

# Memo

**To:** Montana State Library Commission

**From:** Jennie Stapp, State Librarian

**Date:** November 17, 2014

**Re: Coal Severance Tax Shared Account review**

The following information is provided at the request of the State Library Commission and will be reviewed in detail by Nick Brown, Fiscal Analyst, Legislative Fiscal Division.

## Montana Code Annotated:

**15-35-108. Disposal of severance taxes.** Severance taxes collected under this chapter must, in accordance with the provisions of [17-2-124](#), be allocated as follows:

(1) Fifty percent of total coal severance tax collections is allocated to the trust fund created by Article IX, section 5, of the Montana constitution. The trust fund money must be deposited in the fund established under [17-6-203](#)(6) and invested by the board of investments as provided by law.

(3) *The amount of 5.46% must be credited to an account in the state special revenue fund to be allocated by the legislature for provision of basic library services for the residents of all counties through library federations and for payment of the costs of participating in regional and national networking*, conservation districts, and the Montana Growth Through Agriculture Act. Expenditures of the allocation may be made only from this account. Money may not be transferred from this account to another account other than the general fund. Any unreserved fund balance at the end of each fiscal year must be deposited in the general fund.

Emphasis added.

Note: changes to this code set to take effect on July 1, 2019 will not impact funds received by the State Library.