



# Other Reports

**Status of Tribal Agreements  
Administrative Rules**

REVENUE & TRANSPORTATION INTERIM COMMITTEE  
JUNE 17, 2005 MEETING  
EXHIBIT 6

**Prepared for Revenue and Transportation  
Legislative Interim Committee on June 17, 2005**

## **Status of Tribal Agreements**

(Activities since 1/03/05)

- I. The Department has entered into a cigarette and tobacco tax revenue sharing agreement with the Crow Tribe, effective June 1, 2005.
  
- II. The Department will hold a public hearing on July 6, 2005 in Browning on an amendment to the existing cigarette and tobacco tax revenue sharing agreement with the Blackfeet Tribe.

# Administrative Rules

## Up-coming Hearing

### MAR No. 42-2-748 – Property Assessment Rules in Chapter 20

Notice will be filed with Secretary of State on June 20, 2005. Public hearing is scheduled for July 21, 2005. The proposed amendments relate to property assessment rules in sub-chapters 1 and 2 of Chapter 20. The sub-chapter 1 amendments are housekeeping except for the amendments to ARM 42.20.106, which are necessary to make the rule consistent with the practice of the department when appraising comparable properties. The amendments to ARM 42.20.203 are necessary to clarify that the exemption from disclosing the sale price does not apply to parcels that are disallowed according to 15-7-202, MCA. Additionally, for parcels that qualify under 15-7-202, MCA, sales information must be provided on the Realty Transfer Certificate (RTC) when it is filed in order for the department to value the land at market value.

## Rule Impacts from 2005 Legislative Changes

### Property Assessment Rules

Chapters 18-22 – Anticipate rule development between July 2005 through March 2006.

- HB 38 – Limit Land for Public Charity Property Tax Exemption
- HB 115 – Generally Revise Property Tax Law
- SB 48 – Class 8 Property Tax Revisions
- SB 74 – Clarify Eligibility of Land for Valuation as Nonqualified Agricultural Land
- SB 92 – Clarify Valuation of Condominiums for Tax Purposes
- SB 261 – Revise Manufactured Home Tax Declaration Process
- SB 295 – Alternative Method for Assessing, Taxing Certain Noncontiguous Land
- SB 524 – Revise Date of Valuation of Certain Classes of Property

### Customer Service Division

Chapters 11-13 (Liquor) and Chapter 31 (Tobacco) – Anticipated rule development between July 2005 and March 2006

- HB 687 – Revise Laws Governing Tobacco
- HB 502 – Eliminate Background Check for Off-premises Beer and Wine License
- HB 517 – Provide for Issuance of a Montana Distillery License
- SB 243 – Eliminate Restriction of Beer Wholesaler Sub-warehouses
- SB 325 – Revise Material that Beer Wholesalers May Provide to Retailers
- SB 497 – Restrict License Locations if Within 5 Miles of City or Town because of Annexation

### Business and Income Tax Division

Chapters 2 – 4; 9, 15; 17; 22-26; 31 and 32 – The rule development for these chapters vary depending on the bill, but most will be completed within the next 12 months.

- HB 171 – Tax Filing and Payment Relief for Active Duty Military
- HB 592 – Standardize Penalty and Interest Calculations for Taxes
- HB 193 – Charitable Endowment
- HB 439 – Disallow Double Credit for Foreign Income Tax Payment
- HB 513 – Extend Tax Credit for Donation for Developmental Disabilities Services
- HB 535 – Revise Taxation of Stripper Well Production
- HB 584 – Promote Growth of Film and Other Media in Montana
- HB 667 – Purchasing Pools, Tax Credit for Health Insurance
- HB 756 – Encourage Production and Use of Biodiesel
- HB 758 – Oil, Gas, and Coal Natural Resource Account Fund
- HB 776 – Revise Law on Taxation of Biodiesel and Provide Incentives
- SB 115 – Equitable Taxation of Wind Energy Facilities
- SB 276 – Revise Taxes on Bentonite
- SB 340 – Builder Allowed Tax Credit for Residential Geothermal Systems
- SB 432 – Revise Family Education Savings Program
- HB 761 – Life Insurance Premium Reimbursement for Members of the National Guard and Reserve