

1 HOUSE BILL NO. 251

2 INTRODUCED BY L. JONES, S. VINTON, M. REGIER, R. KNUDSEN, J. SMALL, S. FITZPATRICK, D.

3 SALOMON, J. ELLSWORTH, K. BOGNER

4  
5 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING STATE FINANCE LAWS; CREATING THE DEBT AND  
6 LIABILITY FREE ACCOUNT; PROVIDING FOR A TRANSFER AND ALLOCATIONS OF INTEREST INTO  
7 THE DEBT AND LIABILITY FREE ACCOUNT; PROVIDING A TRANSFER TO THE STATEWIDE PUBLIC  
8 SAFETY COMMUNICATIONS SYSTEM ACCOUNT; PROVIDING FOR A STATUTORY APPROPRIATION;  
9 PROVIDING FOR AN EQUAL TRANSFER OF UNOBLIGATED FUNDS FROM THE DEBT AND LIABILITY  
10 FREE ACCOUNT TO THE CAPITAL DEVELOPMENTS LONG-RANGE BUILDING PROGRAM ACCOUNT  
11 AND THE GENERAL FUND IN 2027; AMENDING SECTIONS 17-6-202, 17-7-502, AND 44-4-1607, MCA;  
12 AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE."

13  
14 WHEREAS, there is a benefit to the citizens of Montana to pay off debts and be debt free in 2023; and

15 WHEREAS, paying off debts and other financial liabilities of the State of Montana is a responsible use  
16 of one-time funds; and

17 WHEREAS, issuing and paying off public debt when prudent is and should remain a standard function  
18 of state government; and

19 WHEREAS, paying off debt now allows more capacity to responsibly pay for capital expenditures via  
20 financing in the future, when desired by the Executive and Legislature.

21  
22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

23  
24 NEW SECTION. **Section 1. Debt and liability free account -- rules for deposits and transfers --**  
25 **purpose.** (1) There is an account in the state special revenue fund established by 17-2-102 known as the debt  
26 and liability free account.

27 (2) The purpose of the debt and liability free account is to:

28 (a) pay the principal, interest, premiums, and any costs or fees associated with redeeming

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

NEW SECTION. Section 5. Transfer of funds. (1) By June 30, 2023, the state treasurer shall transfer ~~\$150~~ \$125 million from the general fund to the account provided for in [section 1].

(2) By June 30, 2023, the state treasurer shall transfer ~~\$35~~ \$18.6 million from the general fund to the statewide public safety communications system account provided for in 44-4-1607.

(3) By June 30, 2027, the state treasurer shall transfer any unobligated funds in the account established in [section1] as follows:

(a) 50% to the capital developments long-range building program account established in 17-7-209;

and

(b) 50% to the general fund.

NEW SECTION. Section 6. Codification instruction. [Section 1] is intended to be codified as an integral part of Title 17, chapter 6, and the provisions of Title 17, chapter 6, apply to [section 1].

NEW SECTION. Section 7. Severability. If a part of [this act] is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications.

~~COORDINATION SECTION. SECTION 8. COORDINATION INSTRUCTION. (1) IF [THIS ACT] IS PASSED AND APPROVED AND DOES NOT CONTAIN A \$125 MILLION TRANSFER IN [SECTION 5(1)], AND IF ANY OF THE FIVE BILLS IDENTIFIED IN SUBSECTION (2) ARE NOT PASSED AND APPROVED, THEN THE TRANSFER AMOUNT IN [SECTION 5(1)] OF [THIS ACT] IS \$62.5 MILLION.~~

~~(2) THE FIVE BILLS ARE:~~

~~(A) HOUSE BILL NO. 192;~~

~~(B) HOUSE BILL NO. 212;~~

~~(C) HOUSE BILL NO. 221;~~

~~(D) HOUSE BILL NO. 222; AND~~

~~(E) HOUSE BILL NO. 267.~~