

State of Montana
Department of Revenue

Agency Order No. 2009-1

AGENCY ORDER ESTABLISHING THE
Advisory Council Working Group on Local Government Issues

WHEREAS, there is a continuing need to foster increased cooperation and communication between local government officials and the Department of Revenue (Revenue) as it relates to the administration of Montana's tax laws; and

WHEREAS, improved cooperation and communication between the Department and local government officials will assist local government officials in better understanding Department tasks as they may relate to or impact local governments, and will assist Department staff in better understanding unique issues related to local governments; and

WHEREAS, achieving the above-stated goals requires the commitment and resources of the Department combined with the advice and counsel of a broad spectrum of local government officials.

NOW, THEREFORE, I, Dan Bucks, Director of the Montana Department of Revenue, by the authority vested in me by Section 2-15-122, MCA, do hereby establish the Advisory Council Working Group on Local Government Issues (Working Group).

I. PURPOSE

The Working Group shall gather information and may make recommendations on issues concerning, but not limited to, the annual certification of taxable values and newly taxable property, enhancements to Department communication and services to

local governments, and the administration of shared revenue sources (e.g. coal gross proceeds and oil and gas revenues).

II. DUTIES

The Working Group shall meet at least once a year at the call of the Director. The Working Group shall gather information and discuss issues related to its purpose as outlined in Section 1, above. Staff support shall be provided by the Department. At the discretion of the Director or the Chair, as the case may be, meetings may be held via the use of video conferencing or other remote technology that may be available.

The Working Group shall articulate any recommendation it formulates and that receives majority approval from the Working Group to the Director as soon as practicable and in the manner its Chair deems most appropriate. Broader policy oriented matters shall be referred to the Revenue Advisory Council Working Group.

III. COMPOSITION

The Working Group shall have no more than nine appointed members, who, in the Director's discretion, represent a broad cross-section of local government officials from across Montana. Each member shall serve a two-year term of office. The Director shall appoint each member of the Working Group, including its Chair. Each member of the Working Group shall serve at the pleasure of the Director. The Working Group shall immediately notify the Director of any vacancy on the Working Group. If the Working Group's duration is extended pursuant to Section IV, each member may be reappointed by the Director for another two-year term of office.

Working Group members must disclose to the Department instances of when they had a tax dispute with the Department or represented taxpayers having a tax dispute with Department and agree to recuse themselves when issues related to those disputes are being considered by the Working Group.

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IV. DURATION

Unless extended pursuant to § 2-15-122(10), MCA, the Working Group shall exist for a period of two years from the date of the Working Group's approval by the Governor of the State of Montana.

Dated this 23rd day of July, 2009.

GIVEN under my hand this 23rd day of
July, 2009.



Dan Bucks, Director

State of Montana
Office of the Governor

RECORD OF THE CREATION OF THE
Advisory Council Working Group on Local Government Issues

WHEREAS, the Department of Revenue (Department) submitted to Brian Schweitzer, Governor of the State of Montana, an application (Exhibit A) seeking approval for the creation of the Advisory Council Working Group on Local Government Issues; and

WHEREAS, such an advisory council appears necessary for the effective and efficient administration of Montana's revenue laws.

NOW, THEREFORE, I, Brian Schweitzer, Governor of the State of Montana, do hereby approve the creation of the Advisory Council Working Group on Local Government Issues, and in accordance with § 2-15-122(9), MCA, establish the following record of its creation:

SECTION I. Composition of Advisory Council Working Group on Local Government Issues:

Kathy Bessette, Hill County Commissioner, Hill County Courthouse, 315 4th Street, Havre, Montana 59501-3999

Kim Buchanan, Gallatin County Treasurer, 311 West Main Street, Room 103, Bozeman, Montana 59715

Paulette DeHart, Lewis and Clark County Treasurer, 316 N. Park Ave., Room 168, Helena, Montana 59623

Jerry Jimison, Glendive Mayor, 300 South Merrill Avenue, Glendive, Montana 59330

Susan Nicosia, Columbia Falls finance director, 800 South Main Street, Kalispell, Montana 59901

Ryan Rusche, Roosevelt County Attorney, 400 2nd Avenue South, County Courthouse, Wolf Point, Montana 59201-1637

Lisa Smith, Powell County Treasurer, 409 Missouri Avenue, Deer Lodge,
Montana 59722-1084

Chris Veis, Billings City Council, 129 Ardmore Drive, Billings, Montana 59102

Jason Wiener, Missoula City Council, 1238 Jackson Street, Missoula, Montana
59802

SECTION II. Purpose of Advisory Council Working Group on Local Government

Issues: To foster increased cooperation and communication between local government officials and the Department as it relates to the Department's administration of Montana's tax code. The Working Group shall gather information and may make recommendations to the Director on issues concerning, but not limited to, the annual certification of taxable values and newly taxable property, enhancements to Department communication and services to local governments, and the administration of shared revenue sources (e.g. coal gross proceeds and oil and gas revenues).

SECTION III. Duration of Advisory Council Working Group on Local

Government Issues: The Working Group shall exist for a period of two years from the effective date of this record.

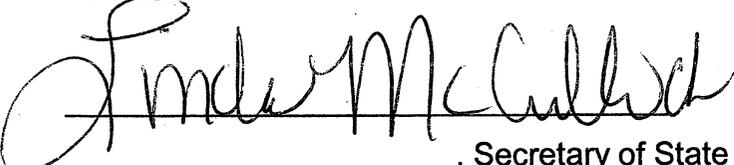
This Record is effective July 27, 2009.

GIVEN under my hand and the GREAT SEAL
of the State of Montana, this 27 day of
July, 2009.



Brian Schweitzer, Governor

ATTEST:



Secretary of State