

SENATE BILL NO. 321

INTRODUCED BY TURNAGE, STIMATZ, GRAHAM, MAZUREK
BY REQUEST OF THE DEPARTMENT OF NATURAL RESOURCES
AND CONSERVATION

IN THE SENATE

January 29, 1983	Introduced and referred to Committee on Judiciary.
February 3, 1983	Committee recommend bill do pass. Report adopted.
February 4, 1983	Bill printed and placed on members' desks.
February 7, 1983	Second reading, do pass.
February 8, 1983	Correctly engrossed.
February 9, 1983	Third reading, passed. Ayes, 48; Noes, 1. Transmitted to House.

IN THE HOUSE

February 10, 1983	Introduced and referred to Committee on Natural Resources.
March 5, 1983	Committee recommend bill be concurrent in. Report adopted.
March 7, 1983	Second reading, concurrent in.
March 8, 1983	Third reading, concurrent in.

IN THE SENATE

March 9, 1983	Returned to Senate. Sent to enrolling. Reported correctly enrolled.
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1 *Senete* BILL NO. *321* *Shakari*
2 INTRODUCED BY *Tunage Smith* *Mogul*
3 BY REQUEST OF THE DEPARTMENT OF
4 NATURAL RESOURCES AND CONSERVATION
5
6 A BILL FOR AN ACT ENTITLED: "AN ACT TO CLARIFY THE
7 PROCEDURE FOR DEVELOPMENT OF HYDROELECTRIC POWER GENERATION
8 AT APPROPRIATE DEPARTMENT OF NATURAL RESOURCES AND
9 CONSERVATION WATER PROJECTS TO AVOID FORFEITURE OF ANY
10 NECESSARY FEDERAL LICENSE, PERMIT, OR EXEMPTION; AMENDING
11 SECTION 85-1-502, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE
12 DATE."

13
14 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

15 Section 1. Section 85-1-502, MCA, is amended to read:
16 "85-1-502. Lease of sites to public utilities or
17 electric cooperatives -- first option. (1) If after
18 completion of the feasibility study of a particular project
19 the board determines that hydroelectric power generation at
20 the project would be feasible and in the best interest of
21 the people of the state of Montana, it shall publish notice
22 and make the site available for lease for the purpose of
23 small-scale hydroelectric power generation, pursuant to
24 85-1-502 through 85-1-508, unless such action would result
25 in the forfeiture of any necessary federal license, permit,

1 or exemption, in which case the department may proceed under
2 85-1-509.

3 (2) In issuing a notice of availability of a site for
4 lease under this section, the board shall include in the
5 notice any reasonable conditions it may find necessary in
6 order to protect the interests of the state."

7 NEW SECTION. Section 2. Effective date. This act is
8 effective on passage and approval.

-End-

Approved by Committee
on Judiciary

1 *Senate* BILL NO. *321* *Brachman*
2 INTRODUCED BY *Turnage* *Stuntz* *Magnus*
3 BY REQUEST OF THE DEPARTMENT OF
4 NATURAL RESOURCES AND CONSERVATION
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SECOND READING

-2-

SB 321

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2 INTRODUCED BY *Turnage Smith* *Mogel*
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