

SENATE BILL NO. 225

INTRODUCED BY RYE, DOHERTY, YELLOWTAIL, GRADY
BY REQUEST OF THE ENVIRONMENTAL
QUALITY COUNCIL

IN THE SENATE

JANUARY 20, 1993	INTRODUCED AND REFERRED TO COMMITTEE ON NATURAL RESOURCES.
	FIRST READING.
FEBRUARY 6, 1993	COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.
FEBRUARY 8, 1993	PRINTING REPORT.
	SECOND READING, DO PASS.
FEBRUARY 9, 1993	ENGROSSING REPORT.
	THIRD READING, PASSED. AYES, 46; NOES, 4.
	TRANSMITTED TO HOUSE.

IN THE HOUSE

FEBRUARY 10, 1993	INTRODUCED AND REFERRED TO COMMITTEE ON NATURAL RESOURCES.
	FIRST READING.
MARCH 10, 1993	COMMITTEE RECOMMEND BILL BE CONCURRED IN AS AMENDED. REPORT ADOPTED.
MARCH 13, 1993	SECOND READING, CONCURRED IN.
MARCH 16, 1993	THIRD READING, CONCURRED IN. AYES, 93; NOES, 7.
MARCH 17, 1993	RETURNED TO SENATE WITH AMENDMENTS.

IN THE SENATE

MARCH 19, 1993	RECEIVED FROM HOUSE.
	SECOND READING, AMENDMENTS CONCURRED IN.

MARCH 20, 1993

THIRD READING, AMENDMENTS
CONCURRED IN.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

Senate BILL NO. *225*

INTRODUCED BY

Ryan Donnelly Yellowstone

BY REQUEST OF THE ENVIRONMENTAL

QUALITY COUNCIL

A BILL FOR AN ACT ENTITLED: "AN ACT ADOPTING A STATE ENERGY POLICY GOAL STATEMENT; PROVIDING FOR AN ONGOING STATE ENERGY POLICY DEVELOPMENT PROCESS; AND PROVIDING FOR THE APPLICATION OF AN ENERGY POLICY ANALYSIS METHODOLOGY FOR ENERGY-RELATED LEGISLATION."

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

NEW SECTION. Section 1. State energy policy goal statement. (1) It is the policy of the state of Montana to promote energy conservation, production, and consumption of a reliable and efficient mix of energy sources that represent the least social, environmental, and economic costs and the greatest long-term benefits to Montana citizens.

(2) In pursuing this goal, it is the policy of the state of Montana to:

(a) recognize that the state's energy system operates within the larger context of and is influenced by regional, national, and international energy markets; and

(b) maintain a continual process to review this energy

policy statement and any future changes so that Montana's energy strategy will provide for a balance between a sustainable environment and a viable economy.

NEW SECTION. Section 2. Definitions. As used in [sections 3 and 4], the following definitions apply:

(1) "Council" means the environmental quality council established in 5-16-101.

(2) "Department" means the department of natural resources and conservation established in 2-15-3301.

NEW SECTION. Section 3. Energy policy development process. (1) The department and the council, in cooperation with the consumer counsel, shall maintain a continual process to develop the components of a comprehensive state energy policy.

(2) Because of limited state resources and the need to focus intensive effort on specific issues of importance, the development of a comprehensive state energy policy must occur on an incremental basis. As the need arises, the department, in cooperation with the appropriate state agencies and with extensive public involvement, shall identify and recommend to the council specific components of a state energy policy for development under the consensus process described in subsection (3).

(3) (a) Upon selection of a specific energy policy component, the council shall assign to a working group

1 composed of representatives of the parties with a stake in
2 that specific component the task of developing consensus
3 recommendations for that component of state energy policy.

4 (b) The working group must include the broadest
5 possible representation of stakeholders in the issues to be
6 included within the specific component of state energy
7 policy.

8 (c) Whenever possible, the working group shall use a
9 consensus process to develop recommendations for a specific
10 energy policy component to be submitted to the council.
11 Recommendations that are not based upon consensus must be so
12 noted by the working group. Upon consideration of the
13 working group's recommendations, the council shall forward
14 its recommendations to the legislature and to the
15 appropriate state agencies for adoption.

16 (d) The department shall:

17 (i) provide staff support to the working group,
18 including policy analysis, data gathering, research,
19 technical analysis, and administrative support;

20 (ii) provide administrative coordination among the
21 appropriate state agencies in the energy policy development
22 process;

23 (iii) prepare reports for and make recommendations to
24 the council; and

25 (iv) consult regularly with the council to coordinate

1 each agency's activities.

2 (4) In carrying out their responsibilities under this
3 section, the department and the council may contract with
4 experts, consultants, and facilitators and may seek funding
5 from a variety of private and public sources for technical
6 and other assistance necessary to accomplish their
7 responsibilities.

8 NEW SECTION. **Section 4. Application of energy policy**
9 **analysis methodology for energy-related bills.** (1) All bills
10 reported out of a committee of the legislature that would
11 affect state energy policy, including the consumption,
12 production, and conservation of the state's energy
13 resources, may include an energy policy analysis that
14 evaluates the costs and benefits of that bill.

15 (2) The analysis must include:

16 (a) an energy policy evaluation worksheet, which
17 consists of:

18 (i) a description of the bill;

19 (ii) identification of the problems or issues addressed
20 by the bill;

21 (iii) an explanation of the intent of the bill; and

22 (iv) an evaluation of the bill's effects on energy, the
23 environment, and the economy, along with information on the
24 fiscal effects, social effects, and the distribution of the
25 potential effects among different income groups, sectors of

1 the economy, and geographic areas; and
2 (b) an effects summary table that reviews the
3 information provided in the energy policy evaluation
4 worksheet in summary form.
5 (3) An energy policy analysis may also be requested on
6 a bill, as allowed by the joint rules of the legislature,
7 by:
8 (a) a committee considering the bill;
9 (b) a majority of the members of the house in which the
10 bill is to be considered, at the time of second reading; or
11 (c) the sponsor, through the presiding officer.
12 (4) The department, in cooperation with other
13 appropriate state or local agencies, shall prepare the
14 energy policy analysis, within the limits of available
15 resources, within 6 days or as soon as reasonably
16 practicable.

-End-

STATE OF MONTANA - FISCAL NOTE

Form BD-15

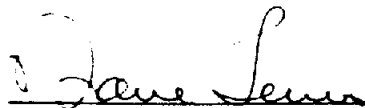
In compliance with a written request, there is hereby submitted a Fiscal Note for SB0225, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION: This bill adopts a state energy policy goal statement, provides for an ongoing energy policy development process to be undertaken as needed by the DNRC and the EQC, and provides for the application, on a voluntary basis, of "energy fiscal notes" on energy-related legislation.

ASSUMPTIONS:

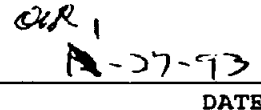
1. The Department of Natural Resources and Conservation (DNRC) and the Environmental Quality Council (EQC) will conduct the consensus-based energy policy development process within the limits of existing appropriations.
2. The DNRC will not reimburse working group members for traveling or participating in the energy development process.
3. Any major studies or policies that the EQC requests DNRC to staff will be funded with new sources of revenue as provided in section 3.

FISCAL IMPACT: No fiscal impact to the state.


DAVE LEWIS, BUDGET DIRECTOR
Office of Budget and Program Planning

1-26-93
DATE


DAVID RYE, PRIMARY SPONSOR


DATE

Fiscal Note for SB0225, as introduced

SB 225

APPROVED BY COMM. ON
NATURAL RESOURCES

SENATE BILL NO. 225

INTRODUCED BY RYE, DOHERTY, YELLOWTAIL, GRADY

BY REQUEST OF THE ENVIRONMENTAL

QUALITY COUNCIL

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4 worksheet in summary form.

5 (3) An energy policy analysis may also be requested on
6 a bill, as allowed by the joint rules of the legislature,
7 by:

8 (a) a committee considering the bill;

9 (b) a majority of the members of the house in which the
10 bill is to be considered, at the time of second reading; or

11 (c) the sponsor, through the presiding officer.

12 (4) The department, in cooperation with other
13 appropriate state or local agencies, shall prepare the
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15 resources, within 6 days or as soon as reasonably
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-End-

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BY REQUEST OF THE ENVIRONMENTAL

QUALITY COUNCIL

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each agency's activities.

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-End-

HOUSE STANDING COMMITTEE REPORT

March 10, 1993

Page 1 of 1

Mr. Speaker: We, the committee on Natural Resources report that Senate Bill 225 (third reading copy -- blue) be concurred in as amended.

Signed: 
Dick Knox, Chair

And, that such amendments read:

Carried by: Rep. Knox

1. Title, line 8.

Following: ";

Strike: "AND"

2. Title, line 10.

Following: "LEGISLATION"

Insert: "; AND PROVIDING A TERMINATION DATE"

3. Page 5.

Following: line 16

Insert: "

NEW SECTION. Section 5. Termination. [Section 4]
terminates on October 1, 1995."


HOUSE

SB 225

Committee Vote:

541010SC HOS

SENATE BILL NO. 225

INTRODUCED BY RYE, DOHERTY, YELLOWTAIL, GRADY

BY REQUEST OF THE ENVIRONMENTAL

QUALITY COUNCIL

A BILL FOR AN ACT ENTITLED: "AN ACT ADOPTING A STATE ENERGY POLICY GOAL STATEMENT; PROVIDING FOR AN ONGOING STATE ENERGY POLICY DEVELOPMENT PROCESS; AND PROVIDING FOR THE APPLICATION OF AN ENERGY POLICY ANALYSIS METHODOLOGY FOR ENERGY-RELATED LEGISLATION; AND PROVIDING A TERMINATION DATE."

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17 practicable.

18 NEW SECTION. SECTION 5. TERMINATION. (SECTION 4]

19 TERMINATES ON OCTOBER 1, 1995.

-End-