

1 _____ BILL NO. _____

2 INTRODUCED BY _____
3 (Primary Sponsor)

4 A BILL FOR AN ACT ENTITLED: "AN ACT REDUCING THE GENERAL FUND SHORTFALL IN REVENUE BY
5 TRANSFERRING TO THE GENERAL FUND MONEY DEPOSITED IN AN ENTERPRISE FUND OR INTERNAL
6 SERVICE FUND FROM RECEIPTS FROM THE SALE OF GOODS PRODUCED OR MANUFACTURED BY
7 A STATE INSTITUTION; AMENDING SECTIONS 53-1-302 AND 53-30-133, MCA; AND PROVIDING AN
8 IMMEDIATE EFFECTIVE DATE."

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

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12 **Section 1.** Section 53-1-302, MCA, is amended to read:

13 **"53-1-302. Disposition of receipts from sale of goods.** ~~Receipts~~ (1) Except as provided in subsection
14 (2), receipts from the sale of goods produced or manufactured by an institution or correctional facility must be
15 deposited in the appropriate enterprise or internal service fund for the use of the industries program of the
16 institution or facility.

17 (2) The amount of \$1,770,000 must be transferred to the general fund for fiscal year 2003 from the
18 receipts from the sale of goods produced or manufactured by an institution or correctional facility, including
19 receipts from institutional industries and the prison ranch."

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21 **Section 2.** Section 53-30-133, MCA, is amended to read:

22 **"53-30-133. Administration of prison industries training program.** (1) (a) The prison industries
23 training program need not be a self-supporting program. The department of corrections may enter into contracts
24 and establish prices for products or services produced by this program. Within budgetary restrictions, the
25 department shall establish prices that tend to maximize the amount of work available for inmates. ~~At~~ Except as
26 provided in 53-1-302, revenue raised through the program may be used only for the program and payment of
27 inmate wages.

28 (b) State agencies, local governments, school districts, authorities, and other local government entities
29 are encouraged to explore the possibilities of using the prison industries training program. State agencies shall
30 cooperate with the department of corrections in notifying governmental entities within the state of the program

1 and of the services and products that are available.

2 (2) (a) The department of corrections shall adopt rules implementing this program. Any price lists
3 established by the department are exempt from the provisions of Title 2, chapter 4, but the department may, if
4 it considers it an effective method of dissemination, publish the price lists in the Montana Administrative Register
5 or the Administrative Rules of Montana, or both.

6 (b) The department of corrections is subject to program audits of the prison industries training program
7 by the legislative auditor."

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

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