

HOUSE BILL NO. 20

INTRODUCED BY HANSON

BY REQUEST OF THE COMMITTEE ON INDIAN AFFAIRS

IN THE HOUSE

JANUARY 5, 1987 INTRODUCED AND REFERRED TO COMMITTEE
ON STATE ADMINISTRATION.

JANUARY 6, 1987 COMMITTEE RECOMMEND BILL
DO PASS. REPORT ADOPTED.

JANUARY 7, 1987 PRINTING REPORT.

JANUARY 8, 1987 SECOND READING, DO PASS.

ON MOTION, TAKEN FROM ENGROSSING
AND REREFERRED TO COMMITTEE
ON APPROPRIATIONS.

MARCH 19, 1987 COMMITTEE RECOMMEND BILL
DO PASS AS AMENDED. REPORT ADOPTED.

PRINTING REPORT.

MARCH 25, 1987 SECOND READING, DO PASS AS AMENDED.

MARCH 26, 1987 ENGROSSING REPORT.

MARCH 27, 1987 THIRD READING, PASSED.
AYES, 81; NOES, 10.

TRANSMITTED TO SENATE.

IN THE SENATE

MARCH 31, 1987 INTRODUCED AND REFERRED TO COMMITTEE
ON FINANCE & CLAIMS.

APRIL 6, 1987 COMMITTEE RECOMMEND BILL BE
CONCURRED IN. REPORT ADOPTED.

APRIL 7, 1987 SECOND READING, CONCURRED IN.

APRIL 8, 1987

THIRD READING, CONCURRED IN.
AYES, 47; NOES, 3.

RETURNED TO HOUSE.

IN THE HOUSE

APRIL 9, 1987

RECEIVED FROM SENATE.

SENT TO ENROLLING.

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 2 INTRODUCED BY HANSON
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 5 A BILL FOR AN ACT ENTITLED: "AN ACT CREATING A LEGISLATIVE
 6 COMMITTEE ON INDIAN AFFAIRS; PROVIDING FOR THE COMMITTEE'S
 7 TERMINATION IN 1989; APPROPRIATING FUNDS FOR THE COMMITTEE;
 8 AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

9
 10 WHEREAS, the 1985 Montana Legislature, through adoption
 11 of House Bill No. 14, provided for appointment of a
 12 four-member, equally bipartisan Committee on Indian Affairs;
 13 and

14 WHEREAS, House Bill No. 14 directed the Committee to
 15 perform a variety of tasks, including holding hearings to
 16 promote better understanding between the tribes and public
 17 agencies, acting as a liaison between the Indian people and
 18 the Legislature, and promoting amicable Indian/non-Indian
 19 relations; and

20 WHEREAS, the Legislature appropriated \$6,000 to the
 21 Committee to fulfill the mandates of its enabling
 22 legislation; and

23 WHEREAS, within this limited budget, the Committee held
 24 seven meetings and addressed such topics as alcoholism and
 25 the Indian Child Welfare Act of 1978; and

1 WHEREAS, these meetings were well attended by both
 2 tribal representatives and state agency personnel; and

3 WHEREAS, these meetings provided a forum for both
 4 Indian and non-Indian people to discuss their concerns
 5 before a legislative body; and

6 WHEREAS, the Committee succeeded in developing good
 7 rapport with many tribal representatives; and

8 WHEREAS, the Indian people in Montana have indicated
 9 support for appointment of a legislative committee to
 10 continue the work of the 1984-85 Committee on Indian
 11 Affairs; and

12 WHEREAS, it is in the interest of all Montanans that
 13 Indian/non-Indian communications and relations be enhanced;
 14 and

15 WHEREAS, appointment of a legislative committee on
 16 Indian affairs would enhance Indian/non-Indian
 17 communications, relations, and cooperation.

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

20 Section 1. Definition. As used in [sections 1 through
 21 9], "committee" means the committee on Indian affairs
 22 created in [section 2].

23 Section 2. Committee on Indian affairs -- appointment
 24 and composition. (1) There is a committee on Indian affairs.

25 (2) The committee consists of two members of the



1 senate, appointed by the president of the senate, and two
2 members of the house of representatives, appointed by the
3 speaker of the house. No more than one member from either
4 house may be members of the same party.

5 (3) Appointments must be made before final adjournment
6 of a regular session.

7 Section 3. Term of office. Appointments to the
8 committee are for 2 years. A member of the committee serves
9 until his term of office as a legislator is ended or his
10 successor is appointed, whichever occurs first.

11 Section 4. Vacancies. (1) A vacancy occurring during a
12 legislative session must be filled in the same manner as the
13 original appointment.

14 (2) A vacancy occurring when the legislature is not in
15 session must be filled by the selection of a member of the
16 appropriate house and political party by the remaining
17 members of the committee.

18 (3) An appointment to the committee under this section
19 is for the unexpired term of the original member.

20 Section 5. Officers. The committee shall elect one of
21 its members as chairman and may elect other officers it
22 considers necessary.

23 Section 6. Meetings and compensation. (1) The
24 committee shall meet as often as the chairman considers it
25 necessary during and between legislative sessions.

1 (2) Committee members are entitled to receive
2 compensation and expenses as provided in 5-2-302.

3 Section 7. Staff assistance. The legislative council
4 shall provide staff assistance to the committee. The
5 legislative council has the same authority of investigation
6 and examination and the same authority to hold hearings on
7 behalf of the committee as it has for other committees under
8 5-11-106 and 5-11-107.

9 Section 8. Duties of the committee. The committee
10 shall:

11 (1) seek opinions of and information from Indian
12 tribes, Indian tribal organizations, state agencies, local
13 governments, non-Indians living on or near Indian
14 reservations, and other interested persons and agencies to
15 gain insight into Indian/non-Indian relations;

16 (2) hold hearings both on and off reservations to
17 promote better understanding between the tribes and public
18 agencies and to improve both the Indian people's knowledge
19 of the structure of state agencies and the legislative
20 process and the non-Indian people's knowledge of tribal
21 government and institutions;

22 (3) encourage and foster participation of Indian
23 people at its meetings;

24 (4) act as an available liaison between the Indian
25 people and the legislature;

1 (5) encourage tribal-state and tribal-local government
2 cooperation and otherwise promote amicable Indian/non-Indian
3 relations; and

4 (6) report its activities, findings, recommendations,
5 and any proposed legislation to the 51st legislature.

6 Section 9. Termination date. The committee shall
7 terminate upon the convening of the 51st legislature in
8 regular session in 1989.

9 Section 10. Appropriation. There is appropriated for
10 the biennium ending June 30, 1989, \$6,000 from the general
11 fund to the legislative council for use by the committee on
12 Indian affairs.

13 Section 11. Effective date. This act is effective on
14 passage and approval.

-End-

RE-REFERRED AND
APPROVED BY COMMITTEE
ON APPROPRIATIONS
AS AMENDED

1 HOUSE BILL NO. 20
2 INTRODUCED BY HANSON
3 BY REQUEST OF THE COMMITTEE ON INDIAN AFFAIRS
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5 A BILL FOR AN ACT ENTITLED: "AN ACT CREATING A LEGISLATIVE
6 COMMITTEE ON INDIAN AFFAIRS; PROVIDING FOR THE COMMITTEE'S
7 TERMINATION IN 1989; APPROPRIATING FUNDS FOR THE COMMITTEE;
8 AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."
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10 WHEREAS, the 1985 Montana Legislature, through adoption
11 of House Bill No. 14, provided for appointment of a
12 four-member, equally bipartisan Committee on Indian Affairs;
13 and

14 WHEREAS, House Bill No. 14 directed the Committee to
15 perform a variety of tasks, including holding hearings to
16 promote better understanding between the tribes and public
17 agencies, acting as a liaison between the Indian people and
18 the Legislature, and promoting amicable Indian/non-Indian
19 relations; and

20 WHEREAS, the Legislature appropriated ~~\$67,000~~ \$3,000 to
21 the Committee to fulfill the mandates of its enabling
22 legislation; and

23 WHEREAS, within this limited budget, the Committee held
24 seven meetings and addressed such topics as alcoholism and
25 the Indian Child Welfare Act of 1978; and

1 WHEREAS, these meetings were well attended by both
2 tribal representatives and state agency personnel; and

3 WHEREAS, these meetings provided a forum for both
4 Indian and non-Indian people to discuss their concerns
5 before a legislative body; and

6 WHEREAS, the Committee succeeded in developing good
7 rapport with many tribal representatives; and

8 WHEREAS, the Indian people in Montana have indicated
9 support for appointment of a legislative committee to
10 continue the work of the 1984-85 Committee on Indian
11 Affairs; and

12 WHEREAS, it is in the interest of all Montanans that
13 Indian/non-Indian communications and relations be enhanced;
14 and

15 WHEREAS, appointment of a legislative committee on
16 Indian affairs would enhance Indian/non-Indian
17 communications, relations, and cooperation.

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

20 Section 1. Definition. As used in [sections 1 through
21 9], "committee" means the committee on Indian affairs
22 created in [section 2].

23 Section 2. Committee on Indian affairs -- appointment
24 and composition. (1) There is a committee on Indian affairs.

25 (2) The committee consists of two members of the



1 senate, appointed by the president of the senate, and two
2 members of the house of representatives, appointed by the
3 speaker of the house. No more than one member from either
4 house may be members of the same party.

5 (3) Appointments must be made before final adjournment
6 of a regular session.

7 Section 3. Term of office. Appointments to the
8 committee are for 2 years. A member of the committee serves
9 until his term of office as a legislator is ended or his
10 successor is appointed, whichever occurs first.

11 Section 4. Vacancies. (1) A vacancy occurring during a
12 legislative session must be filled in the same manner as the
13 original appointment.

14 (2) A vacancy occurring when the legislature is not in
15 session must be filled by the selection of a member of the
16 appropriate house and political party by the remaining
17 members of the committee.

18 (3) An appointment to the committee under this section
19 is for the unexpired term of the original member.

20 Section 5. Officers. The committee shall elect one of
21 its members as chairman and may elect other officers it
22 considers necessary.

23 Section 6. Meetings and compensation. (1) The
24 committee shall meet as often as the chairman considers it
25 necessary during and between legislative sessions.

1 (2) Committee members are entitled to receive
2 compensation and expenses as provided in 5-2-302.

3 Section 7. Staff assistance. The legislative council
4 shall provide staff assistance to the committee. The
5 legislative council has the same authority of investigation
6 and examination and the same authority to hold hearings on
7 behalf of the committee as it has for other committees under
8 5-11-106 and 5-11-107.

9 Section 8. Duties of the committee. The committee
10 shall:

11 (1) seek opinions of and information from Indian
12 tribes, Indian tribal organizations, state agencies, local
13 governments, non-Indians living on or near Indian
14 reservations, and other interested persons and agencies to
15 gain insight into Indian/non-Indian relations;

16 (2) hold hearings both on and off reservations to
17 promote better understanding between the tribes and public
18 agencies and to improve both the Indian people's knowledge
19 of the structure of state agencies and the legislative
20 process and the non-Indian people's knowledge of tribal
21 government and institutions;

22 (3) encourage and foster participation of Indian
23 people at its meetings;

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25 people and the legislature;

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4 (6) report its activities, findings, recommendations,
5 and any proposed legislation to the 51st legislature.

6 Section 9. Termination date. The committee shall
7 terminate upon the convening of the 51st legislature in
8 regular session in 1989.

9 Section 10. Appropriation. There is appropriated for
10 the biennium ending June 30, 1989, ~~\$6,000~~ \$3,000 from the
11 general fund to the legislative council for use by the
12 committee on Indian affairs.

13 Section 11. Effective date. This act is effective on
14 ~~passage-and-approval~~ JULY 1, 1987.

-End-

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20 WHEREAS, the Legislature appropriated ~~\$67,000~~ \$37,000
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