

HB 838 INTRODUCED BY BROWN, D.
PROVIDES FOR PASS-THROUGH OF MONEY RECEIVED BY
HARD-ROCK MINING IMPACT BOARD
BY REQUEST OF DEPARTMENT OF COMMERCE

2/19 INTRODUCED
2/19 REFERRED TO APPROPRIATIONS
2/19 FISCAL NOTE REQUESTED
2/23 FISCAL NOTE RECEIVED
3/04 HEARING
3/21 TABLED IN COMMITTEE

1 (x) 19-10-506;
 2 (y) 19-11-512;
 3 (z) 19-11-513;
 4 (aa) 19-11-606;
 5 (bb) 19-12-301;
 6 (cc) 19-13-604;
 7 (dd) 20-6-406;
 8 (ee) 20-8-111;
 9 (ff) 23-5-612;
 10 (gg) 37-51-501;
 11 (hh) 53-24-206;
 12 (ii) 75-1-1101;
 13 (jj) 75-7-305;
 14 (kk) 80-2-103;
 15 (ll) 80-2-228;
 16 (mm) 90-3-301;
 17 (nn) 90-3-302;
 18 (oo) 90-6-304(2);
 19 ~~(pp)~~ 90-15-103; and
 20 ~~(qq)~~ Sec. 13, HB 861, L. 1985.
 21 (4) There is a statutory appropriation to pay the
 22 principal, interest, premiums, and costs of issuing, paying,
 23 and securing all bonds, notes, or other obligations, as due,
 24 that have been authorized and issued pursuant to the laws of
 25 Montana. Agencies that have entered into agreements

1 authorized by the laws of Montana to pay the state
 2 treasurer, for deposit in accordance with 17-2-101 through
 3 17-2-107, as determined by the state treasurer, an amount
 4 sufficient to pay the principal and interest as due on the
 5 bonds or notes have statutory appropriation authority for
 6 such payments."

7 Section 2. Section 90-6-304, MCA, is amended to read:
 8 "90-6-304. Accounts established. (1) There is within
 9 the state ~~special--revenue--fund~~ agency fund a hard-rock
 10 mining impact account. Moneys are payable into this account
 11 from payments made by a mining developer in compliance with
 12 the written guarantee from the developer to meet the
 13 increased costs of public services and facilities as
 14 specified in the impact plan provided for in 90-6-307. The
 15 state treasurer shall draw warrants from this account upon
 16 order of the hard-rock mining impact board.

17 (2) There is within the state special revenue fund a
 18 hard-rock mining impact trust account. Money is payable
 19 into this account under the provisions of 15-37-117. After
 20 deducting the administrative and operating expenses of the
 21 board as provided in 90-6-303, money must be segregated
 22 within the account by county of origin. Money required to
 23 enable the board to hold public hearings and arbitrate
 24 disputes, as required by 90-6-307 and 90-6-311, is
 25 statutorily appropriated to the board as provided in

1 17-7-502. Money allocated to the county subaccounts as
2 provided by this section is statutorily appropriated to the
3 board, as provided in 17-7-502, for the purposes of
4 90-6-321. The state treasurer shall draw warrants from this
5 the hard-rock mining impact trust account upon order of the
6 hard-rock-mining-impact board."

7 NEW SECTION. Section 3. Effective date. This act is
8 effective July 1, 1987.

-End-

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB838, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

An act to provide for the statutory appropriation and pass-through of money received by the Hard-Rock Mining Impact Board for the local impact of mineral development.

ASSUMPTIONS:

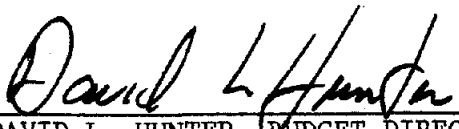
1. Administrative and operating expenses will be appropriated through the budgeting process.
2. Monies for arbitrating disputes between local governments and the mining developer and for mitigating the impacts of decline will be statutorily appropriated.
3. Should this act not pass, direct appropriation authority or budget amendment authority will be necessary in order to comply with existing statutes. This would amount to \$1,025,010 in FY88 and \$1,211,439 in FY89 - APPROPRIATION AUTHORITY ONLY. Budget amendments would have to meet the criteria for amendment of state special revenue funds specified in section 17-7-403(3), MCA.

FISCAL IMPACT:

None.

EFFECT ON COUNTY OR OTHER LOCAL REVENUE OR EXPENDITURES:

No change.

 DATE 2/23/87
DAVID L. HUNTER, BUDGET DIRECTOR
Office of Budget and Program Planning

 DATE 2/24/87
DAVE BROWN, PRIMARY SPONSOR

Fiscal Note for HB838, as introduced.

HB 838