

1 HOUSE BILL NO. 424
2 INTRODUCED BY L. JONES, D. BEDEY, J. ESP, J. ELLSWORTH, K. BOGNER
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4 A BILL FOR AN ACT ENTITLED: "AN ACT GENERALLY REVISING SUSTAINABILITY OF STATE FINANCE;
5 REVISING TRANSFER PERCENTAGES INTO THE BUDGET STABILIZATION RESERVE FUND AND THE
6 CAPITAL DEVELOPMENTS LONG-RANGE BUILDING PROGRAM ACCOUNT; INCREASING THE CAP ON
7 THE BUDGET STABILIZATION RESERVE FUND; INCREASING THE CAP ON THE FIRE SUPPRESSION
8 FUND; ALLOWING THE CAPITAL DEVELOPMENTS LONG-RANGE BUILDING PROGRAM ACCOUNT TO
9 PAY ON BONDS AND RELATED COSTS; TEMPORARILY INCREASING THE GOVERNOR'S EMERGENCY
10 FUNDS; REQUIRING THAT FUNDS IN THE CAPITAL DEVELOPMENTS LONG-RANGE BUILDING
11 PROGRAM ACCOUNT BE USED TO FOREGO OR REDUCE THE AMOUNT OF ISSUANCE OF GENERAL
12 OBLIGATION BONDS; PROVIDING FOR GENERAL FUND TRANSFERS AND GENERAL FUND
13 REVERSIONS INTO THE BUDGET STABILIZATION RESERVE FUND AND THE FIRE SUPPRESSION
14 FUND; PROVIDING FOR OTHER TRANSFERS FROM THE GENERAL FUND; PROVIDING FOR A STUDY
15 OF STATE BUDGET PROCESS FOR PERSONAL SERVICES EXPENDITURES; PROVIDING FOR A
16 STATUTORY APPROPRIATION; PROVIDING A SUPPLEMENTAL APPROPRIATION; EXPANDING USES
17 OF A STATUTORY APPROPRIATION; AMENDING SECTIONS 10-3-312, 17-7-102, 17-7-130, 17-7-140, 17-7-
18 209, AND 17-7-502, AND ~~76-13-150~~, MCA; AMENDING SECTION 1(2), CHAPTER 476, LAWS OF 2019,
19 SECTION 13, CHAPTER 476, LAWS OF 2019, AND SECTION 2(2), CHAPTER 499, LAWS OF 2005; AND
20 PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A TERMINATION DATE."

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

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24 **Section 1.** Section 10-3-312, MCA, is amended to read:

25 **"10-3-312. Maximum expenditure by governor -- appropriation.** (1) Whenever a disaster or an
26 emergency, including an energy emergency as defined in 90-4-302 or an invasive species emergency declared
27 under 80-7-1013, is declared by the governor, there is statutorily appropriated to the office of the governor, as
28 provided in 17-7-502, and, subject to subsection (2), the governor is authorized to expend from the general fund

1 amount of funds deposited in the accounts from bond proceeds and funds from the account established in 17-7-
2 209 may not exceed the amounts authorized in subsection (3)."

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4 **Section 11.** Section 2(2), Chapter 499, Laws of 2005, is amended to read:

5 **"Section 2. Appropriation of bond proceeds.**

6 (2) The following money is appropriated from the CPF from the proceeds for the bonds authorized
7 by [section 3] or from the account provided for in 17-7-209 to the department of natural resources and
8 conservation for the capital projects described in this section, and if the bond proceeds are used, contingent
9 upon the authorization of general obligation bonds by the 59th legislature and the sale of bonds by the board of
10 examiners:"

11 **NEW SECTION. Section 12. Appropriation.** There is appropriated \$2.5 million from the general fund
12 to the office of state public defender for the fiscal year ending June 30, 2023, for the purposes of operating of
13 the office.

14

15 **NEW SECTION. Section 13. Severability.** If a part of [this act] is invalid, all valid parts that are
16 severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications,
17 the part remains in effect in all valid applications that are severable from the invalid applications.

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19 **NEW SECTION. Section 14. Effective date.** [This act] is effective on passage and approval.

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21 **NEW SECTION. Section 15. Termination.** [Section 1] terminates June 30, 2025.

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