

SENATE BILL NO. 76

1/07 Introduced
1/07 Referred to Taxation
1/23 Hearing
2/04 Committee Report-Bill Pass As Amended
2/06 2nd Reading Pass
2/08 3rd Reading Pass

Transmitted in House

2/27 Referred to Local Government
3/21 Hearing
Died in Committee

1 SENATE BILL NO. 76
 2 INTRODUCED BY HALLIGAN

3
 4 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING COUNTIES THE
 5 OPTION OF USING A 24-MILL CONSOLIDATED SERVICES LEVY;
 6 ESTABLISHING CERTAIN TAXES TO BE REPLACED BY THE
 7 CONSOLIDATED SERVICES LEVY; ESTABLISHING THE PERMISSIBLE
 8 USES OF THE REVENUE DERIVED FROM THE CONSOLIDATED SERVICES
 9 LEVY; AND PROVIDING AN EFFECTIVE DATE."

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

12 Section 1. Consolidated services levy authorized for
 13 counties. A county may at its option levy a consolidated
 14 services levy as provided in [sections 1 through 6].

15 Section 2. Consolidated services levy -- maximum. (1)
 16 The consolidated services levy is an annual levy upon the
 17 taxable value of all property in the county subject to
 18 taxation for county purposes in lieu of the levies specified
 19 in [section 3]. The consolidated services levy may not
 20 exceed 24 mills on the dollar.

21 (2) If the county governing body determines that the
 22 interests of the county would be served by a consolidated
 23 services levy it shall specify its intent to impose the
 24 consolidated services levy in the resolution approving and
 25 adopting the annual budget.

1 Section 3. Special service levies replaced by
 2 consolidated services levy. A county using the consolidated
 3 services levy may not impose any of the following levies:

- 4 (1) bridge levy, as provided in 7-14-2502;
- 5 (2) ferry levy, as provided in 7-14-2807;
- 6 (3) recreation levy, as provided in 7-16-101;
- 7 (4) civic center levy, as provided in 7-16-2102;
- 8 (5) museum levy, as provided in 7-16-2205;
- 9 (6) county fair levy, as provided in 7-21-3410;
- 10 (7) weed levy, as provided in 7-22-2142;
- 11 (8) insect pest levy, as provided in 7-22-2306;
- 12 (9) library levy, as provided in 22-1-304(1);
- 13 (10) developmental disabilities facility levy, as
 14 provided in 53-20-208;
- 15 (11) airport levy, as provided in 67-10-402; and
- 16 (12) livestock show levy, as provided in 81-8-503.

17 Section 4. Changes from consolidated services levy. A
 18 county adopting the consolidated services levy provided for
 19 in [sections 1 through 6] is bound by that adoption during
 20 the ensuing fiscal year, but may abandon the method in
 21 succeeding fiscal years.

22 Section 5. Distribution of consolidated services levy.
 23 (1) The money received from the consolidated services levy
 24 must be accounted for in a common fund known as the
 25 consolidated services fund.



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1 (2) The consolidated services fund may be used only
2 for purposes that are authorized for revenue derived from
3 the individual levies set forth in [section 3], but the
4 county governing board may allocate the revenue from the
5 fund, in accordance with county budget law, to fund any of
6 such purposes that it considers appropriate.

7 Section 6. Future levies. Any statutory mill levy
8 authorized for county governments after July 1, 1985, that
9 does not specifically include that mill levy within the
10 levies replaced by the consolidated services levy, as
11 specified in [section 3], is in addition to the consolidated
12 services levy.

13 Section 7. Severability. If a part of this act is
14 invalid, all valid parts that are severable from the invalid
15 part remain in effect. If a part of this act is invalid in
16 one or more of its applications, the part remains in effect
17 in all valid applications that are severable from the
18 invalid applications.

19 Section 8. Effective date. This act is effective July
20 1, 1985.

-End-

APPROVED BY COMMITTEE
ON TAXATION

SENATE BILL NO. 76

INTRODUCED BY HALLIGAN

A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING COUNTIES THE OPTION OF USING A ~~24-MILL~~ 15-MILL CONSOLIDATED SERVICES LEVY; ESTABLISHING CERTAIN TAXES TO BE REPLACED BY THE CONSOLIDATED SERVICES LEVY; ESTABLISHING THE PERMISSIBLE USES OF THE REVENUE DERIVED FROM THE CONSOLIDATED SERVICES LEVY; AND PROVIDING AN EFFECTIVE DATE."

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

Section 1. Consolidated services levy authorized for counties. A county may at its option levy a consolidated services levy as provided in [sections 1 through 6].

Section 2. Consolidated services levy -- maximum. (1) The consolidated services levy is an annual levy upon the taxable value of all property in the county subject to taxation for county purposes in lieu of the levies specified in [section 3]. The consolidated services levy may not exceed ~~24~~ 15 mills on the dollar.

(2) If the county governing body determines that the interests of the county would be served by a consolidated services levy it shall specify its intent to impose the consolidated services levy in the resolution approving and adopting the annual budget.

Section 3. Special service levies replaced by consolidated services levy. A county using the consolidated services levy may not impose any of the following levies:

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- ~~(9)~~ (9) developmental disabilities facility levy, as provided in 53-20-208;
- ~~(11)~~ (10) airport levy, as provided in 67-10-402; and
- ~~(12)~~ (11) livestock show levy, as provided in 81-8-503.

Section 4. Changes from consolidated services levy. A county adopting the consolidated services levy provided for in [sections 1 through 6] is bound by that adoption during the ensuing fiscal year, but may abandon the method in succeeding fiscal years.

Section 5. Distribution of consolidated services levy.

(1) The money received from the consolidated services levy must be accounted for in a common fund known as the consolidated services fund.

1 (2) The consolidated services fund may be used only
2 for purposes that are authorized for revenue derived from
3 the individual levies set forth in [section 3], but the
4 county governing board may allocate the revenue from the
5 fund, in accordance with county budget law, to fund any of
6 such purposes that it considers appropriate.

7 Section 6. Future levies. Any statutory mill levy
8 authorized for county governments after July 1, 1985, that
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12 ~~{9}--library-levy, as provided in 22-1-304{1};~~
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