

HOUSE BILL NO. 354

INTRODUCED BY R. BRODEHL, V. COURT, M. CUFFE, R. EHLI, D. JONES, A. REDFIELD, M. TROPILA

A BILL FOR AN ACT ENTITLED: "AN ACT CREATING A LOSS MITIGATION ~~STATE SPECIAL REVENUE~~
~~ACCOUNT PROGRAM~~ AND PROVIDING CONDITIONS FOR ITS USE; REQUIRING THE OFFICE OF BUDGET
 AND PROGRAM PLANNING TO APPROVE ANY DISTRIBUTION FROM THE ~~ACCOUNT~~ OVER \$30,000 PER
 REQUEST TO A SINGLE AGENCY; AND PROVIDING AN EFFECTIVE DATE."

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

NEW SECTION. Section 1. Loss mitigation ~~account~~ PROGRAM -- purpose. (1) There is a loss
 mitigation ~~account in the state special revenue fund provided for in 17-2-102 to the credit of~~ PROGRAM
~~ADMINISTERED BY~~ the department of administration.

(2) ~~Money in the account~~ FUNDS FOR THE PROGRAM must be used by the department solely for the
 purpose of mitigating losses generated through claims against the state related to property, automobiles, aviation,
 and general liability.

(3) An agency seeking funds from the loss mitigation ~~account~~ PROGRAM shall present to the department
 a written request that:

- (a) identifies the risk of loss and potential costs associated with the risk of loss;
- (b) identifies matching funds from the agency to address or reduce the risk of loss; and
- (c) provides a detailed explanation of how the funds will be spent to mitigate the risk of loss.

(4) Prior to distributing funds ~~to~~ FOR an agency seeking funds from the loss mitigation ~~account~~ PROGRAM,
 the department of administration shall review the information provided by the agency and confirm the existence
 of a significant risk of loss to be mitigated with the requested funds.

(5) A distribution over \$30,000 for each written request, not including matching funds available to the
 agency, from the loss mitigation ~~account~~ PROGRAM to a single agency is subject to approval by the office of budget
 and program planning.

~~NEW SECTION. Section 2. Transfer of funds.~~ For the biennium beginning July 1, 2015, the
~~department of administration shall transfer up to 3% of the total biennial premiums for group benefit claims~~

1 ~~received to the account in [section 1].~~

2

3 ~~—— NEW SECTION. Section 3. Appropriation. The amount transferred to the account in [section 1] in the~~
4 ~~biennium beginning July 1, 2015, is appropriated to the department of administration for the purposes set forth~~
5 ~~in [section 1] in the same biennium.~~

6

7 NEW SECTION. Section 2. Codification instruction. [Section 1] is intended to be codified as an
8 integral part of Title 2, chapter 45 9, part 40 2, and the provisions of Title 2, chapter 45 9, part 40 2, apply to
9 [section 1].

10

11 NEW SECTION. Section 3. Effective date. [This act] is effective July 1, 2015.

12

- END -