

SENATE JOINT RESOLUTION NO. 15

INTRODUCED BY F. THOMAS, B. TUTVEDT

BY REQUEST OF THE SENATE TAXATION STANDING COMMITTEE

A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA AMENDING JOINT LEGISLATIVE RULE ~~RULE~~ RULES 30-60 AND 40-200 REGARDING REVENUE ESTIMATES.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

(1) That Joint Rule 30-60 be amended to read:

"30-60. Estimation of revenue and use of estimates. (1) The Revenue and Transportation Interim Committee shall introduce a House joint resolution for the purpose of estimating revenue that may be available for appropriation by the Legislature.

(2) The committee may prepare for introduction during a special session of the Legislature in which a revenue bill or an appropriation bill is under consideration a joint resolution that provides an estimate of the amount of projected revenue.

(3) (a) The committee's estimate as introduced, OR AS AMENDED ON TRANSMITTAL TO THE RECEIVING HOUSE, and the assumptions underlying the estimate must be used by all agencies with responsibilities for estimating revenue or costs, including the preparation of fiscal notes, until final adoption by both houses. ONCE THE ESTIMATE OR AMENDMENTS TO THE ESTIMATE ARE RECEIVED BY THE RECEIVING HOUSE, IT IS CONSIDERED AMENDED FOR THE PURPOSES OF THIS SUBSECTION (3)(A), REGARDLESS OF WHETHER IT IS HELD IN PENDING STATUS AS PROVIDED IN JOINT RULE 40-200.

(b) The House or the Senate, or both, may introduce subsequent joint resolutions on the revenue estimate.

(4) The revenue estimate that is most recently adopted by both houses is the Legislature's revenue estimate and it must be used:

(a) for the purpose of determining whether there is a balanced budget as required by Article VIII, section 9, of the Montana Constitution;

(b) by all agencies with responsibility for estimating revenue or costs, including the preparation of fiscal



1 notes; and

2 (c) to compare the adopted revenue estimate and assumptions to current revenue estimates under
 3 section 17-7-140(4), MCA. (~~5-5-227, MCA~~)"

4 (2) THAT JOINT RULE 40-200 BE AMENDED TO READ:

5 **"40-200. Transmittal deadlines -- two-thirds vote requirement.** (1) (a) A bill or amendment transmitted
 6 after the deadline established in this subsection (1) may be considered by the receiving house only upon approval
 7 of two-thirds of its members present and voting. If the receiving house does not so vote, the bill or amendment
 8 must be held pending in the house to which it was transmitted.

9 (b) (i) A bill, except for an appropriation bill, a revenue bill, a bill proposing a referendum, an interim study
 10 resolution, or amendments considered by joint committee, must be transmitted from one house to the other on
 11 or before the 45th legislative day.

12 (ii) Amendments, except to appropriation bills, committee bills implementing the general appropriations
 13 bill, ~~the revenue estimating resolution~~ resolutions, interim study resolutions, bills proposing referenda, and
 14 revenue bills, must be transmitted from one house to the other on or before the 73rd legislative day.

15 (c) (i) Revenue bills and bills proposing referenda must be transmitted to the other house on or before
 16 the 67th legislative day.

17 (ii) Amendments to revenue bills and bills proposing referenda, received from the other house, must be
 18 transmitted to the house of origin on or before the 80th legislative day.

19 (iii) A revenue bill is one that either increases or decreases revenue by enacting, eliminating, increasing,
 20 or decreasing taxes, fees, or fines.

21 (d) (i) Appropriation bills and any bill implementing provisions of a general appropriation bill must be
 22 transmitted to the Senate on or before the 67th legislative day. A fund transfer within the state treasury is not an
 23 appropriation for purposes of this section.

24 (ii) Senate amendments to appropriation bills must be transmitted by the Senate to the House on or
 25 before the 80th legislative day.

26 (2) (a) A joint resolution introduced pursuant to ~~5-5-227, MCA~~, for the purpose of estimating revenue
 27 available for appropriation by the Legislature must be transmitted to the Senate no later than the 60th legislative
 28 day.

29 (b) Amendments to ~~the revenue estimating resolution~~ resolutions must be transmitted to the body in
 30 which the resolution was introduced no later than the 82nd legislative day.

