

SB 23 INTRODUCED BY KEATING, ASAY, TVEIT
 REFERENDUM TO REPEAL CONSTITUTIONAL PROVISION ON COAL
 TAX TRUST FUND

6/25 INTRODUCED
6/25 REFERRED TO TAXATION
6/27 HEARING
6/27 TABLED IN COMMITTEE

CONSTITUTIONAL AMENDMENT

1 SB BILL NO. 23
2 INTRODUCED BY Leahy, Coay, Trust
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO SUBMIT TO THE
5 QUALIFIED ELECTORS OF MONTANA THE REPEAL OF ARTICLE IX,
6 SECTION 5, OF THE MONTANA CONSTITUTION WHICH PROVIDES FOR
7 THE ESTABLISHMENT OF A COAL SEVERANCE TAX TRUST FUND, THE
8 PRINCIPAL OF WHICH MAY BE APPROPRIATED ONLY BY A VOTE OF
9 THREE-FOURTHS OF THE MEMBERS OF EACH HOUSE OF THE
10 LEGISLATURE; AND PROVIDING AN EFFECTIVE DATE."
11
12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
13 Section 1. Repealer. Article IX, section 5, of The
14 Constitution of the State of Montana is repealed.
15 Section 2. Effective date. If approved by the
16 electorate, this repeal is effective July 1, 1987.
17 Section 3. Submission to electorate. This amendment
18 shall be submitted to the electors of Montana at the general
19 election held in November 1986 by printing on the ballot the
20 full title of this act and the following:
21 ☐ FOR removing from the constitution the section that
22 establishes a coal severance tax trust fund and
23 restricts legislative appropriation of the trust
24 principal.
25 ☐ AGAINST removing from the constitution the section

1 that establishes a coal severance tax trust fund and
2 restricts legislative appropriation of the trust
3 principal.

4 Section 4. Exemption from application of ballot-issue
5 statute. For the purposes of this act, the transmittal to
6 the attorney general required of the secretary of state by
7 13-27-310(2) must be made no later than 100 days before the
8 November 1986 election.

9 Section 5. Two-thirds vote. Since this act proposes an
10 amendment to the Montana Constitution, it must be adopted by
11 a two-thirds vote of all members, whether one or more
12 bodies.

13 Section 6. Effective date. This act is effective on
14 passage and approval.

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