SENATE BILL NO. 399

INTRODUCED BY ECK

IN THE SENATE

•	IN THE SENATE
FEBRUARY 15, 1993	INTRODUCED AND REFERRED TO COMMITTEE ON LOCAL GOVERNMENT.
	FIRST READING.
FEBRUARY 19, 1993	COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.
FEBRUARY 20, 1993	PRINTING REPORT.
FEBRUARY 22, 1993	SECOND READING, DO PASS.
FEBRUARY 23, 1993	ENGROSSING REPORT.
	THIRD READING, PASSED. AYES, 42; NOES, 7.
	TRANSMITTED TO HOUSE.
	IN THE HOUSE
FEBRUARY 23, 1993	IN THE HOUSE INTRODUCED AND REFERRED TO COMMITTEE ON TAXATION.
	INTRODUCED AND REFERRED TO COMMITTEE
	INTRODUCED AND REFERRED TO COMMITTEE ON TAXATION.
FEBRUARY 23, 1993	INTRODUCED AND REFERRED TO COMMITTEE ON TAXATION. FIRST READING. COMMITTEE RECOMMEND BILL BE
FEBRUARY 23, 1993 MARCH 13, 1993	INTRODUCED AND REFERRED TO COMMITTEE ON TAXATION. FIRST READING. COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
FEBRUARY 23, 1993 MARCH 13, 1993 MARCH 27, 1993	INTRODUCED AND REFERRED TO COMMITTEE ON TAXATION. FIRST READING. COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED. SECOND READING, CONCURRED IN. THIRD READING, CONCURRED IN.
MARCH 13, 1993 MARCH 27, 1993 MARCH 30, 1993 MARCH 31, 1993	INTRODUCED AND REFERRED TO COMMITTEE ON TAXATION. FIRST READING. COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED. SECOND READING, CONCURRED IN. THIRD READING, CONCURRED IN. AYES, 63; NOES, 36.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

Senata	BILL	NO.	399
~~~~~			

INTRODUCED BY

3

1

A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING A LOCAL GOVERNMENT TO LEVY 1 MILL FOR ECONOMIC DEVELOPMENT BY A VOTE OF THE GOVERNING BODY: AND AMENDING SECTION 90-5-112, MCA."

7

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

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

Section 1. Section 90-5-112, MCA, is amended to read:

"90-5-112. Economic development levy. (1) Upon--an affirmative-vote-of--a--majority--of--the--qualified--voters voting-in-a-city7-county7-or-town-on-the-question-of-whether the--governing-body-may-levy-a-tax-for-economic-development7 the The governing body of that a city, county, or town is authorized-to may levy in-any-one-election up to 1 mill upon the taxable value of all the property in the county, city, or town subject to taxation for the purpose of economic development for a period not to exceed 5 years.

(2) Funds derived from this levy may be used for purchasing land for industrial parks, constructing buildings to house manufacturing and processing operations, conducting preliminary feasibility studies, promoting economic development opportunities in a particular area, and other activities generally associated with economic development. These funds may not be used to directly assist an industry's

Montana Legislative Council

- operations by loan or grant or to pay the salary or salary supplements of government employees.
- 3 (3) The governing body of the county, city, or town may
  4 use the funds derived from this levy to contract with local
  5 development companies and other associations or
  6 organizations capable of implementing the economic
  7 development function.
- 8 (4) The authorization to levy up to 1 mill for the 9 purpose of economic development, as provided in subsection 10 (1), is not subject to the provisions of Title 15, chapter 11 10, part 4."

-End-

1

## APPROVED BY COMM. ON LOCAL GOVERNMENT

2	INTRODUCED BY ECK
3	
4	A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING A LOCAL
5	GOVERNMENT TO LEVY 1 MILL FOR ECONOMIC DEVELOPMENT BY A VOTE
6	OF THE GOVERNING BODY; SUBJECTING THE LEVY TO THE PROVISIONS
7	OF TITLE 15, CHAPTER 10, PART 4, UNDER CERTAIN
8	CIRCUMSTANCES; AND AMENDING SECTION 90-5-112, MCA."
9	
10	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
11	Section 1. Section 90-5-112, MCA, is amended to read:
12	"90-5-112. Economic development levy. (1) Uponan
13	affirmativevoteofamajorityofthe-qualified-voters
14	voting-in-a-city;-county;-or-town-on-the-question-of-whether
15	the-governing-body-may-levy-a-tax-for-economicdevelopmenty
16	the The governingbody-of-that a citycounty-or-town-is
17	authorized-to may levy-in-mny-one-election-up-to-l-mill-upon
18	the-taxable-value-of-all-the-property-in-thecounty,city,
19	ortownsubjecttotaxationfor-the-purpose-of-economic
20	developmentforaperiodnottoexceed5years- THE
21	GOVERNING BODY OF A CITY, COUNTY, OR TOWN IS AUTHORIZED TO
22	LEVY UP TO 1 MILL UPON THE TAXABLE VALUE OF ALL THE PROPERTY
23	IN THE CITY, COUNTY, OR TOWN SUBJECT TO TAXATION FOR THE
24	PURPOSE OF ECONOMIC DEVELOPMENT, THE GOVERNING BODY MAY:
25	(A) SUBMIT THE QUESTION OF THE MILL LEVY TO THE

SENATE BILL NO. 399

1	QUALIFIED VOTERS VOTING IN A CITY, COUNTY, OR TOWN ELECTION;
2	<u>OR</u>
3	(B) APPROVE THE MILL LEVY BY A VOTE OF THE GOVERNING
4	BODY.
5	(2) Funds derived from this levy may be used for
6	purchasing land for industrial parks, constructing buildings
7	to house manufacturing and processing operations, conducting
8	preliminary feasibility studies, promoting economic
9	development opportunities in a particular area, and other
10	activities generally associated with economic development.
11	These funds may not be used to directly assist an industry's
12	operations by loan or grant or to pay the salary or salary
13	supplements of government employees.
14	(3) The governing body of the county, city, or town may
15	use the funds derived from this levy to contract with local
16	development companies and other associations or
17	organizations capable of implementing the economic
18	development function.
19	(4) The-authorization-to-levy-uptolmillforthe
20	purposeofeconomic-development;-as-provided-in-subsection
21	(+), A TAX AUTHORIZED BY A VOTE OF THE ELECTORATE, AS
22	PROVIDED IN SUBSECTION (1)(A), MAY BE LEVIED FOR A PERIOD

23

-End-

NOT TO EXCEED 5 YEARS AND is not subject to the provisions

of Title 15, chapter 10, part 4."

1

2	INTRODUCED BY ECK
3	
4	A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING A LOCAL
5	GOVERNMENT TO LEVY 1 MILL FOR ECONOMIC DEVELOPMENT BY A VOTE
6	OF THE GOVERNING BODY; SUBJECTING THE LEVY TO THE PROVISIONS
7	OF TITLE 15, CHAPTER 10, PART 4, UNDER CERTAIN
8	CIRCUNSTANCES; AND AMENDING SECTION 90-5-112, MCA."
9	
10	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
11	Section 1. Section 90-5-112, MCA, is amended to read:
12	*90-5-112. Economic development levy. (1) Uponan
13	affirmativevoteofamajorityofthe-qualified-voters
14	voting-in-a-cityy-countyy-or-town-on-the-question-of-whether
15	the-governing-body-may-levy-a-tax-for-economicdevelopment;
16	the The governingbody-of-that a cityy-countyy-or-town-is
17	authorized-to may levy-in-any-one-election-up-to-i-mill-upon
18	the-taxable-value-of-all-the-property-in-thecountyycityy
19	ortownsubjecttotaxationfor-the-purpose-of-economic
20	developmentforaperiodnottoexceed5years- THE
21	GOVERNING BODY OF A CITY, COUNTY, OR TOWN IS AUTHORIZED TO
22	LEVY UP TO 1 MILL UPON THE TAXABLE VALUE OF ALL THE PROPERTY
23	IN THE CITY, COUNTY, OR TOWN SUBJECT TO TAXATION FOR THE
24	PURPOSE OF ECONOMIC DEVELOPMENT. THE GOVERNING BODY MAY:
25	(A) SUBMIT THE QUESTION OF THE MILL LEVY TO THE

SENATE BILL NO. 399

2	<u>OR</u>
3	(B) APPROVE THE MILL LEVY BY A VOTE OF THE GOVERNING
4	BODY.
5	(2) Funds derived from this levy may be used for
6	purchasing land for industrial parks, constructing buildings
7	to house manufacturing and processing operations, conducting
В	preliminary feasibility studies, promoting economic
9	development opportunities in a particular area, and othe
10	activities generally associated with economic development
11	These funds may not be used to directly assist an industry's
12	operations by loan or grant or to pay the salary or salar
13	supplements of government employees.
14	(3) The governing body of the county, city, or town ma
15	use the funds derived from this levy to contract with loca
16	development companies and other associations o
17	organizations capable of implementing the economi
18	development function.
19	(4) The-authorization-to-levy-uptolmillforth
20	purposeofeconomic-developmenty-as-provided-in-subsection
21	(1), A TAX AUTHORIZED BY A VOTE OF THE ELECTORATE, A
22	PROVIDED IN SUBSECTION (1)(A), MAY BE LEVIED FOR A PERIO
23	NOT TO EXCEED 5 YEARS AND is not subject to the provision
24	of Title 15, chapter 10, part 4."

QUALIFIED VOTERS VOTING IN A CITY, COUNTY, OR TOWN ELECTION;

-End-

2	INTRODUCED BY ECK
3	
4	A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING A LOCAL
5	GOVERNMENT TO LEVY 1 MILL FOR ECONOMIC DEVELOPMENT BY A VOTE
6	OF THE GOVERNING BODY; SUBJECTING THE LEVY TO THE PROVISIONS
7	OF TITLE 15, CHAPTER 10, PART 4, UNDER CERTAIN
8	CIRCUMSTANCES; AND AMENDING SECTION 90-5-112, MCA."
9	
10	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
11	Section 1. Section 90-5-112, MCA, is amended to read:
12	"90-5-112. Economic development levy. (1) Uponan
13	affirmativevoteofamajorityofthe-qualified-voters
14	voting-in-a-cityy-countyy-or-town-on-the-question-of-whether
15	the-governing-body-may-levy-a-tax-for-economicdevelopment,
16	the The governingbody-of-that a cityy-countyy-or-town-is
17	authorized-to may levy-in-any-one-election-up-to-1-mill-upon
18	the-taxable-value-of-all-the-property-in-thecounty,city,
19	ortownsubjecttotaxationfor-the-purpose-of-economic
20	developmentforaperiodnottoexceed5years- THE
21	GOVERNING BODY OF A CITY, COUNTY, OR TOWN IS AUTHORIZED TO
22	LEVY UP TO 1 MILL UPON THE TAXABLE VALUE OF ALL THE PROPERTY
23	IN THE CITY, COUNTY, OR TOWN SUBJECT TO TAXATION FOR THE
24	PURPOSE OF ECONOMIC DEVELOPMENT. THE GOVERNING BODY MAY:
25	(A) SUBMIT THE QUESTION OF THE MILL LEVY TO THE

SENATE BILL NO. 399

1	QUALIFIED	VOTERS	VOTING	IN A	CITY,	COUNTY,	OR	TOWN	ELECTION;
2	<u>OR</u>								

- 3 (B) APPROVE THE MILL LEVY BY A VOTE OF THE GOVERNING
  4 BODY.
  - (2) Funds derived from this levy may be used for purchasing land for industrial parks, constructing buildings to house manufacturing and processing operations, conducting preliminary feasibility studies, promoting economic development opportunities in a particular area, and other activities generally associated with economic development. These funds may not be used to directly assist an industry's operations by loan or grant or to pay the salary or salary supplements of government employees.
    - (3) The governing body of the county, city, or town may use the funds derived from this levy to contract with local development companies and other associations or organizations capable of implementing the economic development function.
    - (4) The-authorization-to-levy-up--to--l--mill--for--the
      purpose--of--economic-developmenty-as-provided-in-subsection
      (1) A TAX AUTHORIZED BY A VOTE OF THE ELECTORATE, AS
      PROVIDED IN SUBSECTION (1)(A), MAY BE LEVIED FOR A PERIOD
      NOT TO EXCEED 5 YEARS AND is not subject to the provisions
      of Title 15, chapter 10, part 4."

-End-