

1 SENATE BILL NO. 152

2 INTRODUCED BY D. FERN, M. DUNWELL, J. FULLER, M. REGIER, L. SMITH, M. YAKAWICH, L. DEMING,
3 B. BARKER, E. BOLDMAN, P. FLOWERS, T. MCGILLVRAY, B. MITCHELL, S. MORIGEAU, P. TUSS, B.

4 BEARD

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6 A BILL FOR AN ACT ENTITLED: "AN ACT SUBMITTING TO THE QUALIFIED ELECTORS OF MONTANA AN
7 AMENDMENT TO ARTICLE VIII, SECTION 13, OF THE MONTANA CONSTITUTION TO ALLOW A PORTION
8 OF THE COAL SEVERANCE TAX TRUST FUND TO BE INVESTED IN PRIVATE CORPORATE STOCK;
9 AND PROVIDING AN EFFECTIVE DATE."

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

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13 **Section 1.** Article VIII, section 13, of The Constitution of the State of Montana is amended to read:

14 **"Section 13. Investment of public funds and public retirement system and state**
15 **compensation insurance fund assets.** (1) The legislature shall provide for a unified investment program for
16 public funds and public retirement system and state compensation insurance fund assets and provide rules
17 therefor, including supervision of investment of surplus funds of all counties, cities, towns, and other local
18 governmental entities. Each fund forming a part of the unified investment program shall be separately identified.
19 Except as provided in subsections (3) and (4), through (5), no public funds ~~shall~~ may be invested in private
20 corporate capital stock. The investment program shall be audited at least annually and a report thereof
21 submitted to the governor and legislature.

22 (2) The public school fund and the permanent funds of the Montana university system and all other
23 state institutions of learning shall be safely and conservatively invested in:

24 (a) Public securities of the state, its subdivisions, local government units, and districts within the
25 state, or

26 (b) Bonds of the United States or other securities fully guaranteed as to principal and interest by
27 the United States, or

28 (c) Such other safe investments bearing a fixed rate of interest as may be provided by law.

