

SENATE JOINT RESOLUTION NO. 16

INTRODUCED BY SENATE COMMITTEE ON AGRICULTURE, LIVESTOCK AND IRRIGATION

IN THE SENATE

February 6, 1981	Introduced and referred to Committee on Agriculture, Livestock and Irrigation.
February 13, 1981	Committee recommend bill do pass. Report adopted.
February 14, 1981	Bill printed and placed on members' desks.
February 16, 1981	Second reading, do pass.
February 17, 1981	Correctly engrossed.
February 18, 1981	Third reading, passed. Ayes, 49; Noes, 0. Transmitted to House.

IN THE HOUSE

February 19, 1981	Introduced and referred to Committee on Agriculture.
March 12, 1981	Committee recommend bill be concurred in. Report adopted.
March 26, 1981	Second reading, concurred in.
March 28, 1981	Third reading, ayes, 93; Noes, 0.

IN THE SENATE

March 30, 1981	Returned from House. Concurred in. Sent to enrolling.
	Reported correctly enrolled.

*Senate* JOINT RESOLUTION NO. *16*  
INTRODUCED BY *Senate Committee on Agriculture*

A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA REQUESTING THE UNITED STATES CONGRESS TO AMEND PUBLIC LAW 90-583, THE CARLSON-FOLEY ACT OF 1968, TO REQUIRE THE FEDERAL GOVERNMENT TO IMPLEMENT A MANAGEMENT PROGRAM FOR THE PREVENTION, CONTROL, AND CONTAINMENT OF NOXIOUS PLANTS ON LANDS ADMINISTERED BY FEDERAL AGENCIES.

WHEREAS, undesirable plant species, including noxious plants, on lands administered by federal agencies have been and continue to be a major problem in Montana and other western states because they reduce forage needed for livestock production and wildlife and interfere with the forest product industries; and

WHEREAS, certain federal agencies managing public lands have failed to initiate, implement, and fund viable management programs for the prevention, control, and containment of these undesirable plant species; and

WHEREAS, two federal laws of beneficial intent address noxious weed management, Public Law 90-583, the Carlson-Foley Act of 1968, which calls for the destruction of noxious weeds, and Public Law 93-629, the Federal Noxious

Weed Act of 1974, which regulates the movement of noxious weeds; and

WHEREAS, neither federal law requires the federal agencies administering public lands to manage for the prevention, control, and containment of undesirable plant species; and

WHEREAS, the management practices of the federal agencies administering these lands are inconsistent with the management practices for undesirable plant species on the existing state, county, and private levels; and

WHEREAS, section 3 of Public Law 90-583, the Carlson-Foley Act of 1968, reads: "There are hereby authorized to be appropriated to departments or agencies of the Federal Government such sums as the Congress may determine to be necessary to carry out the purposes of this Act." However, no appropriations have yet been authorized under this section.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

That section 3 of the Carlson-Foley Act of 1968 be replaced with a new section that would read as follows: "The departments or agencies of the Federal Government shall implement and pursue an effective management program for the prevention, control, and containment of noxious plants on

1 lands under their control or jurisdiction."

2 BE IT FURTHER RESOLVED, that such a management program  
3 be in accordance with state and federal weed laws.

4 BE IT FURTHER RESOLVED, that such management program be  
5 implemented in cooperation with the state Department of  
6 Agriculture or with a state-designated weed control  
7 organization.

8 BE IT FURTHER RESOLVED, that the Secretary of State of  
9 the state of Montana send copies of this resolution to the  
10 Governor, the Montana Congressional Delegation, the  
11 President of the United States Senate, the Speaker of the  
12 United States House of Representatives, the chairman of the  
13 United States Senate Agriculture, Nutrition, and Forestry  
14 Committee, the chairman of the United States House  
15 Agriculture Committee, and the chairmen of the House and  
16 Senate Agriculture Committees of North Dakota, South Dakota,  
17 Wyoming, and Idaho.

-End-

Approved by Committee  
on Agriculture Livestock  
& Irrigation

*Senate* JOINT RESOLUTION NO. 16  
INTRODUCED BY *Senate Committee on Agriculture*

A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF  
REPRESENTATIVES OF THE STATE OF MONTANA REQUESTING THE  
UNITED STATES CONGRESS TO AMEND PUBLIC LAW 90-583, THE  
CARLSON-FOLEY ACT OF 1968, TO REQUIRE THE FEDERAL GOVERNMENT  
TO IMPLEMENT A MANAGEMENT PROGRAM FOR THE PREVENTION,  
CONTROL, AND CONTAINMENT OF NOXIOUS PLANTS ON LANDS  
ADMINISTERED BY FEDERAL AGENCIES.

WHEREAS, undesirable plant species, including noxious  
plants, on lands administered by federal agencies have been  
and continue to be a major problem in Montana and other  
western states because they reduce forage needed for  
livestock production and wildlife and interfere with the  
forest product industries; and

WHEREAS, certain federal agencies managing public lands  
have failed to initiate, implement, and fund viable  
management programs for the prevention, control, and  
containment of these undesirable plant species; and

WHEREAS, two federal laws of beneficial intent address  
noxious weed management, Public Law 90-583, the  
Carlson-Foley Act of 1968, which calls for the destruction  
of noxious weeds, and Public Law 93-529, the Federal Noxious

1 Weed Act of 1974, which regulates the movement of noxious  
2 weeds; and

3 WHEREAS, neither federal law requires the federal  
4 agencies administering public lands to manage for the  
5 prevention, control, and containment of undesirable plant  
6 species; and

7 WHEREAS, the management practices of the federal  
8 agencies administering these lands are inconsistent with the  
9 management practices for undesirable plant species on the  
10 existing state, county, and private levels; and

11 WHEREAS, section 3 of Public Law 90-583, the  
12 Carlson-Foley Act of 1968, reads: "There are hereby  
13 authorized to be appropriated to departments or agencies of  
14 the Federal Government such sums as the Congress may  
15 determine to be necessary to carry out the purposes of this  
16 Act." However, no appropriations have yet been authorized  
17 under this section.

18  
19 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE  
20 OF REPRESENTATIVES OF THE STATE OF MONTANA:

21 That section 3 of the Carlson-Foley Act of 1968 be  
22 replaced with a new section that would read as follows: "The  
23 departments or agencies of the Federal Government shall  
24 implement and pursue an effective management program for the  
25 prevention, control, and containment of noxious plants on

-2- SECOND READING

SJR 16

1 lands under their control or jurisdiction."

2 BE IT FURTHER RESOLVED, that such a management program  
3 be in accordance with state and federal weed laws.

4 BE IT FURTHER RESOLVED, that such management program be  
5 implemented in cooperation with the state Department of  
6 Agriculture or with a state-designated weed control  
7 organization.

8 BE IT FURTHER RESOLVED, that the Secretary of State of  
9 the state of Montana send copies of this resolution to the  
10 Governor, the Montana Congressional Delegation, the  
11 President of the United States Senate, the Speaker of the  
12 United States House of Representatives, the chairman of the  
13 United States Senate Agriculture, Nutrition, and Forestry  
14 Committee, the chairman of the United States House  
15 Agriculture Committee, and the chairmen of the House and  
16 Senate Agriculture Committees of North Dakota, South Dakota,  
17 Wyoming, and Idaho.

-End-

*Senate* JOINT RESOLUTION NO. 16  
INTRODUCED BY *Senate Committee on Agriculture*.

1 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF  
2 REPRESENTATIVES OF THE STATE OF MONTANA REQUESTING THE  
3 UNITED STATES CONGRESS TO AMEND PUBLIC LAW 90-583, THE  
4 CARLSON-FOLEY ACT OF 1968, TO REQUIRE THE FEDERAL GOVERNMENT  
5 TO IMPLEMENT A MANAGEMENT PROGRAM FOR THE PREVENTION,  
6 CONTROL, AND CONTAINMENT OF NOXIOUS PLANTS ON LANDS  
7 ADMINISTERED BY FEDERAL AGENCIES.

8 WHEREAS, undesirable plant species, including noxious  
9 plants, on lands administered by federal agencies have been  
10 and continue to be a major problem in Montana and other  
11 western states because they reduce forage needed for  
12 livestock production and wildlife and interfere with the  
13 forest product industries; and

14 WHEREAS, certain federal agencies managing public lands  
15 have failed to initiate, implement, and fund viable  
16 management programs for the prevention, control, and  
17 containment of these undesirable plant species; and

18 WHEREAS, two federal laws of beneficial intent address  
19 noxious weed management, Public Law 90-583, the  
20 Carlson-Foley Act of 1968, which calls for the destruction  
21 of noxious weeds, and Public Law 93-629, the Federal Noxious

1 Weed Act of 1974, which regulates the movement of noxious  
2 weeds; and

3 WHEREAS, neither federal law requires the federal  
4 agencies administering public lands to manage for the  
5 prevention, control, and containment of undesirable plant  
6 species; and

7 WHEREAS, the management practices of the federal  
8 agencies administering these lands are inconsistent with the  
9 management practices for undesirable plant species on the  
10 existing state, county, and private levels; and

11 WHEREAS, section 3 of Public Law 90-583, the  
12 Carlson-Foley Act of 1968, reads: "There are hereby  
13 authorized to be appropriated to departments or agencies of  
14 the Federal Government such sums as the Congress may  
15 determine to be necessary to carry out the purposes of this  
16 Act." However, no appropriations have yet been authorized  
17 under this section.

18  
19 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE  
20 OF REPRESENTATIVES OF THE STATE OF MONTANA:

21 That section 3 of the Carlson-Foley Act of 1968 be  
22 replaced with a new section that would read as follows: "The  
23 departments or agencies of the Federal Government shall  
24 implement and pursue an effective management program for the  
25 prevention, control, and containment of noxious plants on

-2- THIRD READING

SSR 16

1       lands under their control or jurisdiction."

2       BE IT FURTHER RESOLVED, that such a management program  
3       be in accordance with state and federal weed laws.

4       BE IT FURTHER RESOLVED, that such management program be  
5       implemented in cooperation with the state Department of  
6       Agriculture or with a state-designated weed control  
7       organization.

8       BE IT FURTHER RESOLVED, that the Secretary of State of  
9       the state of Montana send copies of this resolution to the  
10      Governor, the Montana Congressional Delegation, the  
11      President of the United States Senate, the Speaker of the  
12      United States House of Representatives, the chairman of the  
13      United States Senate Agriculture, Nutrition, and Forestry  
14      Committee, the chairman of the United States House  
15      Agriculture Committee, and the chairmen of the House and  
16      Senate Agriculture Committees of North Dakota, South Dakota,  
17      Wyoming, and Idaho.

-End-

1                   SENATE JOINT RESOLUTION NO. 16  
2                   INTRODUCED BY SENATE COMMITTEE ON  
3                   AGRICULTURE, LIVESTOCK AND IRRIGATION

4                   A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF  
5                   REPRESENTATIVES OF THE STATE OF MONTANA REQUESTING THE  
6                   UNITED STATES CONGRESS TO AMEND PUBLIC LAW 90-583, THE  
7                   CARLSON-FOLEY ACT OF 1968, TO REQUIRE THE FEDERAL GOVERNMENT  
8                   TO IMPLEMENT A MANAGEMENT PROGRAM FOR THE PREVENTION,  
9                   CONTROL, AND CONTAINMENT OF NOXIOUS PLANTS ON LANDS  
10                  ADMINISTERED BY FEDERAL AGENCIES.

12                  WHEREAS, undesirable plant species, including noxious  
13                  plants, on lands administered by federal agencies have been  
14                  and continue to be a major problem in Montana and other  
15                  western states because they reduce forage needed for  
16                  livestock production and wildlife and interfere with the  
17                  forest product industries; and

19                  WHEREAS, certain federal agencies managing public lands  
20                  have failed to initiate, implement, and fund viable  
21                  management programs for the prevention, control, and  
22                  containment of these undesirable plant species; and

23                  WHEREAS, two federal laws of beneficial intent address  
24                  noxious weed management, Public Law 90-583, the  
25                  Carlson-Foley Act of 1968, which calls for the destruction

1                  of noxious weeds, and Public Law 93-629, the Federal Noxious  
2                  Weed Act of 1974, which regulates the movement of noxious  
3                  weeds; and

4                  WHEREAS, neither federal law requires the federal  
5                  agencies administering public lands to manage for the  
6                  prevention, control, and containment of undesirable plant  
7                  species; and

8                  WHEREAS, the management practices of the federal  
9                  agencies administering these lands are inconsistent with the  
10                 management practices for undesirable plant species on the  
11                 existing state, county, and private levels; and

12                 WHEREAS, section 3 of Public Law 90-583, the  
13                 Carlson-Foley Act of 1968, reads: "There are hereby  
14                 authorized to be appropriated to departments or agencies of  
15                 the Federal Government such sums as the Congress may  
16                 determine to be necessary to carry out the purposes of this  
17                 Act." However, no appropriations have yet been authorized  
18                 under this section.

19                  NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE  
20                  OF REPRESENTATIVES OF THE STATE OF MONTANA:

22                  That section 3 of the Carlson-Foley Act of 1968 be  
23                  replaced with a new section that would read as follows: "The  
24                  departments or agencies of the Federal Government shall  
25                  implement and pursue an effective management program for the

1 prevention, control, and containment of noxious plants on  
2 lands under their control or jurisdiction."

3 BE IT FURTHER RESOLVED, that such a management program  
4 be in accordance with state and federal weed laws.

5 BE IT FURTHER RESOLVED, that such management program be  
6 implemented in cooperation with the state Department of  
7 Agriculture or with a state-designated weed control  
8 organization.

9 BE IT FURTHER RESOLVED, that the Secretary of State of  
10 the state of Montana send copies of this resolution to the  
11 Governor, the Montana Congressional Delegation, the  
12 President of the United States Senate, the Speaker of the  
13 United States House of Representatives, the chairman of the  
14 United States Senate Agriculture, Nutrition, and Forestry  
15 Committee, the chairman of the United States House  
16 Agriculture Committee, and the chairmen of the House and  
17 Senate Agriculture Committees of North Dakota, South Dakota,  
18 Wyoming, and Idaho.

-End-