

1 HOUSE BILL NO. 864
2 INTRODUCED BY T. MOORE, L. JONES
3

4 A BILL FOR AN ACT ENTITLED: "AN ACT IMPLEMENTING THE PROVISIONS OF HOUSE BILL NO. 2;
5 ALLOCATING FUNDING TO THE VETERANS AND SURVIVING SPOUSES STATE SPECIAL REVENUE
6 ACCOUNT; AMENDING SECTIONS 10-2-108 AND 16-11-119, MCA; PROVIDING FOR A TRANSFER OF
7 FUNDS; AND PROVIDING AN EFFECTIVE DATE."

8
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
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11 **Section 1.** Section 10-2-108, MCA, is amended to read:

12 **"10-2-108. Veterans and surviving spouses state special revenue account.** (1) There is a
13 veterans and surviving spouses account in the state special revenue fund to be administered by the veterans'
14 affairs division of the department of military affairs. The account consists of revenue deposited pursuant to 16-
15 12-111 and 16-11-119.

16 (2) The account must be used to provide services and assistance for all Montana veterans and
17 surviving spouses and dependents."
18

19 **Section 2.** Section 16-11-119, MCA, is amended to read:

20 **"16-11-119. Disposition of taxes -- statutory appropriation.** (1) A sum equal to the amount
21 necessary to purchase cigarette tax stamps must be deposited to or allocated from the state special revenue
22 fund to the credit of the department from cigarette taxes collected under the provisions of 16-11-111, as
23 provided in subsection (5) of this section.

24 (2) After the deposit or allocation in subsection (1), cigarette taxes collected under the provisions
25 of 16-11-111 must, in accordance with the provisions of 17-2-124, be deposited as follows:

26 (a) 8.3% or \$4 million, whichever is greater, in the state special revenue fund to the credit of the
27 department of public health and human services for the operation and maintenance of state veterans' nursing

Amendment - 1st Reading/2nd House-blue - Requested by: Ryan Lynch - (S) Finance and Claims

- 2023

68th Legislature 2023

Drafter: Julie Johnson, 406-444-4024

HB0864.001.001

- 1 homes;
- 2 (b) 2.6% in the major repair long-range building program account provided for in 17-7-221;
- 3 (c) 44% in the state special revenue fund to the credit of the health and medicaid initiatives
- 4 account provided for in 53-6-1201; ~~and~~
- 5 (d) \$150,000 in the veterans and surviving spouses state special revenue account provided for in
- 6 10-2-108;
- 7 ~~(e)~~ the remainder to the state general fund.
- 8 (3) If money in the state special revenue fund for the operation and maintenance of state veterans'
- 9 nursing homes exceeds \$2 million at the end of the fiscal year, the excess must be transferred to the state
- 10 general fund.
- 11 (4) The taxes collected on tobacco products other than cigarettes must in accordance with the
- 12 provisions of 17-2-124 be deposited as follows:
- 13 (a) one-half in the state general fund; and
- 14 (b) one-half in the state special revenue fund account for health and medicaid initiatives provided
- 15 for in 53-6-1201.
- 16 (5) Each fiscal year, a sum equal to the amount of money necessary to purchase cigarette tax
- 17 stamps is statutorily appropriated, as provided in 17-7-502, from the state special revenue fund allocation in
- 18 subsection (1) to the department for tax administration responsibilities."

19

20 NEW SECTION. Section 3. Transfer of funds. By August 15, 2023, the state treasurer shall transfer

21 \$500 from the general fund to the primary sector business training account established in 39-11-205.

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23 NEW SECTION. Section 4. Effective date. [This act] is effective July 1, 2023.

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