

HOUSE BILL NO. 600

INTRODUCED BY CURTISS, TURNAGE, ROTH,
CONROY, PEDA, BENGTSON, B. BROWN

IN THE HOUSE

January 31, 1981	Introduced and referred to Committee on Natural Resources.
February 21, 1981	Committee recommend bill do pass as amended. Report adopted.
February 23, 1981	Bill printed and placed on members' desks.
February 24, 1981	Second reading, do pass. On motion rules suspended and bill placed on third reading this day.
February 25, 1981	Third reading, passed. Ayes, 71; Noes, 27. Transmitted to Senate.

IN THE SENATE

March 3, 1981	Introduced and referred to Committee on Natural Resources.
March 23, 1981	Committee recommend bill be concurred in as amended. Report adopted.
March 25, 1981	Motion pass consideration.
March 26, 1981	Second reading, concurred in.
March 28, 1981	Third reading, concurred in as amended. Ayes, 49; Noes, 0.

IN THE HOUSE

March 28, 1981

Returned from Senate with amendments.

April 8, 1981

Second reading, amendments concurred in.

April 9, 1981

Third reading, amendments concurred in. Ayes, 92; Noes, 5. Sent to enrolling.

Reported correctly enrolled.

1 HOUSE BILL NO. 600
 2 INTRODUCED BY *Curtis Turnage* *Rob Conroy*
 3 *John Beaton* *Bob Brown*

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO IMPOSE ADDITIONAL
 5 CONSTRAINTS ON THE MAKING OF RENEWABLE RESOURCE DEVELOPMENT
 6 GRANTS OR LOANS; TO ESTABLISH THE USES FOR WHICH SUCH GRANTS
 7 OR LOANS MAY BE PROPOSED; AMENDING SECTION 90-2-103, MCA."

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

10 Section 1. Section 90-2-103, MCA, is amended to read:

11 "90-2-103. Constraints on developments generally. (1)
 12 Renewable resource developments shall, whenever practicable,
 13 be multiple-use projects and shall not significantly
 14 diminish the quality of existing public resources such as
 15 land, air, water, fish, wildlife, and recreational
 16 opportunities.

17 ~~(2) Grants or loans under this part may be made only~~
 18 ~~for renewable resource development programs that can be~~
 19 ~~shown to provide a pecuniary return to the state or its~~
 20 ~~citizens or for such programs as determined appropriate by~~
 21 ~~the governor for which money is available from no other~~
 22 ~~source.~~

23 ~~(3) To the extent practicable, all work on development~~
 24 ~~projects or programs under this part shall be performed by~~
 25 ~~contract with private persons or organizations, pursuant to~~

1 ~~all requirements of law for awarding of such contracts."~~

2 NEW SECTION. Section 2. Allocation of grants and
 3 loans. Loans or grants may be proposed under this part for
 4 any worthwhile project for the conservation, management,
 5 utilization, development, or preservation of the land,
 6 water, timber, fish, wildlife, or other renewable resources
 7 of the state. Of the total amount of grants and loans
 8 proposed for each biennium, at least:

9 (1) 25% shall be designated for timber stand
 10 improvement or related purposes;

11 (2) 50% shall be designated for water development
 12 projects, with particular consideration to be given projects
 13 bordering the Yellowstone River; and

14 (3) 10% shall be designated for improvements on
 15 agricultural lands.

16 Section 3. Codification instruction. Section 2 is
 17 intended to be codified as an integral part of Title 90,
 18 chapter 2, part 1.

-End-

-2- INTRODUCED BILL
 HB 600

Approved by Committee
on Natural Resources

HOUSE BILL NO. 600

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CONROY, FEDA, BENGTON, B. BROWN

A BILL FOR AN ACT ENTITLED: "AN ACT TO IMPOSE ADDITIONAL
CONSTRAINTS ON THE MAKING OF RENEWABLE RESOURCE DEVELOPMENT
GRANTS OR LOANS; TO ESTABLISH THE USES FOR WHICH SUCH GRANTS
OR LOANS MAY BE PROPOSED; AMENDING SECTION 90-2-103, MCA."

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

Section 1. Section 90-2-103, MCA, is amended to read:

"90-2-103. Constraints on developments generally. (1)
Renewable resource developments shall, whenever practicable,
be multiple-use projects and shall not significantly
diminish the quality of existing public resources such as
land, air, water, fish, wildlife, and recreational
opportunities.

(2) Grants or loans under this part may be made only
for renewable resource development programs that can be
shown to provide a pecuniary TANGIBLE return to the state or
its citizens or for such programs as determined appropriate
by the governor for which money is available from no other
source.

(3) To the extent practicable, all work on development
projects or programs under this part shall be performed by

contract with private persons or organizations, pursuant to
all requirement of law for awarding of such contracts."

NEW SECTION. Section 2. Allocation of grants and
loans. ~~loans~~ SUBJECT TO THE REQUIREMENTS OF 90-2-103, LOANS
or grants may be proposed under this part for any worthwhile
project for the conservation, management, utilization,
development, or preservation of the land, water, timber,
fish, wildlife, or other renewable resources of the state.
Of the total amount of grants and loans proposed for each
biennium, at least:

(1) ~~25%~~ 15% shall be designated for timber stand
improvement or related purposes;

(2) ~~50%~~ 40% shall be designated for water development
projects, ~~with particular consideration to be given projects
bordering the Yellowstone River; and;~~

(3) ~~10%~~ 15% shall be designated for improvements on
agricultural lands; AND

(4) 10% SHALL BE DESIGNATED FOR CONSERVATION DISTRICTS
FOR DEVELOPMENT OF THEIR WATER RESERVATIONS.

Section 3. Codification instruction. Section 2 is
intended to be codified as an integral part of Title 90,
chapter 2, part 1.

-End-

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

Section 1. Section 90-2-103, MCA, is amended to read:

"90-2-103. Constraints on developments generally. (1) Renewable resource developments shall, whenever practicable, be multiple-use projects and shall not significantly diminish the quality of existing public resources such as land, air, water, fish, wildlife, and recreational opportunities.

(2) Grants or loans under this part may be made only for renewable resource development programs that can be shown to provide a pecuniary TANGIBLE return to the state or its citizens or for such programs as determined appropriate by the governor for which money is available from no other source.

(3) To the extent practicable, all work on development projects or programs under this part shall be performed by

contract with private persons or organizations, pursuant to all requirement of law for awarding of such contracts."

NEW SECTION. Section 2. Allocation of grants and loans. loans SUBJECT TO THE REQUIREMENTS OF 90-2-103, LOANS or grants may be proposed under this part for any worthwhile project for the conservation, management, utilization, development, or preservation of the land, water, timber, fish, wildlife, or other renewable resources of the state. Of the total amount of grants and loans proposed for each biennium, at least:

(1) ~~25%~~ 15% shall be designated for timber stand improvement or related purposes;

(2) ~~59%~~ 40% shall be designated for water development projects, ~~with particular consideration to be given projects bordering the Yellowstone River; and;~~

(3) ~~10%~~ 15% shall be designated for improvements on agricultural lands; AND

(4) 10% SHALL BE DESIGNATED FOR CONSERVATION DISTRICTS FOR DEVELOPMENT OF THEIR WATER RESERVATIONS.

Section 3. Codification instruction. Section 2 is intended to be codified as an integral part of Title 90, chapter 2, part 1.

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be multiple-use projects and shall not significantly
diminish the quality of existing public resources such as
land, air, water, fish, wildlife, and recreational
opportunities.

(2) Grants or loans under this part may be made only
for renewable resource development programs that can be
shown to provide a pecuniary TANGIBLE return to the state or
its citizens or for such programs as determined appropriate
by the governor for which money is available from no other
source.

(3) To the extent practicable, all work on development
projects or programs under this part shall be performed by

contract with private persons or organizations, pursuant to
all requirement of law for awarding of such contracts."

NEW SECTION. Section 2. Allocation of grants and
loans. ~~Loans~~ (1) SUBJECT TO THE REQUIREMENTS OF 90-2-103,
LOANS or grants may be proposed under this part for any
worthwhile project for the conservation, management,
utilization, development, or preservation of the land,
water, timber, fish, wildlife, or other renewable resources
of the state. If the total amount of grants and loans
proposed for each biennium, at least:

(1) ~~(A)~~ 25% ~~15%~~ shall be designated for timber stand
improvement or related purposes;

(2) ~~(B)~~ 50% ~~40%~~ shall be designated for water
development projects ~~with particular consideration to be
given projects bordering the Yellowstone River and;~~

(3) ~~(C)~~ 10% ~~15%~~ shall be designated for improvements on
agricultural lands; ~~AND~~

~~(4)~~ (D) 10% SHALL BE DESIGNATED FOR CONSERVATION
DISTRICTS FOR DEVELOPMENT OF THEIR WATER RESERVATIONS; AND

(E) 20% SHALL BE DESIGNATED FOR SUCH OTHER PROJECTS AS
THE DEPARTMENT CONSIDERS APPROPRIATE.

(2) IF QUALIFIED APPLICATIONS ARE NOT RECEIVED BY THE
DEPARTMENT TO MEET THE ALLOCATIONS SET FORTH IN SUBSECTION
(1), THE REMAINING ALLOCATION SHALL BE DESIGNATED FOR
QUALIFIED PROJECTS IN (A), (B), (C), (D), OR (E) OF

1 SUBSECTION (1).

2 Section 3. Codification instruction. Section 2 is
3 intended to be codified as an integral part of Title 90,
4 chapter 2, part 1.

-End-

March 23, 1981

SENATE STANDING COMMITTEE REPORT
(Natural Resources)

That House Bill No. 600 be amended as follows:

1. Page 2, line 3

Following: "2."

Insert: "(1)"

2. Page 2, line 11

Following: line 10

Strike: "(1)" on line 11

Insert: "(a)"

3. Page 2, line 13

Following: line 12

Strike: "(2)"

Insert: "(b)"

4. Page 2, line 16

Following: line 15

Strike: "(3)"

Insert: "(c)"

5. Page 2, line 17

Following: ";"

Strike: "AND"

6. Page 2, line 18

Following: line 17

Strike: "(4)"

Insert: "(d)"

7. Page 2, line 19

Following: "RESERVATIONS"

Insert: "; and

(e) 20% shall be designated for such other projects as the department considers appropriate.

(2) If qualified applications are not received by the department to meet the allocations set forth in subsection 1, the remaining allocation shall be designated for qualified projects in (a), (b), (c), (d) or (e) of subsection 1 "