HOUSE BILL NO. 785

INTRODUCED BY D. BROWN, ADDY, HARPER, KEMMIS, ECK, FULLER, IVERSON, SPAETH, MARKS, TURNAGE, BERTELSEN

IN THE HOUSE

February 14, 1983	Introduced and referred to Committee on Appropriations
March 28, 1983	Committee recommend bill do pass as amended. Report adopted.
	Bill printed and placed on members' desks.
	Second reading, do pass as amended.
	Third reading, passed. Transmitted to Senate.
	in the senate
April 5, 1983	Introduced and referred to

April 5, 1983	Introduced and referred to Committee on Finance and Claims.
April 13, 1983	Committee recommend bill be concurred in. Report adopted.
April 14, 1983	Second reading, concurred in.
April 15, 1983	Third reading, concurred in. Ayes, 48; Noes, 0.

IN THE HOUSE

April	15,	1983	Returned	to House.
April	16,	1983	Sent to	enrolling.

Reported correctly enrolled.

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1 INTRODUCED BY BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE THE DEPARTMENT OF: ADMINISTRATION TO CONTRACT FOR ESTABLISHMENT 5 OF THE MONTANA NATURAL HERITAGE PROGRAM; TO PROVIDE FOR 7 COLLECTION AND USE OF NATURAL RESOURCE DATA: TO PROVIDE AN 8 APPROPRIATION FOR THE CONTRACT TO ESTABLISH THE PROGRAM: TO 9 PROVIDE FUNDING FOR THE PROGRAM: AMENDING SECTIONS 15-1-501. 10 15-32-107, AND 15-51-103, MCA; AND PROVIDING AN EFFECTIVE 11 DATE."

WHEREAS, various departments of state government, including the Departments of Natural Resources and Conservation; Fish, Wildlife, and Parks; State Lands; Health and Environmental Sciences; and Agriculture and various branches of the university system independently collect natural resource information for different purposes, using manual and automated methods; and

AHEREAS: although ideally there should be an integrated natural resource information system; such a sophisticated system would be extremely costly because of the unique and distinctly different requirements of each department; and

24 MHEREAS, efforts should be made to expedite the 25 development of separate but compatible systems and to l catalog this data and make it available for department and statewide use; and

HEREAS, a natural heritage program begins by developing a classification system to conceptually organize the elements of natural diversity in the state, and this classification serves as a framework for categorizing natural landscape information to facilitate comparison of similar elements and recognize dissimilar elements; and

#HEREAS, 33 states have already developed programs to collect and manage information on their natural heritage, and the methods used by those state programs are available to Montana; and

WHEREAS, the classification system embodied in the natural heritage program should be a working one that retains the flexibility to be changed as need dictates so that new categories may be added or preexisting categories subdivided and, within classes, elements may be added or deleted as new information becomes available; and

19 WHEREAS, a natural heritage program is needed to
20 eliminate costly duplication and enhance the efficiency of
21 natural resource data collection and to provide a valuable
22 source of that information for state government, industry,
23 and other groups.

THEREFORE, the State of Montana, as a first step in developing a natural resource information system establishes

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a Montana Natural Heritage Program.

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

NEW_SECTION. Section 1. Establishment of a Montana natural heritage program. The department of administration shall contract for a period of 2 years for the establishment of the Montana natural heritage program. This program is intended to be the first component of an integrated and comprehensive natural resource data collection, storage, and retrieval system and to be compatible with similar programs in other states. At the end of the 2-year contract, the department shall assume full responsibility for the maintenance and enhancement of the program.

NEW_SECTIONs Section 2. Natural resource information system -- development. A steering committee composed of representatives of the departments of natural resources and conservation; fish, wildlife, and parks; state lands; health and environmental sciences; and agriculture and of the university system shall advise the department of administration on development and administration of a comprehensive natural resource information system. The steering committee must be coordinated by the office of the governor.

NEW_SECTION: Section 3. Departments to submit data.

(1) The department of administration, in consultation with

the steering committee established in [section 2], shall
establish criteria for the categories and types of natural
resource data to be included in and added to the natural
resource information system and the Montana natural heritage
program.

(2) The departments of natural resources and conservation; fish, wildlife, and parks; state lands; health and environmental sciences; and agriculture and appropriate units of the university system shall submit relevant natural resource data as required under subsection (I) to the department of administration for inclusion in the Montana natural heritage program and in other components of the natural resource information system.

14 YEM_SECTIONs Section 4. Availability of information15 (1) The department of administration shall make the
16 information from the natural heritage program available to
17 agencies of state government and interested organizations
18 and individuals.

19 (2) The department shall establish and periodically 20 revise a system of user fees to cover the costs of 21 responding to requests for information.

22 <u>YEM_SECTION.</u> Section 5. Funding. (1) The 23 administrative and operating expenses necessary to develop 24 and maintain the Montana natural heritage program must be 25 paid from the revenues derived from the electric energy

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producars* license tax established in 15-51-101 to the natural resource information system account.

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- (2) The department of administration may receive grants or other funds from private and public sources for the purposes of [sections 1 through 5].
- Section 6. Section 15-1-501, MCA; is amended to read:

 7 #15-1-501. Disposition of moneys from certain
 8 designated license and other taxes. (1) The state treasurer
 9 shall deposit to the credit of the state general fund all
 10 moneys received by him from the collection of:
- 11 (a) automobile driver's license fees under subsections
 12 (1) through (6) of 61-5-111;
- 13 (b) all funds derived from the electric energy
 14 producers producers license taxes under chapter 51 that
 15 remain after allocation under 15-51-103 for the purposes
 16 provided in [sections 1 through 51;
- 17 (c) metalliferous mines license taxes under chapter
 18 37:
- 19 (d) oil and gas severance taxes allocated to the 20 general fund under chapter 36;
 - (e) liquor license taxes under Title 16;
- 22 (f) telephone license taxes under chapter 53; and
- 23 (g) inheritance and estate taxes under Title 72.
- 25 (2) Seventy-five percent of all moneys received from

- collection of income taxes under chapter 30 and corporation license and income taxes under chapter 31, 3 except as provided in 15-31-702, shall be deposited in the general fund subject to the prior pledge and appropriation of such income tax and corporation license tax collections 6 for the payment of long-range building program bonds. The 7 remaining 25% of the proceeds of the corporation license 8 tax, excluding that allocated to the counties under 15-31-702, corporation income tax, and income tax shall be 10 deposited to the credit of the earmarked revenue fund for 11 state equalization aid to the public schools of Montana.
- 12 (3) The state treasurer shall also deposit to the
 13 credit of the state general fund all moneys received by him
 14 from the collection of license taxes, fees, and all net
 15 revenues and receipts from all other sources under the
 16 operation of the Montana Alcoholic Beverage Code.**

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Section 7. Section 15-32-107. MCA, is amended to read:

#15-32-107. Loans by utilities and financial
institutions -- tax credit for interest differential. (1) A

public utility providing electricity or natural gas may
install or pay for the installation of energy conservation
materials or recognized nonfossil forms of energy generation
systems in a dwelling. The utility may agree with the
occupant of the dwelling that the occupant shall reimburse
the utility for its expenditure in periodic installment

payments added to the occupant's regular bill for electricity or natural gas. The utility may charge interest not exceeding the equivalent of 7% per year on the declining balance of the sum advanced for the installation of energy conservation materials and recognized nonfossil forms of energy generation systems.

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- (2) A financial institution, as defined in 32-6-103, may offer and make loans at an interest rate not less than 2 percentage points below the discount rate on 90-day commercial paper in effect at the federal reserve bank in the ninth federal reserve district.
- [3] A public utility or a financial institution lending money under this section may compute the difference between interest it actually receives on such transactions and the interest which would have been received at the prevailing average interest rate for home improvement loans, as prescribed in rules made by the public service commission. The utility may apply the difference so computed as a credit against its tax liability for the electrical energy producer's license tax under 15-51-101 or for the corporation license tax under chapter 31, part 1. The public service commission shall regulate rates in such a manner that a utility making loans under this section may not make a profit as the result of this section. The financial institution may apply the difference so computed

- as a credit against its tax liability for the corporation
 license tax under chapter 31, part 1.
- 3 (4) A utility may not claim a tax credit under this
 4 section exceeding the revenues deposited to the general fund
 5 under 15=51=103(1)(b) or \$500,000 in any tax years whichever
 6 is less. A financial institution may not claim a tax credit
 7 under this section exceeding \$2,000 in any tax years
- 8 (5) The public service commission may make rules to
 9 implement this section as it shall apply to public utilities
 10 only."
- Section 8. Section 15-51-103, MCA, is amended to read:

 #15-51-103. Disposition of revenue -- interest on

 delinquency. The--department--of--revenue---shall---receipt

 therefor--and--promptly--turn--the--some--over--to-the-state

 treesurery (11 Revenues_from_the_license_tax_must_be

 deposited as follows:
 - [a] 101: but not more than \$200:000: to the earmarked revenue fund to the credit of a natural resource information system account for use by the department of administration for the purposes of [sections 1 through 5]:
- 21 (b) the remainder to the general fund.

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22 <u>121</u> Taxes not met on the due date shall become 23 delinquent, and a penalty of 10% plus interest at the rate 24 of 1% per month or fraction of a month computed on the total 25 of taw and penalty shall be charged.**

LC 0801/01

NEW_SECTION. Section 9. Appropriation. There is appropriated from the natural resource information system account in the earmarked revenue fund the amount of \$320,000 for the biennium ending June 30, 1985, to the department of administration for the purpose of contracting for the establishment of the Montana natural heritage program.

YEW_SECTION. Section 10. Effective date. This act is effective July 1, 1983.

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-End-

STATE OF MONTANA

REQUEST NO. 430-83

FISCAL NOTE

Form BD-15

							, there is hereby submitted a Fiscal No)t e
for	House I	3111	/85	pur	suant to Chapter 53, Laws of	Montana, 196	65 - Thirty-Ninth Legislative Assembly.	
Ba	ickground info	rmatio	n used ir	n developing th	is Fiscal Note is available from	n the Office of	f Budget and Program Planning, to memb	ærs
of	the Legislatur	e upor	reques	t				

DESCRIPTION OF PROPOSED LEGISLATION:

House Bill 785 requires the Department of Administration to contract for the establishment of the Montana Natural Heritage Program to provide a system for the collection and use of selected natural resource data.

ASSUMPTIONS:

- 1) In addition to the cost of the contracted services of \$320,000, additional costs have been identified which will be required to implement the project and process the data on the state's computer system.
 - a. 1.0 FTE will be required to act as program manager to administer the contract, to coordinate information needs of the departments, and to insure the system contracted for, is compatible with existing systems now operating on the state's computer system.
 - b. Operating costs will be incurred to store and process the natural resource data on the state's computer system.

FISCAL IMPACT:

Expenditures:	<u>FY84</u>	<u>FY85</u>	Total Biennium
Personal Services	\$ 30,500	\$ 30,500	\$ 61,000
Contracted Services	160,000	160,000	320,000
Other Operating Expenses	5,000	50,000	55,000
Participating Agencies' Expense	30,000	35,000	65,000
	\$225,500	\$275,500	\$501,000

Continued

BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 2 - 2 - 8 5

COMMENTS:

Continuing operational costs are estimated to be \$180,000 per biennium in the future. This is the first phase of an integrated natural resource information collection, storage and retrieval system and additional costs may be necessary to expand and enhance the system in the future.

FISCAL NOTE 15: Y/2

48th Legislature

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HB 0785/02

Approved by Comm. on Appropriations

2	INTRODUCED BY D. BROWN. ADDY. HARPER, KEMMIS. ECK.
3	FULLER: IVERSON: SPAETH: MARKS: TURNAGE: 3ERTELSEN
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5	A BILL FOR AN ACT ENTITLED: MAN ACT FOREQUERETHE
ь	DEPARTMENTDFADMINISTRATION-TO-CONTRACT-FOR-ESTABLISHMENT
7	OF-THE-MONTANA-NATURALHERFTAGEPROGRAM;TOPROVIDEFOR
8	EBELEETIBNANDUSE-BF-NATURAL-RESBURGE-BATA+-T8-PRUVIBE-AN
9	APPROPRIATION-FOR-THE-GONTRACT-TU-ESTABLISH-THE-PROGRAM+TE
10	PROVIDE-FUNDING-FOR-THE-PROGRAMS-AMENDING-SECTIONS-15-1-5019
11	15-32-187yAN815-51-183yM6At-AN8-PR8V18IN6-AN-EFFE6T1V6
12	DATE ILESTABLISH A PLANNING FRAHEHORK FOR THE DEVELOPMENT
13	QE_A_NAIURAL_RESQUECE_INEGRMATION_SYSTEM_AND_IQ_ESTABLISH_AND
14	QUGQING MONIANA NATURAL HERITAGE PROGRAM: AND PROVIDING AN
15	APPROPRIATION.**
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HOUSE BILL NO. 785

HHEREAS, various departments of state government, including the Departments of Natural Resources and Conservation; Fish, Wildlife, and Parks; State Lands; Health and Environmental Sciences; and Agriculture and various branches of the university system independently collect natural resource information for different purposes, using manual and automated methods; and

WHEREAS, although ideally there should be an integrated natural resource information system, such a sophisticated

1	system would be extremely costly because of the unique and
2	distinctly different requirements of each department; and
3	WHEREAS, efforts should be made to expedite the
4	development of separate but compatible systems and to
5	catalog this data and make it available for department and
6	statewide use; and
7	WHEREAS, a natural heritage program begins by
3	developing a classification system to conceptually organize
9	the elements of natural diversity in the state, and this
O	classification serves as a framework for categorizing
ı	natural landscape information to facilitate comparison of
2	similar elements and recognize dissimilar elements; and
3	WHEREAS, 33 states have already developed programs to
4	collect and manage information on their natural heritage,
5	and the methods used by those state programs are available
6	to Montana; and
7	WHEREAS, the classification system embodied in the
3	natural heritage program should be a working one that
9	retains the flexibility to be changed as need dictates so
0	that new categories may be added or preexisting categories
1	subdivided and, within classes, elements may be added or
2	deleted as new information becomes available; and
3	WHEREAS, a natural heritage program is needed to
4	eliminate costly duplication and enhance the efficiency of
_	entural resource data college lan and to occurre a valuable

- source of that information for state government, industry,and other groups.
- THEREFORE, the State of Montana, as a first step in developing a natural resource information system establishes a Montana Natural Heritage Program.

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- BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
- (Refer to Introduced Bill)
- 9 Strike everything after the enacting clause and insert:
- Section 1. Purpose. It is the purpose of {sections 1 through 9} to establish a planning framework for the development of a natural resource information system and to establish an ongoing Montana natural heritage program.
- 14 Section 2. Definitions. As used in [sections 1 through 15 8], the following definitions apply:
- 16 (1) "Committee" means the natural resource data system
 17 advisory committee created by [section 3].
- 18 (2) "Department" means the department of 19 administration created by 2-15-1001.
- 20 (3) "Natural heritage program" means a program of information acquisition, storage, and retrieval for data relating to the flora, fauna, and biological community types of Montana.
- (4) "Principal data source agencies" means any of thefollowing state agencies: the department of natural

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- resources and conservation, the department of fish, wildlife, and parks, the department of state lands, the department of health and environmental sciences, the 3 genartment of agriculture, the department of highways, the state historical society, and the Montana university system. Section 3. Natural resource data system advisory committee. (1) There is a natural resource data system 7 advisory committee consisting of an employee of the environmental quality council and of each principal data source agency appointed by the head of the respective state 10 11 agency, and by the board of regents of higher education for 12 the Montana university system.
 - (2) The committee shall examine the following matters and make recommendations to the department head concerning:
- 15 (a) criteria for the categories and types of data to 16 be collected for a natural resource information system;
 - (b) criteria for the format of data collection;
- 18 (c) identification of existing sources of relevant
 19 data in the public sector;
- 20 (d) identification of data acquisition, storage, and 21 retrieval methodologies that are economical and efficient,
- 22 that minimize or eliminate the duplication of data bases,
- 23 and that utilize computer networking;

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24 (e) probable costs to agencies furnishing required
25 data and probable costs of managing the data;

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- (f) probable benefits to be realized by the establishment of a natural resource information system;
- (q) operation of the Montana natural heritage program; 3 4 and

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- (h) other items the committee considers of importance 5 to the establishment of a natural resource information 6 system.
 - (3) The department shall provide staff support to the committee, within the limits of the department's available resources.
 - [4] Committee members while engaged in committee business are entitled to be reimbursed for travel expenses as provided for in 2-18-501 through 2-18-503. These expenses shall be borne by the agency employing the member. Each member serves at the pleasure of the respective appointing authority. The committee shall establish its own format for the conduct of meetings.
 - Section 4. Natural resource information system. (1) The department, in consultation with the committee, shall establish a planning framework for the implementation of a natural resource information system. This system is to be a comprehensive program for the acquisition, storage, and retrieval of existing data relating to the natural resources of Montana.
 - (2) The department shall give attention to the factors

- listed in subsection (2) of (section 3) and shall prepare 2 any legislation necessary to implement the system.
- 3 (3) It is not intended that the system shall require fieldwork or literature searches to produce data. The system is intended to facilitate the management of data collected by state agencies in the normal course of their operations.
- 7 Section 5. Natural heritage program. (1) There is a Montana natural heritage program to be operated by the department. In order to establish the program. department may contract with an independent contractor for a 10 period not to exceed 2 years. 11
- 12 (2) The Montana natural heritage program shall be 13 designed to be compatible with similar programs in other 14 states. This program is to be an initial step in the 15 formulation of the comprehensive natural information system referred to in [section 4] and is to be considered a part of the system.
- Section 6. Interagency cooperation. (1) State agencies 18 19 shall cooperate with the department and the committee in the planning of the natural resource information system. 20
- (2) Within the limits of available resources, state 21 agencies shall provide data requested by the department for 22 23 purposes of the Montana natural heritage program. If an agency does not possess requested data or is unable to 24 locate requested data, the agency shall inform the

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department. It is not necessary for an agency to conduct fieldwork or literature searches to obtain requested data.

Section 7. Availability of information. (1) Except as provided in subsection (3), the department shall make information from the natural resource information system

available to local, state, and federal agencies and to the

7 general public.

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(2) The department may establish a fee system for information requests in order to cover the costs of providing requested information.

(3) If necessary, the department shall establish procedures to protect confidential information in the possession of state agencies.

Section 8. Environmental quality council to monitor activities of department and committee. The environmental quality council shall monitor and evaluate the activities of the department and the committee under [sections 1 through 7] and shall report its findings and recommendations to the legislature by November 1, 1984.

Section 9. Appropriation and funding. (1) There is appropriated from the general fund the amount of \$10,000 for the biennium ending June 30, 1985, to the department of administration for the establishment of the Montana natural heritage program and for support services to the natural resource data system advisory committee.

1 (2) The department of administration may apply for and
2 may receive funding from private and public sources for the
3 purposes of [sections I through 8] and any such funds are
4 appropriated to the department for such purposes.

-End-

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2	INTRODUCED BY D. BROWN. ADDY. HARPER, KEMMIS, ECK.
3	FULLER, IVERSOM: SPAETH: MARKS: TURNAGE: BERTELSEN
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5	A BILL FOR AN ACT ENTITLED: "AN ACT #8REQUIRETHE
6	gepartment
7	BF-THE-MONTANA-NATURALHERITAGEPROGRAM+TOPROVIDEFOR
8	68±±66∓18NANDUSE-8F-NATURAE-RE\$8UR66-8ATA1-T8-PRUV18E-AH
9	APPROPRIATION-FOR-THE-CONTRACT-TO-ESTABLISH-THE-PROGRAM+TO
10	PROVIDE-FUNDING-FOR-THE-PROGRAMP-AMENDING-SECTIONS-15-1-501-
11	15-32-107yAND15-51-103yMEAY-ANB-PROVIDING-AN-EFFECTIVE
12	DATE TO ESTABLISH A PLANNING FRAMEWORK FOR THE DEVELOPMENT
13	DE A NATURAL RESOURCE INFORMATION SYSTEM AND TO ESTABLISH AN
14	DNGDING MONIANA NATURAL HERITAGE PROGRAM: AND PROVIDING A
15	APPROPRIATION•"
16	
17	WHEREAS, various departments of state governments
18	including the Departments of Natural Resources and
19	Conservation; Fish, Wildlife, and Parks; State Lands; Healt
20	and Environmental Sciences; and Agriculture and various
21	branches of the university system independently collect
22	natural resource information for different purposes, using
23	manual and automated methods; and

WHEREAS, although ideally there should be an integrated

natural resource information system, such a sophisticated

HOUSE BILL NO. 785

system would be extremely costly because of the unique and
distinctly different requirements of each department; and
WHEREAS, efforts should be made to expedite the
development of separate but compatible systems and to
catalog this data and make it available for department and
statewide use; and
HHEREAS, a natural heritage program begins by
developing a classification system to conceptually organize
the elements of natural diversity in the state, and this
classification serves as a framework for categorizing
natural landscape information to facilitate comparison of
similar elements and recognize dissimilar elements; and
WHEREAS, 33 states have already developed programs to
collect and manage information on their natural heritage.
and the methods used by those state programs are available
to Montana; and
WHEREAS; the classification system embodied in the
natural heritage program should be a working one that
retains the flexibility to be changed as need dictates so
that new categories may be added or preexisting categories
subdivided and, within classes, elements may be added or
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2∻	and other groups,		

THEREFORE, the State of Montaga, as a first, step in dayalaping.a.natural.respurce.information.system.establishes. a Mootaga Natural Haritaga Program.

7 . BE, IT, ENACTED. BY, THE LEGISLATURE, DELTHE, STATE: OF MONTANAS.

8. (Refer to Introduced Bill).

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9. Strike.everything.after the enacting clause and insert:

Section 1. Purpose, It, is the purpose of [sections 1. through: 91, to, establish, a) plansing, framework, for the development, of a natural resource information system and to establish.an ongoing Montana natural; heritage program.

Section, 2. Definitions, As used in [sections 1 through, 8], the following definitions apply:

- 16. (1) "Committee" means the natural resource data system. 17 advisory committee created by [section 3].
 - (2), "Department" mgans. department. administration_created_by_2-15-1001.
- 20,. (3): "Natural hagitage, programm, means, a, program, of-21. information, acquisition, storages, and retrieval for data relating to the florat faunce and biological community types 23 of Montana.
- 24, (4% "Principal data source agencies" means day of the following: state agencies: the department of natural:

1 resources and conservation; the department of fishe, wildlife; and parks; the department of state lands, the 3. department of health and environmental sciences, the department, of, agriculture, the department of highwayse the. state historical society, and the Montane university system. 5 -Section 3. Natural, resource data: systems advisory 6., committees (1) There, is a natural resource datassystems 7 . advisory committee consisting of any employee of the 8 . 9 environmental: quality, council and of each principal data-10 source agency appointed by the head of the respective. States 11: agency, and by the board of regents of higher education for 12. the Montana university system.

- 13. (2) The committee; shall examine the following matters: 140. and make recommendations to the depastment had concernings.
- 15 (a); criteria fer the categories and types of data to 16, bascollected for a natural resource information systems
- 17~ (b) criteria for the format of data collections;
- (c), identification, of, existing, sources, of relevante 18 19 : data in the public sector:
- (d) identification of data acquisitions storage, and 20 retrieval methodologies that are economical and efficients. 21 22 that minimize or eliminate the duplication of data bases. 23 . and that utilize computer networking;
- (e), probable, costs, te, agensies, furnishing, required: 24 25 data and probable costs of managing the data; .

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(f) probable benefits to be realized by the establishment of a natural resource information system;

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- (g) operation of the Montana natural heritage program; and
- (h) other items the committee considers of importance to the establishment of a natural resource information system.
- (3) The department shall provide staff support to the committee, within the limits of the department's available resources.
- (4) Committee members while engaged in committee business are entitled to be reimbursed for travel expenses as provided for in 2-18-501 through 2-18-503. These expenses shall be borne by the agency employing the member. Each member serves at the pleasure of the respective appointing authority. The committee shall establish its own format for the conduct of meetings.
- Section 4. Natural resource information system. (1)
 The department, in consultation with the committee, shall establish a planning framework for the implementation of a natural resource information system. This system is to be a comprehensive program for the acquisition, storage, and retrieval of existing data relating to the natural resources of Montana.
 - (2) The department shall give attention to the factors

- listed in subsection (2) of [section 3] and shall prepare any legislation necessary to implement the system.
- 3 (3) It is not intended that the system shall require 4 fieldwork or literature searches to produce data. The system 5 is intended to facilitate the management of data collected 6 by state agencies in the normal course of their operations.
- 7 Section 5. Natural heritage program. (1) There is a 8 Montana natural heritage program to be operated by the 9 department. In order to establish the program, the 10 department may contract with an independent contractor for a 11 period not to exceed 2 years.
 - (2) The Montana natural heritage program shall be designed to be compatible with similar programs in other states. This program is to be an initial step in the formulation of the comprehensive natural resource information system referred to in [section 4] and is to be considered a part of the system.
- Section 6. Interagency cooperation. (1) State agencies
 shall cooperate with the department and the committee in the
 planning of the natural resource information system.
 - (2) Within the limits of available resources, state agencies shall provide data requested by the department for purposes of the Montana natural heritage program. If an agency does not possess requested data or is unable to locate requested data, the agency shall inform the

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Section 73 AVAILABITITY of information (1) Except as provided in subsection (3)4 the department shall make information the institute resource information system available to local, state, and fadelal agencies and to the general public.

- (2) The department may establish a fee system for information requests in order to cover the costs of providing requested informations.
- (3) If necessary, the department shall establish procedures to protect conflictation in the possession of state agenties.

Section By Environmental quality council to monitor activities of department and committee. The environmental quality council shall monitor and evaluate the activities of the department and the committee under [sections 1 through 7] and shall report its findings and recommendations to the legislature by November 1, 1984.

Section 96 Appropriation and fundings (1) There is appropriated from the general fund the amount of significant funds the amount of significant funds for the blennium ending June 30% 1985, to the department of administration for the establishment of the Nontama matural hard tage program and for support services to the natural resource date system advisory committees.

(2) The department of administration may apply for and may receive funding from private and public sources for the purposes of [sections 1 through 8] and any such funds are appropriated to the department for such purposes.

-End-

REFERENCE BILL MISSING