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## Revenue and Transportation Interim Committee

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### 62nd Montana Legislature

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MEGAN MOORE, Research Analyst  
JARET COLES, Staff Attorney  
FONG HOM, Secretary

TO: Committee Members

FROM: Jaret Coles, Staff Attorney

RE: Administrative Rule Activity

DATE: August 29, 2012

### Department of Revenue

*All notices are available on the Internet at:*

[http://revenue.mt.gov/formsandresources/administrative\\_rules/default.mcpx](http://revenue.mt.gov/formsandresources/administrative_rules/default.mcpx)

#### Notice of Proposed Rules:

Housekeeping Rule -- Water's-Edge Election and Net Operating Loss. MAR 42-2-881. No public hearing is contemplated and the public comment period ended on August 23, 2012. The Department of Revenue proposes to correct an erroneous citation.

#### Notice of Adopted Rules:

Property Tax -- House Bill 132 and House Bill 460 -- Valuation of Condominiums/Townhomes and Valuation Methods for Commercial Property. MAR 42-2-879. Amended two rules on August 23, 2012. A public hearing was held on May 14, 2012. Public comment was received from Nancy Schlepp, President of the Montana Taxpayers Association, Mike Green, an attorney with Crowley Fleck, PLLP, and Todd Llewellyn, a member of the Montana Association of Realtors. Based on the comments received changes were made to one amended rule. The first amendment implements House Bill 460 by providing the methodology that is to be used to value townhomes. The second amendment partially implements House Bill 132 by providing that when an appraisal method is used that values land and improvements as a single unit, the Department shall establish a combined appraisal value of land and improvements.

## **Department of Transportation**

### **Notice of Proposed Rules:**

None as of August 23, 2012.

### **Notice of Adopted Rules:**

None as of August 23, 2012.

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