

Fiscal Note Request SB 158, As Introduced

(continued)

2. In section 3(6)(b), transportation impact fees may be assessed on properties outside development of the defined assessment area without adequate input from the users and development assessed fees.

Department of Labor and Industry (DOLI)

3. Section 4 makes reference to a person described as an “active realtor”. The term “Realtor” is a registered trademark name for members of a particular trade group of real estate agents, real estate brokers, and real estate salespersons. To the extent that the bill sponsor intends to have a state-licensed real estate broker, agent, or salesperson on the advisory committee, as opposed to a licensee who also happens to belong to the organization that owns the “Realtor” trademark, the bill should be amended to correct the terminology.

Department of Administration (DOA)

4. Section 7 of the bill implies special or at least additional reporting requirements in the local governments annual financial report. This would require a change in the standard reporting formats utilized by local governments and required by the Department of Administration. The current reporting format is consistent with the national standards.

Department of Transportation (DOT)

5. The way the bill is written it seems to be directed towards private developers. That is, such developers, under certain circumstances, would have to pay fees for connecting their developments to public facilities. The bill, though, is not absolutely clear as to whether it applies to “developments” constructed by public agencies. It is unclear if the state of Montana would be required to pay an fees under the provisions of this bill if it built a new facility, such as an interchange or a rest area.