SB	227		UCED BY HAFFEY Y ENCUMBRANCE ON APPROPRIATION BY INTE	ERAGEN	CY
		BY R	AGREEMENT EQUEST OF DEPARTMENT OF ADMINISTRATION	4	
		1/27	INTRODUCED		
			REFERRED TO FINANCE & CLAIMS		
			HEARING		
			COMMITTEE REPORTBILL PASSED		_
			2ND READING PASSED	50	0
		2/20	3RD READING PASSED	49	0
			TO A MONTTED TO MOUSE		
		0.400	TRANSMITTED TO HOUSE		
			REFERRED TO APPROPRIATIONS		
			COMMITTEE REPORT BILL CONCURRED		
			2ND READING CONCURRED	91	4
		3/04	3RD READING CONCURRED	90	6
			DETURNED TO SENATE		
		0.407	RETURNED TO SENATE		
			SIGNED BY PRESIDENT		
		3/09	SIGNED BY SPEAKER		
		3/09	TRANSMITTED TO GOVERNOR		
			SIGNED BY GOVERNOR		
		3/13		2/12/6	3 7
			CHAPTER NUMBER 60 EFFECTIVE DATE:	3/13/0	3/

1	Strate BILL NO. 337
2	INTRODUCED BY Apply
3	BY REQUEST OF THE DEPARTMENT OF ADMINISTRATION
4	•
5	A BILL FOR AN ACT ENTITLED: "AN ACT TO CLARIFY HOW AN
6	APPROPRIATION MAY BE ENCUMBERED BY AN INTERACENCY AGREEMENT

A BILL FOR AN ACT ENTITLED: "AN ACT TO CLARIFY HOW AN APPROPRIATION MAY BE ENCUMBERED BY AN INTERAGENCY AGREEMENT AND WHEN THE ENCUMBERED APPROPRIATION REVERTS TO THE FUND FROM WHICH IT WAS ORIGINALLY APPROPRIATED; AMENDING SECTION 17-7-302, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

Section 1. Section 17-7-302, MCA, is amended to read:

"17-7-302. Encumbrance of fiscal yearend obligations.

(1) Any valid obligation not paid within the fiscal year, including valid written interagency or intra-agency service agreements for systems development, shall be encumbered for payment thereof at the end of each fiscal year in the department of administration's accounts. An Except as provided in subsection (2), an appropriation shall be deemed to be encumbered at the time and to the extent that a valid obligation against the appropriation is created.

(2) Por-the-purposes-of-encumbering-appropriations under-subsection--(1),--a--valid--obligation--includes An appropriation may be encumbered by a written interagency or intra-agency agreement with the department for the

1	alteration, repair, maintenance, or renovation of a building
2	pursuant to the provisions of Title 18, chapter 2. If the
3	appropriation is not encumbered by a valid obligation at the
4	end of the next fiscal year, the appropriation reverts to
5	the fund from which it was originally appropriated.

f3)--Appropriations--encumbered-under-the-provisions-of
subsection-(2)-that-remain-unexpended-at-the-end-of-the-next
fiscal-year-or-at-the-end-of-the-biennium,-whichever--occurs
first;--revert--to--the-fund-from-which-they-were-originally
appropriated;"

NEW SECTION. Section 2. Effective date. This act is effective on passage and approval.

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## APPROVED BY COMM. ON FINANCE AND CLAIMS

1	Strate BILL NO. 227
2	INTRODUCED BY Holley
3	BY REQUEST OF THE DEPARTMENT OF ADMINISTRATION
4	
5	A BILL FOR AN ACT ENTITLED: "AN ACT TO CLARIFY HOW AN
6	APPROPRIATION MAY BE ENCUMBERED BY AN INTERAGENCY AGREEMENT
7	AND WHEN THE ENCUMBERED APPROPRIATION REVERTS TO THE FUND
8	FROM WHICH IT WAS ORIGINALLY APPROPRIATED; AMENDING SECTION
9	17 7-302, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."
10	
11	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
12	Section 1. Section 17-7-302, MCA, is amended to read:
13	"17-7-302. Encumbrance of fiscal yearend obligations.
14	(1) Any valid obligation not paid within the fiscal year,
15	including valid written interagency or intra-agency service
16	agreements for systems development, shall be encumbered for
17	payment thereof at the end of each fiscal year in the
18	department of administration's accounts. An Except as
19	provided in subsection (2), an appropriation shall be deemed
20	to be encumbered at the time and to the extent that a valid
21	obligation against the appropriation is created.
22	(2) Forthepurposesofencumbering-appropriations
23	undersubsection(t),avalidobligationincludes An
24	appropriation may be encumbered by a written interagency or

intra-agency agreement with the department for the

1	alteration, repair, maintenance, or renovation of a building
2	pursuant to the provisions of Title 18, chapter 2. If the
3	appropriation is not encumbered by a valid obligation at the
4	end of the next fiscal year, the appropriation reverts to
5	the fund from which it was originally appropriated.
6	(3)Appropriationsencumbered-under-the-provisions-of
7	subsection-(2)-that-remain-unexpended-at-the-end-of-the-next
8	fiscal-year-or-at-the-end-of-the-biennium,-whicheveroccurs
9	first,reverttothe-fund-from-which-they-were-originally
10	appropriated-"
11	NEW SECTION. Section 2. Effective date. This act is
12	effective on passage and approval.

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1	Strate BILL NO. 227
2	INTRODUCED BY Auffan
3	BY REQUEST OF THE DEPARTMENT OF ADMINISTRATION
4	
5	A BILL FOR AN ACT ENTITLED: "AN ACT TO CLARIFY HOW AN
6	APPROPRIATION MAY BE ENCUMBERED BY AN INTERAGENCY AGREEMENT
7	AND WHEN THE ENCUMBERED APPROPRIATION REVERTS TO THE FUND
8	FROM WHICH IT WAS ORIGINALLY APPROPRIATED; AMENDING SECTION
9	17-7-302, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."
10	
11	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
12	Section 1. Section 17-7-302, MCA, is amended to read:
13	"17-7-302. Encumbrance of fiscal yearend obligations.
14	(1) Any valid obligation not paid within the fiscal year,
15	including valid written interagency or intra-agency service
16 ·	agreements for systems development, shall be encumbered for
17	payment thereof at the end of each fiscal year in the
18	department of administration's accounts. An Except as
19	provided in subsection (2), an appropriation shall be deemed
20	to be encumbered at the time and to the extent that a valid
21	obligation against the appropriation is created.
22	(2) Porthepurposesofencumbering-appropriations
23	undersubsection(t),avalidobligationincludes An
24	appropriation may be encumbered by a written interagency or

intra-agency agreement with the department for the

2	pursuant to the provisions of Title 18, chapter 2. If the
3	appropriation is not encumbered by a valid obligation at th
4	end of the next fiscal year, the appropriation reverts t
5	the fund from which it was originally appropriated.
6	(3)Appropriationsencumbered-under-the-provisions-o
7	subsection-(2)-that-remain-unexpended-at-the-end-of-the-nex
8	fiscal-year-or-at-the-end-of-the-biennium,-whicheveroccur
9	first;reverttothe-fund-from-which-they-were-originall
0	appropriated."
1	NEW SECTION. Section 2. Effective date. This act i
2	effective on passage and approval.

alteration, repair, maintenance, or renovation of a building

50th Legislature SB 0227/02 SB 0227/02

1	SENATE BILL NO. 227
2	INTRODUCED BY HAFFEY
3	BY REQUEST OF THE DEPARTMENT OF ADMINISTRATION
4	
5	A BILL FOR AN ACT ENTITLED: "AN ACT TO CLARIFY HOW AN
6	APPROPRIATION MAY BE ENCUMBERED BY AN INTERAGENCY AGREEMENT
7	AND WHEN THE ENCUMBERED APPROPRIATION REVERTS TO THE FUND
8	FROM WHICH IT WAS ORIGINALLY APPROPRIATED; AMENDING SECTION
9	17-7-302, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."
0	
.1	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
.2	Section 1. Section 17-7-302, MCA, is amended to read:
.3	"17-7-302. Encumbrance of fiscal yearend obligations.
.4	(1) Any valid obligation not paid within the fiscal year,
15	including valid written interagency or intra-agency service
.6	agreements for systems development, shall be encumbered for
.7	payment thereof at the end of each fiscal year in the
.8	department of administration's accounts. An Except as
.9	provided in subsection (2), an appropriation shall be deemed
20	to be encumbered at the time and to the extent that a valid
21	obligation against the appropriation is created.
22	(2) Forthepurposesofencumbering-appropriations
23	undersubsection(1)7avalidobligationincludes An

appropriation may be encumbered by a written interagency or

intra-agency agreement with the department for the

24 25

1	alteration, repair, maintenance, or renovation of a building
2	pursuant to the provisions of Title 18, chapter 2. If the
3	appropriation is not encumbered by a valid obligation at the
4	end of the next fiscal year, the appropriation reverts to
5	the fund from which it was originally appropriated.
6	(3)~-Appropriationsencumbered-under-the-provisions-of
7	subsection-(2)-that-remain-unexpended-at-the-end-of-the-next
8	fiscal-year-or-at-the-end-of-the-biennium;-whicheveroccurs
9	first;reverttothe-fund-from-which-they-were-originally
10	appropriated:"
11	NEW SECTION. Section 2. Effective date. This act is
12	effective on passage and approval.