

1 H BILL NO. 609  
 2 INTRODUCED BY Kirkley Harper Sully Udde Waldron  
 3

4 A BILL FOR AN ACT ENTITLED: "AN ACT ESTABLISHING A MAJOR  
 5 FACILITY SITING TASK FORCE; PRESCRIBING ITS DUTIES;  
 6 APPROPRIATING FUNDS FOR ITS SUPPORT."  
 7

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

9 Section 1. Appropriation. There is appropriated from  
 10 the earmarked revenue fund, major facility siting account,  
 11 established under 70-825, the sum of \$80,000 to the  
 12 department of natural resources and conservation for support  
 13 of the major facility siting task force established under  
 14 this act, for the biennium ending June 30, 1979.

15 Section 2. Siting task force established. (1) There is  
 16 a temporary commission known as the major facility siting  
 17 task force, which expires June 30, 1979, composed of 16  
 18 members appointed as follows:

19 (a) two persons each appointed by the speaker and  
 20 minority leader of the house of representatives and the  
 21 floor leader of each party of the senate of the 45th  
 22 legislature, for a total of eight members; and

23 (b) eight members appointed by the governor.

24 (2) Of the eight members appointed by the legislators  
 25 and the governor, respectively, four shall be

1 representatives of local government, agriculture, industry  
 2 or public utilities, and environmental organizations, and  
 3 four shall be individuals with expertise in natural  
 4 resources and social sciences and citizens unidentified with  
 5 any particular interest group.

6 Section 3. Duties of the task force. The major  
 7 facility siting task force shall:

8 (1) develop criteria to designate those areas of the  
 9 state unsuitable for the location of any facility under the  
 10 Major Facility Siting Act;

11 (2) develop criteria to define the characteristics of  
 12 preferred sites to guide the site selection efforts of  
 13 future applicants under the Major Facility Siting Act;

14 (3) commence the above activities by July 1, 1977, and  
 15 at its own discretion, hold public meetings during the  
 16 criteria development process;

17 (4) prepare preliminary criteria recommendations by  
 18 January 1, 1978, and hold public hearings thereon in the  
 19 major population centers of the state and the areas which  
 20 would be substantially affected by application of the  
 21 criteria;

22 (5) submit findings as to unsuitable areas and  
 23 preferred site criteria to the board of natural resources  
 24 and conservation on or before October 15, 1978.

25 Section 4. Duties of the department of natural

1 resources and conservation. The department shall:

2 (1) collect the necessary information and utilize  
3 overlay mapping or such other techniques as it may develop  
4 at its discretion to apply the criteria developed by the  
5 task force to designate those areas of the state unsuitable  
6 for the location of any facility under the Major Facility  
7 Siting Act by October 1, 1978;

8 (2) compensate the members of the task force, as  
9 provided by law, for mileage, expenses, and time spent on  
10 business of the task force;

11 (3) employ such staff or consultants as the task force  
12 may direct, with necessary furnishings, quarters, and  
13 supporting services; and

14 (4) supply such data and information within its  
15 possession as the task force may require.

16 Section 5. Duty of the board of natural resources and  
17 conservation. Upon receipt of the findings of the task  
18 force, the board shall conduct a public hearing in November,  
19 1978, and, on or before December 15, 1978, adopt as rules in  
20 the Montana administrative code the criteria and unsuitable  
21 area delineations recommended by the task force, with such  
22 modifications as may be supported by sound evidence on the  
23 record of the hearing.

-End-

STATE OF MONTANA

REQUEST NO. 441-77

FISCAL NOTE

Form BD-15

In compliance with a written request received February 8, 19 77, there is hereby submitted a Fiscal Note for House Bill 609 pursuant to Chapter 53, Laws of Montana, 1965 - Thirty-Ninth Legislative Assembly.

Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

DESCRIPTION OF PROPOSED LEGISLATION:

House Bill 609 provides for a major facility siting task force; prescribing its duties; and appropriating funds for its support.

FISCAL IMPACT:

	<u>FY 78</u>	<u>FY 79</u>
Estimated cost to support task force		
Personal services	\$37,000	\$18,650
Operating expenses	<u>19,000</u>	<u>5,225</u>
	<u>\$56,000</u>	<u>\$23,875</u>

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BUDGET DIRECTOR  
Office of Budget and Program Planning

Date: 2-16-77