



Montana Legislative Services Division
Legal Services Office

September 27, 2012

TO: Legislative Finance Committee
FROM: Julie Johnson, Legal Services Office
RE: LFC Draft Legislation

LFC BILL DRAFTS

Enclosed please find five bill drafts requested by the LFC for your review and feedback. Those bill drafts that are approved by the LFC will proceed to the final bill drafting process. The legislation is as follows:

1. **LC 157 Lottery Vendor Fees** This bill provides for a statutory appropriation for the payment of lottery vendor fees.
2. **LC 172 Community College Funding** This bill is designed to eliminate duplicate funding for community colleges.
3. **LC 299 Required Reports** This bill is intended to eliminate unnecessary reports and increase efficiency by directing some financial reports to the Legislative Fiscal Analyst from the Legislative Finance Committee. The LFA will bring any concerns from reports to the LFC.
4. **LC 328 Statutory Appropriations (General Revisions)** This bill contains several revisions to statutory appropriations. Relevant changes are as follows:
 - a. Section 1 amends 10-2-603 to clarify that the statutory appropriation is received by the Department of Military Affairs and may be used by the Board of Veterans' Affairs for the State Veterans' Cemetery.
 - b. Section 2 amends 17-1-508, which provides guidelines for determining whether a proposed or existing statutory appropriation is considered appropriate. The change in language now focuses on what is *not* considered appropriate, whereas the old language focused on what *is* considered appropriate. This is a change in form and not in substance.
 - c. Sections 3 and 9 repeal 50-4-623, which provides for a statutory appropriation for

fees from certificates of public advantage. This change was requested by the Department of Justice.

d. Sections 4 through 9 remove outdated references to mineral royalties and repeals 17-6-340, regarding the purchase of permanent fund mineral estate . The Office of Public Instruction and the Department both agree with this change.

e. Sections 9 and 10 repeal 17-3-112 to spend ARRA funds once the governor certifies to the code commissioner the funds and interest earnings have been spent.

5. **LC 329 Statutory Appropriations (Removal of Double Expenditures)** This bill eliminates the doubling of expenditures for the Department of Commerce. The bill eliminates the general fund appropriation transfer found in 15-35-108(9)(b)(iii) and replaces it with a transfer of general fund money to the research and commercialization account in 15-1-122.