

HOUSE BILL NO. 3

INTRODUCED BY ZOOK

BY REQUEST OF THE OFFICE OF BUDGET AND PROGRAM PLANNING

5 A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEY TO VARIOUS STATE AGENCIES FOR
6 THE FISCAL YEAR ENDING JUNE 30, 1995; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

NEW SECTION. **Section 1. Time limits.** The appropriations contained in [section 4] are intended

11 to provide only necessary and ordinary expenditures for the fiscal year ending June 30, 1995. The unspent
12 balance of any appropriation must revert to the fund from which it was appropriated, unless the
13 appropriation is continued by [section 4].

NEW SECTION. **Section 2. Governor's power to reduce appropriations.** In the event of a shortfall

16 in revenue, the governor may reduce any appropriation in [section 4] by not more than 10%.

NEW SECTION. **Section 3. Totals not appropriations.** The totals shown in [section 4] are for

19 informational purposes only and are not appropriations.

NEW SECTION. **Section 4. Appropriations.** The following money is appropriated, subject to the

22 terms and conditions of [sections 1 through 3]:

23	<u>Agency and Program</u>	FY	<u>Amount</u>	<u>Fund</u>
24	SECRETARY OF STATE			
25	Business & Govt. Services	1995	\$92,000	Proprietary
26	COMMISSIONER OF POLITICAL PRACTICES			
27	Initiative No. 118	1995	98,329	General Fu
28	Legal Expenses	1995	18,000	General Fu
29	DEPARTMENT OF TRANSPORTATION			
30	McCarty Farms Litigation	1995	586.375	General Fu



1 DEPARTMENT OF STATE LANDS

2 Forest-Fire Suppression 1995 7,700,000 General Fund

3 DEPARTMENT OF JUSTICE

4 Highway Patrol 1995 436,000 State Special

5 Legal Services 1995 400,000 General Fund

6 OFFICE OF PUBLIC INSTRUCTION

7 Transportation Aid 1995 1,720,000 General Fund

8 STATEWIDE TOTALS

9	<u>Fund</u>	<u>FY</u>	<u>Amount</u>
10	General Fund	1995	\$10,522,704
11	State Special Revenue	1995	436,000
12	Federal Special Revenue	1995	0
13	Proprietary and Other	1995	92,000
14	Total	1995	\$11,001,275

15

16 NEW SECTION. Section 5. Effective date. [This act] is effective on passage and approval.

17

-END-

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NEW SECTION. **Section 3. Appropriations.** The following money is appropriated, subject to the terms and conditions of [sections 1 through 3 AND 2]:

25	<u>Agency and Program</u>	<u>FY</u>	<u>Amount</u>	<u>Fund</u>
26	SECRETARY OF STATE			
27	Business & Govt. Services	1995	\$92,000	Proprietary
28			\$88,000	
29	COMMISSIONER OF POLITICAL PRACTICES			
30	Initiative No. 118	1995	98,329	General Fund



1			<u>16,750</u>	
2	Legal Expenses	1995	18,000	General Fund
3	DEPARTMENT OF TRANSPORTATION			
4	— McCarty Farms Litigation	1995	586,375	General Fund
5	DEPARTMENT OF STATE LANDS			
6	Forest-Fire Suppression	1995	7,700,000	General Fund
7			<u>10,497,849</u>	
8	DEPARTMENT OF JUSTICE			
9	Highway Patrol	1995	436,000	State Special
10	Legal Services	1995	400,000	General Fund
11	DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES			
12	<u>CHILD SUPPORT ENFORCEMENT</u>	1995	<u>66,000</u>	<u>GENERAL FUND</u>
13		1995	<u>128,117</u>	<u>FEDERAL FUNDS</u>
14	<u>THE APPROPRIATION FOR CHILD SUPPORT ENFORCEMENT MAY NOT BE USED FOR ANY</u>			
15	<u>PURPOSE OTHER THAN CHILD SUPPORT ENFORCEMENT ACTIVITIES. THE FUNDS MAY NOT BE USED</u>			
16	<u>FOR ANOTHER PURPOSE OR TRANSFERRED TO ANOTHER PROGRAM OR ANOTHER AGENCY. ANY</u>			
17	<u>UNEXPENDED BALANCE FROM THE CHILD SUPPORT ENFORCEMENT APPROPRIATION IS</u>			
18	<u>REAPPROPRIATED FOR FISCAL YEAR 1996.</u>			
19	<u>CHILD CARE BENEFITS</u>	1995	<u>450,000</u>	<u>GENERAL FUND</u>
20		1995	<u>1,094,799</u>	<u>FEDERAL FUNDS</u>
21	<u>THE APPROPRIATION FOR CHILD CARE BENEFITS MAY NOT BE USED FOR ANY PURPOSE OTHER</u>			
22	<u>THAN CHILD CARE BENEFITS. THE FUNDS MAY NOT BE USED FOR ANOTHER PURPOSE OR</u>			
23	<u>TRANSFERRED TO ANOTHER PROGRAM OR ANOTHER AGENCY. ANY UNEXPENDED BALANCE FROM</u>			
24	<u>THE CHILD CARE BENEFITS APPROPRIATION IS REAPPROPRIATED FOR FISCAL YEAR 1996.</u>			
25	OFFICE OF PUBLIC INSTRUCTION			
26	Transportation Aid	1995	1,720,000	General Fund
27	DEPARTMENT OF CORRECTIONS AND HUMAN SERVICES			
28	<u>SWAN RIVER BOOT CAMP</u>	1995	<u>93,930</u>	<u>GENERAL FUND</u>
29	<u>MSH RECEPTION OVERFLOW</u>	1995	<u>300,000</u>	<u>GENERAL FUND</u>
30	COMMISSIONER OF HIGHER EDUCATION			

1	<u>DISTRIBUTION PROGRAM</u>	1995	<u>849,978</u>	<u>GENERAL FUND</u>
2	<u>VO-TECH MILLAGE</u>	1995	<u>126,433</u>	<u>STATE SPECIAL</u>
3	<u>FORESTRY AND CONSERVATION EXPERIMENT STATION</u>			
4	<u>RESEARCH</u>	1995	<u>48,977</u>	<u>GENERAL FUND</u>
5	<u>STATEWIDE TOTALS</u>			
6	<u>Fund</u>	<u>FY</u>		<u>Amount</u>
7	General Fund	1995		<u>\$10,522,704</u>
8				<u>\$13,945,484</u>
9	State Special Revenue	1995		<u>436,000</u>
10				<u>562,433</u>
11	Federal Special Revenue	1995		0
12	Proprietary and Other	1995		<u>82,000</u>
13				<u>88,000</u>
14	Total	1995		<u>\$11,001,275</u>
15				<u>\$14,595,917</u>

17 SECTION 4. SECTION 1, CHAPTER 30, SPECIAL LAWS OF NOVEMBER 1993, THE
18 APPROPRIATIONS FOR AFDC AND EMERGENCY AFDC BENEFITS, ON PAGE 210, BOOKLET OF SPECIAL
19 LAWS OF NOVEMBER 1993, IS AMENDED TO READ:

20 **"b. AFDC and Emergency AFDC Benefits"**

21	Strike:	"14,188,582"	"36,383,977"
22	Insert:	"13,672,582"	"35,161,061"

24 SECTION 5. SECTION 1, CHAPTER 30, SPECIAL LAWS OF NOVEMBER 1993, THE NARRATIVE
25 TO APPROPRIATIONS TO THE UNIVERSITY OF MONTANA, ON PAGE 258, BOOKLET OF SPECIAL LAWS
26 OF NOVEMBER 1993, IS AMENDED TO READ:

27 "Item 1 contains \$68,255 \$44,000 in fiscal 1994 and \$260,865 \$67,700 in fiscal 1995 that must
28 be transferred to the energy conservation program account and used to retire the general obligation bonds
29 sold to fund energy improvements through the state building energy conservation program."

1 SECTION 6. SECTION 1, CHAPTER 30, SPECIAL LAWS OF NOVEMBER 1993, THE NARRATIVE
2 TO APPROPRIATIONS TO EASTERN MONTANA COLLEGE, ON PAGE 259, BOOKLET OF SPECIAL LAWS
3 OF NOVEMBER 1993, IS AMENDED TO READ:

4 "Item 1 contains \$3,628 in fiscal 1994 ~~and \$17,989 in fiscal 1995~~ that must be transferred to the
5 energy conservation program account and used to retire the general obligation bonds sold to fund energy
6 improvements through the state building energy conservation program."

7

8 NEW SECTION. Section 7. Effective date. [This act] is effective on passage and approval.

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<u>25</u>	<u>Agency and Program</u>	<u>FY</u>	<u>Amount</u>	<u>Fund</u>
26	SECRETARY OF STATE			
27	Business & Govt. Services	1995	\$82,000	Proprietary
28			<u>\$88,000</u>	
29	COMMISSIONER OF POLITICAL PRACTICES			
30	Initiative No. 118	1995	98,329	General Fund



1			<u>16,750</u>	
2	Legal Expenses	1995	18,000	General Fund
3	<u>DEPARTMENT OF TRANSPORTATION</u>			
4	McGarry Farms Litigation	1995	586,375	General Fund
5	<u>DEPARTMENT OF STATE LANDS</u>			
6	Forest-Fire Suppression	1995	7,700,000	General Fund
7			<u>10,497,849</u>	
8	<u>DEPARTMENT OF JUSTICE</u>			
9	Highway Patrol	1995	436,000	State Special
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1	<u>DISTRIBUTION PROGRAM</u>	<u>1995</u>	<u>849,978</u>	<u>GENERAL FUND</u>
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3	<u>FORESTRY AND CONSERVATION EXPERIMENT STATION</u>			
4	<u>RESEARCH</u>	<u>1995</u>	<u>48,977</u>	<u>GENERAL FUND</u>
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8 NEW SECTION. Section 7. Effective date. [This act] is effective on passage and approval.

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-END-

SENATE STANDING COMMITTEE REPORT

Page 1 of 1
March 30, 1995

MR. PRESIDENT:

We, your committee on Finance and Claims having had under consideration HB 3 (third reading copy -- blue), respectfully report that HB 3 be amended as follows and as so amended be concurred in.

Signed: Gary Aklestad
Senator Gary Aklestad, Chair

That such amendments read:

1. Page 2, line 26.

Strike: "1,720,000"

Insert: "1,620,000"

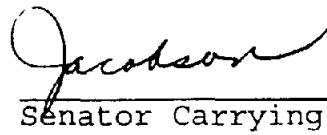
2. Page 4, line 7.

Insert: "NEW SECTION. Section 7. Coordination. The appropriation for the Swan River boot camp in [section 3] includes funding for 5 FTE correctional officers. If House Bill No. 2 does not continue funding for the FTE, the appropriation to the Swan River boot camp in [section 3] is reduced by \$63,832."

Renumber: subsequent section

-END-


Amd. Coord.
Sec. of Senate


Senator Carrying Bill

HB 3

SENATE

HOUSE BILL NO. 3

INTRODUCED BY ZOOK

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2	<u>DISTRIBUTION PROGRAM</u>	<u>1995</u>	<u>849,978</u>	<u>GENERAL FUND</u>
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7

8 NEW SECTION. SECTION 7. COORDINATION. THE APPROPRIATION FOR THE SWAN RIVER BOOT
9 CAMP IN [SECTION 3] INCLUDES FUNDING FOR 5 FTE CORRECTIONAL OFFICERS. IF HOUSE BILL NO.
10 2 DOES NOT CONTINUE FUNDING FOR THE FTE, THE APPROPRIATION TO THE SWAN RIVER BOOT
11 CAMP IN [SECTION 3] IS REDUCED BY \$63,832.

12

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

14

-END-

OFFICE OF THE GOVERNOR

STATE OF MONTANA



MARC RACICOT
GOVERNOR

STATE CAPITOL
HELENA, MONTANA 59620-0801

April 27, 1995

The Honorable John Mercer
Speaker of the House
State Capitol
Helena MT 59620

The Honorable Bob Brown
President of the Senate
State Capitol
Helena MT 59620

Dear Speaker Mercer and President Brown:

In accordance with the power vested in me as Governor by the Constitution and laws of the State of Montana, I hereby line item veto House Bill 3, **"AN ACT APPROPRIATING MONEY TO VARIOUS STATE AGENCIES FOR THE FISCAL YEAR ENDING JUNE 30, 1995; AMENDING SECTION 1, CHAPTER 30, SPECIAL LAWS OF NOVEMBER 1993, AND SECTION 18, CHAPTER 624, LAWS OF 1993; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."**

The purpose of House Bill 3 is to provide supplemental funding for state agencies during the 1995 biennium to meet unforeseen or unavoidable expenditures beyond the agency's original appropriated level. House Bill 3 was introduced at the request of the Governor's Office and as originally submitted included all of the funding we believed necessary and appropriate to meet agency requirements during the 1995 biennium. However, the bill was amended to include additional funding for the Department of Social and Rehabilitation Services to expand certain benefits beyond the level originally appropriated. The funds were not requested by the Department and it is my view that they could not be effectively or appropriately expended during the remainder of fiscal year 1995.

Therefore, I am line item vetoing House Bill 3 to eliminate the additional funding for child care benefits, by striking lines 19 through 24 on page 2 of the reference bill as amended and all of section 4 on page 3.

It is my understanding that the sponsor of the bill, Representative

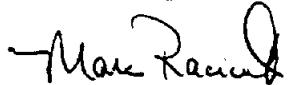
STATE LAW LIBRARY

MAY 5 - 1995

MONTANA

Zook, is in agreement with these changes.

Sincerely,



MARC RACICOT
Governor