

HOUSE BILL NO. 720

INTRODUCED BY GIACOMETTO, GRADY, DEVLIN

IN THE HOUSE

|                   |  |
|-------------------|--|
| FEBRUARY 15, 1989 | INTRODUCED AND REFERRED TO COMMITTEE<br>ON FISH & GAME.                    |
| FEBRUARY 16, 1989 | FIRST READING.   |
| FEBRUARY 17, 1989 | COMMITTEE RECOMMEND BILL<br>DO PASS AS AMENDED. REPORT ADOPTED.            |
| FEBRUARY 18, 1989 | PRINTING REPORT.   |
| FEBRUARY 21, 1989 | SECOND READING, DO PASS.<br><br>ENGROSSING REPORT.                         |
| FEBRUARY 22, 1989 | THIRD READING, PASSED.<br>AYES, 97; NOES, 3.<br><br>TRANSMITTED TO SENATE. |

IN THE SENATE

|                   |  |
|-------------------|--|
| FEBRUARY 28, 1989 | INTRODUCED AND REFERRED TO COMMITTEE<br>ON FISH & GAME.<br><br>FIRST READING.                |
| MARCH 17, 1989    | COMMITTEE RECOMMEND BILL BE<br>CONCURRED IN AS AMENDED. REPORT<br>ADOPTED.                   |
| MARCH 18, 1989    | SECOND READING, CONCURRED IN.  |
| MARCH 21, 1989    | THIRD READING, CONCURRED IN.<br>AYES, 47; NOES, 2.<br><br>RETURNED TO HOUSE WITH AMENDMENTS. |

IN THE HOUSE

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|----------------|-----------------------|
| MARCH 31, 1989 | RECEIVED FROM SENATE. |
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APRIL 1, 1989

SECOND READING, AMENDMENTS  
CONCURRED IN.

THIRD READING, AMENDMENTS  
CONCURRED IN.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 HOUSE BILL NO. 720  
 2 INTRODUCED BY Gianetta D. G. Nelson  
 3  
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE A SOCIAL AND  
 5 ECONOMIC IMPACT ANALYSIS OF ANY WILDLIFE HABITAT ACQUISITION  
 6 BY THE FISH AND GAME COMMISSION; AND AMENDING SECTION  
 7 87-1-241, MCA."  
 8  
 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
 10 **Section 1.** Section 87-1-241, MCA, is amended to read:  
 11 "87-1-241. (Effective March 1, 1988, to March 1, 1994)  
 12 Acquisition of wildlife habitat -- rules. (1) Before  
 13 acquisition of any interest in land for the primary purpose  
 14 of securing wildlife habitat the commission shall by rule  
 15 establish a policy for making such acquisitions. With regard  
 16 to any specific acquisition the policy shall provide for a  
 17 comprehensive analysis of:  
 18 (a) the wildlife populations and use currently  
 19 associated with the property;  
 20 (b) the potential value of the land for protection,  
 21 preservation, and propagation of wildlife;  
 22 (c) management goals proposed for the land and  
 23 wildlife populations, and where feasible, any additional  
 24 uses of the land such as livestock grazing or timber  
 25 harvest;

1 (d) any potential impacts to adjacent private land  
 2 resulting from proposed management goals, and plans to  
 3 address such impacts;  
 4 (e) any significant potential social and economic  
 5 impacts to the county, including but not limited to impacts  
 6 on:  
 7 (i) tax revenue available for the operation of the  
 8 county and school districts within the county;  
 9 (ii) services required to be provided by the county;  
 10 (iii) employment opportunities within the county;  
 11 (iv) local schools; and  
 12 (v) private businesses supplying goods and services to  
 13 the community;  
 14 ~~f~~(f) a land maintenance program to control weeds and  
 15 maintain roads and fences; and  
 16 ~~f~~(g) any other matter considered necessary or  
 17 appropriate by the commission.  
 18 (2) The analysis made of any proposed acquisition must  
 19 be made available for review by each owner of land adjacent  
 20 to the property that is the subject of analysis, and to any  
 21 member of the public. A public hearing must be held in the  
 22 affected area after the analysis has been made available to  
 23 the public. (Terminates March 1, 1994--sec. 12, Ch. 598, L.  
 24 1987.)"  
 25 NEW SECTION. **Section 2.** Extension of authority. Any

LC 1558/01

1 existing authority to make rules on the subject of the  
2 provisions of [this act] is extended to the provisions of  
3 [this act].

-End-

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB 720, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

An act to require a social and economic impact analysis of any wildlife habitat acquisition by the Fish and Game Commission.

ASSUMPTIONS:

1. Only those proposals which would effect tax revenue or significantly change the current status will require comprehensive analysis.
2. The maximum number of proposals requiring a comprehensive analysis would not exceed five during the 1991 biennium.
3. Existing staff of the Department of Fish, Wildlife and Parks will prepare the analysis as a part of the current land acquisition process.

FISCAL IMPACT:

None.

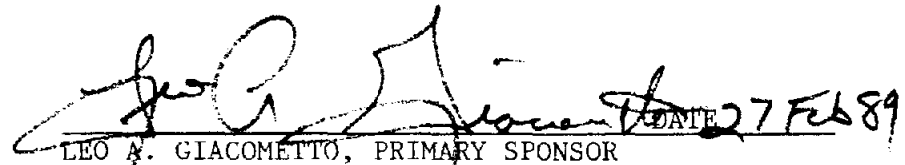
EFFECT ON COUNTY OR OTHER LOCAL REVENUE OR EXPENDITURES:

County offices will be required to provide landowner-specific tax information relative to each proposal.



DATE 2/23/89

RAY SHACKLEFORD, BUDGET DIRECTOR  
OFFICE OF BUDGET AND PROGRAM PLANNING



LEO A. GIACOMETTO, PRIMARY SPONSOR

Fiscal Note for HB720, as introduced

**HB 720**

APPROVED BY COMM.  
ON FISH AND GAME

## HOUSE BILL NO. 720

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A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE A SOCIAL AND ECONOMIC IMPACT ANALYSIS OF ANY WILDLIFE HABITAT ACQUISITION BY THE FISH AND GAME COMMISSION; AND AMENDING SECTION 87-1-241, MCA."

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(a) the wildlife populations and use currently associated with the property;

(b) the potential value of the land for protection, preservation, and propagation of wildlife;

(c) management goals proposed for the land and wildlife populations, and where feasible, any additional uses of the land such as livestock grazing or timber harvest;

(d) any potential impacts to adjacent private land resulting from proposed management goals, and plans to address such impacts;

(e) any significant potential social and economic impacts to the county AFFECTED LOCAL GOVERNMENTS AND THE STATE, including but not limited to impacts on:

(i) tax revenue available for the operation of the county-and-school-districts TAXING JURISDICTIONS within the county;

(ii) services required to be provided by the county LOCAL GOVERNMENTS;

(iii) employment opportunities within the county COUNTIES;

(iv) local schools; and

(v) private businesses supplying goods and services to the community;

~~(f)~~ (f) a land maintenance program to control weeds and maintain roads and fences; and

~~(g)~~ (g) any other matter considered necessary or appropriate by the commission.

(2) The analysis made of any proposed acquisition must be made available for review by each owner of land adjacent to the property that is the subject of analysis, and to any member of the public. A public hearing must be held in the affected area after the analysis has been made available to

HB 0720/02

1 the public. (Terminates March 1, 1994--sec. 12, Ch. 598, L.  
2 1987.)"

3 NEW SECTION. **Section 2.** Extension of authority. Any  
4 existing authority to make rules on the subject of the  
5 provisions of [this act] is extended to the provisions of  
6 [this act].

-End-

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HB 0720/02

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5 provisions of [this act] is extended to the provisions of  
6 [this act].

-End-

SENATE STANDING COMMITTEE REPORT

March 17, 1989

MR. PRESIDENT:

We, your committee on Fish and Game, having had under consideration HB 720 (third reading copy -- blue), respectfully report that HB 720 be amended and as so amended be concurred in:

Sponsor: Giacometto (Severson)

1. Title, line 6.

Following: "COMMISSION;"

Strike: "AND"

2. Title, line 7.

Following: "MCA"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

3. Page 3.

Following: line 6

Insert: "NEW SECTION. Section 3. Effective date. [This act] is effective on passage and approval."

AND AS AMENDED BE CONCURRED IN

Signed,

  
Elmer D. Severson, Chairman

HB 720

SENATE

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HB 0720/03

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4 existing authority to make rules on the subject of the  
5 provisions of [this act] is extended to the provisions of  
6 [this act].

7 NEW SECTION. SECTION 3. EFFECTIVE DATE. [THIS ACT] IS  
8 EFFECTIVE ON PASSAGE AND APPROVAL.

-End-