

1 SENATE BILL NO. 121

2 INTRODUCED BY HERTEL

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE REVENUE FROM CERTAIN COUNTY LEASES
5 TO BE DEPOSITED IN THE COUNTY GENERAL FUND; ALLOWING THE REVENUE FROM CERTAIN COUNTY
6 LEASES TO BE USED FOR ANY COUNTY PURPOSE; AMENDING SECTION 7-8-2232, MCA; AND
7 PROVIDING AN EFFECTIVE DATE."

8
9 WHEREAS, the Board of County Commissioners has jurisdiction and power to purchase or receive
10 by donation any real property for the use of the county; and

11 WHEREAS, the Board of County Commissioners has jurisdiction and power to lease and demise
12 county property, however acquired, that is not necessary to the conduct of the county's business or the
13 preservation of county property; and

14 WHEREAS, counties must preserve, take care of, manage, and control these properties.

15
16 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

17
18 **Section 1.** Section 7-8-2232, MCA, is amended to read:

19 "**7-8-2232. Distribution of lease revenue.** (1) All revenue derived from leases authorized by
20 7-8-2231, except as otherwise provided, must be paid into the county treasury and deposited in the county
21 general fund. ~~Upon receipt of funds, the county treasurers shall distribute the revenue as collected to the~~
22 ~~several county and trust and agency funds on the basis of the tax levy for the current year.~~

23 (2) The revenue described in subsection (1) may be used for any county purpose, including
24 maintaining or preserving leased property."

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 SB0121, as introduced

DESCRIPTION OF PROPOSED LEGISLATION:

An act requiring the revenue from certain county leases to be deposited in the county general fund; allowing the revenue from certain county leases to be used for any county purpose; amending section 7-8-2232, MCA; and providing an effective date.

ASSUMPTIONS:

1. The Department of Commerce, Local Government Assistance Division, Systems Program has reviewed the proposed legislation and found that the existing database/library does not include information that would contribute to defining the fiscal impact of this bill.

FISCAL IMPACT:

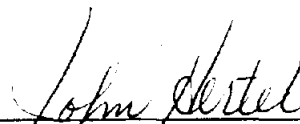
There is no known state fiscal impact.

EFFECT ON COUNTY REVENUES:

Revenue derived from certain leases will be available for any county purpose rather than limited use as under current law.



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



JOHN HERTEL, PRIMARY SPONSOR DATE

1-9-97

Fiscal Note for SB0121, as introduced

SB 121

APPROVED BY COM ON
LOCAL GOVERNMENT

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REFERENCE BILL