

SENATE BILL NO. 429

INTRODUCED BY GAGE  
BY REQUEST OF THE SENATE TAXATION COMMITTEE

IN THE SENATE

MARCH 5, 1993	INTRODUCED AND REFERRED TO COMMITTEE ON TAXATION.
	FIRST READING.
MARCH 23, 1993	COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.
MARCH 24, 1993	PRINTING REPORT.
	SECOND READING, DO PASS.
MARCH 25, 1993	ENGROSSING REPORT.
	THIRD READING, PASSED. AYES, 43; NOES, 6.
	TRANSMITTED TO HOUSE.

IN THE HOUSE

MARCH 26, 1993	INTRODUCED AND REFERRED TO COMMITTEE ON TAXATION.
	FIRST READING.
APRIL 1, 1993	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
APRIL 2, 1993	SECOND READING, CONCURRED IN.
APRIL 5, 1993	THIRD READING, CONCURRED IN. AYES, 64; NOES, 36.
APRIL 6, 1993	RETURNED TO SENATE.

IN THE SENATE

APRIL 7, 1993	SENT TO ENROLLING.
	REPORTED CORRECTLY ENROLLED.



STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for SB0429, third reading.

DESCRIPTION OF PROPOSED LEGISLATION: An Act requiring the Department of Natural Resources and Conservation to give priority, under certain conditions, to reclamation and development grant requests from the Board of Oil and Gas Conservation.


ASSUMPTIONS:

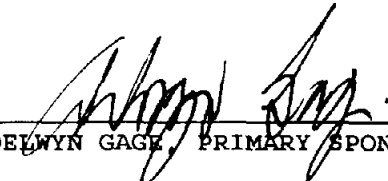
1. There are more than \$600,000 available for reclamation and development grants in future bienniums.
2. The Board of Oil and Gas submits applications for oil and gas reclamation projects requiring at least \$600,000 in grant funds.

FISCAL IMPACT: None.

LONG-RANGE EFFECTS OF PROPOSED LEGISLATION:

The department will recommend as highest priority, oil and gas reclamation projects submitted by the Board of Oil and Gas Conservation. This provides a secure source of reclamation funding for these projects into the future. Other projects will continue to compete for reclamation and development grant funding. However, funding availability for these projects would be limited to what was left over after the \$600,000 is used to fund oil and gas reclamation projects sponsored by the board.

  
DAVID LEWIS, BUDGET DIRECTOR      DATE  
Office of Budget and Program Planning

 4/6/93  
DELYWYN GAGE, PRIMARY SPONSOR      DATE  
Fiscal Note for SB0429, third reading  
SB 429

APPROVED BY COMMITTEE  
ON TAXATION

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A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION TO GIVE PRIORITY, UNDER CERTAIN CONDITIONS, TO RECLAMATION AND DEVELOPMENT GRANT REQUESTS FROM THE BOARD OF OIL AND GAS CONSERVATION; AMENDING SECTION 90-2-1113, MCA; AND PROVIDING AN EFFECTIVE DATE."

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

**Section 1.** Section 90-2-1113, MCA, is amended to read:

"90-2-1113. Evaluation criteria -- priority. (1) The Except as provided in subsection (2), the department shall consider the following criteria in evaluating eligible applications and in selecting projects to be recommended to the governor for funding:

†1†(a) the degree to which the project will provide benefits in its eligibility category or categories;

†2†(b) the degree to which the project will provide public benefits;

†3†(c) the degree to which the project will promote, enhance, or advance the policies and purposes of the reclamation and development grants program;

†4†(d) the degree to which the project will provide for the conservation of natural resources;

†5†(e) the degree of need and urgency for the project;

†6†(f) the extent to which the project sponsor or local entity is contributing to the costs of the project or is generating additional nonstate funds;

†7†(g) the degree to which jobs are created for persons who need job training, receive public assistance, or are chronically unemployed; and

†8†(h) any other criteria the department considers necessary to carry out the policies and purposes of the reclamation and development grants program.

(2) (a) Subject to the conditions of this part, the department shall give priority to grant requests, not to exceed \$600,000 in total for the biennium, from the board of oil and gas conservation. THE BOARD OF OIL AND GAS CONSERVATION SHALL USE A GRANT THAT RECEIVED PRIORITY UNDER THIS SUBSECTION (A) ONLY FOR OIL AND GAS RECLAMATION PROJECTS. A GRANT MAY NOT BE USED FOR PERSONNEL COSTS OR GENERAL OPERATING EXPENSES OF THE BOARD OF OIL AND GAS CONSERVATION.

(B) ANY UNOBLIGATED FUND BALANCE OF A GRANT THAT RECEIVED PRIORITY UNDER SUBSECTION (2)(A) REMAINING AT THE END OF THE CURRENT BIENNIUM MUST BE INCLUDED AS PART OF THE \$600,000 LIMITATION FOR THE NEXT BIENNIUM.

1        (b)(C) The priority given to the board of oil and gas  
2        conservation under subsection (2)(a) does not preclude the  
3        board of oil and gas conservation from submitting additional  
4        grant requests. The department shall evaluate additional  
5        grant requests from the board of oil and gas conservation in  
6        accordance with the provisions of subsection (1)."

7        NEW SECTION.    **Section 2.**    Effective date. [This act] is  
8        effective July 1, 1993.

-End-

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