45th Legislature LC 1685/01 LC 1685/01

25

1	House BILL NC. 779
2	INTRODUCED BY Duriel
3	REQUESTED BY
4	THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
5	
6	A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEYS
7	DEPOSITED IN THE CLEARANCE FUND ACCOUNT TO BE USED FOR THE
8	RENEWABLE FESOURCE CEVELOPMENT LOAN PROGRAM; INCREASING THE
9	BONDING LIMIT FOR THE SALE OF BONDS UNDER THE PROGRAM;
10	AMENDING SECTIONS 89-3608 AND 89-3609, R.C.M. 1947.
11	
12	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HONTANA:
13	Section 1. Section 89-3608, R.C.M. 1947, is amended to
14	read as fcllows:
15	#89-3608. Clearance fund account. (1) In addition to
16	any funds herein provided for the clearance fund account,
17	the state may by enactment of the legislature or the people
18	lewy, impose, assess and pledge and appropriate to the
19	clearance fund account any tax, charge, fee, rental or other
20	income from any source.
21	(2)The-state-pledges-and-appropriates-and-directste
22	beereditedfromthegeneralfund-to-the-elearance-fund
23	account three-hundred-ninetythousand,ninehundred

coventy-four--dollars--(\$396,974)-for-its-initial-funding-to

be-used-and-administered-as-provided-for-in-this--act---When

24

25

sufficient-funds-have-been-assumulated-im-the-slearance-fund 2 account -- froy -- bond - proceeds - or - as - otherwise - provided - for - in 3 this-acty-the-legislature-directs-that-three-hundred--nimety they sand -- nine -- hundred -- seventy-four-dellars - (\$390-974) - be appropriated-from the clearance-fund-agggust-and-credited to-the-general-fund. 431 (2) The costs of the board of examiners, the board 7 of natural resources and conservation, the department of natural rescurces and conservation, and the department of 10 administration incurred in the administration of this act 11 shall be met from the clearance fund account moneys which 12 shall from time to time as needed be transferred to an 13 earmarked revenue fund established for that purpose. 14 (4) (3) The board of examiners, the department of 15 natural resources and the department of administration may. 16 within the limits of appropriation made therefore, make 17 necessary expenditures for the purchase or hire of such 18 personnel, facilities, and services as they may from time to 19 time find necessary for the proper administration of this 20 act. 21 (5) -- The general-fund-appropriation-provided-for-by 22 subsection--(2)--of--this-section-as-the-initial-funding-for 23 the programs provided for by this act chall be appropriated 24 and-used-as-follows-for-the-biennius-ending-June-30,-19774

For-Fiscal-Year For Fiscal-Year

LC 1685/01

1	Ending 6/30/76 Ending 6/30/77	1	Ending 6/30/76 6/30/78 Ending 6/30/77 6/30/79
2	DPPARTMENT-OF-NATURAL-RESOURCES	2	Department of Natural Resources
3	14D-CONSERVATION	3	and Conservation
t ,	Administrative-expenses-from	4	Implementation of the renewable
5	the-earmarked-revenue-fund \$103,496 \$102,534	5	resource development lcan program
6	DEPARTMENT-OF-ACMINISTRATION	6	authorized by sestion 3 of
7	Administrative expenses from	7	this act 89-3603
8	the carmarked-fund 30,000 30,950	8	from the clearance fund
9	DEPARTHBNT-OF-WATURAL-RESOURCES	9	account 4 ,000,000\$3 <u>million</u> 2,000,000 \$3 <u>million</u>
10	AND-CORSERVATION	10	(7) Incaseofnecessity,anappropriationnet
11	Engincering-studios-on expanded	11	expended during the first-fissal year of the biennium may be
12	water-storage-on-the-Tongue	12	expended_during_the_second_fiscal-year-byapprovedbudget
13	#iver-from-the-cleatande-fund	13	aseniacat— <u>cubmitted</u> —through—the—budget—director—by—the
14	accoust 49,000	14	governor, or by his designated representative."
15	Engineering-studies-on-water	15	Section 2. Section 89-3609, R.C.M. 1947, is amended to
16	storage-on-the-Powder-Pivor-fros	16	read as follows:
17	the elearance fund-account 25,000	17	#89-3609. Authorization of bonds. The legislature,
18	Study-of the-diversion-of-water	18	through the enactment of this law by a two-thirds $\{2/3\}$ wote
19	into the Milk Biver from the	19	of the members of each house, authorizes the creation of
20	Glearance-fund-account 50,000	20	state debt in an amount not to exceed five willion dollars
21	$\frac{(6)(4)}{2}$ The moneys deposited in the clearance fund	21	(\$5,000,000) \$10 million, and the issuance and sale of
22	account as provided for in soction-6-[-89-3606]of-this-act	22	renewable resource development bonds in this amount, for the
23	shall be appropriated and used as follows for the biennium	23	purpose of providing funds appropriated to the clearance
24	ending June 30, 1977 <u>1979</u> :	24	fund account for developments included in the renewable
25	For Fiscal Year For Fiscal Year	25	resource development program."
			-End-

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STATE OF MONTANA

REQUEST NO. ____ 524-77

FISCAL NOTE

Form BD-15

for HB 779 pursuant to Cha	apter 53, Laws of Mont	ana, 1965 - Thirty-Ninth	
Background information used in developing this Fiscal Not	te is available from the	Office of Budget and Pro	ogram Planning, to membe
of the Legislature upon request.	·····		
DESCRIPTION OF PROPOSED LEGISLATION:			
House Bill 779 appropriates \$3,000,000 each year of to development loan program as provided in section 89-36 from \$5,000,000 to \$10,000,000.	the 1979 biennium for 609. This bill also incre	implementation of the re eases the amount of bond	enewable resource ds that can be sold
development loan program as provided in section 89-30	the 1979 biennium for 609. This bill also incre FY78	implementation of the re eases the amount of bond FY79	enewable resource ds that can be sold

BUDGET DIRECTOR

BOBGET BITTEOTOTT

Office of Budget and Program Planning

Date: 2-21-27

45th Legislature Hb 0779/02

25

Approved by Comm. on Appropiation

2	INTRODUCED BY DRISCOLL
3	REQUESTED BY
4	THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
5	
6	A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEYS
ī	DEPUSITED IN THE CLEARANCE FUND ACCOUNT TO BE USED FOR THE
8	RENEWABLE RESOURCE DEVELOPMENT LOAN PROGRAM; INGREASINGTHE
9	BBNDINGLIMITFBRTHESALEBFBBNDS-UNBER-THE-PRB6RAM+
10	AMENDING SECTIONS SECTION 89-3608 AND-89-3609, R.C.M. 1947."
11	
12	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MUNTANA:
13	Section 1. Section 89-3608, R.C.M. 1947, is amended to
14	read as follows:
15	₩89-3608. Clearance fund account. (1) In addition to
16	any funds herein provided for the clearance fund account.
17	the state may by enactment of the legislature or the people
18	levy: impose: assess and pledge and appropriate to the
19	clearance fund account any tax, charge, fee, rental or other
20	income from any source.
21	f2}The-state-pleages-and-appropriates-and-directsto
22	becreditedfromtnegeneralfund-to-tne-clearance-fund
23	eccount-three-hundred-ninetythousandyninehundred
24	seventy-fourdollars(>398v944)-for-its-initial-funding-to
25	be-used-and-administered-as-provided-for-in-thrsactwwhen

HUUSE BILL NO. 779

1

1	sufficient-funds-have-been-accumulated-in-the-clearance-fund
Z	accountfrombond-proceeds-or-as-otherwise-provided-for-in
3	this-mety-the-legislature-directs-that-three-mundredninet
4	thousandyninehundredseventy-four-dollars-(\$390,974)-be
5	appropriated-from-the-clearance-fundaccountandcredited
6	to-the-general-funds
7	(3)(2) The costs of the board of examiners, the board
8	of natural resources and conservation, the department of
9	natural resources and conservation, and the department of
10	administration incurred in the administration of this act
11	shall be met from the clearance fund account moneys which
12	shall from time to time as needed be transferred to a
13	earmarked revenue fund established for that purpose.
14	(4)(3) The board of examiners, the department of
15	natural resources and the department of administration may
16	within the limits of appropriation made therefore, make
17	necessary expenditures for the purchase or hire of such
18	personnel, facilities, and services as they may from time to
19	time find necessary for the proper administration of this
20	act.
21	(5)The-general-fundappropriationprovidedforb
22	subsection(2)ofthis-section-as-the-initial-funding-fo
23	tne-programs-providedfor-by-this-act-shall-be-appropriated
24	and-used-as-follows-for-the-biennium-ending-dune-30y-1977*

For-Fiscal-Year

for-Fiscal-Year

HB 0779/02

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HB 779

1	£nding 6/30/76	1	Ending 6730/79 Ending 6730/79
2	DEPARTMENT-OF-NATURAL-RESBURGES	2	Department of Natural Resources
3	AND-CHNSERVATION	3	and Conservation
4	Administrative-expenses-from	4	Implementation of the renewable
5	the-cormorked-revenue-fund \$183y498 \$182y534	5	resource development loan program
6	BEPARTMENT-BF-ADMINISTRATION	6	authorized by section-3-of
7	Administrative-expenses-from	7	this-act 89-3603
8	the-cormorked-fund 30y000 30y950	8	from the clearance fund
9	DEPARTMENT-UF-NATURAL-RESOURCES	9	account 1+000+00053 million 2+000+000±252 million
10	AND-CONSERVATION	10	(7)incase ufnecessityyanappropriationnot
11	Engineering-studies-on-expended	11	expended-during-the-first-fiscal-year-of-the-biennium-may-be
12	water-storage-on-the-Tongue	12	expended-during-the-second-fiscal-yearbyapprovedbudget
13	River-from-the-clearence-fund	13	amendmentsubmittedthroughthebudgetdirectorby-the
14	66 count 49 y 80 8	14	governory-or-by-his-designated-representative+"
15	Engineering-studies-on-water	15	Section-2sSection-89-3689y-KaGaMa-1947y-is-amended-to
16	Storage-on-the-Powder-River-from	16	read-as-follows+
17	the-c}earance-fund-account 25,000	17	#89-3689:Authorization-ofbonds:Thelegislature;
18	Study-of-the-diversion-of-water	18	through-the-enactment-of-this-law-by-a-two-thirds-(2/3)-vote
19	into-the-Milk-River-from-the	19	ofthemempersofeoch-housey-authorizes-the-creation-of
20	clearance-fund-account 50v000	20	state-debt-in-an-amount-not-to-exceed-fivemilliondollars
21	(6)(4) The moneys deposited in the clearance fund	21	t45+000+000; <u>\$10million</u> yandtheissuanceand-sale-of
22	account as provided for in section-6-[89-3606]of-this-act	22	renewable-resource-development-bonds-in-this-amounty-for-the
23	shall be appropriated and used as follows for the biennium	23	parpose-of-providing-fundsappropriatedtotneelearance
24	ending June 30, 1977 1979:	24	fundaccountfordevelopmentsincludedin-the-renewable
25	for Fiscal Year For Fiscal Year	25	resource-development-programs*
			-End-

HS 779

-3-

45th Legislature Hb 0779/02 Hb 0779/02

1	HOUSE BILL NO. 779
2	INTRODUCED BY DRISCOLL
3	REQUESTED BY
4	THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
5	
6	A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEYS
7	DEPUSITED IN THE CLEARANCE FUND ACCOUNT TO BE USED FOR THE
в	RENEWABLE RESOURCE DEVELOPMENT LOAN PROGRAM; INGREASINGTHE
9	SUNDINGLIMITFORTHESALEOFSUNDS-UNDER-THE-PROGRAMS
LO	AMENDING SECTIONS SECTION 89-3608 AND-89-3689, R.C.M. 1947."
l i	
12	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
13	Section 1. Section 89-3608, R.C.M. 1947, is amended to
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15	*89-3608. Clearance fund account. (1) In addition to
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1.7	the state may by enactment of the legislature or the people
18	levy: impose: assess and pledge and appropriate to the
19	clearance fund account any tax, charge, fee, rental or other
20	income from any source.
21	{2}The-state-pledges-and-appropriates-and-directsto
22	becreditedfromthegeneralfund-to-the-clearance-fund
23	account-three-hundred-ninetythousandninehundred
24	seventy-fourdollars{#39@y374}-for-its-initial-funding-to
25	be-used-and-administered-as-provided-for-in-thisactswhen

t31121 The costs of the board of examiners, the board of natural resources and conservation, the department of natural resources and conservation, and the department of administration incurred in the administration of this act shall be met from the clearance fund account moneys which shall from time to time as needed be transferred to an earmarked revenue fund established for that purpose.

(4)(3) The board of examiners, the department of natural resources and the department of administration may, within the limits of appropriation made therefore, make necessary expenditures for the purchase or hire of such personnel, facilities, and services as they may from time to time find necessary for the proper administration of this act.

(5)--The-general-fund--appropriation--provided--for--by
subsection--(2)--of--this-section-as-the-initial-funding-for
the-programs-provided--for-by-this-act-shall-be-appropriated
and-used-as-follows-for-the-biennium-ending-sune-30+-1977+

For-Fiscal-Year For-Fiscal-Year

-End-

Hid 179

1	£nding 6/38/76	1	Ending 6730/76 6/30/78 Ending 6730/77 6/30/79
2	DEPARTMENT-OF-NATURAL-RESUURGES	2	Department of Natural Resources
3	AND-CONSERVATION	3	and Conservation
4	Administrative-expenses-from	4	Implementation of the renewable
5	the-cormarked-revenue-fund \$103,490 \$102,534	5	resource development loan program
6	DEPARTMENT-OF-ABMINISTRATION	6	authorized by section-3-of
7	Administrative-expenses-from	7	this-act 89-3003
8	the-cormorked-fund 30y000 30y950	8	from the clearance fund
9	DEPARTMENT-UF-NATURAL-RESOURCES	9	account 1+000+00053 million 2+000+0005352 million
10	AND-CONSERVATION	10	(7)Incoseofnecessityanappropriationnot
11	Engineering-studies-on-expanded	11	expended-during-the-first-fiscal-year-of-the-biennium-may-be
12	water-storage-on-the-Tongue	12	expended-during-tne-second-fiscal-yearbyapprovedbudget
13	River-from-the-clearance-fund	13	amendmentsubmittedthroughthebudgetdirectorby-the
14	eccount 49 7000	14	governory-or-by-his-designated-representativev"
15	Engineering-studies-on-water	15	Section-2sSection-89-3609y-RedyMs-1947y-is-amended-to
16	storage-an-the-Powder-River-from	16	read-as-follows+
17	the-clearance-fund-account 25y898	17	#89-3689*Authorization-ofbonds*Thetegistature*
18	Study-of-the-aiversion-of-water	18	through-the-enactment-of-this-law-by-a-two-thirds-(2/3)-vote
19	into-the-Milk-Kiver-from-the	19	ofthemembersofeach-housey-muthorizes-the-creation-of
20	clearance-fund-account 56y000	20	state~debt-in-an-amount-not-to-exceed-fivemilliondollars
21	(6)(4) The moneys deposited in the clearance fund	21	(\$5+000+000) <u>\$10million</u> andtheissuanceand-sale-or
22	account as provided for in section-6-[89-3606]of-this-act	22	renewable-resource-development-bonds-in-this-amounty-for-the
23	shall be appropriated and used as follows for the biennium	23	purpose-of,-providing-fundsappropriatedtotheelearance
24	ending June 30. 1977 <u>1979</u> :	24	fundaccountfordevelopmentsincludedin-the-renemable
25	For Fiscal Year For Fiscal Year	25	resource-development-programs*

H6 779

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April 15, 1977

SENATE COMMITTEE OF THE WHOLE

That House Bill No. 779 be amended as follows:

1. Amend page 4, section 1, line 9.
Following: "account"

Strike: line 9 in its entirety
Insert: "for loans for governmental units 1,000,000 1,000,000

from the clearance fund account for loans to private entities

500,000 500,000" 1

10

11

12

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14

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21

22

23 24

25

2	INTRODUCED BY DRISCOLL
3	REQUESTED BY
4	THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
5	
6	A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEYS
7	DEPOSITED IN THE CLEARANCE FUND ACCOUNT TO BE USED FOR THE
8	RENEWABLE RESOURCE DEVELOPMENT LOAN PROGRAM; INCREASINGTHE
9	BONBINGLIMITFORTHESALEBFBONDS-UNDER-THE-PROGRAM;
LO	AMENDING SECTIONS SECTION 89-3608 AND-89-3609, R.C.M. 1947.
11	
12	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
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15	#89-3608. Clearance fund account. (1) In addition to
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21	(¿)The-state-pledges-and-appropriates-and-directsto
22	becreditedfromthegeneralfund-to-the-clearance-fund
23	accountthreehundredninetythousandyninehundred
24	seventy-fourdollars(\$390y974)-for-its-initial-funding-to
	ha_waad-and_administarad-se-nravided-far-in-thisartuWhen

HOUSE BILL NO. 779

accountfrombond-proceeds-or-as-otherwise-provided-othis-acty-the-leaislature-directs-that-three-hundred	-func
thousandvninehundredseventy-four-dollars-(\$390y95	or-ir
approprinted-from-the-clearance-fundaccountandcre	inety
	4)-be
to-the-general-fund-	dited
to one works that the	

(3)12) The costs of the board of examiners, the board of natural resources and conservation, the department of natural resources and conservation, and the department of administration incurred in the administration of this act shall be met from the clearance fund account moneys which shall from time to time as needed be transferred to an earmarked revenue fund established for that purpose.

(4)(3) The board of examiners, the department of natural resources and the department of administration may, within the limits of appropriation made therefore, make necessary expenditures for the purchase or hire of such personnel, facilities, and services as they may from time to time find necessary for the proper administration of this act.

(5)--The-meneral-fund-appropriation--provided--for--by subsection--(2)--of--this-section-as-the-initial-funding-for the-programs-provided--for-by-this-act-shall-be-appropriated and-used-as-follows-for-the-biennium-ending-June-30y-1977+

for-Fiscal-Year For-Fiscal-Year

HB 0779/03 HB 0779/03

1	Ending 6/38/76 Ending 6/38/77	1	Ending 6/30/76 6/30/78 Ending 6/30/77 6/30/79
2	BEPARTHENT-BF-NATURAL-RESOURCES	2	Department of Natural Resources
3	AND-EGNSERVATION	3	and Conservation
4	Administrative-expenses-from	4	Implementation of the renewable
5	the-earmarked-revenue-fund \$103y490 \$102y534	5	resource development loan program
6	DEPARTMENT-OF-ADMINISTRATION	6	authorized by section-3-of
7	Administrative-expenses-from	7	this-act 89-3603
8	the-eormarked-fund 30y000 30y950	8	from the clearance fund
9	DEPARTMENT-OF-NATURAL-RESOURCES	9	account 1+000+000 <u>#3-million</u> 2+000+000 <u>#3#2-million</u>
10	AND-EGNSERVATION	10	FOR LOANS FOR GOVERNMENTAL
11	Engineering-studies-on-exponded	11	UNIIS 1.000.000 1.000.000
12	w oter-storage-on-the-Tonque	12	FROM THE CLEARANCE FUND ACCOUNT FOR
13	River-from-the-clearance-fund	13	LOANS TO PRIVATE ENTITIES 500.000 500.000
14	account 49y000	14	(7)Incaseofmecessity⋅anappropriationmot
15	En qineering-studies-on-water	15	expended-during-the-first-fiscol-year-of-the-biennium-may-be
16	storage-on-the-Powder-River-from	16	expended-during-the-second-fiscal-yearbyapprovedbudget
17	the-clearance-fund-account 25y000	17	amendmentsubmittedthroughthebudgetdirectorby-the
18	Study-of-the-diversion-of-water	18	governory-or-by-his-designated-representativer"
19	into-the-Milk-River-from-the	19	Section-2Section-89-3689-RefeMe-1947-is-amended-to
20	clearance-fund-account 50y000	, 20	read-as-follows:
51	+6+(4) The moneys deposited in the clearance fund	21	#89-3609wAuthorization-ofbondswThelegislaturey
22	account as provided for in section-6-[89-3606]of-this-act	22	through-the-enactment-of-this-law-by-a-two-thirds-(2/3)-vote
23	shall be appropriated and used as follows for the biennium	23	ofthemembersofeach-housey-authorizes-the-creation-of
24	ending June 30, 1977 <u>1979</u> :	24	state-debt-in-an-amount-not-to-exceed-fivemilliondollars
25	For Fiscal Year For Fiscal Year	25	(\$5y880y888) <u>≸l0million</u> yandtheissuanceand-sale-of

-3-

HB 779

-4-

HB 779

HB 0779/03

	ds-in-this-amounty-for-	resource-development-bonds-in-ti	1
--	-------------------------	----------------------------------	---

2 purpose-of-providing-funds--appropriated--to--the--clearance

3 fund--account--for--developments--included--in-the-renewable

4 resource-development-programs*

-End-

-5- HB 779