

HOUSE BILL 46

Introduced by Schye, et al.

6/21	Introduced
6/22	Referred to Appropriations
6/26	Hearing
6/27	Hearing
6/27	Committee Report--Bill Passed
6/28	2nd Reading Passed
6/29	3rd Reading Passed

Transmitted to Senate

6/29	Referred to Finance & Claims
7/07	Committee Report--Bill Not Concurred
7/07	Adverse Committee Report Adopted

1 HOUSE BILL NO. 46  
2 INTRODUCED BY Schylz Jorgensen NATHAN BARKER  
3

4 A BILL FOR AN ACT ENTITLED: "AN ACT TRANSFERRING THE  
5 LITIGATION BUREAU OF THE TRANSPORTATION DIVISION OF THE  
6 DEPARTMENT OF COMMERCE TO THE DEPARTMENT OF JUSTICE;  
7 PROVIDING AN APPROPRIATION; AND PROVIDING AN IMMEDIATE  
8 EFFECTIVE DATE."  
9

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

11 NEW SECTION. Section 1. Transfer of functions. The  
12 functions formerly performed by the litigation bureau of the  
13 transportation division of the department of commerce are  
14 hereby transferred to and are to be performed by the  
15 department of justice. The provisions of 2-15-131 through  
16 2-15-135 apply to the transfer of functions.

17 NEW SECTION. Section 2. Transfer of funds --  
18 appropriation. (1) In order to cover costs of functions  
19 formerly performed by the litigation bureau of the  
20 transportation division of the department of commerce, there  
21 is appropriated from the general fund to the department of  
22 justice for fiscal years 1990 and 1991:

	<u>Fiscal 1990</u>	<u>Fiscal 1991</u>
24 (a) Personal services	\$114,537	\$114,931
25 (b) Operating expenses	<u>64,526</u>	<u>64,526</u>

1 Subtotal	\$179,063	\$179,457
2 (c) McCarty Farms litigation	<u>\$180,000</u>	<u>\$ 0</u>
3 Total	\$359,063	\$179,457

4 (2) Money appropriated from the general fund for  
5 fiscal years 1990 and 1991 to the transportation division of  
6 the department of commerce by section 16, House Bill No.  
7 100, Laws of 1989, for personal services and operating  
8 expenses applicable to the litigation bureau is hereby  
9 reduced by the amounts appropriated in subsection (1).

10 (3) The appropriation in subsection (1)(c) is for  
11 litigation costs for the McCarty Farms case. The department  
12 of justice shall seek to recover the general fund  
13 expenditures plus interest at a rate of 10% from any  
14 settlement in this case.

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

-End-



APPROVED BY COMMITTEE  
ON APPROPRIATIONS

1                                    HOUSE BILL NO. 46  
2 INTRODUCED BY Schuyler Ferguson WATER  
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