

HOUSE BILL NO. 550

INTRODUCED BY VINCENT, HARP, YELLOWTAIL,  
HALLIGAN, PETERSON, PATTERSON, BISHOP,  
NOBLE, WILLIAMS

IN THE HOUSE

FEBRUARY 2, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON BUSINESS & ECONOMIC DEVELOPMENT.
FEBRUARY 3, 1989	FIRST READING.
FEBRUARY 8, 1989	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
FEBRUARY 9, 1989	PRINTING REPORT.
FEBRUARY 11, 1989	SECOND READING, DO PASS.  ON MOTION TAKEN FROM ENGROSSING AND REREFERRED TO COMMITTEE ON APPROPRIATIONS.
MARCH 20, 1989	COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.
MARCH 21, 1989	PRINTING REPORT.
MARCH 22, 1989	SECOND READING, DO PASS.  ENGROSSING REPORT.
MARCH 23, 1989	THIRD READING, PASSED. AYES, 92; NOES, 6.  TRANSMITTED TO SENATE.

IN THE SENATE

MARCH 27, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON BUSINESS & INDUSTRY.  FIRST READING.
APRIL 10, 1989	COMMITTEE RECOMMEND BILL BE

CONCURRED IN AS AMENDED. REPORT  
ADOPTED.

APRIL 11, 1989

SECOND READING, CONCURRED IN.

APRIL 13, 1989

THIRD READING, CONCURRED IN.  
AYES, 37; NOES, 8.

RETURNED TO HOUSE WITH AMENDMENTS.

IN THE HOUSE

APRIL 15, 1989

RECEIVED FROM SENATE.

SECOND READING, AMENDMENTS  
CONCURRED IN.

APRIL 17, 1989

THIRD READING, AMENDMENTS  
CONCURRED IN.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 *House* BILL NO. *550*  
2 INTRODUCED BY *Vargant HART Yellowtail Kelly*  
3 *Partisan Bishop Smith Williams*  
4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE  
5 DEPARTMENT OF COMMERCE TO PRESENT TO THE 52ND LEGISLATURE A  
6 PLAN FOR WORLD-CLASS TOURIST WELCOMING AND INFORMATION  
7 CENTERS IN MONTANA; AND PROVIDING AN IMMEDIATE EFFECTIVE  
8 DATE."  
9

10 WHEREAS, travel and tourism are among Montana's leading  
11 industries and are steadily and rapidly increasing in  
12 importance in the Montana economy; and

13 WHEREAS, the competition among states and provinces to  
14 attract travelers and vacationers to scenic, recreational,  
15 and historic locations adds new dimensions to the efforts of  
16 each state and province to increase its share of the profits  
17 derived from this industry; and

18 WHEREAS, travel and tourism detract nothing from the  
19 attributes of Montana and the impact on the environment is  
20 negligible or subject to amelioration; and

21 WHEREAS, the Legislature intended that the proceeds of  
22 the lodging facility use tax enacted in 1987 be dedicated to  
23 the promotion of Montana's travel and tourism industries;  
24 and

25 WHEREAS, the Department of Commerce is charged with the

1 responsibility of administering the uses of the proceeds of  
2 the lodging facility use tax; and

3 WHEREAS, the Legislature finds that informing visitors  
4 to Montana of the many points of scenic interest, historical  
5 sites, and recreational opportunities awaiting them under  
6 the Big Sky promises benefits not only for the travel and  
7 tourism industry but also for all Montanans.  
8

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

10 NEW SECTION. **Section 1.** Department of commerce to  
11 present plan for welcoming and information centers. (1) The  
12 department of commerce shall develop and present to the 52nd  
13 legislature on or before the second legislative day a plan  
14 for a system of world-class visitor welcoming and  
15 information centers to be located in Montana.

16 (2) The plan for welcoming and information centers  
17 must include:

18 (a) designation of the most beneficial and  
19 cost-effective sites;

20 (b) a determination of the land needed for the centers  
21 and the estimated cost of acquiring the land;

22 (c) architectural and artistic designs for the centers  
23 that are consistent with the state of the art and that  
24 provide for all services necessary to achieve the purposes  
25 of [this act];

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1       (d) qualifications for personnel to staff the centers;  
2       (e) suggestions for periods during each year when full  
3 or partial staffing and operation of the centers is needed;  
4 and  
5       (f) a formal, documented proposal for funding the  
6 design, construction, maintenance, and operation of the  
7 centers.

8       NEW SECTION. **Section 2.** Effective date. [This act] is  
9 effective on passage and approval.

-End-

## STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB550, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

HB550 would require the Department of Commerce to present to the Fifty-Second Legislature a plan for world-class tourist welcoming and information centers in Montana.

ASSUMPTIONS:

1. Six sites will be selected at major highway entrances and each site will require an average of eight hours of legal research.
2. Research and presentation of the plan can be accomplished with an additional 0.33 FTE (grade 15) working with current level staff each year of the 1991 biennium.
3. Architectural and artistic design portions of the plan can be accomplished with a \$16,000 contract in FY91.
4. There will be a total of three trips to each site by the researcher and/or designer.

FISCAL IMPACT:

		<u>FY90</u>			<u>FY91</u>	
<u>Expenditures:</u>	Current	Proposed		Current	Proposed	
Dept. of Commerce	<u>Law</u>	<u>Law</u>	<u>Difference</u>	<u>Law</u>	<u>Law</u>	<u>Difference</u>
Personal Services	-0-	\$11,500	\$11,500	-0-	\$11,500	\$11,500
Operating Expenses	-0-	4,070	4,070	-0-	21,440	21,440
Total	-0-	\$15,570	\$15,570	-0-	\$32,940	\$32,940

Funding:

State Special Revenue	-0-	\$15,570	\$15,570	-0-	\$32,940	\$32,940
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(see Technical Notes)

LONG-RANGE EFFECTS OF PROPOSED LEGISLATION:

It is assumed that capital expenditures of an undeterminate amount will be undertaken to implement a plan.

TECHNICAL NOTES:

1. "World-class" centers is assumed to mean equal in scope to the finest in the world. Options may exist to accomplish the task and the legislature might wish to choose from a number of possibilities, but these could not be presented under this bill as proposed.
2. The bill does not identify a funding source. The "plan" could be accomplished by use of general fund or state special revenue. There are two state special revenue options: either the "gas tax" or the "bed tax." If the "bed tax" were to be used, 15-65-121, MCA, states that the Dept. of Commerce can only use its proceeds for "promotion." Further, 15-65-121, MCA, provides that 2.5% of the tax is statutorily appropriated to the university system for a "travel research program."

Ray Shackelford      2/8/89  
 RAY SHACKLEFORD, BUDGET DIRECTOR      DATE  
 OFFICE OF BUDGET AND PROGRAM PLANNING

JOHN VINCENT, PRIMARY SPONSOR      2/09/89  
 DATE

Fiscal Note for HB550, as introduced

**HB 550**

APPROVED BY COMM. ON BUSINESS  
AND ECONOMIC DEVELOPMENT

1 *HOUSE* BILL NO. *550*  
2 INTRODUCED BY *Vargant* *HARP* *Yellowtail* *Kelly* *Stinson*  
3 *Farrington* *Ridgway* *Fuller* *Wallace*

4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE  
5 DEPARTMENT OF COMMERCE TO PRESENT TO THE 52ND LEGISLATURE A  
6 PLAN FOR WORLD-CLASS TOURIST WELCOMING AND INFORMATION  
7 CENTERS IN MONTANA; AND PROVIDING AN IMMEDIATE EFFECTIVE  
8 DATE."  
9

10 WHEREAS, travel and tourism are among Montana's leading  
11 industries and are steadily and rapidly increasing in  
12 importance in the Montana economy; and

13 WHEREAS, the competition among states and provinces to  
14 attract travelers and vacationers to scenic, recreational,  
15 and historic locations adds new dimensions to the efforts of  
16 each state and province to increase its share of the profits  
17 derived from this industry; and

18 WHEREAS, travel and tourism detract nothing from the  
19 attributes of Montana and the impact on the environment is  
20 negligible or subject to amelioration; and

21 WHEREAS, the Legislature intended that the proceeds of  
22 the lodging facility use tax enacted in 1987 be dedicated to  
23 the promotion of Montana's travel and tourism industries;  
24 and

25 WHEREAS, the Department of Commerce is charged with the

1 responsibility of administering the uses of the proceeds of  
2 the lodging facility use tax; and

3 WHEREAS, the Legislature finds that informing visitors  
4 to Montana of the many points of scenic interest, historical  
5 sites, and recreational opportunities awaiting them under  
6 the Big Sky promises benefits not only for the travel and  
7 tourism industry but also for all Montanans.  
8

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

10 NEW SECTION. **Section 1.** Department of commerce to  
11 present plan for welcoming and information centers. (1) The  
12 department of commerce shall develop and present to the 52nd  
13 legislature on or before the second legislative day a plan  
14 for a system of world-class visitor welcoming and  
15 information centers to be located in Montana.

16 (2) The plan for welcoming and information centers  
17 must include:

18 (a) designation of the most beneficial and  
19 cost-effective sites;

20 (b) a determination of the land needed for the centers  
21 and the estimated cost of acquiring the land;

22 (c) architectural and artistic designs for the centers  
23 that are consistent with the state of the art and that  
24 provide for all services necessary to achieve the purposes  
25 of [this act];

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- 1 (d) qualifications for personnel to staff the centers;  
2 (e) suggestions for periods during each year when full  
3 or partial staffing and operation of the centers is needed;  
4 and  
5 (f) a formal, documented proposal for funding the  
6 design, construction, maintenance, and operation of the  
7 centers.

8 NEW SECTION. **Section 2.** Effective date. [This act] is  
9 effective on passage and approval.

-End-

HOUSE BILL NO. 550

INTRODUCED BY VINCENT, HARP, YELLOWTAIL,

HALLIGAN, PETERSON, PATTERSON, BISHOP,

NOBLE, WILLIAMS,

A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE DEPARTMENT OF COMMERCE AND THE SCHOOL OF ARCHITECTURE AT MONTANA STATE UNIVERSITY TO PRESENT TO THE 52ND LEGISLATURE A PLAN FOR WORLD-CLASS TOURIST WELCOMING AND INFORMATION CENTERS IN MONTANA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

WHEREAS, travel and tourism are among Montana's leading industries and are steadily and rapidly increasing in importance in the Montana economy; and

WHEREAS, the competition among states and provinces to attract travelers and vacationers to scenic, recreational, and historic locations adds new dimensions to the efforts of each state and province to increase its share of the profits derived from this industry; and

WHEREAS, travel and tourism detract nothing from the attributes of Montana and the impact on the environment is negligible or subject to amelioration; and

WHEREAS, the Legislature intended that the proceeds of the lodging facility use tax enacted in 1987 be dedicated to

the promotion of Montana's travel and tourism industries; and

WHEREAS, the Department of Commerce is charged with the responsibility of administering the uses of the proceeds of the lodging facility use tax; and

WHEREAS, the Legislature finds that informing visitors to Montana of the many points of scenic interest, historical sites, and recreational opportunities awaiting them under the Big Sky promises benefits not only for the travel and tourism industry but also for all Montanans.

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

NEW SECTION. Section 1. Department of commerce IN CONJUNCTION WITH THE SCHOOL OF ARCHITECTURE AT MONTANA STATE UNIVERSITY to present plan for welcoming and information centers. (1) The department of commerce IN CONJUNCTION WITH THE SCHOOL OF ARCHITECTURE AT MONTANA STATE UNIVERSITY shall develop and present to the 52nd legislature on or before the second legislative day a plan for a system of world-class visitor welcoming and information centers to be located in Montana.

(2) The plan for welcoming and information centers must include:

(a) designation of the most beneficial and cost-effective sites;



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1 (b) a determination of the land needed for the centers  
2 and the estimated cost of acquiring the land;

3 (c) architectural and artistic designs for the centers  
4 that are consistent with the state of the art and that  
5 provide for all services necessary to achieve the purposes  
6 of [this act];

7 (d) qualifications for personnel to staff the centers;

8 (e) suggestions for periods during each year when full  
9 or partial staffing and operation of the centers is needed;  
10 and

11 (f) a formal, documented proposal for funding the  
12 design, construction, maintenance, and operation of the  
13 centers.

14 NEW SECTION. Section 2. Effective date. [This act] is  
15 effective on passage and approval.

-End-

SENATE STANDING COMMITTEE REPORT

April 8, 1989

MR. PRESIDENT:

We, your committee on Business and Industry, having had under consideration HB 550 (third reading copy -- blue), respectfully report that HB 550 be amended and as so amended be concurred in:

Sponsor: Vincent ( )

1. Title, lines 7 and 8.

Following: "COMMERCE" on line 7

Strike: remainder of line 7 through "UNIVERSITY" on line 7

Insert: "ACTING AS LEAD AGENCY IN CONJUNCTION WITH OTHERS"

2. Title, line 9.

Strike: "WORLD-CLASS"

3. Page 2, lines 13 through 15.

Following: "commerce" on line 13

Strike: remainder of line 13 through "UNIVERSITY" on line 15

4. Page 2, lines 16 and 17.

Following: "commerce" on line 16

Strike: remainder of line 16 through "UNIVERSITY" on line 17

5. Page 2, line 19.

Strike: "world-class"

Insert: "up-to-date, technologically complete, and architecturally appropriate"

6. Page 2, line 21.

Following: "Montana."

Insert: "The department shall act as the lead agency in preparing the plan, in cooperation with the university system travel research program, the department of highways, the department of fish, wildlife, and parks, the Montana state university school of architecture, and other appropriate agencies."

7. Page 3.

Following: line 13

Insert: "NEW SECTION. Section 2. Funding. (1) Funding to implement [this act] must be provided from existing appropriations as follows:

(a) two-thirds by the university system from the special revenue fund in 15-65-121(1)(b); and

(b) one-third by the department of highways from the special revenue fund.

(2) Total planning costs may not exceed \$49,000."

Renumber: subsequent section

AND AS AMENDED BE CONCURRED IN

Signed:   
Gene Thayer, Chairman

SENATE  
HB 550

## HOUSE BILL NO. 550

INTRODUCED BY VINCENT, HARP, YELLOWTAIL,  
HALLIGAN, PETERSON, PATTERSON, BISHOP,  
NOBLE, WILLIAMS

A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE  
DEPARTMENT OF COMMERCE ~~AND--THE-SCHOOL-OF-ARCHITECTURE-AT~~  
~~MONTANA--STATE--UNIVERSITY~~, ACTING AS LEAD AGENCY IN  
CONJUNCTION WITH OTHERS, TO PRESENT TO THE 52ND LEGISLATURE  
A PLAN FOR WORLD-CLASS TOURIST WELCOMING AND INFORMATION  
CENTERS IN MONTANA; AND PROVIDING AN IMMEDIATE EFFECTIVE  
DATE."

WHEREAS, travel and tourism are among Montana's leading  
industries and are steadily and rapidly increasing in  
importance in the Montana economy; and

WHEREAS, the competition among states and provinces to  
attract travelers and vacationers to scenic, recreational,  
and historic locations adds new dimensions to the efforts of  
each state and province to increase its share of the profits  
derived from this industry; and

WHEREAS, travel and tourism detract nothing from the  
attributes of Montana and the impact on the environment is  
negligible or subject to amelioration; and

WHEREAS, the Legislature intended that the proceeds of

the lodging facility use tax enacted in 1987 be dedicated to  
the promotion of Montana's travel and tourism industries;  
and

WHEREAS, the Department of Commerce is charged with the  
responsibility of administering the uses of the proceeds of  
the lodging facility use tax; and

WHEREAS, the Legislature finds that informing visitors  
to Montana of the many points of scenic interest, historical  
sites, and recreational opportunities awaiting them under  
the Big Sky promises benefits not only for the travel and  
tourism industry but also for all Montanans.

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

NEW SECTION. Section 1. Department of commerce ~~IN~~  
~~CONJUNCTION-WITH-THE-SCHOOL-OF-ARCHITECTURE-AT-MONTANA-STATE~~  
~~UNIVERSITY~~ to present plan for welcoming and information  
centers. (1) The department of commerce ~~IN-CONJUNCTION-WITH~~  
~~THE-SCHOOL-OF-ARCHITECTURE-AT-MONTANA-STATE-UNIVERSITY~~ shall  
develop and present to the 52nd legislature on or before the  
second legislative day a plan for a system of world-class  
UP-TO-DATE, TECHNOLOGICALLY COMPLETE, AND ARCHITECTURALLY  
APPROPRIATE visitor welcoming and information centers to be  
located in Montana. THE DEPARTMENT SHALL ACT AS THE LEAD  
AGENCY IN PREPARING THE PLAN, IN COOPERATION WITH THE  
UNIVERSITY SYSTEM TRAVEL RESEARCH PROGRAM, THE DEPARTMENT OF

HIGHWAYS, THE DEPARTMENT OF FISH, WILDLIFE, AND PARKS, THE  
MONTANA STATE UNIVERSITY SCHOOL OF ARCHITECTURE, AND OTHER  
APPROPRIATE AGENCIES.

(2) The plan for welcoming and information centers must include:

(a) designation of the most beneficial and cost-effective sites;

(b) a determination of the land needed for the centers and the estimated cost of acquiring the land;

(c) architectural and artistic designs for the centers that are consistent with the state of the art and that provide for all services necessary to achieve the purposes of [this act];

(d) qualifications for personnel to staff the centers;

(e) suggestions for periods during each year when full or partial staffing and operation of the centers is needed; and

(f) a formal, documented proposal for funding the design, construction, maintenance, and operation of the centers.

NEW SECTION. SECTION 2. FUNDING. (1) FUNDING TO IMPLEMENT [THIS ACT] MUST BE PROVIDED FROM EXISTING APPROPRIATIONS AS FOLLOWS:

(A) TWO-THIRDS BY THE UNIVERSITY SYSTEM FROM THE SPECIAL REVENUE FUND IN 15-65-121(1)(B); AND

(B) ONE-THIRD BY THE DEPARTMENT OF HIGHWAYS FROM THE SPECIAL REVENUE FUND.

(2) TOTAL PLANNING COSTS MAY NOT EXCEED \$49,000.

NEW SECTION. Section 3. Effective date. [This act] is effective on passage and approval.

-End-