

Amendments to Senate Bill No. 319
Reference Copy

Requested by Representative John Sinrud

For the House Free Conference Committee

Prepared by Greg Petesch
April 19, 2005 (10:11am)

1. Title, line 18.

Following: "FUND,"

Insert: "PROVIDING STATUTORY APPROPRIATIONS;"

Strike: "SECTION"

Insert: "SECTIONS"

Following: "13-1-101"

Insert: "AND 17-7-502"

2. Page 4, line 28.

Following: "comply"

Insert: "-- exception"

Following: "comply."

Insert: "(1)"

Strike: "A"

Insert: "Except as provided in subsection (2), a"

3. Page 5, line 2.

Insert: "(2) If a candidate does not receive the full amount of public funds authorized by law because of a lack of available funds, the candidate is not required to comply with the provisions of [sections 1 through 24]."

4. Page 11, line 19.

Following: "fund"

Insert: "-- statutory appropriations"

5. Page 11, line 27.

Insert: "(4) The following amounts are statutorily appropriated, as provided in 17-7-502, from the state general fund to the office of the commissioner of political practices:

(a) \$1 million each biennium, which must be deposited in the public money election campaign fund, for the purpose of payments to qualifying candidates; and

(b) \$150,000 each biennium for the purpose of administering [sections 1 through 24]."

6. Page 12, line 9 through line 10.
Strike: subsection (d) in its entirety
Renumber: subsequent subsections

7. Page 21, line 14.

Insert: "Section 26. Section 17-7-502, MCA, is amended to read:

"17-7-502. **Statutory appropriations -- definition -- requisites for validity.** (1) A statutory appropriation is an appropriation made by permanent law that authorizes spending by a state agency without the need for a biennial legislative appropriation or budget amendment.

(2) Except as provided in subsection (4), to be effective, a statutory appropriation must comply with both of the following provisions:

(a) The law containing the statutory authority must be listed in subsection (3).

(b) The law or portion of the law making a statutory appropriation must specifically state that a statutory appropriation is made as provided in this section.

(3) The following laws are the only laws containing statutory appropriations: 2-15-151; 2-17-105; 5-13-403; 10-3-203; 10-3-310; 10-3-312; 10-3-314; 10-4-301; section 17; 15-1-111; 15-1-113; 15-1-121; 15-23-706; 15-35-108; 15-36-332; 15-37-117; 15-38-202; 15-65-121; 15-70-101; 16-11-404; 17-3-106; 17-3-212; 17-3-222; 17-3-241; 17-6-101; 17-7-304; 18-11-112; 19-3-319; 19-9-702; 19-13-604; 19-17-301; 19-18-512; 19-19-305; 19-19-506; 19-20-604; 20-8-107; 20-9-534; 20-9-622; 20-26-1503; 22-3-1004; 23-5-306; 23-5-409; 23-5-612; 23-5-631; 23-7-301; 23-7-402; 37-43-204; 37-51-501; 39-71-503; 42-2-105; 44-12-206; 44-13-102; 50-4-623; 53-1-109; 53-6-703; 53-24-108; 53-24-206; 61-3-415; 69-3-870; 75-1-1101; 75-5-1108; 75-6-214; 75-11-313; 77-2-362; 80-2-222; 80-4-416; 80-5-510; 80-11-518; 82-11-161; 87-1-513; 90-3-1003; 90-6-710; and 90-9-306.

(4) There is a statutory appropriation to pay the principal, interest, premiums, and costs of issuing, paying, and securing all bonds, notes, or other obligations, as due, that have been authorized and issued pursuant to the laws of Montana. Agencies that have entered into agreements authorized by the laws of Montana to pay the state treasurer, for deposit in accordance with 17-2-101 through 17-2-107, as determined by the state treasurer, an amount sufficient to pay the principal and interest as due on the bonds or notes have statutory appropriation authority for the payments. (In subsection (3): pursuant to Ch. 422, L. 1997, the inclusion of 15-1-111 terminates on July 1, 2008, which is the date that section is repealed; pursuant to sec. 10, Ch. 360, L. 1999, the inclusion of 19-20-604 terminates when the amortization period for the teachers' retirement system's unfunded liability is 10 years or less; pursuant to sec.

4, Ch. 497, L. 1999, the inclusion of 15-38-202 terminates July 1, 2014; pursuant to sec. 10(2), Ch. 10, Sp. L. May 2000, and secs. 2 and 5, Ch. 481, L. 2003, the inclusion of 90-6-710 terminates June 30, 2005; pursuant to sec. 10(2), Ch. 10, Sp. L. May 2000, and secs. 3 and 6, Ch. 481, L. 2003, the inclusion of 15-35-108 terminates June 30, 2010; and pursuant to sec. 135, Ch. 114, L. 2003, the inclusion of 2-15-151 terminates June 30, 2005.) "

{ Internal References to 17-7-502:

2-15-151	2-17-105	5-13-403	10-3-203
10-3-310	10-3-312	10-3-312	10-3-314
10-4-301	15-1-111	15-1-113	15-1-121
15-23-706	15-35-108	15-35-108	15-36-332
15-37-117	15-38-202	15-38-202	15-65-121
15-65-121	15-70-101	16-11-404	17-1-508
17-3-106	17-3-212	17-3-222	17-3-241
17-6-101	17-7-304	17-7-501	18-11-112
19-3-319	19-9-702	19-13-604	19-17-301
19-18-512	19-19-305	19-19-506	19-20-604
20-8-107	20-9-534	20-9-622	20-26-1503
22-3-1004	23-5-306	23-5-409	23-5-612
23-5-631	23-7-301	23-7-402	37-43-204
37-51-501	39-71-503	42-2-105	44-12-206
44-13-102	50-4-623	53-1-109	53-6-703
53-24-108	53-24-108	53-24-206	61-3-415
69-3-870	75-1-1101	75-5-1108	75-6-214
75-10-622	75-11-313	77-2-362	80-2-222
80-4-416	80-5-510	80-11-518	82-11-161
87-1-513	90-3-1003	90-6-710	90-9-306} "

Renumber: subsequent sections

8. Page 22, line 1 through line 3.

Strike: section 27 in its entirety

Renumber: subsequent sections

9. Page 22, line 11.

Strike: "AND 26 THROUGH 28"

Insert: ", 27, and 28"

- END -

