

HOUSE BILL NO. 600

INTRODUCED BY CURTISS, TURNAGE, ROTH,
CONROY, FEDA, 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.

HOUSE BILL NO. 600

HOUSE BILL NO. 600
Curtis Turnage Roth Conway
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."

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 "50-2-103. Constraints on developments generally. **III**
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.

17 121. 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-requirement-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.

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

-End-

Approved by Committee
on Natural Resources

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

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

11 (1) 25% 15% shall be designated for timber stand
12 improvement or related purposes;

13 (2) 50% 40% shall be designated for water development
14 projects, with particular consideration to be given to projects
15 bordering the Yellowstone River; and;

16 (3) 10% 15% shall be designated for improvements on
17 agricultural lands; AND

18 (4) 10% SHALL BE DESIGNATED FOR CONSERVATION DISTRICTS
19 FOR DEVELOPMENT OF THEIR WATER RESERVATIONS.

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

-End-

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

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

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

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

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

1 contract with private persons or organizations, pursuant to
2 all requirement of law for awarding of such contracts."
3 NEW SECTION. Section 2. Allocation of grants and
4 loans. loans SUBJECT TO THE REQUIREMENTS OF 90-2-103, LOANS
5 or grants may be proposed under this part for any worthwhile
6 project for the conservation, management, utilization,
7 development, or preservation of the land, water, timber,
8 fish, wildlife, or other renewable resources of the state.
9 Of the total amount of grants and loans proposed for each
10 biennium, at least:

11 (1) 25% 15% shall be designated for timber stand
12 improvement or related purposes;

13 (2) 59% 40% shall be designated for water development
14 projects--with-particular-consideration-to-be-given-projects
15 bordering-the-Yellowstone-River--and;

16 (3) ~~10% 15%~~ shall be designated for improvements on
17 agricultural lands; AND

18 (4) 10% SHALL BE DESIGNATED FOR CONSERVATION DISTRICTS
19 FOR DEVELOPMENT OF THEIR WATER RESERVATIONS.

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

-End-

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

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

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

12 *90-2-103. Constraints on developments generally. (1) (a)

13 Renewable resource developments shall, whenever practicable,

14 be multiple-use projects and shall not significantly

15 diminish the quality of existing public resources such as

16 land, air, water, fish, wildlife, and recreational

17 opportunities.

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

1 contract with private persons or organizations, pursuant to
2 all requirement of law for awarding of such contracts."
3 NEW SECTION. Section 2. Allocation of grants and
4 loans. LOANS IN SUBJECT TO THE REQUIREMENTS OF 90-2-103.
5 LOANS or grants may be proposed under this part for any
6 worthwhile project for the conservation, management,
7 utilization, development, or preservation of the land,
8 water, timber, fish, wildlife, or other renewable resources
9 of the state. If the total amount of grants and loans
10 proposed for each biennium, at least:

11 ~~f17(A) 25% 15%~~ shall be designated for timber stand
12 improvement or related purposes;
13 ~~f27(B) 50% 40%~~ shall be designated for water
14 development projects--with--particular-consideration-to-be
15 given-projects-bordering-the-Yellowstone-River--and;
16 ~~f37(C) 10% 15%~~ shall be designated for improvements on
17 agricultural lands--; AND

18 ~~(D) 10% SHALL BE DESIGNATED FOR CONSERVATION~~
19 ~~DISTRICTS FOR DEVELOPMENT OF THEIR WATER RESERVATIONS; AND~~
20 ~~(E) 20% SHALL BE DESIGNATED FOR SUCH OTHER PROJECTS AS~~
21 ~~THE DEPARTMENT CONSIDERS APPROPRIATE.~~

22 (2) IF QUALIFIED APPLICATIONS ARE NOT RECEIVED BY THE
23 DEPARTMENT TO MEET THE ALLOCATIONS SET FORTH IN SUBSECTION
24 (1), THE REMAINING ALLOCATION SHALL BE DESIGNATED FOR
25 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 "