

1 SENATE BILL NO. 27

2 INTRODUCED BY D. BROWN

3 BY REQUEST OF THE REVENUE AND TRANSPORTATION INTERIM COMMITTEE AND THE STATE

4 ADMINISTRATION AND VETERANS' AFFAIRS INTERIM COMMITTEE

5
6 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING INTERIM COMMITTEE DUTIES RELATED TO
7 ADMINISTRATIVE RULE REVIEW, DRAFT LEGISLATION REVIEW, PROGRAM EVALUATION, AND
8 MONITORING OF CERTAIN AGENCIES; AMENDING SECTIONS 5-5-227 AND 5-5-228, MCA; AND
9 PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

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13 **Section 1.** Section 5-5-227, MCA, is amended to read:

14 **"5-5-227. Revenue and transportation interim committee -- powers and duties -- revenue**
15 **estimating and use of estimates.** (1) The revenue and transportation interim committee has administrative rule
16 review, draft legislation review, program evaluation, and monitoring functions for the department of revenue and
17 the department of transportation, and for the entities attached to the departments for administrative purposes,
18 and for the state tax appeal board established in 2-15-1015.

19 (2) (a) The committee must have prepared by December 1 for introduction during each regular session
20 of the legislature in which a revenue bill is under consideration an estimate of the amount of revenue projected
21 to be available for legislative appropriation.

22 (b) The committee may prepare for introduction during a special session of the legislature in which a
23 revenue bill or an appropriation bill is under consideration an estimate of the amount of projected revenue. The
24 revenue estimate is considered a subject specified in the call of a special session under 5-3-101.

25 (3) The committee's estimate, as introduced in the legislature, constitutes the legislature's current
26 revenue estimate until amended or until final adoption of the estimate by both houses. It is intended that the
27 legislature's estimates and the assumptions underlying the estimates will be used by all agencies with
28 responsibilities for estimating revenue or costs, including the preparation of fiscal notes.

29 (4) The legislative services division shall provide staff assistance to the committee. The committee may
30 request the assistance of the staffs of the office of the legislative fiscal analyst, the legislative auditor, the

1 department of revenue, and any other agency that has information regarding any of the tax or revenue bases of
2 the state."

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4 **Section 2.** Section 5-5-228, MCA, is amended to read:

5 **"5-5-228. State administration and veterans' affairs interim committee.** (1) The state administration
6 and veterans' affairs interim committee has administrative rule review, draft legislation review, program
7 evaluation, and monitoring functions for the public employee retirement plans and for the following executive
8 branch agencies and, unless otherwise assigned by law, the entities attached to the agencies for administrative
9 purposes:

10 (a) department of administration, except:

11 (i) the state compensation insurance fund provided for in 39-71-2313, including the board of directors
12 of the state compensation insurance fund established in 2-15-1019;

13 (ii) the state tax appeal board established in 2-15-1015;

14 ~~(ii)~~(iii) the office of state public defender; and

15 ~~(iii)~~(iv) the division of banking and financial institutions;

16 (b) department of military affairs; and

17 (c) office of the secretary of state.

18 (2) The committee shall:

19 (a) consider the actuarial and fiscal soundness of the state's public employee retirement systems, based
20 on reports from the teachers' retirement board, the public employees' retirement board, and the board of
21 investments, and study and evaluate the equity and benefit structure of the state's public employee retirement
22 systems;

23 (b) establish principles of sound fiscal and public policy as guidelines;

24 (c) as necessary, develop legislation to keep the retirement systems consistent with sound policy
25 principles; and

26 (d) publish, for legislators' use, information on the public employee retirement systems that the
27 committee considers will be valuable to legislators when considering retirement legislation.

28 (3) The committee may:

29 (a) specify the date by which retirement board proposals affecting a retirement system must be submitted
30 to the committee for the review pursuant to subsection (1); and

1 (b) request personnel from state agencies, including boards, political subdivisions, and the state public
2 employee retirement systems, to furnish any information and render any assistance that the committee may
3 request."

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5 NEW SECTION. **Section 3. Effective date.** [This act] is effective on passage and approval.

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