

SENATE BILL NO. 157

INTRODUCED BY B. BROWN

IN THE SENATE

January 14, 1983	Introduced and referred to Committee on State Administration.
January 19, 1983	Rereferred to Committee on Education.
February 18, 1983	Committee recommend bill do pass as amended. Report adopted.
February 19, 1983	Bill printed and placed on members' desks.
February 21, 1983	Second reading, do pass as amended.
February 22, 1983	Correctly engrossed.
February 23, 1983	Third reading, passed. Ayes, 48; Noes, 1. Transmitted to House.

IN THE HOUSE

February 28, 1983	Introduced and referred to Committee on Education and Cultural Resources.
March 14, 1983	Committee recommend bill be concurred in. Report adopted.
March 18, 1983	Second reading, concurred in.
March 19, 1983	Third reading, concurred in.

IN THE SENATE

March 21, 1983

Returned to Senate. Sent  
to enrolling.

Reported correctly  
enrolled.

*Senate* BILL NO. 157

INTRODUCED BY Bob Brown

A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE STATE AGENCIES TO GIVE PREFERENCE TO HERITAGE PROPERTIES FOR NEW SPACE NEEDS IN CERTAIN CASES."

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

Section 1. State preference for use of heritage properties. (1) (a) Prior to the purchase, lease, or rent of space for state agency purposes, the director of the department involved shall request the state historic preservation officer to identify existing properties within the geographical area where the space is needed that:

(i) are heritage properties as defined in 22-3-421 which are listed or eligible to be listed in the register of historic places; and

(ii) may be suitable, either in their existing condition or through repair or alteration, for such purposes.

(b) The state historic preservation officer shall provide the requested information within 30 days.

(2) The director shall review and give preference to the properties identified by the state historic preservation officer unless use of the space would not be feasible and

prudent compared with available alternatives. If the department involved purchases, leases, or rents a property not of historic significance, written justification must be submitted to the state historic preservation officer.

-End-

INTRODUCED BILL

Rereferred and  
App. by comm. on education  
and cultural resources

1 SENATE BILL NO. 157  
2 INTRODUCED BY B. BROWN  
3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE STATE  
5 AGENCIES TO GIVE PREFERENCE CONSIDERATION TO HERITAGE  
6 PROPERTIES FOR NEW SPACE NEEDS IN CERTAIN CASES."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA

9       Section 1. State preference CONSIDERATION for use of  
10      heritage properties. (1) (a) Prior to the purchase, lease,  
11      or rent of space for state agency purposes, the director of  
12      the department involved shall request the state historic  
13      preservation officer to identify existing properties within  
14      the geographical area where the space is needed that;

15 (i) are heritage properties as defined in 22-3-421  
16 which are listed or eligible to be listed in the register of  
17 historic places; and

18 (ii) may be suitable, either in their existing  
19 condition or through repair or alteration, for such  
20 purposes.

(d) The state historic preservation officer shall provide the requested information within 30 days.

23 (2) The director shall review and give preference  
24 CONSIDERATION to the properties identified by the state  
25 historic preservation officer unless use of the space would

1 not be feasible and prudent compared with available  
2 alternatives. If the department involved purchases or leases  
3 or rents a property not of historic significance written  
4 justification must be submitted to the state historic  
5 preservation officers.

-End-

1 SENATE BILL NO. 157  
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4 A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE ENCOURAGE  
5 STATE AGENCIES TO GIVE PREFERENCE CONSIDERATION TO HERITAGE  
6 PROPERTIES FOR NEW SPACE NEEDS IN CERTAIN CASES."

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

9           Section 1. State preference CONSIDERATION for use of  
10   heritage properties. (1) (a) Prior to the purchase, lease,  
11   or rent of space for state agency purposes, the director of  
12   the department involved ~~shall~~ MAY request the state historic  
13   preservation officer to identify existing properties within  
14   the geographical area where the space is needed that:

15 (i) are heritage properties as defined in 22-3-421  
16 which are listed or eligible to be listed in the register of  
17 historic places; and

18 (ii) may be suitable, either in their existing  
19 condition or through repair or alteration, for such  
20 purposes.

21 (b) The state historic preservation officer shall  
22 provide the requested information within 30 days.

23 (2) The director shall **MAY** review and give preference  
24 **CONSIDERATION** to the properties identified by the state  
25 historic preservation officer unless use of the space would

1 not be feasible and prudent compared with available  
2 alternatives. If the department involved purchases, leases,  
3 or rents a property not of historic significance, written  
4 justification must be submitted to the state historic  
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10   heritage properties. (1) (a) Prior to the purchase, lease,  
11   or rent of space for state agency purposes, the director of  
12   the department involved shall ~~not~~ MAX request the state historic  
13   preservation officer to identify existing properties within  
14   the geographical area where the space is needed that:

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17 historic places; and

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21 (b) The state historic preservation officer shall  
22 provide the requested information within 30 days.

23 (2) The director shall ~~not~~ review and give preference  
24 CONSIDERATION to the properties identified by the state  
25 historic preservation officer unless use of the space would

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