

1 HOUSE BILL NO. 146

2 INTRODUCED BY B. MERCER

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4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE OFFICE OF BUDGET AND PROGRAM
 5 PLANNING TO REPORT ON ACTUAL COSTS OF CERTAIN LEGISLATION WITH PROJECTED FISCAL
 6 IMPACT OF OVER \$1 MILLION TO THE GENERAL FUND IN A FISCAL YEAR; AND PROVIDING AN
 7 EFFECTIVE DATE."

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

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12 **NEW SECTION. Section 1. Report of actual costs for legislation with projected fiscal impact.**

13 (1) ~~For~~ EXCEPT FOR THE GENERAL APPROPRIATIONS ACT AND ANY BILL EXEMPTED BY THE LEGISLATURE, FOR each bill
 14 WITH AN ESTIMATED EXPENDITURE AMOUNT OF OVER \$1 MILLION FROM THE GENERAL FUND IN ANY 1 OF THE 4 FISCAL
 15 YEARS IDENTIFIED IN THE BILL'S FISCAL NOTE, OR AS REQUIRED IN THE BILL, that is passed and approved for which a
 16 fiscal note is prepared and presented to the legislature, the office of budget and program planning shall prepare
 17 and present an annual report to the legislative finance committee by October 1 of each year. The report must
 18 include the following information:

19 (a) the name of the bill;

20 (b) the actual ~~costs~~ EXPENDITURES incurred based on the bill AS ENACTED for ~~an~~ THE PAST entire fiscal
 21 year AND A DESCRIPTION OF HOW THE FUNDS WERE EXPENDED; and

22 (c) A COMPARISON TO the projected costs of the bill as projected in the fiscal note for that same fiscal
 23 year.

24 (2) The report to the legislature must include ~~all~~ bills THAT QUALIFY UNDER SUBSECTION (1) for which a
 25 fiscal note was prepared which have been in effect for at least 1 fiscal year. The bill must be included in the
 26 report for each year a cost was projected in a corresponding fiscal note.

27 (3) The report must be provided in an electronic format.

28 (4) The report must also be submitted to the legislature as provided in 5-11-210.

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2 NEW SECTION. Section 2. Codification instruction. [Section 1] is intended to be codified as an
3 integral part of Title 5, chapter 4, part 2, and the provisions of Title 5, chapter 4, part 2, apply to [section 1].

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5 COORDINATION SECTION. Section 3. Coordination instruction. If both [this act] and [LC 301] are
6 passed and approved, reference to the report provided for in [section 1] must be included in [section 1] of [LC
7 301].

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9 NEW SECTION. Section 4. Effective date. [This act] is effective July 1, 2021.

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11 NEW SECTION. Section 5. Applicability. [This act] applies to eligible bills beginning in fiscal year
12 2022, and the first report is due October 1, 2022.

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