## HOUSE BILL NO. 79

# INTRODUCED BY DEBRUYCKER, JENKINS

## IN THE HOUSE

JANUARY 5, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON HIGHWAYS & TRANSPORTATION.
JANUARY 6, 1989	FIRST READING.
JANUARY 14, 1989	COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.
JANUARY 16, 1989	PRINTING REPORT.
JANUARY 17, 1989	ON MOTION, CONSIDERATION PASSED FOR THE DAY.
JANUARY 18, 1989	SECOND READING, DO PASS AS AMENDED.
JANUARY 19, 1989	ENGROSSING REPORT.
JANUARY 20, 1989	THIRD READING, PASSED. AYES, 94; NOES, 0.
	TRANSMITTED TO SENATE.
IN	THE SENATE
JANUARY 21, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON LOCAL GOVERNMENT.
FEBRUARY 10, 1989	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
FEBRUARY 14, 1989	SECOND READING, CONCURRED IN.
FEBRUARY 16, 1989	THIRD READING, CONCURRED IN. AYES, 47; NOES, 0.
	RETURNED TO HOUSE.

## IN THE HOUSE

FEBRUARY 17, 1989

RECEIVED FROM SENATE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

10

11

1			House BILL NO. 79
2	INTRODUCED	BY	Liga duty my the year war

A BILL FOR AN ACT ENTITLED: "AN ACT TO AUTHORIZE A COMBINATION COUNTY FERRY AND BRIDGE FUND IN COUNTIES THAT OWN OR OPERATE A PUBLIC FERRY; AMENDING SECTIONS 7-14-2502 AND 7-14-2807, MCA; AND PROVIDING AN EFFECTIVE DATE."

8

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

3

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

Section 1. Section 7-14-2502, MCA, is amended to read:

\*7-14-2502. Special bridge tax authorized ——combined ferry and bridge fund. (1) Each board may levy a special tax not to exceed 4 mills on all taxable property in the county for the purpose of constructing, maintaining, and repairing free public bridges, which includes those bridges within the municipalities.

- (2) An additional levy for these purposes may be made under the following conditions:
- (a) In any county where the total linear feet of bridges or bridge construction is more than 4,000 and the taxable value of property in that county is \$20 million or less, the board may, if necessary, levy 1 mill.
- (b) In counties where the total linear feet of bridges or bridge construction is more than 6,000 and the taxable value of property in that county is not less than \$20

- million or more than \$40 million, the board may, if necessary, levy 2 mills.
- (3) For the purposes of this section, a free public bridge is defined as any drainage structure located on, over, or through any road or highway.
- (4) These taxes must be levied and collected in the same manner as other taxes. The Except when the county has a combined ferry and bridge fund, the money shall be kept as a special bridge fund, subject to the order of the board for use as herein provided, and shall not be transferable to any other fund.
- 12 (5) If a county owns or operates a public ferry, the 13 board may combine into a single fund the revenue from the county public ferry tax levy authorized in 7-14-2807, the 14 revenue from the special municipal bridge levy authorized in 15 7-14-2503, and the revenue from the levy authorized by this 16 section. The revenue from these levies may not exceed the 17 18 total amount raised by all three such levies in 1986. The fund may be used for any lawful purpose authorized for 19 bridges in this part or in Title 7, chapter 14, part 22, or 20 21 in this part, or for public ferries in Title 7, chapter 22, 22 part 28."
- Section 2. Section 7-14-2807, MCA, is amended to read:

  "7-14-2807. Tax levy for public ferry -- combined

  ferry and bridge fund. (1) The If a county owns or operates

- a <u>public ferry, the</u> board of county commissioners may levy a special tax, not to exceed 2 mills on the dollar, on the taxable property of the county for the purpose of constructing, maintaining, and repairing public ferries.
- (2) The board may combine the revenue from the tax

  authorized in this section with revenues from taxes to
  support bridges as provided in 7-14-2502."
- 8 <u>NEW SECTION.</u> **Section 3.** Effective date. [This act] is 9 effective July 1, 1989.

1

25

#### APPROVED BY COMMITTEE ON HIGHWAYS & TRANSPORTATION

2	INTRODUCED BY DEBRUYCKER, JENKINS
3	
4	A BILL FOR AN ACT ENTITLED: "AN ACT TO AUTHORIZE A
5	COMBINATION COUNTY FERRY AND BRIDGE FUND IN COUNTIES THAT
6	OWN OR OPERATE A PUBLIC FERRY; AMENDING SECTIONS 7-14-2502
7	AND 7-14-2807, MCA; AND PROVIDING AN EFFECTIVE DATE."
8	
9	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
10	Section 1. Section 7-14-2502, MCA, is amended to read:
11	"7-14-2502. Special bridge tax authorized <u> combined</u>
12	ferry and bridge fund. (1) Each board may levy a special tax
13	not to exceed 4 mills on all taxable property in the county
14	for the purpose of constructing, maintaining, and repairing
15	free public bridges, which includes those bridges within the
16	municipalities.
17	(2) An additional levy for these purposes may be made
18	under the following conditions:
19	(a) In any county where the total linear feet of
20	bridges or bridge construction is more than 4,000 and the
21	taxable value of property in that county is \$20 million or
22	less, the board may, if necessary, levy 1 mill.
23	(b) In counties where the total linear feet of bridges
24	or bridge construction is more than 6,000 and the taxable

value of property in that county is not less than \$20

HOUSE BILL NO. 79

1	million	or	more	than	\$40	million,	the	board	may,	i f
2	necessar	y, 1	evy 2	mills.						

- (3) For the purposes of this section, a free public
   bridge is defined as any drainage structure located on,
   over, or through any road or highway.
- 6 (4) These taxes must be levied and collected in the
  7 same manner as other taxes. The Except when the county has a
  8 combined ferry and bridge fund, the money shall be kept as a
  9 special bridge fund, subject to the order of the board for
  10 use as herein provided, and shall not be transferable to any
  11 other fund.
- 12 (5) If a county owns or operates a public ferry, the
  13 board may combine into a single fund the revenue from the
  14 county public ferry tax levy authorized in 7-14-2807, the
  15 revenue from the special municipal bridge levy authorized in
  16 7-14-2503, and the revenue from the levy authorized by this
  17 section. The revenue from these levies may not exceed the
  18 total amount raised by all three such levies in 1986. The
- fund may be used for any lawful purpose authorized for bridges in this part or in Title 7, chapter 14, part 22, or
- 21 in-this-part; or for public ferries in Title 7, chapter 22,
- 22 part 28."
- Section 2. Section 7-14-2807, MCA, is amended to read:
- 24 "7-14-2807. Tax levy for public ferry -- combined 25 ferry and bridge fund. (1) The If a county owns or operates

1	a public ferry, the board of county commissioners may levy a
2	special tax, not to exceed 2 mills on the dollar, on the
3	taxable property of the county for the purpose of
4	constructing, maintaining, and repairing public ferries.
5	(2) The board may combine the revenue from the tax
6	authorized in this section with revenues from taxes to
7	support bridges as provided in 7-14-2502."
8	NEW SECTION. Section 3. Effective date. [This act] is
9	effective July 1, 1989.

HB 0079/03 51st Legislature HB 0079/03

1	HOUSE BILL NO. 79	1	million or more than \$40 million, the board may, if
2	INTRODUCED BY DEBRUYCKER, JENKINS	2	necessary, levy 2 mills.
3		3	(3) For the purposes of this section, a free public
4	A BILL FOR AN ACT ENTITLED: "AN ACT TO AUTHORIZE A	4	bridge is defined as any drainage structure located on,
5	COMBINATION COUNTY FERRY AND BRIDGE FUND IN COUNTIES THAT	5	over, or through any road or highway.
6	OWN OR OPERATE A PUBLIC FERRY; AMENDING SECTIONS 7-14-2502	6	(4) These taxes must be levied and collected in the
7	AND 7-14-2807, MCA; AND PROVIDING AN EFFECTIVE DATE."	7	same manner as other taxes. The Except when the county has a
8		8	combined ferry and bridge fund, the money shall be kept as a
9	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:	9	special bridge fund, subject to the order of the board for
10	Section 1. Section 7-14-2502, MCA, is amended to read:	10	use as herein provided, and shall not be transferable to any
11	*7-14-2502. Special bridge tax authorized combined	11	other fund.
12	ferry and bridge fund. (1) Each board may levy a special tax	12	(5) If a county owns or operates a public ferry, the
13	not to exceed 4 mills on all taxable property in the county	13	board may combine into a single fund the revenue from the
14	for the purpose of constructing, maintaining, and repairing	14	county public ferry tax levy authorized in 7-14-2807, the
15	free public bridges, which includes those bridges within the	15	revenue from the special municipal bridge levy authorized in
16	municipalities.	16	7-14-2503, and the revenue from the levy authorized by this
17	(2) An additional levy for these purposes may be made	17	section. The-revenue-from-these-levies-may-not-exceed-the
18	under the following conditions:	18	total-amount-raised-by-all-three-such-leviesin1986- The
19	(a) In any county where the total linear feet of	19	fund may be used for any lawful purpose authorized for
20	bridges or bridge construction is more than 4,000 and the	20	bridges in this part or in Title 7, chapter 14, part 22,
21	taxable value of property in that county is \$20 million or	21	inthis-part, or for public ferries in Title 7, chapter 22
22	less, the board may, if necessary, levy 1 mill.	22	part 28."
23	(b) In counties where the total linear feet of bridges	23	Section 2. Section 7-14-2807, MCA, is amended to read:
24	or bridge construction is more than 6,000 and the taxable	24	"7-14-2807. Tax levy for public ferry combined

- on or more than \$40 million, the board may, if sary, levy 2 mills.
- (3) For the purposes of this section, a free public ge is defined as any drainage structure located on, or through any road or highway.
- (4) These taxes must be levied and collected in the manner as other taxes. The Except when the county has a ined ferry and bridge fund, the money shall be kept as a ial bridge fund, subject to the order of the board for as herein provided, and shall not be transferable to any r fund.
  - ty public ferry tax levy authorized in 7-14-2807, the nue from the special municipal bridge levy authorized in -2503, and the revenue from the levy authorized by this ion. The--revenue--from-these-levies-may-not-exceed-the 1-amount-raised-by-all-three-such-levies--in--1986- The may be used for any lawful purpose authorized for ges in this part or in Title 7, chapter 14, part 22, or this-part, or for public ferries in Title 7, chapter 22,

Section 2. Section 7-14-2807, MCA, is amended to read: 24 \*7-14-2807. Tax levy for public ferry -- combined

Montana Legislative Council

value of property in that county is not less than \$20

25

ferry and bridge fund. (1) The If a county owns or operates

- a public ferry, the board of county commissioners may levy a special tax, not to exceed 2 mills on the dollar, on the taxable property of the county for the purpose of constructing, maintaining, and repairing public ferries.
- 5 <u>(2) The board may combine the revenue from the tax</u>
  6 <u>authorized in this section with revenues from taxes to</u>
  7 <u>support bridges as provided in 7-14-2502."</u>
- 8 <u>NEW SECTION.</u> **Section 3.** Effective date. [This act] is 9 effective July 1, 1989.

12

13

14

15 16

17

18

19

20

21

22

23

part 28."

25

T	HOUSE BILL NO. 79
2	INTRODUCED BY DEBRUYCKER, JENKINS
3	
4	A BILL FOR AN ACT ENTITLED: "AN ACT TO AUTHORIZE A
5	COMBINATION COUNTY FERRY AND BRIDGE FUND IN COUNTIES THAT
6	OWN OR OPERATE A PUBLIC FERRY; AMENDING SECTIONS 7-14-2502
7	AND 7-14-2807, MCA; AND PROVIDING AN EFFECTIVE DATE."
8	
9	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
10	Section 1. Section 7-14-2502, MCA, is amended to read:
11	"7-14-2502. Special bridge tax authorized combined
12	ferry and bridge fund. (1) Each board may levy a special tax
13	not to exceed 4 mills on all taxable property in the county
14	for the purpose of constructing, maintaining, and repairing
15	free public bridges, which includes those bridges within the
16	municipalities.
17	(2) An additional levy for these purposes may be made
18	under the following conditions:
19	(a) In any county where the total linear feet of
20	bridges or bridge construction is more than 4,000 and the
21	taxable value of property in that county is \$20 million or
22	less, the board may, if necessary, levy 1 mill.
23	(b) In counties where the total linear feet of bridges
24	or bridge construction is more than 6,000 and the taxable
25	value of property in that county is not less than \$20

1	million	or	more	than	\$40	million,	the	board	may,	i f
2	necessar	y, 1	evy 2	mills.						

- (3) For the purposes of this section, a free public 3 bridge is defined as any drainage structure located on, 4 5 over, or through any road or highway.
- (4) These taxes must be levied and collected in the 7 same manner as other taxes. The Except when the county has a combined ferry and bridge fund, the money shall be kept as a 9 special bridge fund, subject to the order of the board for 10 use as herein provided, and shall not be transferable to any 11 other fund.
  - (5) If a county owns or operates a public ferry, the board may combine into a single fund the revenue from the county public ferry tax levy authorized in 7-14-2807, the revenue from the special municipal bridge levy authorized in 7-14-2503, and the revenue from the levy authorized by this section. The--revenue--from-these-levies-may-not-exceed-the total-amount-raised-by-all-three-such-levies--in--1986. The fund may be used for any lawful purpose authorized for bridges in this part or in Title 7, chapter 14, part 22, or in--this-part, or for public ferries in Title 7, chapter 22,
- 24 \*7-14-2807. Tax levy for public ferry -- combined 25 ferry and bridge fund. (1) The If a county owns or operates

Section 2. Section 7-14-2807, MCA, is amended to read:

special tax, not to exceed 2 mills on the dollar,	on th
openial car, not to enoted I mail on the dollar,	
3 taxable property of the county for the purp	ose o
constructing, maintaining, and repairing public ferri	es.
(2) The board may combine the revenue from t	he ta

5 (2) The board may combine the revenue from the tax
6 authorized in this section with revenues from taxes to
7 support bridges as provided in 7-14-2502."

8 NEW SECTION. Section 3. Effective date. [This act] is 9 effective July 1, 1989.