

HOUSE BILL NO. 800

INTRODUCED BY VINCENT, FABREGA, BERTELSEN,  
HARPER, KEMMIS

IN THE HOUSE

February 15, 1983

Introduced and referred to  
Committee on Labor and  
Employment Relations.

March 9, 1983

Committee recommend bill do  
pass as amended. Report  
adopted. Statement of  
Intent attached.

March 10, 1983

Bill printed and placed on  
members' desks.

March 11, 1983

On motion taken from second  
reading and referred to  
Committee on Appropriations.

March 28, 1983

Committee recommend bill do  
not pass. Report adopted.

Objection to adverse committee  
report.

On motion rules suspended and  
bill placed on second reading  
this day.

Second reading, do pass as  
amended.

Third reading, passed.  
Transmitted to Senate.

IN THE SENATE

April 5, 1983

Introduced and referred to  
Committee on Finance and  
Claims.

April 14, 1983

On motion taken from Committee on Finance and Claims and placed on second reading.

April 14, 1983

Second reading, concurred in as amended.

April 15, 1983

Third reading, concurred in. Ayes, 48; Noes, 0.

#### IN THE HOUSE

April 16, 1983

Returned to House with amendments.

April 18, 1983

Second reading, amendments concurred in.

Third reading, amendments concurred in.

Sent to enrolling.

Reported correctly enrolled.

1 *House* BILL NO. *800*  
2 INTRODUCED BY *Vincent F. ...*  
3 *Kammie*  
4 A BILL FOR AN ACT ENTITLED: "AN ACT CREATING A YOUTH  
5 CONSERVATION CORPS PROGRAM WITHIN THE DEPARTMENT OF STATE  
6 LANDS; PROVIDING THAT THE PROGRAM BE ADMINISTERED BY AN  
7 EXECUTIVE DIRECTOR; DEFINING THE EXECUTIVE DIRECTOR'S POWERS  
8 AND DUTIES; PROVIDING AN APPROPRIATION FOR ADMINISTERING THE  
9 PROGRAM; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A  
10 TERMINATION DATE."

11  
12 WHEREAS, Article IX, section 1, of the Montana  
13 Constitution states that the Legislature "shall provide  
14 adequate remedies for the protection of the environmental  
15 life support system from degradation and provide adequate  
16 remedies to prevent unreasonable depletion and degradation  
17 of natural resources"; and

18 WHEREAS, the Legislature finds that the young men and  
19 women of the State should be given an opportunity to  
20 participate in meaningful public service work and gain  
21 educational experience through acts of enhancing,  
22 protecting, and conserving the valuable resources of the  
23 State; and

24 WHEREAS, many public lands and environmental resources,  
25 including parks, rangelands, forests, wildlife habitats,

1 fisheries, soils, and waters, are and will continue to be  
2 subject to resource production demand and public use; and

3 WHEREAS, to maintain, protect, and conserve the  
4 valuable resources of the State, programs need to be  
5 implemented that will assure continued economic productivity  
6 and scenic beauty, as well as the public health, safety, and  
7 social benefit; and

8 WHEREAS, the Legislature further finds that young  
9 people and natural resources of the State will be equally  
10 rewarded through the development of a public service  
11 conservation program that is designed to provide care for  
12 resources to a degree not now available and to develop among  
13 youth an understanding of the discipline, rewards, and pride  
14 of a hard day's work.

15  
16 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

17 Section 1. Definitions. As used in [sections 1 through  
18 7], unless the context clearly requires otherwise, the  
19 following definitions apply:

20 (1) "Corpsmember" means a person serving as an  
21 entry-level member of the youth conservation corps.

22 (2) "Corpsmember leader" means a person serving as a  
23 member of the youth conservation corps in a leadership or  
24 training capacity or who provides specialized services other  
25 than or in addition to those types of work and services

1 generally performed by a corpsmember.

2 Section 2. Youth conservation corps -- head. (1) There  
3 is a youth conservation corps program within the department  
4 of state lands. The program is a seasonal public service  
5 conservation program to provide participants with a work and  
6 educational experience related to the enhancement,  
7 protection, and conservation of natural resources in the  
8 state.

9 (2) The program head is the executive director  
10 appointed by the governor upon the recommendation of the  
11 commissioner of state lands.

12 Section 3. Powers and duties of executive director.  
13 The executive director of the youth conservation corps, in  
14 cooperation with the commissioner of state lands, shall:

15 (1) adopt rules for the recruitment and employment of  
16 corpsmembers and corpsmember leaders for the youth  
17 conservation corps program;

18 (2) establish residential and nonresidential centers  
19 throughout the state to accomplish the missions and  
20 objectives of the program;

21 (3) establish work projects providing meaningful work  
22 and educational experiences in the enhancement, protection,  
23 conservation, and management of natural resources and  
24 recreational areas in the state;

25 (4) adopt by rule a corpsmember code of conduct and a

1 corpsmember grievance procedure;

2 (5) enter into agreements for furnishing of the corps'  
3 services to any federal, regional, state, or local public  
4 agency for the performance of public service conservation  
5 work, provided the agency reimburses the program for any  
6 actual expenses incurred in undertaking a project for the  
7 agency;

8 (6) apply for and accept grants or contributions from  
9 any public or private source for the operation of the  
10 program; and

11 (7) report biennially on July 1 to the governor on the  
12 corps' activities, including the cost-effectiveness of the  
13 projects completed.

14 Section 4. Work projects. (1) When establishing work  
15 projects as provided in [section 3], the executive director  
16 shall give preference to those projects that:

17 (a) provide long-term benefits to the public;

18 (b) provide productive work experience to corpsmembers  
19 and corpsmember leaders;

20 (c) are labor-intensive; and

21 (d) may be completed within a reasonable period of  
22 time.

23 (2) Work projects may include but are not limited to:

24 (a) forestry and nursery operations;

25 (b) rangeland conservation, rehabilitation, and

1 improvement;

2 (c) endangered species and other wildlife habitat

3 conservation, rehabilitation, and improvement;

4 (d) historical and cultural site preservation and

5 maintenance;

6 (e) recreational area development, maintenance,

7 improvement, and beautification;

8 (f) road and trail maintenance and improvement;

9 (g) soil conservation work, including erosion control;

10 (h) stream and lake improvement and pollution control;

11 (i) fish culture and habitat maintenance and

12 improvement;

13 (j) insect, disease, rodent, and other pestilence

14 control;

15 (k) improvement of abandoned railroad beds and

16 rights-of-way;

17 (l) land reclamation and improvement, including

18 strip-mined lands, public landscape work, and tree planting

19 programs;

20 (m) energy conservation projects, including assistance

21 in the performance of energy efficiency audits and renewable

22 resource enhancement; and

23 (n) emergency assistance in times of natural or other

24 disasters.

25 (3) A work project must begin no later than May 15 and

1 conclude no later than September 15 of the same year.

2 Section 5. Eligibility for employment in program. (1)

3 To be eligible for employment as a corpsmember in the youth

4 conservation corps program, a person must be:

5 (a) a citizen of the state as defined in 1-1-402;

6 (b) unemployed; and

7 (c) not less than 16 or more than 21 years of age.

8 (2) To be eligible for employment as a corpsmember

9 leader, a person must be:

10 (a) a citizen of the state as defined in 1-1-402;

11 (b) unemployed; and

12 (c) not less than 19 or more than 21 years of age.

13 Section 6. Term of service -- wages -- exemption from

14 retirement system. (1) A corpsmember or corpsmember leader

15 shall by written agreement serve in the program for a period

16 of not less than 10 weeks. A corpsmember or corpsmember

17 leader may serve in the program for a maximum of two seasons

18 if he continues to meet the eligibility requirements in

19 [section 5].

20 (2) A corpsmember is entitled to receive the federal

21 minimum hourly wage. A corpsmember leader is entitled to

22 receive up to 1.5% more than the federal minimum hourly wage.

23 (3) Corpsmembers and corpsmember leaders are exempt

24 from participation in the public employees' retirement

25 system under Title 19, chapter 3.

1       Section 7. Education and training required. Each  
2       corpsmember or corpsmember leader participating in a work  
3       project shall devote a minimum of one-fourth of his worktime  
4       to education and training. This may include attendance at  
5       classes conducted by vocational-technical centers or other  
6       educational institutions.

7       Section 8. Appropriation. There is appropriated  
8       \$\_\_\_\_\_ from the general fund to the department of state  
9       lands for the biennium ending June 30, 1985, for the purpose  
10      of administering the youth conservation corps program.

11      Section 9. Codification instruction. Sections 1  
12      through 7 are intended to be codified as an integral part of  
13      Title 77, and the provisions of Title 77 apply to sections 1  
14      through 7.

15      Section 10. Severability. If a part of this act is  
16      invalid, all valid parts that are severable from the invalid  
17      part remain in effect. If a part of this act is invalid in  
18      one or more of its applications, the part remains in effect  
19      in all valid applications that are severable from the  
20      invalid applications.

21      Section 11. Effective date. This act is effective on  
22      passage and approval.

23      Section 12. Termination date. This act terminates July  
24      1, 1989.

-End-

## STATE OF MONTANA

REQUEST NO. 440-83

## FISCAL NOTE

Form BD-15

In compliance with a written request received February 17, 19 83, there is hereby submitted a Fiscal Note for House Bill 800 pursuant to Title 5, Chapter 4, Part 2 of the Montana Code Annotated (MCA).

Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

DESCRIPTION OF PROPOSED LEGISLATION:

House Bill 800 creates a Youth Conservation Corps within the Department of State Lands.

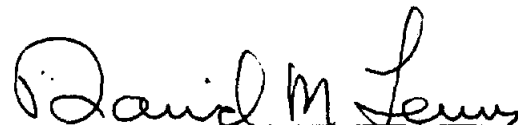
ASSUMPTIONS:

- 1) Program will be operated 10 weeks a year or 50 paid working days per year.
- 2) Program costs will be based on 100 corpsmembers.
- 3) Corpsmembers will be paid the minimum federal wage (\$3.35 per hour).
- 4) Program will be administered on a grant basis through state and local public agencies.
- 5) Recipient agencies will be responsible for project administration, supervision, transportation, equipment, training, etc.
- 6) An executive director will be hired to administer the program statewide.
- 7) Federal funds will be used to offset state general funds if and whenever made available.

FISCAL IMPACT:

	<u>FY84</u>	<u>FY85</u>
Personal Services		
Executive Director	\$26,246	\$26,246
Corpsmember's Salaries	154,426	154,426
Operating Expenses	5,100	5,100
Capital	<u>600</u>	<u>600</u>
Total Program Costs	<u>\$186,372</u>	<u>\$186,372</u>

FISCAL NOTE 16: U/1



BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 2-20-83

## 1 STATEMENT OF INTENT

## 2 HOUSE BILL 800

3 House Labor and Employment Relations Committee

4  
5 A statement of intent is required for this bill  
6 because, in section 3, the executive director of the Youth  
7 Conservation Corps, in cooperation with the Commissioner of  
8 Labor and Industry, is given the responsibility of adopting  
9 rules for:

10 (1) the recruitment and employment of corpsmembers and  
11 corpsmember leaders; and

12 (2) a corpsmember code of conduct and a corpsmember  
13 grievance procedure.

14 In adopting rules, the executive director must conform  
15 to the purpose of implementation of a program, through  
16 labor-intensive projects normally subject to completion in a  
17 single working session, to maintain, protect, and conserve  
18 the resources of the state's public lands (including parks,  
19 rangelands, forests, wildlife habitat, fisheries, soils, and  
20 waters) for continued economic productivity and scenic  
21 beauty while providing an earning and learning opportunity  
22 for youth of this state who might otherwise be deprived of  
23 the benefits of income and of work experience.

24 The rules adopted must provide for reasonable minimum  
25 mental and physical qualifications of a corpsmember to

1 perform the required tasks without hazard to the individual  
2 or his or her co-workers and with the normal diligence and  
3 attention to duty necessary to satisfactory completion of  
4 assigned tasks within the allotted time frame.



Approved by Committee  
on Labor & Employment  
Relations

## HOUSE BILL NO. 800

INTRODUCED BY VINCENT, FABREGA, BERTELSEN,

HARPER, KEMMIS

A BILL FOR AN ACT ENTITLED: "AN ACT CREATING A YOUTH  
CONSERVATION CORPS PROGRAM WITHIN THE DEPARTMENT OF STATE  
~~LANDS LABOR AND INDUSTRY~~; PROVIDING THAT THE PROGRAM BE  
ADMINISTERED BY AN EXECUTIVE DIRECTOR; DEFINING THE  
EXECUTIVE DIRECTOR'S POWERS AND DUTIES; PROVIDING AN  
APPROPRIATION FOR ADMINISTERING THE PROGRAM; AND PROVIDING  
AN IMMEDIATE EFFECTIVE DATE AND A TERMINATION DATE."

WHEREAS, Article IX, section 1, of the Montana  
Constitution states that the Legislature "shall provide  
adequate remedies for the protection of the environmental  
life support system from degradation and provide adequate  
remedies to prevent unreasonable depletion and degradation  
of natural resources"; and

WHEREAS, the Legislature finds that the young men and  
women of the State should be given an opportunity to  
participate in meaningful public service work and gain  
educational experience through acts of enhancing,  
protecting, and conserving the valuable resources of the  
State; and

WHEREAS, many public lands and environmental resources,

including parks, rangelands, forests, wildlife habitats,  
fisheries, soils, and waters, are and will continue to be  
subject to resource production demand and public use; and

WHEREAS, to maintain, protect, and conserve the  
valuable resources of the State, programs need to be  
implemented that will assure continued economic productivity  
and scenic beauty, as well as the public health, safety, and  
social benefit; and

WHEREAS, the Legislature further finds that young  
people and natural resources of the State will be equally  
rewarded through the development of a public service  
conservation program that is designed to provide care for  
resources to a degree not now available and to develop among  
youth an understanding of the discipline, rewards, and pride  
of a hard day's work.

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

Section 1. Definitions. As used in [sections 1 through  
7 10], unless the context clearly requires otherwise, the  
following definitions apply:

~~(1) "COMMISSIONER" MEANS THE COMMISSIONER OF LABOR AND  
INDUSTRY AS PROVIDED IN 2-15-1701.~~

~~††121~~ "Corpsmember" means a person serving as an  
entry-level member of the youth conservation corps.

~~†2†131~~ "Corpsmember leader" means a person serving as

a member of the youth conservation corps in a leadership or training capacity or who provides specialized services other than or in addition to those types of work and services generally performed by a corpsmember.

~~(4) "DEPARTMENT" MEANS THE DEPARTMENT OF LABOR AND INDUSTRY AS PROVIDED FOR IN 2-15-1701.~~

~~(5) "SUPERVISOR" MEANS A PERSON IN CHARGE OF CORPSMEMBERS AND CORPSMEMBER LEADERS AT RESIDENTIAL AND NONRESIDENTIAL YOUTH CONSERVATION CORPS CENTERS.~~

Section 2. Youth conservation corps -- head. (1) There is a youth conservation corps program within the department of--state--lands. The program is a seasonal public service conservation program to provide participants with a work and educational experience related to the enhancement, protection, and conservation of natural resources in the state.

(2) The program head is the executive director appointed by the governor upon the recommendation of the commissioner of--state--lands.

Section 3. Powers and duties of executive director. The executive director of the youth conservation corps, in cooperation with the commissioner of--state--lands, shall:

(1) adopt rules for the recruitment and employment of corpsmembers and<sub>2</sub> corpsmember leaders, AND SUPERVISORS for the youth conservation corps program;

(2) establish residential and nonresidential centers throughout the state to accomplish the missions and objectives of the program; AT LEAST ONE SUPERVISOR SHALL OVERSEE EACH RESIDENTIAL AND NONRESIDENTIAL CENTER.

(3) establish work projects providing meaningful work and educational experiences in the enhancement, protection, conservation, and management of natural resources and recreational areas in the state;

(4) adopt by rule a corpsmember code of conduct and a corpsmember grievance procedure;

(5) ESTABLISH AN APPLICATION PROCEDURE AND enter into agreements for furnishing of the corps' services to any federal, regional, state, or local public agency for the performance of public service conservation work, provided the agency reimburses the program for any actual expenses incurred in undertaking a project for the agency;

(6) apply for and accept grants or contributions from any public or private source for the operation of the program; and

(7) report biennially on ~~July~~ DECEMBER 1 to the governor on the corps' activities, including the cost-effectiveness of the projects completed.

Section 4. Work projects. (1) When establishing work projects as provided in [section 3], the executive director shall give preference to those projects that:

1 (a) provide long-term benefits to the public;  
 2 (b) provide productive work experience to corpsmembers  
 3 and corpsmember leaders;  
 4 (c) are labor-intensive; and  
 5 (d) may be completed within a reasonable period of  
 6 time.  
 7 (2) Work projects may include but are not limited to:  
 8 (a) forestry and nursery operations;  
 9 (b) rangeland conservation, rehabilitation, and  
 10 improvement;  
 11 (c) endangered species and other wildlife habitat  
 12 conservation, rehabilitation, and improvement;  
 13 (d) historical and cultural site preservation and  
 14 maintenance;  
 15 (e) recreational area development, maintenance,  
 16 improvement, and beautification;  
 17 (f) road and trail maintenance and improvement;  
 18 (g) soil conservation work, including erosion control;  
 19 (h) stream and lake improvement and pollution control;  
 20 (i) fish culture and habitat maintenance and  
 21 improvement;  
 22 (j) insect, disease, rodent, and other pestilence  
 23 control;  
 24 (k) improvement of abandoned railroad beds and  
 25 rights-of-way;

1 (1) land reclamation and improvement, including  
 2 strip-mined lands, public landscape work, and tree planting  
 3 programs;  
 4 (m) energy conservation projects, including assistance  
 5 in the performance of energy efficiency audits and renewable  
 6 resource enhancement; and  
 7 (n) emergency assistance in times of natural or other  
 8 disasters; AND  
 9 ~~(Q) CLEANUP OF LITTER AND OTHER DEBRIS IN PUBLIC~~  
 10 ~~RECREATION AREAS, FISHING ACCESS SITES, AND CAMPSITES.~~  
 11 (3) A work project must begin no later than May-15  
 12 ~~JUNE 10~~ and conclude no later than September-15 ~~AUGUST 31~~ of  
 13 the same year.  
 14 ~~THERE IS A NEW MCA SECTION THAT READS:~~  
 15 Section 5. Protection of regular employees. A work  
 16 project established under [section 3] may not:  
 17 (1) be used to reduce the number of regular hours,  
 18 wages, or employment benefits of or displace an individual  
 19 who is employed, either directly or under a contract with a  
 20 private contractor, by the employing agency;  
 21 (2) result in the replacement of a regular employee  
 22 who is in a layoff status and who customarily occupies the  
 23 same or a substantially equivalent job within the employing  
 24 agency;  
 25 (3) impair an existing contract for services.

1 THERE IS A NEW MCA SECTION THAT READS:

2 Section 6. Grievance procedure. An individual, labor  
3 organization, or business claiming to be aggrieved by a  
4 violation of [section 5] may file a complaint with the  
5 department. The department shall establish a grievance  
6 procedure for hearing such grievances that is substantially  
7 similar to the procedure established under the federal Job  
8 Training Partnership Act, 29 U.S.C. 1554.

9 Section 7. Eligibility for employment in program. (1)  
10 To be eligible for employment as a corpsmember in the youth  
11 conservation corps program, a person must be:

12 (a) BE a citizen of the state as defined in 1-1-402;

13 (b) BE unemployed; and

14 (c) ~~not less than 16 or more than 21 years of age~~ HAVE  
15 COMPLETED GRADE 9 BUT NOT YET BEGUN GRADE 12.

16 (2) To be eligible for employment as a corpsmember  
17 leader, a person must be:

18 (a) a citizen of the state as defined in 1-1-402;

19 (b) unemployed; and

20 (c) not less than ~~19 or more than 21~~ 18 years of age.

21 (3) TO THE EXTENT PRACTICABLE, THE PROGRAM SHALL  
22 CONSIST OF EQUAL NUMBERS OF MALE AND FEMALE CORPSMEMBERS.

23 Section 8. Term of service -- wages -- exemption from  
24 retirement system. (1) A corpsmember or corpsmember leader  
25 shall by written agreement serve in the program for a period

1 of not less than 10 weeks. A corpsmember or corpsmember  
2 leader may serve in the program for a maximum of two seasons  
3 ~~if he continues to meet the eligibility requirements in~~  
4 ~~[section 5]~~ ONE SEASON.

5 (2) A corpsmember is entitled to receive the federal  
6 minimum hourly wage. A corpsmember leader is entitled to  
7 receive up to 15% more than the federal minimum hourly wage.

8 (3) Corpsmembers and corpsmember leaders are exempt  
9 from participation in the public employees' retirement  
10 system under Title 19, chapter 3.

11 Section 9. Education and training required. Each  
12 corpsmember or corpsmember leader participating in a work  
13 project shall devote a minimum of one-fourth of his worktime  
14 to education and training. This may include attendance at  
15 classes conducted by vocational-technical centers or other  
16 educational institutions.

17 THERE IS A NEW MCA SECTION THAT READS:

18 Section 10. Union concurrence and consultation. Prior  
19 to commencement of a work project, the employing agency:

20 (1) shall consult with appropriate labor organizations  
21 representing the same occupation in the geographical area in  
22 the planning, design, and content of the work project with  
23 respect to job descriptions, training standards and  
24 arrangements, safety requirements, and protection of all  
25 current employees in the public and private sector; and

(2) must, for jobs under the project that are covered by a collective bargaining agreement, receive written concurrence from the appropriate labor organization.

Section 11. Appropriation. There is appropriated \$\_\_\_\_\_ from the general fund to the department of state funds LABOR AND INDUSTRY for the biennium ending June 30, 1985, for the purpose of administering the youth conservation corps program.

~~SECTION 12. APPOINTMENT OF INITIAL DIRECTOR. THE GOVERNOR SHALL APPOINT THE FIRST DIRECTOR UNDER [THIS ACT] NOT LATER THAN JUNE 30, 1983.~~

~~Section 9--Codification--Instructions--Sections--3 through 7 are intended to be codified as an integral part of Title 77, and the provisions of Title 77 apply to sections 3 through 7.~~

Section 13. Severability. If a part of this act is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of this act is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications.

Section 14. Effective date. This act is effective on passage and approval.

Section 15. Termination date. This act terminates July 1, 1989.

## 1 STATEMENT OF INTENT

## 2 HOUSE BILL 800

3 House Labor and Employment Relations Committee

4  
5 A statement of intent is required for this bill  
6 because, in section 3, the executive director of the Youth  
7 Conservation Corps, in cooperation with the Commissioner of  
8 Labor and Industry, is given the responsibility of adopting  
9 rules for:

10 (1) the recruitment and employment of corpsmembers and  
11 corpsmember leaders; and

12 (2) a corpsmember code of conduct and a corpsmember  
13 grievance procedure.

14 In adopting rules, the executive director must conform  
15 to the purpose of implementation of a program, through  
16 labor-intensive projects normally subject to completion in a  
17 single working session, to maintain, protect, and conserve  
18 the resources of the state's public lands (including parks,  
19 rangelands, forests, wildlife habitat, fisheries, soils, and  
20 waters) for continued economic productivity and scenic  
21 beauty while providing an earning and learning opportunity  
22 for youth of this state who might otherwise be deprived of  
23 the benefits of income and of work experience.

24 The rules adopted must provide for reasonable minimum  
25 mental and physical qualifications of a corpsmember to

1 perform the required tasks without hazard to the individual  
2 or his or her co-workers and with the normal diligence and  
3 attention to duty necessary to satisfactory completion of  
4 assigned tasks within the allotted time frame.

## HOUSE BILL NO. 800

INTRODUCED BY VINCENT, FABREGA, BERTELSEN,

HARPER, KEMMIS

A BILL FOR AN ACT ENTITLED: "AN ACT CREATING A YOUTH CONSERVATION CORPS PROGRAM WITHIN THE DEPARTMENT OF STATE ~~LANDS LABOR AND INDUSTRY~~; PROVIDING THAT THE PROGRAM BE ADMINISTERED BY AN EXECUTIVE DIRECTOR; DEFINING THE EXECUTIVE DIRECTOR'S POWERS AND DUTIES; PROVIDING AN APPROPRIATION FOR ADMINISTERING THE PROGRAM; AND PROVIDING ~~AN IMMEDIATE EFFECTIVE DATE AND A TERMINATION DATE.~~"

WHEREAS, Article IX, section 1, of the Montana Constitution states that the Legislature "shall provide adequate remedies for the protection of the environmental life support system from degradation and provide adequate remedies to prevent unreasonable depletion and degradation of natural resources"; and

WHEREAS, the Legislature finds that the young men and women of the State should be given an opportunity to participate in meaningful public service work and gain educational experience through acts of enhancing, protecting, and conserving the valuable resources of the state; and

WHEREAS, many public lands and environmental resources,

including parks, rangelands, forests, wildlife habitats, fisheries, soils, and waters, are and will continue to be subject to resource production demand and public use; and

WHEREAS, to maintain, protect, and conserve the valuable resources of the State, programs need to be implemented that will assure continued economic productivity and scenic beauty, as well as the public health, safety, and social benefit; and

WHEREAS, the Legislature further finds that young people and natural resources of the State will be equally rewarded through the development of a public service conservation program that is designed to provide care for resources to a degree not now available and to develop among youth an understanding of the discipline, rewards, and pride of a hard day's work.

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

Section 1. Definitions. As used in [sections 1 through 7 10], unless the context clearly requires otherwise, the following definitions apply:

~~(1) "COMMISSIONER" MEANS THE COMMISSIONER OF LABOR AND INDUSTRY AS PROVIDED IN 2-15-1701.~~

~~††(2)~~ "Corpsmember" means a person serving as an entry-level member of the youth conservation corps.

~~††(3)~~ "Corpsmember leader" means a person serving as

1 a member of the youth conservation corps in a leadership or  
2 training capacity or who provides specialized services other  
3 than or in addition to those types of work and services  
4 generally performed by a corpsmember.

5 ~~(4) "DEPARTMENT" MEANS THE DEPARTMENT OF LABOR AND~~  
6 ~~INDUSTRY AS PROVIDED FOR IN 2-15-1701.~~

7 ~~(5) "SUPERVISOR" MEANS A PERSON IN CHARGE OF~~  
8 ~~CORPSMEMBERS AND CORPSMEMBER LEADERS AT RESIDENTIAL AND~~  
9 ~~NONRESIDENTIAL YOUTH CONSERVATION CORPS CENTERS.~~

10 Section 2. Youth conservation corps -- head. (1) There  
11 is a youth conservation corps program within the department  
12 of--state--lands. The program is a seasonal public service  
13 conservation program to provide participants with a work and  
14 educational experience related to the enhancement,  
15 protection, and conservation of natural resources in the  
16 state.

17 (2) The program head is the executive director  
18 appointed by the governor upon the recommendation of the  
19 commissioner of--state--lands.

20 Section 3. Powers and duties of executive director.  
21 The executive director of the youth conservation corps, in  
22 cooperation with the commissioner of--state--lands, shall:

23 (1) adopt rules for the recruitment and employment of  
24 corpsmembers and, corpsmember leaders, ~~AND SUPERVISORS~~ for  
25 the youth conservation corps program;

1 (2) establish residential and nonresidential centers  
2 throughout the state to accomplish the missions and  
3 objectives of the program; ~~AT LEAST ONE SUPERVISOR SHALL~~  
4 ~~OVERSEE EACH RESIDENTIAL AND NONRESIDENTIAL CENTER.~~

5 (3) establish work projects providing meaningful work  
6 and educational experiences in the enhancement, protection,  
7 conservation, and management of natural resources and  
8 recreational areas in the state;

9 (4) adopt by rule a corpsmember code of conduct and a  
10 corpsmember grievance procedure;

11 (5) ~~ESTABLISH AN APPLICATION PROCEDURE AND~~ enter into  
12 agreements for furnishing of the corps' services to any  
13 federal, regional, state, or local public agency for the  
14 performance of public service conservation work, provided  
15 the agency reimburses the program for any actual expenses  
16 incurred in undertaking a project for the agency;

17 (6) apply for and accept grants or contributions from  
18 any public or private source for the operation of the  
19 program; and

20 (7) report biennially on ~~July~~ DECEMBER 1 to the  
21 governor on the corps' activities, including the  
22 cost-effectiveness of the projects completed.

23 Section 4. Work projects. (1) When establishing work  
24 projects as provided in [section 3], the executive director  
25 shall give preference to those projects that:



1 (a) provide long-term benefits to the public;

2 (b) provide productive work experience to corpsmembers

3 and corpsmember leaders;

4 (c) are labor-intensive; and

5 (d) may be completed within a reasonable period of

6 time.

7 (2) Work projects may include but are not limited to:

8 (a) forestry and nursery operations;

9 (b) rangeland conservation, rehabilitation, and

10 improvement;

11 (c) endangered species and other wildlife habitat

12 conservation, rehabilitation, and improvement;

13 (d) historical and cultural site preservation and

14 maintenance;

15 (e) recreational area development, maintenance,

16 improvement, and beautification;

17 (f) road and trail maintenance and improvement;

18 (g) soil conservation work, including erosion control;

19 (h) stream and lake improvement and pollution control;

20 (i) fish culture and habitat maintenance and

21 improvement;

22 (j) insect, disease, rodent, and other pestilence

23 control;

24 (k) improvement of abandoned railroad beds and

25 rights-of-way;

1 (1) land reclamation and improvement, including

2 strip-mined lands, public landscape work, and tree planting

3 programs;

4 (m) energy conservation projects, including assistance

5 in the performance of energy efficiency audits and renewable

6 resource enhancement; and

7 (n) emergency assistance in times of natural or other

8 disasters; AND

9 (O) CLEANUP OF LITTER AND OTHER DEBRIS IN PUBLIC

10 RECREATION AREAS, FISHING ACCESS SITES, AND CAMPSITES.

11 (3) A work project must begin no later than May-15

12 JUNE 10 and conclude no later than September-15 AUGUST 31 of

13 the same year.

14 THERE IS A NEW MCA SECTION THAT READS:

15 Section 5. Protection of regular employees. A work

16 project established under [section 3] may not:

17 (1) be used to reduce the number of regular hours,

18 wages, or employment benefits of or displace an individual

19 who is employed, either directly or under a contract with a

20 private contractor, by the employing agency;

21 (2) result in the replacement of a regular employee

22 who is in a layoff status and who customarily occupies the

23 same or a substantially equivalent job within the employing

24 agency;

25 (3) impair an existing contract for services.

THERE IS A NEW MCA SECTION THAT READS:

Section 6. Grievance procedure. An individual, labor organization, or business claiming to be aggrieved by a violation of [section 5] may file a complaint with the department. The department shall establish a grievance procedure for hearing such grievances that is substantially similar to the procedure established under the federal Job Training Partnership Act, 29 U.S.C. 1554.

Section 7. Eligibility for employment in program. (1) To be eligible for employment as a corpsmember in the youth conservation corps program, a person must be BE:

- (a) BE a citizen of the state as defined in 1-1-402;
- (b) BE unemployed; and
- (c) ~~not less than 16 or more than 21 years of age HAVE~~

~~COMPLETED GRADE 9 BUT NOT YET BEGUN GRADE 12 NOT LESS THAN 15 OR MORE THAN 21 YEARS OF AGE.~~

(2) To be eligible for employment as a corpsmember leader, a person must be:

- (a) a citizen of the state as defined in 1-1-402;
- (b) unemployed; and
- (c) not less than ~~19 or more than 21~~ 18 years of age.

~~(3) TO THE EXTENT PRACTICABLE, THE PROGRAM SHALL CONSIST OF EQUAL NUMBERS OF MALE AND FEMALE CORPSMEMBERS.~~

~~(4) THE AGE REQUIREMENTS CONTAINED IN SUBSECTIONS (1) AND (2) CONSTITUTE A BONA FIDE OCCUPATIONAL QUALIFICATION~~

FOR PURPOSES OF TITLE 49, CHAPTERS 2 AND 3.

Section 8. Term of service -- wages -- exemption from retirement system. (1) A corpsmember or corpsmember leader shall by written agreement serve in the program for a period of not less than 10 weeks. A corpsmember or corpsmember leader may serve in the program for a maximum of ~~two seasons~~ ~~if he continues to meet the eligibility requirements in~~ [section 5] ONE SEASON.

(2) A corpsmember is entitled to receive the federal minimum hourly wage. A corpsmember leader is entitled to receive up to 15% more than the federal minimum hourly wage.

(3) Corpsmembers and corpsmember leaders are exempt from participation in the public employees' retirement system under Title 19, chapter 3.

Section 9. Education and training required. Each corpsmember or corpsmember leader participating in a work project shall devote a minimum of one-fourth of his worktime to education and training. This may include attendance at classes conducted by vocational-technical centers or other educational institutions.

THERE IS A NEW MCA SECTION THAT READS:

Section 10. Union concurrence and consultation. Prior to commencement of a work project, the employing agency:

(1) shall consult with appropriate labor organizations representing the same occupation in the geographical area in

1 the planning, design, and content of the work project with  
2 respect to job descriptions, training standards and  
3 arrangements, safety requirements, and protection of all  
4 current employees in the public and private sector; and.

5 (2) must, for jobs under the project that are covered  
6 by a collective bargaining agreement, receive written  
7 concurrence from the appropriate labor organization.

8 Section 11. Appropriation. There is appropriated \$2  
9 from the general fund to the department of state ~~lands~~ LABOR  
10 ~~AND INDUSTRY for the biennium ending June 30, \$1 FOR FISCAL~~  
11 ~~YEAR 1984 AND \$1 FOR FISCAL YEAR 1985, for the purpose of~~  
12 ~~administering the youth conservation corps program. THE~~  
13 ~~DEPARTMENT MAY NOT EXPEND THESE FUNDS, UNLESS THE AMERICAN~~  
14 ~~CONSERVATION CORPS ACT OF 1983 (H.R. 9991, OR ANOTHER ACT~~  
15 ~~SUBSTANTIALLY SIMILAR TO THAT ACT, PASSES CONGRESS. IF SUCH~~  
16 ~~AN ACT DOES NOT PASS CONGRESS IN FISCAL YEAR 1984, THE FUNDS~~  
17 ~~APPROPRIATED FOR THE YOUTH CONSERVATION CORPS PROGRAM FOR~~  
18 ~~FISCAL YEAR 1984 REVERT TO THE GENERAL FUND. IF SUCH AN ACT~~  
19 ~~DOES NOT PASS CONGRESS IN FISCAL YEAR 1985, THE FUNDS~~  
20 ~~APPROPRIATED FOR THE YOUTH CONSERVATION CORPS PROGRAM FOR~~  
21 ~~FISCAL YEAR 1985 REVERT TO THE GENERAL FUND.~~

22 SECTION 12. APPOINTMENT OF INITIAL DIRECTOR. THE  
23 GOVERNOR SHALL APPOINT THE FIRST DIRECTOR UNDER [THIS ACT]  
24 NOT LATER THAN JUNE 30, 1983 WITHIN 30 DAYS OF THE PASSAGE  
25 OF THE AMERICAN CONSERVATION CORPS ACT OF 1983 (H.R. 9991).

1 ~~OR ANOTHER ACT OF CONGRESS THAT IS SUBSTANTIALLY SIMILAR TO~~  
2 ~~THAT ACT.~~

3 ~~Section 9--Codification--Instruction--Sections--1~~  
4 ~~through 7 are intended to be codified as an integral part of~~  
5 ~~Title 77 and the provisions of Title 77 apply to sections 1~~  
6 ~~through 7.~~

7 Section 13. Severability. If a part of this act is  
8 invalid, all valid parts that are severable from the invalid  
9 part remain in effect. If a part of this act is invalid in  
10 one or more of its applications, the part remains in effect  
11 in all valid applications that are severable from the  
12 invalid applications.

13 ~~Section 14--Effective date--This act is effective on~~  
14 ~~passage and approval~~

15 Section 14. Termination date. This act terminates July  
16 1, 1989.

-End-

April 14, 1983

SENATE COMMITTEE OF THE WHOLE AMENDMENT

That House Bill No. 800 be amended as follows:

1. Page 10, line 2.

Following: "ACT"

Insert: ", provided that a state match of at least \$25,000 per year is secured from private donations for the purpose of administering the youth conservation corps program"

## 1 STATEMENT OF INTENT

## 2 HOUSE BILL 800

3 House Labor and Employment Relations Committee

4  
5 A statement of intent is required for this bill  
6 because, in section 3, the executive director of the Youth  
7 Conservation Corps, in cooperation with the Commissioner of  
8 Labor and Industry, is given the responsibility of adopting  
9 rules for:

10 (1) the recruitment and employment of corpsmembers and  
11 corpsmember leaders; and

12 (2) a corpsmember code of conduct and a corpsmember  
13 grievance procedure.

14 In adopting rules, the executive director must conform  
15 to the purpose of implementation of a program, through  
16 labor-intensive projects normally subject to completion in a  
17 single working session, to maintain, protect, and conserve  
18 the resources of the state's public lands (including parks,  
19 rangelands, forests, wildlife habitat, fisheries, soils, and  
20 waters) for continued economic productivity and scenic  
21 beauty while providing an earning and learning opportunity  
22 for youth of this state who might otherwise be deprived of  
23 the benefits of income and of work experience.

24 The rules adopted must provide for reasonable minimum  
25 mental and physical qualifications of a corpsmember to

1 perform the required tasks without hazard to the individual  
2 or his or her co-workers and with the normal diligence and  
3 attention to duty necessary to satisfactory completion of  
4 assigned tasks within the allotted time frame.

## HOUSE BILL NO. 800

INTRODUCED BY VINCENT, FABREGA, BERTELSEN,

HARPER, KEMMIS

A BILL FOR AN ACT ENTITLED: "AN ACT CREATING A YOUTH CONSERVATION CORPS PROGRAM WITHIN THE DEPARTMENT OF STATE LANDS LABOR AND INDUSTRY; PROVIDING THAT THE PROGRAM BE ADMINISTERED BY AN EXECUTIVE DIRECTOR; DEFINING THE EXECUTIVE DIRECTOR'S POWERS AND DUTIES; PROVIDING AN APPROPRIATION FOR ADMINISTERING THE PROGRAM; AND PROVIDING AN-IMMEDIATE-EFFECTIVE-DATE-AND A TERMINATION DATE."

WHEREAS, Article IX, section 1, of the Montana Constitution states that the Legislature "shall provide adequate remedies for the protection of the environmental life support system from degradation and provide adequate remedies to prevent unreasonable depletion and degradation of natural resources"; and

WHEREAS, the Legislature finds that the young men and women of the State should be given an opportunity to participate in meaningful public service work and gain educational experience through acts of enhancing, protecting, and conserving the valuable resources of the State; and

WHEREAS, many public lands and environmental resources,

including parks, rangelands, forests, wildlife habitats, fisheries, soils, and waters, are and will continue to be subject to resource production demand and public use; and

WHEREAS, to maintain, protect, and conserve the valuable resources of the State, programs need to be implemented that will assure continued economic productivity and scenic beauty, as well as the public health, safety, and social benefit; and

WHEREAS, the Legislature further finds that young people and natural resources of the State will be equally rewarded through the development of a public service conservation program that is designed to provide care for resources to a degree not now available and to develop among youth an understanding of the discipline, rewards, and pride of a hard day's work.

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

Section 1. Definitions. As used in [sections 1 through 7 10], unless the context clearly requires otherwise, the following definitions apply:

~~111. "COMMISSIONER" MEANS THE COMMISSIONER OF LABOR AND INDUSTRY AS PROVIDED IN 2-15-1701.~~

~~112. "Corpsmember" means a person serving as an entry-level member of the youth conservation corps.~~

~~113. "Corpsmember leader" means a person serving as~~

1 a member of the youth conservation corps in a leadership or  
2 training capacity or who provides specialized services other  
3 than or in addition to those types of work and services  
4 generally performed by a corpsmember.

5 ~~(4) "DEPARTMENT" MEANS THE DEPARTMENT OF LABOR AND~~  
6 ~~INDUSTRY AS PROVIDED FOR IN 2-15-1701.~~

7 ~~(5) "SUPERVISOR" MEANS A PERSON IN CHARGE OF~~  
8 ~~CORPSMEMBERS AND CORPSMEMBER LEADERS AT RESIDENTIAL AND~~  
9 ~~NONRESIDENTIAL YOUTH CONSERVATION CORPS CENTERS.~~

10 Section 2. Youth conservation corps -- head. (1) There  
11 is a youth conservation corps program within the department  
12 of--state--lands. The program is a seasonal public service  
13 conservation program to provide participants with a work and  
14 educational experience related to the enhancement,  
15 protection, and conservation of natural resources in the  
16 state.

17 (2) The program head is the executive director  
18 appointed by the governor upon the recommendation of the  
19 commissioner of--state--lands.

20 Section 3. Powers and duties of executive director.  
21 The executive director of the youth conservation corps, in  
22 cooperation with the commissioner of--state--lands, shall:

23 (1) adopt rules for the recruitment and employment of  
24 corpsmembers and, corpsmember leaders, ~~AND SUPERVISORS~~ for  
25 the youth conservation corps program;

1 (2) establish residential and nonresidential centers  
2 throughout the state to accomplish the missions and  
3 objectives of the program; ~~AT LEAST ONE SUPERVISOR SHALL~~  
4 ~~OVERSEE EACH RESIDENTIAL AND NONRESIDENTIAL CENTER.~~

5 (3) establish work projects providing meaningful work  
6 and educational experiences in the enhancement, protection,  
7 conservation, and management of natural resources and  
8 recreational areas in the state;

9 (4) adopt by rule a corpsmember code of conduct and a  
10 corpsmember grievance procedure;

11 (5) ~~ESTABLISH AN APPLICATION PROCEDURE AND~~ enter into  
12 agreements for furnishing of the corps' services to any  
13 federal, regional, state, or local public agency for the  
14 performance of public service conservation work, provided  
15 the agency reimburses the program for any actual expenses  
16 incurred in undertaking a project for the agency;

17 (6) apply for and accept grants or contributions from  
18 any public or private source for the operation of the  
19 program; and

20 (7) report biennially on ~~July~~ DECEMBER 1 to the  
21 governor on the corps' activities, including the  
22 cost-effectiveness of the projects completed.

23 Section 4. Work projects. (1) When establishing work  
24 projects as provided in [section 3], the executive director  
25 shall give preference to those projects that:

1 (a) provide long-term benefits to the public;  
 2 (b) provide productive work experience to corpsmembers  
 3 and corpsmember leaders;  
 4 (c) are labor-intensive; and  
 5 (d) may be completed within a reasonable period of  
 6 time.  
 7 (2) Work projects may include but are not limited to:  
 8 (a) forestry and nursery operations;  
 9 (b) rangeland conservation, rehabilitation, and  
 10 improvement;  
 11 (c) endangered species and other wildlife habitat  
 12 conservation, rehabilitation, and improvement;  
 13 (d) historical and cultural site preservation and  
 14 maintenance;  
 15 (e) recreational area development, maintenance,  
 16 improvement, and beautification;  
 17 (f) road and trail maintenance and improvement;  
 18 (g) soil conservation work, including erosion control;  
 19 (h) stream and lake improvement and pollution control;  
 20 (i) fish culture and habitat maintenance and  
 21 improvement;  
 22 (j) insect, disease, rodent, and other pestilence  
 23 control;  
 24 (k) improvement of abandoned railroad beds and  
 25 rights-of-way;

1 (l) land reclamation and improvement, including  
 2 strip-mined lands, public landscape work, and tree planting  
 3 programs;  
 4 (m) energy conservation projects, including assistance  
 5 in the performance of energy efficiency audits and renewable  
 6 resource enhancement; and  
 7 (n) emergency assistance in times of natural or other  
 8 disasters; AND  
 9 (O) CLEANUP OF LITTER AND OTHER DEBRIS IN PUBLIC  
 10 RECREATION AREAS, FISHING ACCESS SITES, AND CAMPSITES.  
 11 (3) A work project must begin no later than May-15  
 12 JUNE 10 and conclude no later than September-15 AUGUST 31 of  
 13 the same year.  
 14 THERE IS A NEW MCA SECTION THAT READS:  
 15 Section 5. Protection of regular employees. A work  
 16 project established under [section 3] may not:  
 17 (1) be used to reduce the number of regular hours,  
 18 wages, or employment benefits of or displace an individual  
 19 who is employed, either directly or under a contract with a  
 20 private contractor, by the employing agency;  
 21 (2) result in the replacement of a regular employee  
 22 who is in a layoff status and who customarily occupies the  
 23 same or a substantially equivalent job within the employing  
 24 agency;  
 25 (3) impair an existing contract for services.



1 THERE IS A NEW MCA SECTION THAT READS:

2 Section 6. Grievance procedure. An individual, labor  
3 organization, or business claiming to be aggrieved by a  
4 violation of [section 5] may file a complaint with the  
5 department. The department shall establish a grievance  
6 procedure for hearing such grievances that is substantially  
7 similar to the procedure established under the federal Job  
8 Training Partnership Act, 29 U.S.C. 1554.

9 Section 7. Eligibility for employment in program. (1)  
10 To be eligible for employment as a corpsmember in the youth  
11 conservation corps program, a person must be BE:

12 (a) BE a citizen of the state as defined in 1-1-402;

13 (b) BE unemployed; and

14 (c) ~~not less than 16 or more than 21 years of age HAVE~~  
15 ~~COMPLETED GRADE 9 BUT NOT YET BEGUN GRADE 12 NOT LESS THAN~~  
16 ~~15 OR MORE THAN 21 YEARS OF AGE.~~

17 (2) To be eligible for employment as a corpsmember  
18 leader, a person must be:

19 (a) a citizen of the state as defined in 1-1-402;

20 (b) unemployed; and

21 (c) not less than ~~19 or more than 21~~ 18 years of age.

22 ~~(3) TO THE EXTENT PRACTICABLE, THE PROGRAM SHALL~~  
23 ~~CONSIST OF EQUAL NUMBERS OF MALE AND FEMALE CORPSMEMBERS.~~

24 ~~(4) THE AGE REQUIREMENTS CONTAINED IN SUBSECTIONS (1)~~  
25 ~~AND (2) CONSTITUTE A BONA FIDE OCCUPATIONAL QUALIFICATION~~

1 FOR PURPOSES OF TITLE 49, CHAPTERS 2 AND 3.

2 Section 8. Term of service -- wages -- exemption from  
3 retirement system. (1) A corpsmember or corpsmember leader  
4 shall by written agreement serve in the program for a period  
5 of not less than 10 weeks. A corpsmember or corpsmember  
6 leader may serve in the program for a maximum of ~~two seasons~~  
7 ~~if he continues to meet the eligibility requirements in~~  
8 ~~[section 5]~~ ONE SEASON.

9 (2) A corpsmember is entitled to receive the federal  
10 minimum hourly wage. A corpsmember leader is entitled to  
11 receive up to 15% more than the federal minimum hourly wage.

12 (3) Corpsmembers and corpsmember leaders are exempt  
13 from participation in the public employees' retirement  
14 system under Title 19, chapter 3.

15 Section 9. Education and training required. Each  
16 corpsmember or corpsmember leader participating in a work  
17 project shall devote a minimum of one-fourth of his worktime  
18 to education and training. This may include attendance at  
19 classes conducted by vocational-technical centers or other  
20 educational institutions.

21 THERE IS A NEW MCA SECTION THAT READS:

22 Section 10. Union concurrence and consultation. Prior  
23 to commencement of a work project, the employing agency:

24 (1) shall consult with appropriate labor organizations  
25 representing the same occupation in the geographical area in

1 the planning, design, and content of the work project with  
2 respect to job descriptions, training standards and  
3 arrangements, safety requirements, and protection of all  
4 current employees in the public and private sector; and

5 (2) must, for jobs under the project that are covered  
6 by a collective bargaining agreement, receive written  
7 concurrence from the appropriate labor organization.

8 Section 11. Appropriation. There is appropriated \$2  
9 from the general fund to the department of state funds LABOR  
10 AND INDUSTRY for the biennium ending June 30, ~~\$1 FOR FISCAL~~  
11 ~~YEAR 1984 AND \$1 FOR FISCAL YEAR 1985~~, for the purpose of  
12 administering the youth conservation corps program. THE  
13 DEPARTMENT MAY NOT EXPEND THESE FUNDS UNLESS THE AMERICAN  
14 CONSERVATION CORPS ACT OF 1983 (H.R. 9991), OR ANOTHER ACT  
15 SUBSTANTIALLY SIMILAR TO THAT ACT, PASSES CONGRESS. IF SUCH  
16 AN ACT DOES NOT PASS CONGRESS IN FISCAL YEAR 1984, THE FUNDS  
17 APPROPRIATED FOR THE YOUTH CONSERVATION CORPS PROGRAM FOR  
18 FISCAL YEAR 1984 REVERT TO THE GENERAL FUND. IF SUCH AN ACT  
19 DOES NOT PASS CONGRESS IN FISCAL YEAR 1985, THE FUNDS  
20 APPROPRIATED FOR THE YOUTH CONSERVATION CORPS PROGRAM FOR  
21 FISCAL YEAR 1985 REVERT TO THE GENERAL FUND.

22 SECTION 12. APPOINTMENT OF INITIAL DIRECTOR. THE  
23 GOVERNOR SHALL APPOINT THE FIRST DIRECTOR UNDER [THIS ACT]  
24 NOT LATER THAN JUNE 30, 1983 WITHIN 30 DAYS OF THE PASSAGE  
25 OF THE AMERICAN CONSERVATION CORPS ACT OF 1983 (H.R. 9991).

1 OR ANOTHER ACT OF CONGRESS THAT IS SUBSTANTIALLY SIMILAR TO  
2 THAT ACT, PROVIDED THAT A STATE MATCH OF AT LEAST \$25,000  
3 PER YEAR IS SECURED FROM PRIVATE DONATIONS FOR THE PURPOSE  
4 OF ADMINISTERING THE YOUTH CONSERVATION CORPS PROGRAM.

5 Section 9v--Codification--Instruction--Sections--1  
6 through-7-are-intended-to-be-codified-as-an-integral-part-of  
7 Title-77v-and-the-provisions-of-Title-77-apply-to-sections-1  
8 through-7.

9 Section 13. Severability. If a part of this act is  
10 invalid, all valid parts that are severable from the invalid  
11 part remain in effect. If a part of this act is invalid in  
12 one or more of its applications, the part remains in effect  
13 in all valid applications that are severable from the  
14 invalid applications.

15 Section 14v--Effective--date--This act is effective on  
16 passage-and-approve.

17 Section 14. Termination date. This act terminates July  
18 1, 1989.

-End-