

HOUSE BILL 661

Introduced by Peterson

3/05	Fiscal Note Requested
3/06	Introduced
3/06	First Reading
3/11	Fiscal Note Received
3/26	Missed Transmittal Deadline

1 House BILL NO. 661  
2 INTRODUCED BY Peterson  
3 BY REQUEST OF THE JOINT SUBCOMMITTEE ON  
4 GENERAL GOVERNMENT AND TRANSPORTATION  
5  
6 A BILL FOR AN ACT ENTITLED: "AN ACT ELIMINATING THE  
7 FLATHEAD BASIN COMMISSION; AMENDING SECTION 5-11-210, MCA;  
8 REPEALING SECTIONS 2-15-213, 2-15-214, 2-15-215, 75-7-301,  
9 75-7-302, 75-7-303, 75-7-304, 75-7-305, 75-7-306, 75-7-307,  
10 AND 75-7-308, MCA; AND PROVIDING A CONTINGENT EFFECTIVE  
11 DATE."

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

14       **Section 1.** Section 5-11-210, MCA, is amended to read:

15        "5-11-210. Clearinghouse for reports to legislature.

16 (1) For the purposes of this section, "report" means:

17 (a) a document required to be prepared for the  
18 legislature as required in any of the sections listed in  
19 subsection (10); and

20 (b) unless otherwise provided by law, any other report  
21 required by law to be given to or filed with the  
22 legislature.

23           (2) On or before September 1 of each year preceding the  
24       convening of a regular session of the legislature, an entity  
25       required to report to the legislature shall provide, in

1 writing, to the executive director of the legislative  
2 council:

3 (a) the final title of the report;

4 (b) an abstract or description of the contents of the  
5 report, not to exceed one page;

6 (c) a recommendation on how many copies of the report  
7 should be provided to the legislature;

8 (d) the reasons why the number of copies recommended  
9 is, in the opinion of the reporting entity, the appropriate  
10 number of copies;

11 (e) an estimated cost for each copy of the report; and

12 (F) the date on which the entity will deliver the  
13 final, published copies of the report to the legislature.

14 (3) After considering all of the information available  
15 about the report, including the number of legislators  
16 requesting copies of the report pursuant to subsection (7),  
17 the legislative council or the executive director shall, in  
18 writing, direct the reporting entity to provide a specific  
19 number of copies. The number of copies required is at the  
20 sole discretion of the legislative council. The legislative  
21 council or the executive director may require the reporting  
22 entity to mail the copies of the report.

23       (4) The legislative council may require that the report  
24       be submitted in an electronic format useable on the  
25       legislature's current computer hardware, in a microform.

such as microfilm or microfiche, or in a CD-ROM format, meaning compact disc read-only memory.

(5) Costs of preparing and distributing a report to the legislature, including writing, printing, postage, distribution, and all other costs, accrue to the reporting agency. Costs incurred in meeting the requirements of this section may not accrue to the legislative council.

(6) The executive director of the legislative council shall cause to be prepared a list of all reports required to be presented to the legislature from the list of titles received under subsection (2).

(7) The executive director shall, as soon as possible following a general election, mail to each holdover senator, senator-elect, and representative-elect a list of the titles of the reports, along with the abstracts prepared pursuant to subsection (2)(b), available from the legislative council. The list must include a form on which each member or member-elect receiving the list may indicate the report or reports that the member or member-elect would like to receive.

(8) The executive director or the legislative council shall make copies of reports requested pursuant to subsection (7) available to those members or members-elect by either requiring that copies be mailed pursuant to subsection (3) or by delivering copies of the reports during

the first week of the legislative session.

(9) The executive director of the legislative council may keep as many copies of a report as he considers necessary, and copies of the report may be discarded at his discretion.

(10) (a) A report to the legislature includes a report required to be made by a board, bureau, commission, committee, council, department, division, fund, authority, or officer of the state or a local government in 1-11-204, 2-4-411, 2-7-104, 2-8-112, 2-8-203, 2-8-207, 2-8-208, 2-15-2021, 2-18-209, 2-18-811, 2-18-1103, 3-1-702, 3-1-1126, 5-5-216, 5-13-304, 5-17-103, 5-18-203, 5-19-108, 10-4-102, 15-1-205, 17-4-107, 17-5-1650, 18-7-303, 19-4-201, 20-9-346, 20-25-236, 20-25-301, 22-3-107, 23-7-203, 33-22-1513, 37-1-106, 39-6-101, 39-51-407, 44-2-304, 44-13-103, 46-23-316, 53-2-1107, 53-6-110, 53-20-104, 53-21-104, 53-24-204, 53-24-210, 53-30-133, 69-1-404, 72-16-202, 75-1-203, 75-1-1101, 75-7-304, 75-10-533, 75-10-704, 76-11-203, 76-12-109, 80-7-713, 80-12-402, 82-11-161, 85-1-621, 85-2-105, 87-2-724, 87-5-123, 90-3-203, or 90-4-111.

(b) The procedure outlined in this section may also be used for a report required to be made to the legislature under the Multistate Tax Compact contained in 15-1-601, the Vehicle Equipment Safety Compact contained in 61-2-201, the

1 Multistate Highway Transportation Agreement contained in  
2 61-10-1101, or the Western Interstate Nuclear Compact  
3 contained in 90-5-201."

4 NEW SECTION. **Section 2. Repealer.** Sections 2-15-213,  
5 2-15-214, 2-15-215, 75-7-301, 75-7-302, 75-7-303, 75-7-304,  
6 75-7-305, 75-7-306, 75-7-307, and 75-7-308, MCA, are  
7 repealed.

8 NEW SECTION. **Section 3. Contingent effective date.**  
9 [This act] is effective July 1, 1993, if appropriations are  
10 not made for the operation of the Flathead basin commission  
11 for the biennium ending June 30, 1995.

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