

ON THE QUESTION OF AMENDING
ARTICLE XII
OF THE CONSTITUTION OF THE STATE OF MONTANA
RELATING
TO

REVENUE AND TAXATION, BY ADDING THERETO A NEW SECTION TO BE KNOWN AND DESIGNATED AS SECTION 1 (b) OF ARTICLE XII, PROVIDING THAT NO MONIES PAID INTO THE STATE TREASURY WHICH ARE DERIVED FROM FEES, EXCISES OR LICENSE TAXES RELATING TO REGISTRATION, OPERATION OR USE OF VEHICLES ON THE PUBLIC HIGHWAYS OR TO FUELS USED FOR THE PROPULSION OF SUCH VEHICLES, EXCEPT FEES AND CHARGES PAID TO THE BOARD OF RAILROAD COMMISSIONERS OF THE STATE OF MONTANA AND THE PUBLIC SERVICE COMMISSION OF MONTANA OR ITS SUCCESSOR OR SUCCESSORS BY MOTOR CARRIERS PURSUANT TO LAW, SHALL BE EXPENDED FOR ANY PURPOSE OTHER THAN THAT PROVIDED FOR HEREIN.

The following is a true and exact copy of Section 1, Article XII of the Constitution of the State of Montana as it exists at the present time:

"SECTION 1. The necessary revenue for the support and maintenance of the state shall be provided by the legislative assembly, which shall levy a uniform rate of assessment and taxation, and shall prescribe such regulations as shall secure a just valuation for taxation of all property, except that specially provided for in this article. The legislative assembly may also impose a license tax, both upon persons and upon corporations doing business in the state."

The following is a true and exact copy of the PROPOSED AMENDMENT of Section 1 of Article XII of the Constitution of the State of Montana:

"SECTION 1 (b). No monies paid into the state treasury which are derived from fees, excises or license taxes relating to registration, operation or use of vehicles on the public highways or to fuels used for the propulsion of such vehicles, except fees and charges paid to the board of railroad commissioners of the State of Montana and the public service commission of Montana or its successor or successors by motor carriers pursuant to law, shall be expended for other than cost of administering laws under which such monies are derived, statutory refunds and adjustments provided therein, payment of highway obligations, cost of construction, reconstruction, maintenance and repair of public highways, roads, streets, and bridges, and expenses authorized by the state legislature for dissemination of public information relating to the public highways, roads, streets and bridges of the State of Montana and the use thereof."

THE FORM IN WHICH THIS QUESTION
WILL BE PRINTED ON THE OFFICIAL BALLOT AT
THE GENERAL ELECTION, NOVEMBER 6, 1956,
IS AS FOLLOWS:
ANTI-DIVERSION AMENDMENT OF HIGHWAY FUEL
AND USER TAXES

Section 1 (b). No monies paid into the State Treasury which are derived from fees, excises or license taxes relating to registration, operation or use of vehicles on the public highways or to fuels used for the propulsion of such vehicles, except fees and charges paid to the board of railroad commissioners of the State of Montana and the public service commission of Montana or its successor or successors by motor carriers pursuant to law, shall be expended for other than cost of administering laws under which such monies are derived, statutory refunds and adjustments provided therein, payment of highway obligations, cost of construction, reconstruction, maintenance and repair of public highways, roads, streets, and bridges, and expenses authorized by the state legislature for dissemination of public information relating to the public highways, roads, streets and bridges of the State of Montana and the use thereof.

FOR THE FOREGOING AMENDMENT TO
THE CONSTITUTION.

AGAINST THE FOREGOING AMENDMENT TO
THE CONSTITUTION.

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CHAPTER 239

AN ACT TO SUBMIT TO THE QUALIFIED ELECTORS OF THE STATE OF MONTANA AN AMENDMENT TO ARTICLE XII OF THE CONSTITUTION OF THE STATE OF MONTANA, RELATING TO REVENUE AND TAXATION, BY ADDING THERETO A NEW SECTION TO BE KNOWN AND DESIGNATED AS SECTION 1 (b) OF ARTICLE XII, PROVIDING THAT NO MONIES PAID INTO THE STATE TREASURY WHICH ARE DERIVED FROM FEES, EXCISES OR LICENSE TAXES RELATING TO REGISTRATION, OPERATION OR USE OF VEHICLES ON THE PUBLIC HIGHWAYS OR TO FUELS USED FOR THE PROPULSION OF SUCH VEHICLES, EXCEPT FEES AND CHARGES PAID TO THE BOARD OF RAILROAD COMMISSIONERS OF THE STATE OF MONTANA AND THE PUBLIC SERVICE COMMISSION OF MONTANA OR ITS SUCCESSOR OR SUCCESSORS BY MOTOR CARRIERS PURSUANT TO LAW, SHALL BE EXPENDED FOR ANY PURPOSE OTHER THAN THAT PROVIDED FOR HEREIN.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA:

Section 1. That the Constitution of the State of Montana be amended as hereinafter provided and that the question of such amendment be submitted to the qualified electors of the State of Montana for their approval or rejection, at the general election to be held in November, 1956.

Section 2. That the Constitution of the State of Montana, be, and the same is hereby amended by adding thereto a new Section to be known and designated as Section 1 (b) of Article XII reading as follows:

Section 1 (b) No monies paid into the state treasury which are derived from fees, excises or license taxes relating to registration, operation or use of vehicles on the public highways or to fuels used for the propulsion of such vehicles, except fees and charges paid to the Board of Railroad Commissioners of the State of Montana and the Public Service Commission of Montana or its successor or successors by motor carriers pursuant to law, shall be expended for other than cost of administering laws under which such monies are derived, statutory refunds and adjustments provided therein, payment of highway obligations, cost of construction, reconstruction, maintenance and repair of public highways, roads, streets, and bridges, and expenses authorized by the state legislature for dissemination of public information relating to the public highways, roads, streets and bridges of the State of Montana and the use thereof.

Section 3. Separate official ballots shall be provided at the general election to be held in November, 1956, which shall have printed thereon "Anti-Diversion Amendment of Highway Fuel and User Taxes," followed by all of Sec. 1 b. of Article XII of the Constitution of the State of Montana as proposed by this act. There shall also be printed on said official ballots, below the said section, squares and the words as follows:

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For the foregoing amendment to the Constitution.

Against the foregoing amendment to the Constitution.

Each elector who approves this amendment shall mark an "X" in the first square above printed and each elector who rejects it shall mark an "X" in the second square.

Section 4. The votes cast for and against this amendment above proposed, shall be counted, canvassed and determined by such officials, and in such manner as provided by law, and if a majority of all votes cast at such election for and against such amendment shall be in favor of such amendment, the governor of the state shall so declare by public proclamation and the amendment shall be in full force and effect as a part of the Constitution from and after the date of such proclamation.

Approved March 10, 1955.