1	INTRODUCED BY City
2	INTRODUCED BY Litb
3	
4	A BILL FOR AN ACT ENTITLED: "AN ACT SUBMITTING TO THE QUALIFIED ELECTORS OF MONTANA AN
5	AMENDMENT TO ARTICLE IX, SECTION 5, OF THE MONTANA CONSTITUTION ALLOWING THE
6	LEGISLATURE TO USE \$9 MILLION FOR INFRASTRUCTURE PROJECTS EACH YEAR FROM JANUARY 1,
7	1999, THROUGH JANUARY 1, 2008, OF MONEY THAT WOULD BE DEPOSITED IN THE COAL
8	SEVERANCE TAX TRUST FUND; AND PROVIDING AN EFFECTIVE DATE AND A TERMINATION DATE."
9	
10	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
11	
12	Section 1. Article IX, section 5, of The Constitution of the State of Montana is amended to read:
13	"Section 5. Severance tax on coal trust fund. (1) The Until January 1, 1999, the legislature shall
14	dedicate not less than one fourth (1/4) fifty percent (50%) of the coal severance tax to a trust fund, the
15	interest and income from which may be appropriated. The principal of the trust shall forever remain inviolate
16	unless appropriated by vote of three-fourths (3/4) of the members of each house of the legislature. After
17	December 31, 1979, at least fifty percent (50%) of the severance tax shall be dedicated to the trust fund.
18	(2) From January 1, 1999, until January 1, 2008, \$9 million per year that would be deposited in
19	the trust fund pursuant to subsection (1) may be used by majority legislative vote for the construction,
20	installation, and expansion of infrastructure.
21	(3) As used in this section, "infrastructure" means:
22	(a) drinking water systems;
23	(b) wastewater treatment systems;
24	(c) sanitary sewer or storm sewer systems;
25	(d) solid waste disposal and separation systems, including site acquisition, preparation, or
26	monitoring; and
27	(e) bridges."
28	
29	NEW SECTION. Section 2. Effective date termination. If approved by the electorate, this
30	amendment is effective January 1, 1999, and terminates January 1, 2008.





1	NEW S	ECTION. Section 3. Submission to electorate. This amendment shall be submitted to the
2	qualified electo	ors of Montana at the general election to be held in November 1998 by printing on the ballot
3	the full title of	this act and the following:
4	[]	FOR allowing the legislature to use for infrastructure \$9 million per year of the coal
5	severance tax	dedicated to the coal severance tax trust fund.
6	[]	AGAINST allowing the legislature to use for infrastructure \$9 million per year of the coal
7	severance tax	dedicated to the coal severance tax trust fund.

8

-END-



THE SECOND READING OF HOUSE BILL 249 WAS NOT PRINTED.

55th Legislature

HB0249.02

CONSTITUTIONAL AMENDMENT

1	HOUSE BILL NO. 249
2	INTRODUCED BY COBB
3	
4	A BILL FOR AN ACT ENTITLED: "AN ACT SUBMITTING TO THE QUALIFIED ELECTORS OF MONTANA AN
5	AMENDMENT TO ARTICLE IX, SECTION 5, OF THE MONTANA CONSTITUTION ALLOWING THE
6	LEGISLATURE TO USE \$9 \$15 MILLION FOR INFRASTRUCTURE PROJECTS, HISTORIC PRESERVATION
7	PROJECTS, RESEARCH AND DEVELOPMENT, SCHOOL CONSTRUCTION, AND TECHNOLOGY
8	ACQUISITION FOR SCHOOLS EACH YEAR FROM JANUARY 1, 1999, THROUGH JANUARY 1, 2008 2018,
9	OF MONEY THAT WOULD BE DEPOSITED IN THE COAL SEVERANCE TAX TRUST FUND; AND PROVIDING
10	AN EFFECTIVE DATE AND A TERMINATION DATE."
11	
12	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
13	
14	Section 1. Article IX, section 5, of The Constitution of the State of Montana is amended to read:
15	"Section 5. Severance tax on coal trust fund. (1) The Until January 1, 1999, the legislature shall
16	dedicate not less than one fourth (1/4) <u>fifty percent (50%)</u> of the coal severance tax to a trust fund, the
17	interest and income from which may be appropriated. The principal of the trust shall forever remain inviolate
18	unless appropriated by vote of three-fourths (3/4) of the members of each house of the legislature. After
19	December 31, 1979, at least fifty percent (50%) of the severance tax shall be dedicated to the trust fund.
20	(2) From January 1, 1999, until January 1, 2008 2018, \$9 \$15 million per year that would be
21	deposited in the trust fund pursuant to subsection (1) may be used by majority legislative vote for the
22	construction, installation, and expansion of infrastructure.
23	(3) As used in this section, "infrastructure" means:
24	(a) drinking water systems;
25	{b} wastewater treatment systems;
26	(c) sanitary sewer or storm sewer systems;
27	<u>{d} solid waste disposal and separation systems, including site acquisition, preparation, or</u>
28	monitoring; and
29	(e) bridges:
30	(A) INFRASTRUCTURE;



55th Legislature

1	(B) HISTORIC PRESERVATION PROJECTS;
2	(C) RESEARCH AND DEVELOPMENT;
3	(D) SCHOOL CONSTRUCTION; AND
4	(E) TECHNOLOGY ACQUISITION FOR SCHOOLS."
5	
6	NEW SECTION. Section 2. Effective date termination. If approved by the electorate, this
7	amendment is effective January 1, 1999, and terminates January 1, 2008 2018.
8	
9	NEW SECTION. Section 3. Submission to electorate. This amendment shall be submitted to the
10	qualified electors of Montana at the general election to be held in November 1998 by printing on the ballot
11	the full title of this act and the following:
12	[] FOR allowing the legislature to use for infrastructure \$9 million per year of the coal
13	severance tax dedicated to the coal severance tax trust fund INVEST A PORTION OF THE FUTURE COAL
14	SEVERANCE TAXES FOR INFRASTRUCTURE, HISTORIC PRESERVATION, RESEARCH AND
15	DEVELOPMENT, AND SCHOOLS.
16	[] AGAINST allowing the legislature to use for infrastructure \$9 million per year of the coal
17	severance tax dedicated to the coal severance tax trust fund INVEST A PORTION OF THE FUTURE COAL
18	SEVERANCE TAXES FOR INFRASTRUCTURE, HISTORIC PRESERVATION, RESEARCH AND
19	DEVELOPMENT, AND SCHOOLS.
20	-END-

- 2 -