

HOUSE JOINT RESOLUTION NO. 36

INTRODUCED BY TOOLE, COHEN, WANZENRIED, BROOKE, BARNHART,
T. NELSON, MEASURE, GILBERT, DOLEZAL, SOUTHWORTH,
FAGG, LARSON

IN THE HOUSE

FEBRUARY 16, 1991 INTRODUCED AND REFERRED TO COMMITTEE
ON NATURAL RESOURCES.

 FIRST READING.

FEBRUARY 23, 1991 COMMITTEE RECOMMEND BILL
DO PASS. REPORT ADOPTED.

 POSTED ON CONSENT CALENDAR.

FEBRUARY 25, 1991 CONSENT CALENDAR, QUESTIONS AND ANSWERS.

 ENGROSSING REPORT.

FEBRUARY 26, 1991 THIRD READING, PASSED.
AYES, 93; NOES, 6.

 TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 26, 1991 INTRODUCED AND REFERRED TO COMMITTEE
ON NATURAL RESOURCES.

 FIRST READING.

MARCH 26, 1991 COMMITTEE RECOMMEND BILL BE
CONCURRED IN AS AMENDED. REPORT
ADOPTED.

MARCH 28, 1991 SECOND READING, CONCURRED IN.

APRIL 1, 1991 THIRD READING, CONCURRED IN.
AYES, 47; NOES, 1.

 RETURNED TO HOUSE WITH AMENDMENTS.

IN THE HOUSE

APRIL 10, 1991 RECEIVED FROM SENATE.

 SECOND READING, AMENDMENTS
CONCURRED IN.

APRIL 11, 1991

THIRD READING, AMENDMENTS
CONCURRED IN.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 HOUSE JOINT RESOLUTION NO. 36
 2 INTRODUCED BY John Wilson Message Bill DeLoach
 3 Barabaut Southworth Fog Lawson
 4 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF
 5 REPRESENTATIVES OF THE STATE OF MONTANA DIRECTING THE
 6 DEPARTMENT OF STATE LANDS AND THE STATE FIRE MARSHAL TO WORK
 7 COOPERATIVELY TO DEVELOP AND IMPLEMENT STANDARDS AND
 8 GUIDELINES FOR FIRE AGENCIES, LAND-USE PLANNERS, ARCHITECTS,
 9 DEVELOPERS, AND LOCAL GOVERNMENTS FOR FIRE-SAFE DEVELOPMENT
 10 IN AREAS THAT MAY BE THREATENED BY WILDFIRE.

11
 12 WHEREAS, the Department of State Lands is mandated by
 13 law to protect the natural resources of the state from fire
 14 and to extinguish forest, brush, and grass fires; and

15 WHEREAS, the State Fire Marshal is mandated by law to
 16 reduce the state's fire loss, to encourage and assist local
 17 fire authorities in fire prevention programs, and to adopt
 18 rules and standards for fire safety within the state; and

19 WHEREAS, standards of the National Fire Protection
 20 Association may be adopted in whole or in part by the Fire
 21 Marshal, and the Uniform Fire Code has been adopted by the
 22 state in whole or in part through the Fire Marshal; and

23 WHEREAS, Montanans have subdivided and developed many
 24 wildland areas for residential uses, and this development
 25 has created a variety of communities mixed with wildland

1 vegetation that is known as "Wildland Urban Interface
 2 (WUI)"; and

3 WHEREAS, the responsibilities and jurisdictions of
 4 different fire protection agencies for different types of
 5 fires can limit their ability to provide adequate fire
 6 protection in WUI areas; and

7 WHEREAS, landowners, developers, local government
 8 officials, and fire protection agencies often have
 9 conflicting perceptions of wildfire danger; and

10 WHEREAS, suppression forces often find inadequate roads,
 11 not enough available water, and excessive accumulation of
 12 natural fuels; and

13 WHEREAS, WUI areas may have no organized structural fire
 14 department; and

15 WHEREAS, these conditions call for adoption and
 16 implementation of standards, rules, and procedures for fire
 17 protection in WUI areas.

18
 19 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE
 20 OF REPRESENTATIVES OF THE STATE OF MONTANA:

21 That the Department of State Lands and the State Fire
 22 Marshal be urged to work cooperatively with the Montana fire
 23 service, land-use planners, architects, developers, and
 24 representatives of local governments in the affected areas
 25 to develop and adopt wildfire protection standards, rules,



LC 1805/01

1 and procedures to reduce the risk of wildfire destroying
2 life, property, and resources in the Wildland Urban
3 Interface.

4 BE IT FURTHER RESOLVED, that these standards provide a
5 minimum planning criteria for the protection of life,
6 property, and resources from wildfire.

-End-

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HJR0036, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

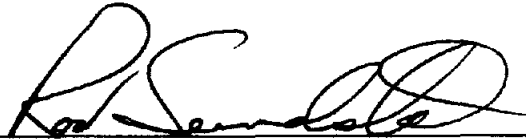
A Joint Resolution of the Senate and the House of Representatives of the State of Montana directing the Department of State Lands and the State Fire Marshal to work cooperatively to develop and implement standards and guidelines for fire agencies, land-use planners, architects, developers, and local governments for fire-safe development in areas that may be threatened by wildfire.

ASSUMPTIONS:

1. Although the Department of Justice and the Department of State Lands will incur costs if the HJR passes (travel and printing), through planning, sharing and conserving, the additional costs will be absorbed by the current budgets.

FISCAL IMPACT:

None


ROD SUNDSTED, BUDGET DIRECTOR DATE 2-20-91
Office of Budget and Program Planning


HOWARD TOOLE, PRIMARY SPONSOR DATE 2/22/91
Fiscal Note for HJR0036, as introduced HJR 36

1 House JOINT RESOLUTION NO. 36
 2 INTRODUCED BY Tom Cohan Wendy Beale
 3 Barabara Jim Nelson Meaurio Dillon Dolezal
 4 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF
 5 Southwest Fire REPRESENTATIVES OF THE STATE OF MONTANA DIRECTING THE
 6 DEPARTMENT OF STATE LANDS AND THE STATE FIRE MARSHAL TO WORK
 7 COOPERATIVELY TO DEVELOP AND IMPLEMENT STANDARDS AND
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-End-

SENATE STANDING COMMITTEE REPORT

Page 1 of 1
March 26, 1991

MR. PRESIDENT:

We, your committee on Natural Resources having had under consideration House Joint Resolution No. 36 (third reading copy - blue), respectfully report that House Joint Resolution No. 36 be amended and as so amended be concurred in:

1. Page 2, line 25.

Following: "to"

Insert: "clarify jurisdictions and responsibilities and to"

Following: "develop"

Strike: "and adopt"

Insert: "minimum"

2. Page 3, line 1.

Following: "procedures"

Insert: "that local governing bodies might adopt"

3. Page 3, lines 4 and 5.

Strike: "these" on line 4 through "planning" on line 5

Insert: ", as appropriate,"

4. Page 3, line 6.

Following: "wildfire"

Insert: "be recommended to the 53rd Legislature"

Signed


Lawrence G. Stimatz, Chairman

JA 3-26-91
Am. Coord.

SB 3/26 9:35
Sec. of Senate

SENATE
HJR 36

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21 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE
22 OF REPRESENTATIVES OF THE STATE OF MONTANA:

23 That the Department of State Lands and the State Fire
24 Marshal be urged to work cooperatively with the Montana fire
25 service, land-use planners, architects, developers, and



1 representatives of local governments in the affected areas
2 to CLARIFY JURISDICTIONS AND RESPONSIBILITIES AND TO develop
3 and-adopt MINIMUM wildfire protection standards, rules, and
4 procedures THAT LOCAL GOVERNING BODIES MIGHT ADOPT to reduce
5 the risk of wildfire destroying life, property, and
6 resources in the Wildland Urban Interface.

7 BE IT FURTHER RESOLVED, that these-standards--provide--a
8 miniaum---planning, AS APPROPRIATE, criteria for the
9 protection of life, property, and resources from wildfire BE
10 RECOMMENDED TO THE 53RD LEGISLATURE.

-End-