

1
2 INTRODUCED BY

House BILL NO *191*
Raney *Bergeson* *McLanahan*

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING INFORMATION CONCERNING PROGRAM
5 TRANSFERS TO INCLUDE INFORMATION ON AMOUNTS FOR ACTIVITIES NOT SPECIFICALLY FUNDED
6 BY THE LEGISLATURE; REQUIRING THE LEGISLATIVE FISCAL ANALYST TO NOTIFY THE LEGISLATIVE
7 FINANCE COMMITTEE OF CERTAIN TRANSFERS; AMENDING SECTION 17-7-139, MCA; AND PROVIDING
8 AN EFFECTIVE DATE."
9

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
11

12 **Section 1.** Section 17-7-139, MCA, is amended to read:

13 **"17-7-139. Program transfers.** (1) Unless prohibited by law, the approving authority may approve
14 agency requests to transfer appropriations between programs within each fund type within each fiscal year.
15 The transfer may not exceed 5% of the total agency appropriation, excluding statutory appropriations,
16 administrative authorizations, and budget amendments. All program transfers must be completed within the
17 same fund from which the transfer originated. A request for a transfer accompanied by a justification
18 explaining the reason for the transfer must be submitted by the requesting agency to the approving
19 authority and the office of budget and program planning.

20 (2) Upon approval of the transfer, the approving authority shall inform the legislative fiscal analyst
21 of the approved transfer and the justification for the transfer. The information provided to the legislative
22 fiscal analyst must specify any amount of the transfer that is for an activity not specifically funded by the
23 legislature. The legislative fiscal analyst shall notify the legislative finance committee of any transfer of
24 \$50,000 or more and of any transfer that is for an activity not specifically funded by the legislature."
25

26 NEW SECTION. **Section 2. Effective date.** [This act] is effective July 1, 1997.

27 -END-


STATE OF MONTANA - FISCAL NOTE

Fiscal Note for HB0191, as introduced

DESCRIPTION OF PROPOSED LEGISLATION: An act requiring information concerning program transfers to include information on amounts for activities not specifically funded by the legislature and requiring the legislative fiscal analyst to notify the legislative finance committee of certain transfers.

ASSUMPTIONS:

1. The definition of "not specifically funded" as used in section 1 of the bill will generally require extensive review of audio tapes of joint appropriations subcommittee action to determine whether or not specific activities were discussed by the subcommittees and whether or not the specific activities were not funded. Complete transcripts of subcommittee discussions will not be prepared for the 1997 legislative session.
2. The number of hours and related personal services expenses to be devoted to the review of audio tapes by the Office of Budget and Program Planning and the Legislative Fiscal Division is not subject to reasonable estimate.


DAVE LEWIS, BUDGET DIRECTOR DATE
Office of Budget and Program Planning

BOB RANEY, PRIMARY SPONSOR DATE
Fiscal Note for HB0191, as introduced

HB191