

1 SENATE BILL NO. 536

2 INTRODUCED BY G. HERTZ

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING FUNDING TO LOCAL GOVERNMENTS FOR THE
5 MAINTENANCE OF COUNTY AND CITY ROADS; PROVIDING FUNDING FOR THE RECONSTRUCTION
6 AND REPAIR OF LOCAL ROADS AND BRIDGES; PROVIDING FOR THE APPROPRIATION AND
7 DISTRIBUTION OF FUNDS; PROVIDING A STATUTORY APPROPRIATION; PROVIDING
8 ADMINISTRATION FEES; PROVIDING A FUND TRANSFER; AMENDING SECTION 17-7-502, MCA; AND
9 PROVIDING AN EFFECTIVE DATE AND A TERMINATION DATE."

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

12
13 NEW SECTION. Section 1. Local government road AND BRIDGE maintenance account --
14 APPROPRIATION. There is a local government road maintenance ~~AND BRIDGE~~ account in the state special revenue
15 fund established in 17-2-102. All funds received pursuant to [section 3.4] must be deposited in the account.

16 (2) Money deposited in the account is STATUTORILY subject to appropriation by the legislature
17 APPROPRIATED AS PROVIDED IN 17-7-502 to the department of transportation and, EXCEPT AS PROVIDED IN
18 SUBSECTION (3), may be used only for:

19 (A) funding OR PROVIDING THE STATE MATCHING SOURCE FOR the ~~construction,~~ reconstruction,
20 maintenance, and repair of:

21 (i) OFF-SYSTEM BRIDGES;

22 (ii) SECONDARY HIGHWAY SYSTEM ROUTES;

23 (iii) URBAN HIGHWAY SYSTEM ROUTES; OR

24 (B) PROVIDING A STATE MATCHING SOURCE, AT THE DISCRETION OF THE DEPARTMENT, FOR
25 DISCRETIONARY GRANTS FOR ROAD AND BRIDGE REPAIR OR RECONSTRUCTION AWARDED TO LOCAL GOVERNMENTS
26 ~~county roads and city or town streets and alleys in the manner provided in [section 2].~~

27 (3) The total amount of money \$20 MILLION deposited in the account must be distributed pursuant
28 to [section 2] by ~~June 30, 2024~~ SEPTEMBER 1, 2023.

Amendment - 2nd Reading-yellow - Requested by: Terry Falk - (H) Committee of the Whole

- 2023

68th Legislature 2023

Drafter: Julie Johnson, 406-444-4024

SB0536.003.001

1 terminates June 30, 2027; pursuant to sec. 5, Ch. 548, L. 2021, the inclusion of 50-1-115 terminates June 30,
2 2025; pursuant to secs. 5 and 12, Ch. 563, L. 2021, the inclusion of 22-3-1004 is effective July 1, 2027; and
3 pursuant to sec. 15, Ch. 574, L. 2021, the inclusion of 46-32-108 terminates June 30, 2023.)"

4
5 NEW SECTION. Section 4. Transfer of funds. Within 15 days of [the effective date of this act], the
6 state treasurer shall transfer ~~\$100-~~\$60 million from the general fund to the local government road maintenance
7 AND BRIDGE account provided FOR in [section 1].

8
9 NEW SECTION. SECTION 5. CODIFICATION INSTRUCTION. [SECTION 1] IS INTENDED TO BE CODIFIED AS AN
10 INTEGRAL PART OF TITLE 15, CHAPTER 70, PART 1, AND THE PROVISIONS OF TITLE 15, CHAPTER 70, PART 1, APPLY TO
11 [SECTION 1].

12
13 COORDINATION SECTION. SECTION 6. COORDINATION INSTRUCTION. IF BOTH HOUSE BILL NO. 2 AND
14 [THIS ACT] ARE PASSED AND APPROVED AND IF HOUSE BILL NO. 2 INCLUDES AN APPROPRIATION OF AT LEAST \$100
15 MILLION TO THE DEPARTMENT OF TRANSPORTATION FOR THE PURPOSES OF [THIS ACT], THEN THE APPROPRIATION IN
16 HOUSE BILL NO. 2 FOR THE PURPOSES OF [THIS ACT] IS VOID.

17
18 NEW SECTION. Section 7. Effective date. [This act] is effective July 1, 2023.

19
20 NEW SECTION. Section 8. — Termination. [This act] terminates June 30, 2024.

21 - END -