

SENATE BILL NO. 12

INTRODUCED BY HAFNEY

BY REQUEST OF THE LEGISLATIVE FINANCE COMMITTEE

IN THE SENATE

January 7, 1985	Introduced and referred to Committee on State Administration.
January 8, 1985	Committee recommend bill do pass. Report adopted.
January 9, 1985	Bill printed and placed on members' desks.
January 10, 1985	Second reading, do pass.
January 11, 1985	Considered correctly engrossed.
January 12, 1985	Third reading, passed. Ayes, 46; Noes, 1. Transmitted to House.

IN THE HOUSE

January 14, 1985	Introduced and referred to Committee on Appropriations.
March 25, 1985	Committee recommend bill be concurred in. Report adopted.
March 30, 1985	Second reading, concurred in.
April 1, 1985	Third reading, concurred in. Returned to Senate.

IN THE SENATE

April 1, 1985

Received from House.

Sent to enrolling.

Reported correctly enrolled.

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 5 A BILL FOR AN ACT ENTITLED: "AN ACT TO INCLUDE THE
 6 UNIVERSITY SYSTEM AND THE LEGISLATIVE AND JUDICIAL BRANCHES
 7 OF STATE GOVERNMENT IN BUDGET AMENDMENT PROCEDURES; AMENDING
 8 SECTION 17-7-404, MCA; AND PROVIDING AN EFFECTIVE DATE."
 9

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

11 Section 1. Section 17-7-404, MCA, is amended to read:
 12 "17-7-404. ~~Executive--branch--budget~~ Budget amendment
 13 procedures. (1) Upon receiving a proposed budget amendment
 14 ~~from--a--requesting--agency,~~ the ~~executive-branch~~ approving
 15 authority shall immediately forward a copy of the entire
 16 budget amendment to the legislative fiscal analyst.

17 (2) If the ~~executive-branch~~ approving authority denies
 18 the request for a budget amendment, he shall immediately
 19 forward a notice of denial to the legislative fiscal
 20 analyst.

21 (3) If the ~~executive--branch~~ approving authority
 22 intends to make certification of the budget amendment,
 23 immediately upon his completion of the certification he
 24 shall forward the certification and all supporting
 25 documentation to the legislative fiscal analyst. The

1 ~~executive-branch~~ approving authority may not approve the
 2 budget amendment until he receives the legislative finance
 3 committee's written report for that budget amendment unless:

4 (a) the report is not received within 90 calendar days
 5 from the date the certification and supporting documentation
 6 were forwarded to the finance committee, in which case the
 7 approving authority may approve the budget amendment; or

8 (b) there has been a waiver of review and report as
 9 provided in subsection (6).

10 (4) The legislative fiscal analyst shall review each
 11 proposed budget amendment that has been certified by the
 12 ~~executive-branch~~ approving authority for compliance with
 13 statutory budget amendment requirements and standards and
 14 shall present a written report of this review to the
 15 legislative finance committee. Within 10 days after the
 16 meeting of the legislative finance committee that considered
 17 the budget amendment, the legislative fiscal analyst shall
 18 submit the committee's report to the ~~executive--branch~~
 19 approving authority.

20 (5) Upon receipt of the legislative finance
 21 committee's written report, the ~~executive-branch~~ approving
 22 authority may approve or deny the budget amendment or may
 23 return the budget amendment to the requesting agency for
 24 further information. If the ~~executive--branch~~ approving
 25 authority has returned the budget amendment to the



1 requesting agency and the requesting agency resubmits the
2 budget amendment to the executive--branch approving
3 authority, all procedures set out in this section apply to
4 the resubmitted budget amendment.

5 (6) If an emergency occurs that poses a serious threat
6 to the life, health, or safety of the public, the
7 legislative fiscal analyst may waive his written review and
8 the legislative finance committee's written report required
9 by this section. Upon receipt of such waiver, the executive
10 branch approving authority may approve the budget amendment
11 on completion of his certification. Such a waiver, however,
12 affects only the legislative fiscal analyst's written review
13 and the legislative finance committee's written report on
14 the budget amendment, and all other budget amendment
15 requirements and standards remain in effect. After such a
16 waiver, the legislative fiscal analyst may complete the
17 written review.

18 (7) Nothing in this part confers any authority on the
19 legislative finance committee to approve or deny budget
20 amendments."

21 NEW SECTION. Section 2. Effective date. This act is
22 effective July 1, 1985.

-End-

APPROVED BY COMMITTEE
ON STATE ADMINISTRATION

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11 proposed budget amendment that has been certified by the
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21 committee's written report, the executive-branch approving
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