

## HOUSE BILL NO. 170

INTRODUCED BY STAHL

1  
2  
3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT INCREASING THE ALLOCATION OF FEDERAL MINERAL  
5 ROYALTY INCOME TO COUNTIES WHERE THE DEVELOPMENT OF THE FEDERALLY OWNED MINERALS  
6 HAS OCCURRED; PROVIDING FOR THE ALLOCATION OF ALL OF FEDERAL MINERAL ROYALTY INCOME  
7 TO THE MINERAL IMPACT ACCOUNT TO BE USED FOR COUNTIES; AMENDING SECTION 17-3-240, MCA;  
8 AND PROVIDING AN EFFECTIVE DATE AND AN APPLICABILITY DATE."

9  
10 WHEREAS, 30 U.S.C. 191 provides that money paid to any state is to be used by the state as the  
11 legislature of the state may direct, giving priority to those subdivisions of the state socially or economically  
12 impacted by development of minerals for planning, construction and maintenance of public facilities, and provision  
13 of public service; and

14 WHEREAS, only 25% of money paid to the state is distributed directly to eligible counties that are  
15 impacted by the development of the minerals.

16  
17 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

18  
19 **Section 1.** Section 17-3-240, MCA, is amended to read:

20 "**17-3-240. Federal mineral leasing funds.** (1) ~~Except as provided in subsection (2), money~~ Money paid  
21 to the state pursuant to 30 U.S.C. 191 must be deposited in the ~~state general fund.~~

22 ~~—— (2) In fiscal year 2005 and each succeeding fiscal year, 25% of all money received pursuant to~~  
23 ~~subsection (1) must be deposited in the mineral impact account established in 17-3-241 and is dedicated to local~~  
24 governments.

25 ~~(3)(2) On August 15 following the close of the fiscal year, the~~ Once each month, the state treasurer shall  
26 distribute the revenue dedicated in subsection ~~(2)~~ (1). The distribution to the eligible counties must be based on  
27 the proportion that the total amount of revenue generated by mineral extraction in an eligible county bears to the  
28 total amount of money received by the state."

29  
30 NEW SECTION. **Section 2. Effective date.** [This act] is effective July 1, 2011.

1  
2 **NEW SECTION. Section 3. Applicability.** [This act] applies to mineral royalties received after June 30,  
3 2011.

4 - END -