

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

HOUSE BILL NO. 251

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

SALOMON, J. ELLSWORTH, K. BOGNER

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

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

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

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

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

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

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

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

1 statewide public safety communications system account provided for in 44-4-1607.

2 (3) By June 30, 2027, the state treasurer shall transfer any unobligated funds in the account

3 established in [section1] as follows:

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

5 and

6 (b) 50% to the general fund.

7
8 **NEW SECTION. Section 6. Appropriation.** There is appropriated \$15 million from the general fund
9 to the department of public health and human services to allow the senior and long-term care division to provide
10 additional services.

11
12 **NEW SECTION. Section 7. Codification instruction.** [Section 1] is intended to be codified as an
13 integral part of Title 17, chapter 6, and the provisions of Title 17, chapter 6, apply to [section 1].

14
15 **NEW SECTION. Section 8. 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.

18
19 **NEW SECTION. Section 9. Effective date.** [This act] is effective on passage and approval.

20
21 **NEW SECTION. Section 10. Retroactive applicability.** [This act] applies retroactively, within the
22 meaning of 1-2-109, to funds collected pursuant to 17-6-202(2) on or after July 1, 2022.

23 - END -