

HOUSE BILL NO. 240

INTRODUCED BY RANEY, YELLOWTAIL, WEEDING,
WHALEN, DRISCOLL, GILBERT, GRADY
BY REQUEST OF THE ENVIRONMENTAL QUALITY COUNCIL

IN THE HOUSE

JANUARY 17, 1991 INTRODUCED AND REFERRED TO COMMITTEE
ON NATURAL RESOURCES.

JANUARY 18, 1991 FIRST READING.

JANUARY 31, 1991 COMMITTEE RECOMMEND BILL
DO PASS. REPORT ADOPTED.

FEBRUARY 1, 1991 PRINTING REPORT.

FEBRUARY 2, 1991 SECOND READING, DO PASS.

FEBRUARY 4, 1991 ENGROSSING REPORT.

FEBRUARY 5, 1991 THIRD READING, PASSED.
AYES, 87; NOES, 10.

TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 6, 1991 INTRODUCED AND REFERRED TO COMMITTEE
ON NATURAL RESOURCES.

FIRST READING.

MARCH 23, 1991 COMMITTEE RECOMMEND BILL BE
CONCURRED IN AS AMENDED. REPORT
ADOPTED.

MARCH 27, 1991 SECOND READING, CONCURRED IN.

MARCH 28, 1991 THIRD READING, CONCURRED IN.
AYES, 48; NOES, 0.

RETURNED TO HOUSE WITH AMENDMENTS.

IN THE HOUSE

MARCH 28, 1991 RECEIVED FROM SENATE.

APRIL 8, 1991 SECOND READING, AMENDMENTS NOT
CONCURRED IN.

APRIL 9, 1991

ON MOTION, FREE CONFERENCE COMMITTEE
REQUESTED AND APPOINTED.

IN THE SENATE

APRIL 16, 1991

ON MOTION, FREE CONFERENCE COMMITTEE
REQUESTED AND APPOINTED.

IN THE HOUSE

APRIL 23, 1991

FREE CONFERENCE COMMITTEE REPORTED.

SECOND READING, FREE CONFERENCE
COMMITTEE REPORT ADOPTED.

APRIL 24, 1991

THIRD READING, FREE CONFERENCE
COMMITTEE REPORT ADOPTED.

IN THE SENATE

APRIL 24, 1991

FREE CONFERENCE COMMITTEE
REPORT ADOPTED.

IN THE HOUSE

APRIL 29, 1991

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 HOUSE BILL NO. 240
 2 INTRODUCED BY Ronny Hallowell
 3 BY REQUEST OF THE ENVIRONMENTAL QUALITY COUNCIL
 4 Whalen Smith Silbert Grady
 5 A BILL FOR AN ACT ENTITLED: "AN ACT CLARIFYING THAT
 6 PROJECTS PROPOSED BY PUBLIC ENTITIES TO RESEARCH AND
 7 DEMONSTRATE LOW AGRICULTURAL CHEMICAL INPUT FARMING
 8 PRACTICES ARE ELIGIBLE FOR GRANTS FROM THE WATER DEVELOPMENT
 9 AND RENEWABLE RESOURCE DEVELOPMENT GRANT PROGRAMS; DIRECTING
 10 THE BOARD OF NATURAL RESOURCES AND CONSERVATION TO AMEND
 11 RULE 36.17.103, ADMINISTRATIVE RULES OF MONTANA; AND
 12 AMENDING SECTIONS 85-1-605 AND 90-2-111, MCA."
 13

STATEMENT OF INTENT

14
 15 A statement of intent is required for this bill in order
 16 to clarify that the board of natural resources and
 17 conservation is directed to amend Rule 36.17.103,
 18 Administrative Rules of Montana, to emphasize that public
 19 entities may receive funding from the water development
 20 program for projects and activities that provide research
 21 and demonstration of farming practices that enhance water
 22 quality protection through reduction of agricultural
 23 chemical use. Private entities may also receive water
 24 development funds for reduced chemical input farming
 25 projects. The purpose of [section 2] is only to emphasize

1 that public entities can obtain water development funds for
 2 reduced chemical input farming projects. The eligibility of
 3 private entities to apply for funds for these types of
 4 projects is not affected by the amendment to Rule 36.17.103.
 5

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

7 **Section 1.** Section 85-1-605, MCA, is amended to read:

8 "85-1-605. Grants, loans, and bonds for state and local
 9 government assistance. (1) The department may recommend to
 10 the legislature that grants and loans be made from coal
 11 severance tax proceeds deposited in the water development
 12 state special revenue account, that loans be made from water
 13 development bond proceeds deposited in the water development
 14 account, and that coal severance tax bonds be authorized
 15 pursuant to Title 17, chapter 5, part 7, to provide
 16 financial assistance to a department, agency, board,
 17 commission, or other division of state government or to a
 18 city, county, or other political subdivision or local
 19 government body of the state. The legislature may approve by
 20 appropriation or other appropriate means those grants and
 21 loans it finds consistent with the policies and purposes of
 22 the program.

23 (2) In addition to implementing those projects approved
 24 by the legislature, the department may request up to 10% of
 25 the funds available for grants from the water development



1 special revenue account in any biennium to be used for
 2 emergencies. These emergency projects must be approved by
 3 the department and be defined as those projects which, if
 4 delayed until legislative approval can be obtained, will
 5 cause substantial damages or legal liability to the project
 6 sponsor. In allocating such funds, the department shall
 7 inform the legislative finance committee of the legislature.

8 (3) The grants and loans provided for by this section
 9 may be made for the purchase, lease, development, or
 10 construction of water development projects and activities
 11 for the conservation, management, use, development, or
 12 protection of the water and related agricultural, land,
 13 fish, wildlife, and water recreation resources in the state,
 14 including projects and activities that provide research and
 15 demonstration of farming practices that enhance water
 16 quality protection through reduction of agricultural
 17 chemical use; for the purpose of feasibility and design
 18 studies for such projects; for development of plans for and
 19 the rehabilitation, expansion, and modification of water
 20 development projects; for other water development projects
 21 and activities that will enhance the water resources of the
 22 state; and for similar purposes approved by the
 23 legislature."

24 **Section 2.** The Board of Natural Resources and
 25 Conservation shall amend Rule 36.17.103, Administrative

1 Rules of Montana, to read:

2 "36.17.103 ELIGIBILITY FOR PROGRAM (1) Public entities
 3 may receive funding for "the purchase, lease, development,
 4 or construction of water development projects and activities
 5 for the conservation, management, use, development or
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 7 fish, wildlife, and water recreation ~~resource~~ resources in
 8 the state, including projects and activities that provide
 9 research and demonstration of farming practices that enhance
 10 water quality protection through reduction of agricultural
 11 chemical use; for the purpose of feasibility and design
 12 studies for such projects; for development of plans for the
 13 rehabilitation, expansion, and modification of water
 14 development projects; for other water development projects
 15 and activities that will enhance the water resources of the
 16 state; and for similar purposes approved by the
 17 legislature." Section 85-1-605, MCA.

18 (2) Private entities may receive funding for "the
 19 construction and development of water development projects
 20 and activities." Section 85-1-606, MCA. Private individuals
 21 may receive funding for the purchase, lease, development, or
 22 construction of water development projects and activities
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 24 protection of the water and related agricultural, land,
 25 fish, wildlife, and water recreation resource in the state;

1 for the purpose of feasibility and design studies for such
 2 projects; for development of plans for the rehabilitation,
 3 expansion, and modification of water development projects;
 4 for other water development projects and activities that
 5 will enhance the water resources of the state; and for
 6 similar purposes approved by the department. These projects
 7 and activities may include but are not limited to:
 8 irrigation system development or repair, saline seep
 9 abatement, offstream and tributary storage, canal lining,
 10 providing access to water recreation areas, streambank
 11 stabilization, erosion control, or rural water supply
 12 development."

13 **Section 3.** Section 90-2-111, MCA, is amended to read:

14 **"90-2-111. Grants to state and local government. (1)**

15 The department of natural resources and conservation may
 16 recommend to the governor that grants from the renewable
 17 resource development account provided for by this part be
 18 made to any department, agency, board, commission, or other
 19 division of state government or to any political subdivision
 20 of state government.

21 (2) The department shall solicit and consider in its
 22 evaluation of proposed projects the views of interested and
 23 affected departments, boards, agencies, and other
 24 subdivisions of state and federal government and of other
 25 interested and affected persons.

1 (3) The governor shall submit those grant proposals
 2 having his approval to the legislature by the 20th day of
 3 any legislative session. Those grant proposals approved by
 4 the legislature shall be administered by the department.

5 (4) The grants provided for by this section may be made
 6 for the purchase, lease, or construction of projects for the
 7 conservation, management, utilization, development, or
 8 preservation of the land, vegetation, fish, wildlife,
 9 recreational, and other renewable resources in the state,
 10 including projects that provide research and demonstration
 11 of farming practices that reduce agricultural chemical use;
 12 for the purpose of feasibility and design studies for such
 13 projects; for development of plans for the rehabilitation,
 14 expansion, or modification of existing projects; and for
 15 such other and further similar purposes as the legislature
 16 may approve.

17 (5) In recommending grants under this section, the
 18 department and the governor shall consider the special
 19 requirements and benefits of proposals that provide for the
 20 long-term compilation and management of information on the
 21 natural resources of Montana. These proposals contribute to
 22 the efficient management of renewable resources, benefit a
 23 variety of public and private users, and require a
 24 continuing commitment of resources to maintain currency and
 25 utility. In consequence of these values and conditions,

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1 projects providing for the long-term compilation and
2 management of natural resource information may be considered
3 for funding in consecutive funding cycles and may not be
4 penalized for having received funds previously from the
5 renewable resource development program.

6 (6) The department may adopt rules as required to
7 govern the terms and conditions for making grants pursuant
8 to this section."

-End-

APPROVED BY COMM. ON NATURAL RESOURCES

1 *HOUSE* BILL NO. *240*
 2 INTRODUCED BY *Randy Yellowstone*
 3 BY REQUEST OF THE ENVIRONMENTAL QUALITY COUNCIL
 4 *Whalen*
 5 A BILL FOR AN ACT ENTITLED: "AN ACT CLARIFYING THAT
 6 PROJECTS PROPOSED BY PUBLIC ENTITIES TO RESEARCH AND
 7 DEMONSTRATE LOW AGRICULTURAL CHEMICAL INPUT FARMING
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 9 AND RENEWABLE RESOURCE DEVELOPMENT GRANT PROGRAMS; DIRECTING
 10 THE BOARD OF NATURAL RESOURCES AND CONSERVATION TO AMEND
 11 RULE 36.17.103, ADMINISTRATIVE RULES OF MONTANA; AND
 12 AMENDING SECTIONS 85-1-605 AND 90-2-111, MCA."

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 21 and demonstration of farming practices that enhance water
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 25 projects. The purpose of [section 2] is only to emphasize

1 that public entities can obtain water development funds for
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 3 private entities to apply for funds for these types of
 4 projects is not affected by the amendment to Rule 36.17.103.

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

Section 1. Section 85-1-605, MCA, is amended to read:

8 "85-1-605. Grants, loans, and bonds for state and local
 9 government assistance. (1) The department may recommend to
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 12 state special revenue account, that loans be made from water
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 14 account, and that coal severance tax bonds be authorized
 15 pursuant to Title 17, chapter 5, part 7, to provide
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8 (3) The grants and loans provided for by this section
 9 may be made for the purchase, lease, development, or
 10 construction of water development projects and activities
 11 for the conservation, management, use, development, or
 12 protection of the water and related agricultural, land,
 13 fish, wildlife, and water recreation resources in the state,
 14 including projects and activities that provide research and
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 16 quality protection through reduction of agricultural
 17 chemical use; for the purpose of feasibility and design
 18 studies for such projects; for development of plans for and
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 16 state; and for similar purposes approved by the
 17 legislature." Section 85-1-605, MCA.

18 (2) Private entities may receive funding for "the
 19 construction and development of water development projects
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 21 may receive funding for the purchase, lease, development, or
 22 construction of water development projects and activities
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 10 providing access to water recreation areas, streambank
 11 stabilization, erosion control, or rural water supply
 12 development."

13 **Section 3.** Section 90-2-111, MCA, is amended to read:

14 **"90-2-111. Grants to state and local government.** (1)

15 The department of natural resources and conservation may
 16 recommend to the governor that grants from the renewable
 17 resource development account provided for by this part be
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21 (2) The department shall solicit and consider in its
 22 evaluation of proposed projects the views of interested and
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1 (3) The governor shall submit those grant proposals
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5 (4) The grants provided for by this section may be made
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17 (5) In recommending grants under this section, the
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1 projects providing for the long-term compilation and
2 management of natural resource information may be considered
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4 penalized for having received funds previously from the
5 renewable resource development program.

6 (6) The department may adopt rules as required to
7 govern the terms and conditions for making grants pursuant
8 to this section."

-End-

1 *HOUSE* BILL NO. *240*
 2 INTRODUCED BY *Ronny Hallowtail*
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 4 *Whalen*
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13 **Section 3.** Section 90-2-111, MCA, is amended to read:

14 **"90-2-111. Grants to state and local government.** (1)
 15 The department of natural resources and conservation may
 16 recommend to the governor that grants from the renewable
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2 management of natural resource information may be considered
3 for funding in consecutive funding cycles and may not be
4 penalized for having received funds previously from the
5 renewable resource development program.

6 (6) The department may adopt rules as required to
7 govern the terms and conditions for making grants pursuant
8 to this section."

-End-

SENATE STANDING COMMITTEE REPORT

Page 1 of 1
March 23, 1991

MR. PRESIDENT:

We, your committee on Natural Resources having had under consideration House Bill No. 240 (third reading copy -- blue), respectfully report that House Bill No. 240 be amended and as so amended be concurred in:

1. Title, lines 8 and 9.
Following: "THE" on line 8
Strike: "WATER DEVELOPMENT AND"

2. Title, lines 9 through 11.
Strike: remainder of line 9 through "MONTANA" on line 11
Insert: "PROGRAM"

3. Title, line 12.
Following: "AMENDING"
Strike: "SECTIONS 85-1-605 AND"
Insert: "SECTION"

4. Pages 1 through 5.
Strike: Statement of Intent and sections 1 and 2 in their entirety
Re-number: subsequent sections

Signed:


Lawrence G. Stimatz, Chairman

ML 3-23-91
Amd. Coord.

813 3-23 10:05
Sec. of Senate

SENATE
HB 240

HOUSE BILL NO. 240

INTRODUCED BY RANEY, YELLOWTAIL, WEEDING,

WHALEN, DRISCOLL, GILBERT, GRADY

BY REQUEST OF THE ENVIRONMENTAL QUALITY COUNCIL

A BILL FOR AN ACT ENTITLED: "AN ACT CLARIFYING THAT PROJECTS PROPOSED BY PUBLIC ENTITIES TO RESEARCH AND DEMONSTRATE LOW AGRICULTURAL CHEMICAL INPUT FARMING PRACTICES ARE ELIGIBLE FOR GRANTS FROM THE WATER-DEVELOPMENT AND-RENEWABLE-RESOURCE-DEVELOPMENT-GRANT-PROGRAMS; DIRECTING THE-BOARD-OF-NATURAL-RESOURCES-AND-CONSERVATION-TO-AMEND RULE-36-17-103; ADMINISTRATIVE-RULES-OF-MONTANA PROGRAM; AND AMENDING SECTIONS-95-1-605-AND SECTION 90-2-111, MCA."

STATEMENT-OF-INTENT

A-statement-of-intent-is-required-for-this-bill-in-order to-clarify-that-the-board-of-natural-resources-and conservation-is-directed-to-amend-Rule-36-17-103; Administrative-Rules-of-Montana; to-emphasize-that-public entities-may-receive-funding-from-the-water-development program-for-projects-and-activities-that-provide-research and-demonstration-of-farming-practices-that-enhance-water quality-protection-through-reduction-of-agricultural chemical-use; Private-entities-may-also-receive-water development-funds-for-reduced-chemical-input-farming

projects;--The--purpose--of--{section-2}--is--only--to--emphasize that-public-entities-can-obtain-water-development-funds--for reduced--chemical--input--farming--projects;--The--eligibility--of private-entities-to-apply--for--funds--for--these--types--of projects-is-not-affected-by-the-amendment-to-Rule-36-17-103;

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

~~Section 1. Section 95-1-605, MCA, is amended to read:~~

~~"95-1-605. Grants, loans, and bonds for state and local government assistance. (1) The department may recommend to the legislature that grants and loans be made from coal severance tax proceeds deposited in the water development state special revenue account, that loans be made from water development bond proceeds deposited in the water development account, and that coal severance tax bonds be authorized pursuant to Title 17, chapter 5, part 7, to provide financial assistance to a department, agency, board, commission, or other division of state government or to a city, county, or other political subdivision or local government body of the state. The legislature may approve by appropriation or other appropriate means those grants and loans it finds consistent with the policies and purposes of the program.~~

~~(2) In addition to implementing those projects approved by the legislature, the department may request up to 10% of~~

1 the funds available for grants from the water development
 2 special revenue account in any biennium to be used for
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 19 studies for such projects, for development of plans for and
 20 the rehabilitation, expansion, and modification of water
 21 development projects, for other water development projects
 22 and activities that will enhance the water resources of the
 23 state, and for similar purposes approved by the
 24 legislature."

25 **Section 2. The Board of Natural Resources and**

1 Conservation shall amend Rule 36-17-103, Administrative
 2 Rules of Montana, to read:

3 36-17-103--ELIGIBILITY--FOR--PROGRAM(1)--Public entities
 4 may receive funding for "the purchase, lease, development,
 5 or construction of water development projects and activities
 6 for the conservation, management, use, development, or
 7 protection of the water and related agricultural, land,
 8 fish, wildlife, and water recreation resource resources in
 9 the state, including projects and activities that provide
 10 research and demonstration of farming practices that enhance
 11 water quality protection through reduction of agricultural
 12 chemical use, for the purpose of feasibility and design
 13 studies for such projects, for development of plans for the
 14 rehabilitation, expansion, and modification of water
 15 development projects, for other water development projects
 16 and activities that will enhance the water resources of the
 17 state, and for similar purposes approved by the
 18 legislature." Section 85-1-605, MCA.

19 (2) Private entities may receive funding for "the
 20 construction and development of water development projects
 21 and activities;" Section 85-1-606, MCA. Private individuals
 22 may receive funding for the purchase, lease, development, or
 23 construction of water development projects and activities
 24 for the conservation, management, use, development, or
 25 protection of the water and related agricultural, land,

1 fish,--wildlife,--and-water-recreation-resource-in-the-state,
 2 for-the-purpose-of-feasibility-and-design-studies--for--such
 3 projects,--for--development-of-plans-for-the-rehabilitation,
 4 expansion,--and-modification-of-water--development--projects,
 5 for--other--water--development--projects-and-activities-that
 6 will-enhance-the-water--resources--of--the--state,--and--for
 7 similar--purposes-approved-by-the-department. These-projects
 8 and--activities--may--include--but--are--not--limited--to:
 9 irrigation---system---development--or--repair,--saline--seep
 10 abatement,--offstream-and-tributary--storage,--canal--lining,
 11 providing--access--to--water--recreation--areas,--streambank
 12 stabilization,--erosion--control,--or--rural--water--supply
 13 development."

14 **Section 1.** Section 90-2-111, MCA, is amended to read:
 15 "90-2-111. Grants to state and local government. (1)
 16 The department of natural resources and conservation may
 17 recommend to the governor that grants from the renewable
 18 resource development account provided for by this part be
 19 made to any department, agency, board, commission, or other
 20 division of state government or to any political subdivision
 21 of state government.
 22 (2) The department shall solicit and consider in its
 23 evaluation of proposed projects the views of interested and
 24 affected departments, boards, agencies, and other
 25 subdivisions of state and federal government and of other

1 interested and affected persons.

2 (3) The governor shall submit those grant proposals
 3 having his approval to the legislature by the 20th day of
 4 any legislative session. Those grant proposals approved by
 5 the legislature shall be administered by the department.

6 (4) The grants provided for by this section may be made
 7 for the purchase, lease, or construction of projects for the
 8 conservation, management, utilization, development, or
 9 preservation of the land, vegetation, fish, wildlife,
 10 recreational, and other renewable resources in the state,
 11 including projects that provide research and demonstration
 12 of farming practices that reduce agricultural chemical use;
 13 for the purpose of feasibility and design studies for such
 14 projects; for development of plans for the rehabilitation,
 15 expansion, or modification of existing projects; and for
 16 such other and further similar purposes as the legislature
 17 may approve.

18 (5) In recommending grants under this section, the
 19 department and the governor shall consider the special
 20 requirements and benefits of proposals that provide for the
 21 long-term compilation and management of information on the
 22 natural resources of Montana. These proposals contribute to
 23 the efficient management of renewable resources, benefit a
 24 variety of public and private users, and require a
 25 continuing commitment of resources to maintain currency and

1 utility. In consequence of these values and conditions,
2 projects providing for the long-term compilation and
3 management of natural resource information may be considered
4 for funding in consecutive funding cycles and may not be
5 penalized for having received funds previously from the
6 renewable resource development program.

7 (6) The department may adopt rules as required to
8 govern the terms and conditions for making grants pursuant
9 to this section."

-End-

Free Conference Committee
on House Bill 240
Report No. 1, April 22, 1991

4/23/91
9:05 AM
[Signature]

Mr. Speaker and Mr. President:

We, your Free Conference Committee met and considered House Bill 240 and recommend that House Bill 240 (reference copy -- salmon) be amended as follows:

1. Title, line 12.

Following: "MONTANA"

Insert: "RENEWABLE RESOURCE DEVELOPMENT GRANT"

And this Free Conference Committee report be adopted.

For the House:

For the Senate:

Bob Raney
Rep. Raney, Chair

Scott Weeding
Sen. Weeding, Chair

Mark O'Keefe
Rep. O'Keefe

Ed Kennedy
Sen. Kennedy

Ed Grady
Rep. Grady

Scott Keating
Sen. Keating

ADOPT

REJECT

FCCR 41
HB 240
861303CC.HSF

HOUSE BILL NO. 240

INTRODUCED BY RANEY, YELLOWTAIL, WEEDING,

WHALEN, DRISCOLL, GILBERT, GRADY

BY REQUEST OF THE ENVIRONMENTAL QUALITY COUNCIL

A BILL FOR AN ACT ENTITLED: "AN ACT CLARIFYING THAT PROJECTS PROPOSED BY PUBLIC ENTITIES TO RESEARCH AND DEMONSTRATE LOW AGRICULTURAL CHEMICAL INPUT FARMING PRACTICES ARE ELIGIBLE FOR GRANTS FROM THE WATER-DEVELOPMENT AND-RENEWABLE-RESOURCE-DEVELOPMENT-GRANT-PROGRAMS, DIRECTING THE-BOARD-OF-NATURAL-RESOURCES-AND-CONSERVATION-TO-AMEND RULE-36-17-103, ADMINISTRATIVE-RULES-OF-MONTANA RENEWABLE RESOURCE DEVELOPMENT GRANT PROGRAM; AND AMENDING SECTIONS 05-1-605-AND SECTION 90-2-111, MCA."

STATEMENT-OF-INTENT

A-statement-of-intent-is-required-for-this-bill-in-order to-clarify-that-the-board-of-natural-resources-and conservation-is-directed-to-amend-Rule-36-17-103 Administrative-Rules-of-Montana-to-emphasize-that-public entities-may-receive-funding-from-the-water-development program-for-projects-and-activities-that-provide-research and-demonstration-of-farming-practices-that-enhance-water quality-protection-through-reduction-of-agricultural chemical-use-Private-entities-may-also-receive-water

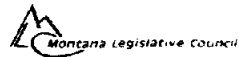
development-funds-for-reduced-chemical-input-farming projects-The-purpose-of-section-2-is-only-to-emphasize that-public-entities-can-obtain-water-development-funds-for reduced-chemical-input-farming-projects-The-eligibility-of private-entities-to-apply-for-funds-for-these-types-of projects-is-not-affected-by-the-amendment-to-Rule-36-17-103

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

Section 1. Section 05-1-605, MCA, is amended to read:

"05-1-605. Grants, loans, and bonds for state and local government assistance. (1) The department may recommend to the legislature that grants and loans be made from coal severance tax proceeds deposited in the water development state special revenue account, that loans be made from water development bond proceeds deposited in the water development account, and that coal severance tax bonds be authorized pursuant to Title 17, chapter 5, part 7, to provide financial assistance to a department, agency, board, commission, or other division of state government or to a city, county, or other political subdivision or local government body of the state. The legislature may approve by appropriation or other appropriate means those grants and loans it finds consistent with the policies and purposes of the program.

(2) In addition to implementing those projects approved



1 by the legislature, the department may request up to 10% of
 2 the funds available for grants from the water development
 3 special revenue account in any biennium to be used for
 4 emergencies. These emergency projects must be approved by
 5 the department and be defined as those projects which, if
 6 delayed until legislative approval can be obtained, will
 7 cause substantial damages or legal liability to the project
 8 sponsor. In allocating such funds, the department shall
 9 inform the legislative finance committee of the legislature.
 10 (3) The grants and loans provided for by this section
 11 may be made for the purchase, lease, development, or
 12 construction of water development projects and activities
 13 for the conservation, management, use, development, or
 14 protection of the water and related agricultural, land,
 15 fish, wildlife, and water recreation resources in the state,
 16 including projects and activities that provide research and
 17 demonstration of farming practices that enhance water
 18 quality protection through reduction of agricultural
 19 chemical use, for the purpose of feasibility and design
 20 studies for such projects, for development of plans for and
 21 the rehabilitation, expansion, and modification of water
 22 development projects, for other water development projects
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 10 the state, including projects and activities that provide
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 24 construction of water development projects and activities
 25 for the conservation, management, use, development, or

1 protection--of--the--water--and--related--agricultural,--land,
 2 fish,--wildlife,--and--water--recreation--resource--in--the--state,
 3 for--the--purpose--of--feasibility--and--design--studies--for--such
 4 projects;--for--development--of--plans--for--the--rehabilitation,
 5 expansion,--and--modification--of--water--development--projects;
 6 for--other--water--development--projects--and--activities--that
 7 will--enhance--the--water--resources--of--the--state;--and--for
 8 similar--purposes--approved--by--the--department;--These--projects
 9 and--activities--may--include--but--are--not--limited--to:
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 11 abatement;--offstream--and--tributary--storage;--canal--lining;
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-End-