



SENATE STANDING COMMITTEE REPORT

February 4, 2005

Page 1 of 2

Mr. President:

We, your committee on **Taxation** recommend that **Senate Bill 250** (first reading copy -- white) **do pass as amended.**

Signed: _____

A handwritten signature in black ink, appearing to read "Jim Elliott", written over a horizontal line.

Senator Jim Elliott, Chair

And, that such amendments read:

1. Title, line 7 through line 8.

Strike: "AN" on line 7 through "APPLICABILITY" on line 8

Insert: "A DELAYED EFFECTIVE"

2. Page 1, line 15 through line 16.

Strike: ", as" on line 15 through "15-30-142" on line 16

3. Page 1, line 18.

Following: "shares"

Strike: ", "

Insert: "of stock or securities, of"

Following: "or"

Insert: "of"

Following: "stock"

Insert: "or instruments"

4. Page 1, line 19.

Following: "companies"

Insert: "that are"

5. Page 1, line 24.

Strike: "on passage and approval"

Insert: "January 1, 2006"

Committee Vote:

Yes 7, No 4.

281118SC.ssc

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6. Page 1, lines 26 and 27.

Strike: "Retroactive applicability" on line 26

Insert: "Applicability"

Strike: "retroactively," on line 26 through "1-2-109," on line 27

Strike: "2004"

Insert: "2005"

- END -



SENATE STANDING COMMITTEE REPORT

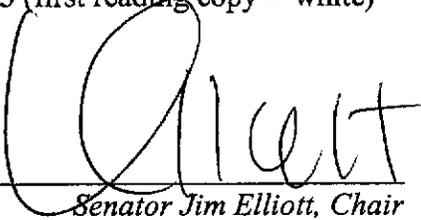
February 3, 2005

Page 1 of 1

Mr. President:

We, your committee on **Taxation** recommend that **Senate Bill 213** (first reading copy -- white) do pass.

Signed: _____


Senator Jim Elliott, Chair

- END -

Committee Vote:
Yes 7, No 3.

271045SC.sjo

KA



SENATE STANDING COMMITTEE REPORT

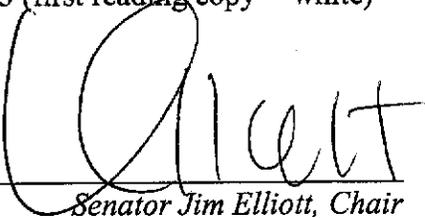
February 3, 2005

Page 1 of 1

Mr. President:

We, your committee on **Taxation** recommend that **Senate Bill 213** (first reading copy -- white) **do pass.**

Signed: _____


Senator Jim Elliott, Chair

- END -

Committee Vote:
Yes 7, No 3.

271045SC.sjo





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February 4, 2005

Page 1 of 3

Mr. President:

We, your committee on **Taxation** recommend that **Senate Bill 292** (first reading copy -- white) do pass as amended.

Signed: _____

Senator Jim Elliott, Chair

And, that such amendments read:

1. Title, line 5.

Following: "LAWS;"

Insert: "CHANGING THE START OF THE PERIOD TO CONTEST THE VALIDITY OF CERTAIN BONDS;"

2. Title, line 20.

Strike: "EXEMPTING IRRIGATION DISTRICT SPECIAL TAXES FROM MILL LEVY REQUIREMENTS;"

3. Title, line 21.

Following: "SECTIONS"

Insert: "7-7-104,"

4. Title, line 22.

Following: "20-9-410,"

Insert: "AND 20-9-464,"

5. Title, line 23.

Strike: "85-7-1953" through "85-8-618,"

6. Page 1, line 27.

Insert: "Section 1. Section 7-7-104, MCA, is amended to read:
"7-7-104. Limitation on action to test bond validity. No A

Committee Vote:

Yes 9, No 0.

281119SC.ssc

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local government general obligation bond of any issue, whereof in which the preliminary proceedings have been submitted to and approved by the attorney general, may not be held invalid because of any defect or failure to comply with any statutory provision relating to the authorization, issuance, or sale of the bonds unless an action to contest the validity thereof of the bonds is brought within 30 days after the date of sale the adoption of the resolution calling for the sale of bonds of the local government."

Renumber: subsequent sections

7. Page 15, line 19.

Insert: "Section 20. Section 20-9-464, MCA, is amended to read:

"20-9-464. Statute of limitations -- action to test validity. No A bond of any issue, whereof in which the preliminary proceedings have been submitted to and approved by the attorney general, ~~shall~~ may not be held invalid because of any defect or failure to comply with any statutory provision relating to the authorization, issuance, or sale of ~~said the~~ bonds, unless an action to contest the validity ~~thereof shall be~~ of the bonds is brought within 30 days after the date of ~~sale the~~ adoption of the resolution calling for the sale of bonds of the school district."

Renumber: subsequent sections

8. Page 15, line 20 through page 20, line 27.

Strike: section 19 through section 27 in their entirety

Renumber: subsequent sections

9. Page 21, line 17.

Strike: "28"

Insert: "21"

10. Page 21, line 19.

Strike: "28"

Insert: "21"

11. Page 21, line 20.

Strike: "29"

Insert: "22"

12. Page 21, line 21.

Strike: "29"

Insert: "22"

- END -



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Page 1 of 2

Mr. President:

We, your committee on **Taxation** recommend that **Senate Bill 245** (first reading copy -- white) do pass as amended.

Signed: _____

A handwritten signature in black ink, appearing to read "Jim Elliott", written over a horizontal line.

Senator Jim Elliott, Chair

And, that such amendments read:

1. Title, line 7.

Following: "MEMBER;"

Insert: "REQUIRING A SUBSEQUENT ELECTION OF A BOARD MEMBER APPOINTED TO FILL A VACANCY;"

2. Title, line 8.

Strike: "AND"

Insert: ", "

Following: "7-6-1544,"

Insert: "AND 7-6-1546"

3. Page 2, line 6 through line 8.

Strike: subsection (3) in its entirety

Renumber: subsequent subsections

4. Page 2, line 11 through line 12.

Strike: "majority" on line 11

Insert: "plurality"

Strike: "first" on line 11 through "school"

Following: "election" on line 12

Insert: "conducted under 13-1-104"

5. Page 2, line 14.

Strike: "(4)"

Insert: "(3)"

6. Page 2, line 16.

Committee Vote:

Yes 9, No 0.

281120SC.ssc

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Strike: "(4)"
Insert: "(3)"

7. Page 2.

Following: line 16

Insert: "Section 2. Section 7-6-1546, MCA, is amended to read:

"7-6-1546. Resort area district board -- vacancy. (1) If a vacancy on the board occurs by death, resignation, or removal from the resort area district, the remaining directors shall appoint a director to fill the vacancy. The term of the appointment coincides with the term that became vacant.

(2) An appointee to the board must be elected by a majority of those voting at the election conducted under 13-1-104 immediately following the appointment. If an appointee does not receive a plurality of the votes cast in the election, the appointee's term expires and the board shall initiate the process to fill the vacancy as provided in subsection (1)."

- END -



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Page 1 of 1

Mr. President:

We, your committee on **Taxation** recommend that **Senate Bill 229** (first reading copy -- white) do pass as amended.

Signed: _____

Senator Jim Elliott, Chair

And, that such amendments read:

1. Title, line 6.

Strike: "REDUCING"

Insert: "INCREASING"

2. Page 3, line 2.

Strike: "five"

Insert: "10"

- END -

Committee Vote:

Yes 10, No 1.

281121SC.ssc

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SENATE STANDING COMMITTEE REPORT

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Page 1 of 3

Mr. President:

We, your committee on **Taxation** recommend that **Senate Bill 261** (first reading copy -- white) **do pass as amended.**

Signed: _____

Senator Jim Elliott, Chair

And, that such amendments read:

1. Page 1, line 25.

Strike: "file"

Insert: "record"

2. Page 2, line 5.

Following: "~~present the~~"

Insert: "owner shall record the"

Strike: "must be presented to"

Insert: "in the office of"

3. Page 2, line 6.

Strike: "manufactured home"

Insert: "real property"

4. Page 2, lines 7 and 8.

Following: "title" on line 7

Insert: "and a certified copy of the recorded statement of intent"

Strike: "The" on line 7 through "treasurer." on line 8

5. Page 2, line 12.

Following: "a"

Insert: "certified"

Following: "intent"

Committee Vote:

Yes 9, No 0.

281122SC.ssc

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Insert: ", copy of the receipt for the fee required in 61-3-203,"

6. Page 2, line 14.

Following: "form"

Insert: ", which the owner shall record,"

7. Page 2, lines 19 and 20.

Following: "intent" on line 19

Insert: "and the statement of title acceptance provided for in subsection (3)(b)"

Strike: "and" on line 19 through "title" on line 20

8. Page 2, line 24.

Following: "improvement"

Insert: "to real property"

9. Page 2, line 24 and line 25.

Strike: "On" on line 24 through "purposes." on line 25

10. Page 3, line 2.

Strike: "files"

Insert: "records"

11. Page 3, line 5.

Strike: "have" through "or"

Insert: "restore"

12. Page 3, line 17.

Strike: "and to the county treasurer"

Insert: "of justice"

Strike: "county treasurer"

Insert: "department of justice"

13. Page 3, line 24.

Strike: "manufactured home"

Insert: "real property"

14. Page 3, line 25.

Following: "form"

Insert: ", which the owner shall record,"

15. Page 4, line 2 through line 3.

Strike: "On" on line 2 through "purposes." on line 3

- END -

MONTANA STATE SENATE
2005 LEGISLATURE

ROLL CALL VOTE

TAXATION

DATE 2-3-05 BILL NO. SB 250 NUMBER 1

MOTION Do PASS AS AMENDED

PROXY: Elliott → Kitzenberg, Gillan → Schmidt

NAME	AYE	NO
SEN. JIM ELLIOT, CHAIRMAN	✓	
SEN. JERRY BLACK		✓
SEN. JON ELLINGSON	✓	
SEN. JEFF ESSMANN		✓
SEN. KELLY GEBHARDT		✓
SEN. KIM GILLAN	✓	
SEN. DAN HARRINGTON	✓	
SEN. SAM KITZENBERG	⓪	
SEN. TRUDI SCHMIDT	⓪	
SEN. ROBERT STORY		✓
SEN. KEN TOOLE, VICE CHAIRMAN	✓	
TOTAL	7	4

PROXY VOTE

I, the undersigned, hereby authorize Senator Harrington to
vote my proxy on any issue before the Senate Taxation

Committee held on February 3, 2005.

All

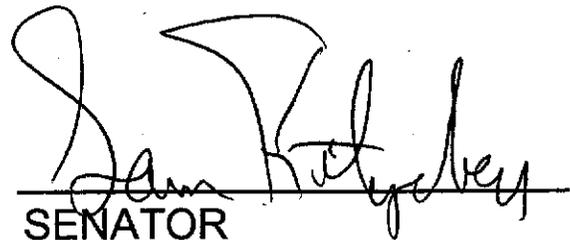
Jim Ellingson
SENATOR
STATE OF MONTANA

PROXY VOTE

I, the undersigned, hereby authorize Senator Elliott to
vote my proxy on any issue before the Senate Taxation

Committee held on February 3, 2005.

SB 250 DPAA - Aye
SB 213 Amend - No
SB 213 DP - Aye
All



SENATOR

STATE OF MONTANA

PROXY VOTE

I, the undersigned, hereby authorize Senator GILLAN to

vote my proxy on any issue before the Senate Taxation

Committee held on Feb 3, 2005.

SB 213 - yes on tool amendment
SB 229 YES
SB 245 yes
SB 250 - ~~no~~ → Et: usson YES
SB 261 YES
SB 292 YES (VOICE)
~~SB 322 AS~~

if passed go on bill (NO) ^{in bill} SB 250

Stu Schmidt

SENATOR
STATE OF MONTANA

Corps
bill - YES

