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Senate BILL NO. 83
INTRODUCED BY *Devin Goodner*
BY REQUEST

A BILL FOR AN ACT ENTITLED: "AN ACT RELATING TO PARTICIPATION BY THE STATE IN FEDERAL ASSISTANCE PROGRAMS; PRESCRIBING THE DUTIES OF THE STATE BUDGET DIRECTOR REGARDING THESE PROGRAMS; PROVIDING PROCEDURES BY WHICH SUCH PROGRAMS MAY BE ACCEPTED BY THE STATE; PROVIDING FOR REPORTS ON THESE PROGRAMS; AND REPEALING SECTION 82-112, R.C.M. 1947."

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

Section 1. Short title. this act may be cited as the "Federal Assistance Management Act".

Section 2. Purpose. The purpose of this act is to provide more complete information regarding federal assistance programs to the governor, state agencies, and the legislature, and coordinate federally assisted programs with other state programs.

Section 3. Definitions. As used in this act:

- (1) "State agency" means any agency of state government eligible to apply for and receive federal funds;
- (2) "Federal assistance programs" means any financial assistance made to a state agency by an agency of the United States government, whether a grant, loan, gift, contract, or

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- in any other form;
 - (3) "Application" means a written request to a federal agency for federal assistance program funds.
- Section 4. Federal assistance management -- duties of budget director. The budget director shall: (1) establish a central reporting and information service to keep the governor, state agencies, and the legislature informed about available federal assistance programs, pending federal assistance legislation, and current federal assistance programs in effect within the state;
- (2) make studies of the administration and effect of federal assistance programs in the state and advise the governor and the legislature of alternative recommended methods and procedures for the administration of these programs;
 - (3) assist in the coordination of federal assistance programs that involve or are administered by more than one state agency;
 - (4) analyze and advise on applications for new federal assistance programs submitted to the governor for approval; and
 - (5) report, as requested by the legislature or its committees, on the status and condition of federal assistance programs in the state.
- Section 5. Governor authorized to accept funds --

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1 designation of state agency. The governor is authorized to
 2 accept on behalf of the state any federal assistance funds
 3 made available by act of congress for programs that are
 4 consistent with the needs and goals of the state and its
 5 citizens and that are not prohibited by the provisions of
 6 this act or other applicable law. The governor shall
 7 designate, unless otherwise specified by state or federal
 8 law or regulation, the state agency to administer the
 9 accepted federal assistance program.

10 Section 6. Applications for funds by state agencies --
 11 approval. All applications made by state agencies for
 12 federal assistance program funds must be approved by the
 13 governor prior to their submission to the federal
 14 authorities. The form and procedure for submission for the
 15 governor's approval shall be determined by the budget
 16 director.

17 Section 7. Budget amendments. Approval of a state
 18 agency application under section 6 shall not constitute
 19 authority to expend any federal assistance program funds
 20 subsequently granted. Financing for new or expanded
 21 programs from federal assistance program sources may be made
 22 available only by approved budget amendment as provided in
 23 appropriation acts.

24 Section 8. Reports by participating state agencies.
 25 Any state agency that participates in any federal assistance

1 program shall make such reports regarding it as the budget
 2 director may require.

3 Section 9. Section 82-112, R.C.M. 1947, is repealed.

-End-

Approved by Committee
on State Administration

SENATE BILL NO. 83

INTRODUCED BY DEVINE, GOODOVER

(BY REQUEST)

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