

HOUSE BILL NO. 730

INTRODUCED BY COHEN, STORY, FULLER, DRISCOLL, REAM,  
BACHINI, CONNELLY, ZABROCKI, GARCIA, MILES, MENAHAN,  
KRUEGER, ECK, WALLIN, KADAS, KEENAN, MONTAYNE, PECK,  
FRITZ, ASAY, DARKO, ADDY, MANNING, SCHULTZ,  
J. HAMMOND, CHRISTIAENS, D. BROWN, J. BROWN,  
KOEHNKE, HARRINGTON, COBB, BRADLEY, SANDS,  
JACOBSON, SCHYE, HART, GILBERT, QUILICI

IN THE HOUSE

|                   |  |
|-------------------|--|
| February 8, 1985  | Introduced and referred to<br>Committee on Human Services and<br>Aging.  |
| February 18, 1985 | Committee recommend bill do pass<br>as amended. Report adopted.<br><br>Bill printed and placed on<br>members' desks. |
| February 20, 1985 | Second reading, do pass.<br><br>Considered correctly engrossed.  |
| February 21, 1985 | Third reading, passed.<br><br>Transmitted to Senate.   |

IN THE SENATE

|                   |  |
|-------------------|--|
| February 22, 1985 | Introduced and referred to<br>Committee on Public Health,<br>Welfare and Safety. |
| March 23, 1985    | Committee recommend bill be<br>concurring in. Report adopted.                    |
| March 27, 1985    | Second reading, concurred in.  |
| March 29, 1985    | Third reading, concurred in.<br>Ayes, 47; Noes, 2.<br><br>Returned to House.     |

IN THE HOUSE

March 29, 1985

Received from Senate.

Sent to enrolling.

Reported correctly enrolled.

1 *Connelly Beckner*  
 2 *Gabrecht* *Garza* *Menahan*  
 HOUSE BILL NO. 730 *Miles KRUEGER*  
 INTRODUCED BY *Don Stoy Fuller* *Dussell* *Beam*  
 4 *code* *Wallin* *Kedon* *Kearney* *Montano* *Peak* *Fitch* *Conroy*  
 A BILL FOR AN ACT ENTITLED "AN ACT REVISING LAWS RELATING  
 5 TO WEATHERIZATION; REQUIRING THE DEPARTMENT OF SOCIAL AND *Christina* *Quelton* *J. Bennett* *Lehrke*  
 6 REHABILITATION SERVICES TO ALLOCATE AND SPEND FOR HOME *Bradley* *Sauter* *Jacobson*  
 7 WEATHERIZATION AT LEAST 5 PERCENT OF FUNDS RECEIVED FROM THE *Schye*  
 8 FEDERAL LOW-INCOME HOME ENERGY ASSISTANCE PROGRAM; AMENDING *M. Kart*  
 9 SECTIONS 90-4-201 AND 90-4-202, MCA." *Gilbert* *Dusler*

11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
 12 Section 1. Section 90-4-201, MCA, is amended to read:  
 13 "90-4-201. Weatherization money consolidated sources  
 14 -- consolidation. (1) All federal funds and grants available  
 15 and becoming eligible to Montana under the provisions of the  
 16 community---services---administration's---emergency---energy  
 17 conservation--program,--the--federal--energy--administration's  
 18 U.S. department of energy low-income weatherization  
 19 assistance program, the U.S. department of health and human  
 20 services low-income home energy assistance program, and any  
 21 other federal funds intended to increase the energy  
 22 efficiency of dwellings occupied by persons of low and fixed  
 23 incomes, except for Title XX of the Social Security Act, are  
 24 to be coordinated and are appropriated to the department of  
 25 social and rehabilitation services.

1 (2) The department of social and rehabilitation  
 2 services shall allocate and spend for home weatherization  
 3 programs under this part at least 5% of the funds received  
 4 from the U.S. department of health and human services  
 5 low-income home energy assistance program if federal law  
 6 permits this allocation."

7 Section 2. Section 90-4-202, MCA, is amended to read:  
 8 "90-4-202. Allocation formula. (1) The department of  
 9 social and rehabilitation services may use not more than 5%  
 10 of the total weatherization funds for administration of the  
 11 weatherization program.

12 (2) Each of the governor's-substate-planning-districts  
 13 human resource development councils shall receive that  
 14 fraction of the remaining money as the number of eligible  
 15 households in the district bears to the total number of  
 16 eligible households in the state.

17 (3) The department of social and rehabilitation  
 18 services may transfer weatherization money among the  
 19 governor's---substate---planning---districts human resource  
 20 development councils if it finds that the money is not being  
 21 expended in accordance with the terms of the agreements  
 22 executed to carry out the provisions and purposes of this  
 23 section and federal laws and regulations.

24 (4) Each of the governor's-substate-planning-districts  
 25 human resource development councils shall submit plans and



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1 proposed agreements to the units of local government in the  
2 district for review and comment before the agreements are  
3 approved by the department of social and rehabilitation  
4 services."

5 NEW SECTION. Section 3. Extension of authority. Any  
6 existing authority of the department of social and  
7 rehabilitation services to make rules on the subject of the  
8 provisions of this act is extended to the provisions of this  
9 act.

-End-

APPROVED BY COMM. ON  
HUMAN SERVICES AND AGING

HOUSE BILL NO. 730

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A BILL FOR AN ACT ENTITLED: "AN ACT REVISING LAWS RELATING  
TO WEATHERIZATION; REQUIRING THE DEPARTMENT OF SOCIAL AND  
REHABILITATION SERVICES TO ALLOCATE AND SPEND FOR HOME  
WEATHERIZATION AT LEAST 5 PERCENT OF FUNDS RECEIVED FROM THE  
FEDERAL LOW-INCOME HOME ENERGY ASSISTANCE PROGRAM; AMENDING  
SECTIONS 90-4-201 AND 90-4-202, MCA."

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

Section 1. Section 90-4-201, MCA, is amended to read:

"90-4-201. Weatherization money consolidated sources  
-- consolidation. (1) All federal funds and grants available  
and becoming eligible to Montana under the provisions of the  
community---services---administration's---emergency---energy  
conservation--program;--the--federal--energy--administration's  
U.S. department of energy low-income weatherization  
assistance program, the U.S. department of health and human

services low-income home energy assistance program, and any  
other federal funds intended to increase the energy  
efficiency of dwellings occupied by persons of low and fixed  
incomes, except for Title XX of the Social Security Act, are  
to be coordinated and are appropriated to the department of  
social and rehabilitation services.

(2) The department of social and rehabilitation  
services shall allocate and spend for home weatherization  
programs under this part at least 5% of the funds received  
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low-income home energy assistance program if federal law  
permits this allocation."

Section 2. Section 90-4-202, MCA, is amended to read:

"90-4-202. Allocation formula. (1) The department of  
social and rehabilitation services may use not more than 5%  
of the total weatherization funds for administration of the  
weatherization program.

(2) Each of the ~~governor's-substate-planning-districts~~  
human resource development councils OR OTHER PUBLIC OR  
NONPROFIT ENTITIES shall receive that fraction of the  
remaining money as the number of eligible households in the  
district ITS GEOGRAPHIC AREA bears to the total number of  
eligible households in the state.

(3) The department of social and rehabilitation  
services may transfer weatherization money among the

1 ~~governor's--substate--planning--districts~~ human resource  
2 development councils OR OTHER PUBLIC OR NONPROFIT ENTITIES  
3 if it finds that the money is not being expended in  
4 accordance with the terms of the agreements executed to  
5 carry out the provisions and purposes of this section and  
6 federal laws and regulations.

7 (4) Each of the ~~governor's-substate-planning-districts~~  
8 human resource development councils OR OTHER PUBLIC OR  
9 NONPROFIT ENTITIES shall submit plans and proposed  
10 agreements to the units of local government in the district  
11 for review and comment before the agreements are approved by  
12 the department of social and rehabilitation services."

13 NEW SECTION. Section 3. Extension of authority. Any  
14 existing authority of the department of social and  
15 rehabilitation services to make rules on the subject of the  
16 provisions of this act is extended to the provisions of this  
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 25 assistance program, the U.S. department of health and human

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