

1 House BILL NO. 51
2 INTRODUCED BY Kedon

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING FOR THE
5 STATUTORY APPROPRIATION OF MONEY TO THE GOVERNOR FOR AN
6 EMERGENCY OR DISASTER DUE TO FIRE; AMENDING SECTION
7 10-3-312, MCA; AND PROVIDING A CONTINGENT EFFECTIVE DATE."

8
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 **Section 1.** Section 10-3-312, MCA, is amended to read:

11 "10-3-312. **Maximum expenditure by governor --**
12 **appropriation.** (1) (a) Whenever an emergency or disaster is
13 declared by the governor, there is statutorily appropriated
14 to the office of the governor, as provided in 17-7-502, and
15 he the governor is authorized to expend from the general
16 fund, an amount not to exceed \$2 million in any biennium.

17 (b) Whenever an emergency or disaster due to fire is
18 declared by the governor, there is statutorily appropriated
19 to the office of the governor, as provided in 17-7-502, and
20 the governor is authorized to expend from the general fund,
21 an amount not to exceed \$3 million in any biennium. The
22 amount appropriated in this subsection (b) may be combined
23 with the amount appropriated in subsection (1)(a) for an
24 emergency or disaster due to fire.

25 (2) In the event of the recovery of money expended

1 under this section, the spending authority must be
2 reinstated to a level reflecting the recovery.

3 ~~(2)~~(3) If a disaster is declared by the president of
4 the United States, there is statutorily appropriated to the
5 office of the governor, as provided in 17-7-502, and he is
6 authorized to expend from the general fund, an amount not to
7 exceed \$500,000 during the biennium to meet the state's
8 share of the individual and family grant programs as
9 provided in 42 U.S.C. 5178."

10 **NEW SECTION. Section 2.** Effective date -- contingent
11 voidness. (1) Subject to the condition contained in
12 subsection (2), [this act] is effective on passage and
13 approval.

14 (2) If House Bill No. 2 is passed and approved and if
15 it provides an appropriation for fire suppression costs
16 greater than the total amount appropriated for fire
17 suppression costs in Chapter 13, Special Laws of 1992, then
18 [this act] is void.

-End-

STATE OF MONTANA - FISCAL NOTE

Form BD-15

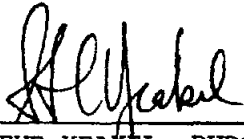
In compliance with a written request, there is hereby submitted a Fiscal Note for HB0051, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

An act providing for the statutory appropriation of money to the Governor for an emergency or disaster due to fire; and providing a contingent effective date.

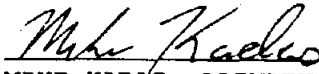
FISCAL IMPACT:

The proposal statutorily appropriates an amount not to exceed \$3 million in any biennium to the office of the governor whenever an emergency or disaster due to fire is declared.



STEVE YEAKEL, BUDGET DIRECTOR
Office of Budget and Program Planning

7/13/92
DATE



MIKE KADAS, PRIMARY SPONSOR

7-13-92
DATE

Fiscal Note for HB0051, as introduced

HB 51

APPROVED BY COMMITTEE
ON APPROPRIATIONS

HOUSE BILL NO. 51
INTRODUCED BY KADAS

A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING FOR THE
STATUTORY APPROPRIATION OF MONEY TO THE GOVERNOR FOR AN
EMERGENCY OR DISASTER DUE TO FIRE; AMENDING SECTION
10-3-312, MCA; AND PROVIDING A--~~CONTINGENT~~ AN IMMEDIATE
EFFECTIVE DATE."

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Section 1. Section 10-3-312, MCA, is amended to read:

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declared by the governor, there is statutorily appropriated
to the office of the governor, as provided in 17-7-502, and
he the governor is authorized to expend from the general
fund, an amount not to exceed \$2 million in any biennium.

(b) Whenever an emergency or disaster due to fire is
declared by the governor, there is statutorily appropriated
to the office of the governor, as provided in 17-7-502, and
the governor is authorized to expend from the general fund,
an amount not to exceed \$3 million in any biennium. The
amount appropriated in this subsection (b) may be combined
with the amount appropriated in subsection (1)(a) for an
emergency or disaster due to fire.

(2) In the event of the recovery of money expended
under this section, the spending authority must be
reinstated to a level reflecting the recovery.

(2)(3) If a disaster is declared by the president of
the United States, there is statutorily appropriated to the
office of the governor, as provided in 17-7-502, and he is
authorized to expend from the general fund, an amount not to
exceed \$500,000 during the biennium to meet the state's
share of the individual and family grant programs as
provided in 42 U.S.C. 5178."

~~NEW SECTION--Section 2--Effective date-----contingent--
voidness---(1)---Subject--to--the--condition--contained--in
subsection-(2);--(this--act)--is--effective--on--passage--and
approval;~~

~~(2)--If--House--Bill--No--2--is--passed--and--approved--and--if
it--provides--an--appropriation--for--fire--suppression--costs
greater---than---the--total--amount--appropriated--for--fire
suppression--costs--in--Chapter--137--Special--laws--of--1992,--then
(this--act)--is--void;~~

NEW SECTION. SECTION 2. EFFECTIVE DATE. (THIS ACT) IS
EFFECTIVE ON PASSAGE AND APPROVAL.

-End-

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17 fund, an amount not to exceed \$2 million in any biennium.

18 (b) Whenever an emergency or disaster due to fire is
19 declared by the governor, there is statutorily appropriated
20 to the office of the governor, as provided in 17-7-502, and
21 the governor is authorized to expend from the general fund,
22 an amount not to exceed \$3 million in any biennium. The
23 amount appropriated in this subsection (b) may be combined
24 with the amount appropriated in subsection (1)(a) for an
25 emergency or disaster due to fire.

1 (2) In the event of the recovery of money expended
2 under this section, the spending authority must be
3 reinstated to a level reflecting the recovery.

4 (2)(3) If a disaster is declared by the president of
5 the United States, there is statutorily appropriated to the
6 office of the governor, as provided in 17-7-502, and he is
7 authorized to expend from the general fund, an amount not to
8 exceed \$500,000 during the biennium to meet the state's
9 share of the individual and family grant programs as
10 provided in 42 U.S.C. 5178."

11 ~~NEW SECTION. -- Section 2. -- Effective date ----- contingent --~~
12 ~~voidness. --- (1) --- Subject to the condition contained in~~
13 ~~subsection (2), {this act} is effective on passage and~~
14 ~~approval:~~

15 ~~(2) -- If House Bill No. 2 is passed and approved and if~~
16 ~~it provides an appropriation for fire suppression costs~~
17 ~~greater than the total amount appropriated for fire~~
18 ~~suppression costs in Chapter 137 Special Laws of 1992, then~~
19 ~~{this act} is void:~~

20 NEW SECTION. SECTION 2. EFFECTIVE DATE. (THIS ACT) IS
21 EFFECTIVE ON PASSAGE AND APPROVAL.

-End-

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 16 ~~it--provides--an--appropriation--for--fire--suppression--costs~~
 17 ~~greater---than---the--total--amount--appropriated--for--fire~~
 18 ~~suppression-costs-in-Chapter-137-Special-laws-of-1992,--then~~
 19 ~~(this-act)-is-void:~~

20 NEW SECTION. SECTION 2. EFFECTIVE DATE. [THIS ACT] IS
 21 EFFECTIVE ON PASSAGE AND APPROVAL.

-End-

