

Senate Bill 236

In The Senate

January 22, 1981	Introduced and referred to Committee on Local Government.
February 4, 1981	Committee recommend bill do pass as amended.
February 25, 1981	Bill printed and placed on members' desks.
February 6, 1981	Second reading do pass.
February 7, 1981	Correctly engrossed.
February 9, 1981	Third reading passed.

In The House

February 10, 1981	Introduced and referred to Committee on Local Government.
March 18, 1981	Committee recommend bill not concurred.

In The Senate

March 19, 1981	Returned from House not concurred.
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Senate BILL NO. 236
Conover Hager Lek

1 INTRODUCED BY

2 A BILL FOR AN ACT ENTITLED: "AN ACT TO CLARIFY THE LAW
 3 RELATING TO JOINT AND CONSOLIDATED PLANNING BOARDS AND TO
 4 AUTHORIZE ANY GOVERNING BODY WHICH HAS THE POWER TO CREATE A
 5 PLANNING BOARD TO FORM A JOINT OR CONSOLIDATED BOARD;
 6 AMENDING SECTION 76-1-112, MCA."

7
 8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 Section 1. Section 76-1-112, MCA, is amended to read:
 10 "76-1-112. Joint or consolidated planning boards. (1)
 11 Any--existing--city--county--or--city--county Governing bodies
 12 that have the power to create a planning board or are
 13 represented on an existing planning board may form or
 14 convert to a joint or consolidated planning board with any
 15 other--existing--city--county--or--city--county--planning--boards
 16 or--with--any--combination--of--these--boards one another.

17 (2) The manner of combination joinder or consolidation
 18 shall be by interlocal agreement of--the--cities--counties--
 19 and--towns--represented--on--the--existing--planning--boards
 20 pursuant to Title 7, chapter 11, part 1.

21 (3) The interlocal agreement shall:

22 (a) state the name of the combined board;
 23 (b) specify whether a joint or combined consolidated

1 board is formed;

2 (c) specify the representation membership, means and
 3 manner of appointment, membership----duties powers
 4 organization, extent of rights and duties, and manner of
 5 sharing costs of the combined board, which may be on any
 6 basis agreeable to the governing bodies of the cities,
 7 counties, and towns represented on the existing planning
 8 boards.

9 (4) If a consolidated board is formed, the any
 10 existing city--county--and--city--county planning boards board
 11 shall be dissolved or reorganized and the consolidated board
 12 shall have all--of--the such rights, duties, powers, and
 13 obligations of--the--existing--planning--boards as are set
 14 forth in the interlocal agreement.

15 (5) If a joint board is formed, the no existing
 16 planning boards shall--not may be dissolved and the joint
 17 board shall have such rights, duties, powers, and
 18 obligations as are set forth in the interlocal agreement."

-End-

-2- INTRODUCED BILL

SB 236

Approved by Comm.
on Local Government

1 SENATE BILL NO. 236

2 INTRODUCED BY CONOVER, HAGER, ECK

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO CLARIFY THE LAW
5 RELATING TO JOINT AND CONSOLIDATED PLANNING BOARDS AND TO
6 AUTHORIZE ANY GOVERNING BODY WHICH HAS THE POWER TO CREATE A
7 PLANNING BOARD TO FORM A JOINT OR CONSOLIDATED BOARD AND
8 RESERVE TO ITSELF CERTAIN POWERS AND DUTIES OF PLANNING
9 BOARDS; AMENDING SECTION 76-1-112, MCA."

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

11 Section 1. Section 76-1-112, MCA, is amended to read:
12 "76-1-112. Joint or consolidated planning boards. (1)
13 Any-existing-city--county--or-city-county Governing bodies
14 that have the power to create a planning board or are
15 represented on an existing planning board may form or
16 convert to a joint or consolidated planning board with any
17 other-existing-city--county--or-city-county--planning--board
18 or-with-any-combination-of-these-boards one another.

19 (2) The manner of combination to under or consolidation
20 shall be by interlocal agreement of-the-cities--counties
21 and--towns--represented--on--the--existing--planning--boards
22 pursuant to Title 7, chapter 11, part 1.

23 (3) The interlocal agreement shall:

24 (a) state the name of the combined board;

1 (b) specify whether a joint or combined consolidated
2 board is formed;
3 (c) specify the representation membership, means and
4 manner of appointment, membership--duties powers,
5 organization, extent of rights and duties, and manner of
6 sharing costs of the combined board, which may be on any
7 basis agreeable to the governing bodies of--the--cities,
8 counties--and--towns--represented--on-the-existing-planning
9 boards.

10 ~~(4) THE INTERLOCAL AGREEMENT MAY RESERVE TO ONE OR
11 MORE OF THE PARTICIPATING GOVERNING BODIES ANY OF THE POWERS
12 AND DUTIES WHICH THIS CHAPTER ASSIGNS TO PLANNING BOARDS.~~

13 ~~(4)(5) If a consolidated board is formed, the any
14 existing city--county--and-city-county planning boards board
15 shall be dissolved or reorganized and the consolidated board
16 shall have all--of--the such rights, duties, powers, and
17 obligations of--the--existing--planning--boards as are set
18 forth in the interlocal agreement.~~

19 ~~(5)(6) If a joint board is formed, the no existing
20 planning boards shall--not may be dissolved and the joint
21 board shall have such rights, duties, powers, and
22 obligations as are set forth in the interlocal agreement."~~

-End-

SECOND READING

SENATE BILL NO. 236
INTRODUCED BY CONOVER, HAGER, ECK

A BILL FOR AN ACT ENTITLED: "AN ACT TO CLARIFY THE LAW
RELATING TO JOINT AND CONSOLIDATED PLANNING BOARDS AND TO
AUTHORIZE ANY GOVERNING BODY WHICH HAS THE POWER TO CREATE A
PLANNING BOARD TO FORM A JOINT OR CONSOLIDATED BOARD AND
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16 represented on an existing planning board may form or
17 convert to a joint or consolidated planning board with any
18 other-existing-city--county--or-city-county--planning--board
19 or-with-any-combination-of-these-boards one another.

24 (3) The interlocal agreement shall:

25 (a) state the name of the combined board;

10 (4) THE INTERLOCAL AGREEMENT MAY RESERVE TO ONE OR
11 MORE OF THE PARTICIPATING GOVERNING BODIES ANY OF THE POWERS
12 AND DUTIES WHICH THIS CHAPTER ASSIGNS TO PLANNING BOARDS.

13 ~~t4t51~~ If a consolidated board is formed, the any
14 existing city-county-and-city-county planning boards board
15 shall be dissolved or reorganized and the consolidated board
16 shall have ~~all~~--the such rights, duties, powers, and
17 obligations ~~of~~--the--existing--planning--boards as are set
18 forth in the interlocal agreement.

19 ~~55(6)~~ If a joint board is formed, the ~~no~~ existing
20 planning boards shall--not ~~may~~ be dissolved and the joint
21 board shall have such rights, duties, powers, and
22 obligations as are set forth in the interlocal agreement."

-End-

THIRD READING