

SENATE BILL NO. 21

INTRODUCED BY HARP

BY REQUEST OF THE DEPARTMENT OF REVENUE

IN THE SENATE

JANUARY 2, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON JUDICIARY.
	FIRST READING.
JANUARY 5, 1989	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
JANUARY 6, 1989	PRINTING REPORT.
JANUARY 7, 1989	SECOND READING, DO PASS.
JANUARY 9, 1989	ENGROSSING REPORT.
JANUARY 10, 1989	THIRD READING, PASSED. AYES, 45; NOES, 4.
	TRANSMITTED TO HOUSE.

IN THE HOUSE

JANUARY 10, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON JUDICIARY.
FEBRUARY 20, 1989	FIRST READING.
MARCH 7, 1989	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 8, 1989	SECOND READING, CONCURRED IN.
MARCH 9, 1989	THIRD READING, CONCURRED IN. AYES, 76; NOES, 16.
	RETURNED TO SENATE.

MARCH 10, 1989

IN THE SENATE

RECEIVED FROM HOUSE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

SENATE BILL NO. 21

INTRODUCED BY HARP

BY REQUEST OF THE DEPARTMENT OF REVENUE

A BILL FOR AN ACT ENTITLED: "AN ACT MAKING THE DEPARTMENT OF REVENUE A CRIMINAL JUSTICE AGENCY FOR PURPOSES OF THE MONTANA CRIMINAL JUSTICE INFORMATION ACT AND ALLOWING IT TO DESIGNATE DEPARTMENT EMPLOYEES AS PEACE OFFICERS, WITH SEARCH, SEIZURE, AND ARREST POWERS, FOR THE ENFORCEMENT OF LAWS RELATING TO PUBLIC ASSISTANCE; AMENDING SECTION 53-2-501, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

Section 1. Section 53-2-501, MCA, is amended to read:

"53-2-501. Investigations and enforcement actions by department of revenue. (1) When requested by the department of social and rehabilitation services, the department of revenue shall:

(a) investigate matters relating to public assistance and vendor payments, including but not limited to the claim for an acceptance of public assistance benefits by public assistance recipients and the receipt and disbursal of public assistance funds by state, county, or other governmental agencies;

(b) institute civil or criminal actions in the

appropriate courts to enforce the public assistance laws and violations thereof.

(2) For purposes of the enforcement of and investigations relating to laws governing public assistance and vendor payments, the department of revenue is a criminal justice agency, as defined in 44-5-103, and employees designated by the department have peace officer status with the powers of search, seizure, and arrest."

Section 2. Extension of authority. Any existing authority to make rules on the subject of the provisions of [this act] is extended to the provisions of [this act].

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

-End-

APPROVED BY COMMITTEE
ON JUDICIARY

1 SENATE BILL NO. 21
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5 A BILL FOR AN ACT ENTITLED: "AN ACT MAKING THE DEPARTMENT
6 OF REVENUE A CRIMINAL JUSTICE AGENCY FOR PURPOSES OF THE
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8 DESIGNATE DEPARTMENT EMPLOYEES AS PEACE OFFICERS, WITH
9 SEARCH, SEIZURE, AND ARREST POWERS, FOR THE ENFORCEMENT OF
10 LAWS RELATING TO PUBLIC ASSISTANCE; AMENDING SECTION
11 53-2-501, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."
12
13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
14 **Section 1.** Section 53-2-501, MCA, is amended to read:
15 "53-2-501. Investigations and enforcement actions by
16 department of revenue. (1) When requested by the department
17 of social and rehabilitation services, the department of
18 revenue shall:
19 (1)(a) investigate matters relating to public
20 assistance and vendor payments, including but not limited to
21 the claim for an acceptance of public assistance benefits by
22 public assistance recipients and the receipt and disbursal
23 of public assistance funds by state, county, or other
24 governmental agencies;
25 (2)(b) institute civil or criminal actions in the

1 appropriate courts to enforce the public assistance laws and
2 violations thereof.
3 (2) For purposes of the enforcement of and
4 investigations relating to laws governing public assistance
5 and vendor payments, the department of revenue is a criminal
6 justice agency, as defined in 44-5-103, and employees
7 designated by the department have peace officer status with
8 the powers of search, seizure, and arrest."
9 **Section 2.** Extension of authority. Any existing
10 authority to make rules on the subject of the provisions of
11 [this act] is extended to the provisions of [this act].
12 **Section 3.** Effective date. [This act] is effective on
13 passage and approval.

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NEW SECTION. Section 2. Extension of authority. Any existing authority to make rules on the subject of the provisions of [this act] is extended to the provisions of [this act].

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

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