. 949

third reading copy ( blue ) as follows:  
Color

1. Title, line 5.  
Following: "PROGRAM"  
Strike: "AND"  
Insert: "; AMENDING SECTION 90-6-205, MCA;"
2. Title, line 6.  
Following: "DATE"  
Insert: "; AND PROVIDING A TERMINATION DATE"
3. Line 19.  
Following: line 18  
Insert: "Section 2. Section 90-6-205, MCA, is amended to read:  
"90-6-205. Coal board -- general powers. The board may:  
(1) retain professional consultants and advisors;  
(2) adopt rules governing its proceedings;  
(3) consider applications for grants from the local impact and education trust fund account;  
(4) consider applications for loans from the local impact and education trust fund account for periods and interest rates to be determined by the board; and  
(5) award grants and loans, subject to 90-6-207, not to exceed in any one year seven-elevenths and after June 30, 1979, seven-fifteenths of the revenue paid into the local impact and education trust fund account, less the appropriation provided in [section 1], to local governmental units, state agencies, and governing bodies of federally recognized Indian tribes to assist local governmental units and federally recognized Indian tribes in meeting the local impact of coal development by enabling them to adequately provide governmental services and facilities which are needed as a direct consequence of coal development. As used in the preceding sentence, "revenue paid" does not include interest income from the account reinvested in the account in trust for the public schools and the university system. Grants and loans may be from current allocations only, and no part of the principal or income of the trust referred to in 90-6-211 may be used for this purpose. The money derived from loan repayments, including the interest thereon, must be deposited to the credit of the local impact fund referred to in 90-6-202.

(6) award a grant to a local government unit for the purpose of paying for part or all of the credit that the local government unit is obligated to give to a major new industrial facility that has prepaid property taxes under 15-16-201. The board must award the grant in accordance with 90-6-206."

Renumber: subsequent section

4. Following: line 20.  
Insert: "Section 4. Termination date. Section 2 terminates July 1, 1986."

ADOPT  
REJECT

KB

*[Handwritten signature]*  
GAGE

ADOPT  
REJECT

(CONTINUED)

*[Handwritten signature]*

*[Handwritten signature]*

1                   HOUSE BILL NO. 949  
 2                   INTRODUCED BY MARKS  
 3  
 4   A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING COAL  
 5   BOARD MONEY TO THE FOUNDATION PROGRAM AND; AMENDING SECTION  
 6   90-6-205, MCA; PROVIDING AN IMMEDIATE EFFECTIVE DATE; AND  
 7   PROVIDING A TERMINATION DATE."

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

10       NEW SECTION. Section 1. Appropriation. (1) There is  
 11   appropriated to the state special revenue fund for state  
 12   equalization aid, as defined in 20-9-343, \$750,000 from any  
 13   money in the local impact and education trust fund account  
 14   established under 90-6-202 and available to the Coal Board  
 15   for grants and loans under 90-6-206 for the fiscal year  
 16   ending June 30, 1985.

17       (2) Money appropriated in subsection (1) is for use of  
 18   the foundation program in the fiscal year beginning July 1,  
 19   1985, and is exempt from the provisions of 17-7-304.

20       SECTION 2. SECTION 90-6-205, MCA, IS AMENDED TO READ:  
 21   "90-6-205. Coal board -- general powers. The board  
 22   may:

- 23       (1) retain professional consultants and advisors;
- 24       (2) adopt rules governing its proceedings;
- 25       (3) consider applications for grants from the local

1   impact and education trust fund account;  
 2       (4) consider applications for loans from the local  
 3   impact and education trust fund account for periods and  
 4   interest rates to be determined by the board; and  
 5       (5) award grants and loans, subject to 90-6-207, not  
 6   to exceed in any one year seven-elevenths and after June 30,  
 7   1979, seven-fifteenths of the revenue paid into the local  
 8   impact and education trust fund account, less the  
 9   appropriation provided in [section 1], to local governmental  
 10   units, state agencies, and governing bodies of federally  
 11   recognized Indian tribes to assist local governmental units  
 12   and federally recognized Indian tribes in meeting the local  
 13   impact of coal development by enabling them to adequately  
 14   provide governmental services and facilities which are  
 15   needed as a direct consequence of coal development. As used  
 16   in the preceding sentence, "revenue paid" does not include  
 17   interest income from the account reinvested in the account  
 18   in trust for the public schools and the university system.  
 19   Grants and loans may be from current allocations only, and  
 20   no part of the principal or income of the trust referred to  
 21   in 90-6-211 may be used for this purpose. The money derived  
 22   from loan repayments, including the interest thereon, must  
 23   be deposited to the credit of the local impact fund referred  
 24   to in 90-6-202.  
 25       (6) award a grant to a local government unit for the



1 purpose of paying for part or all of the credit that the  
2 local government unit is obligated to give to a major new  
3 industrial facility that has prepaid property taxes under  
4 15-16-201. The board must award the grant in accordance with  
5 90-6-206."

6 NEW SECTION. Section 3. Effective date. This act is  
7 effective on passage and approval.

8 NEW SECTION. SECTION 4. TERMINATION DATE. SECTION 2  
9 TERMINATES JULY 1, 1986.

-End-