

1 SENATE BILL NO. 244

2 INTRODUCED BY M. HALLIGAN, BOHLINGER, CHRISTIAENS, COCCHIARELLA, EKEGREN, FACEY,
3 GROSFIELD, HARRINGTON, JERGESON, LEE, MAHLUM, MCCARTHY, PEASE, RYAN, SHEA,
4 STONINGTON, WANZENRIED, WATERMAN
5

6 A BILL FOR AN ACT ENTITLED: "AN ACT INCLUDING IN THE LIST OF PRIORITIES FOR TREASURE STATE
7 ENDOWMENT FUNDING ANY PROJECTS THAT ARE SPONSORED BY ~~NONPROFIT OR~~ LOCAL
8 GOVERNMENT ENTITIES FOR THE CONSTRUCTION OF INFRASTRUCTURE FOR HOUSING FOR
9 LOW-INCOME OR MODERATE-INCOME FAMILIES; AND AMENDING SECTION 90-6-710, MCA."

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11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
12

13 **Section 1.** Section 90-6-710, MCA, is amended to read:

14 **"90-6-710. (Temporary) Priorities for projects -- procedure -- rulemaking.** (1) The department of
15 commerce must receive proposals for projects from local governments as defined in 90-6-701(3)(b). The
16 department shall work with a local government in preparing cost estimates for a project. In reviewing
17 project proposals, the department may consult with other state agencies with expertise pertinent to the
18 proposal. The department shall prepare and submit a list containing the recommended projects and the
19 recommended form and amount of financial assistance for each project to the governor, prioritized
20 pursuant to subsection (2). The governor shall review the projects recommended by the department and
21 shall submit a list of recommended projects and the recommended financial assistance to the legislature.

22 (2) In preparing recommendations under subsection (1), preference must be given to infrastructure
23 projects based on the following order of priority:

24 (a) projects that solve urgent and serious public health or safety problems or that enable local
25 governments to meet state or federal health or safety standards;

26 (b) projects that reflect greater need for financial assistance than other projects;

27 (c) projects that incorporate appropriate, cost-effective technical design and that provide thorough,
28 long-term solutions to community public facility needs;

29 (d) projects that reflect substantial past efforts to ensure sound, effective, long-term planning and
30 management of public facilities and that attempt to resolve the infrastructure problem with local resources;

1 (e) projects that enable local governments to obtain funds from sources other than the funds
2 provided under this part;

3 (f) projects that provide long-term, full-time job opportunities for Montanans, that provide public
4 facilities necessary for the expansion of a business that has a high potential for financial success, or that
5 maintain the tax base or that encourage expansion of the tax base; and

6 (g) projects that are high local priorities and have strong community support.

7 (3) After the review required by subsection (1), the projects must be approved by the legislature.

8 (4) The department shall adopt rules necessary to implement the treasure state endowment
9 program.

10 **90-6-710. (Effective July 1, 2001) Priorities for projects -- procedure -- rulemaking.** (1) The
11 amount of \$425,000 is statutorily appropriated, as provided in 17-7-502, to the department of commerce
12 for each biennium for the period beginning July 1, 2001, and ending June 30, 2005, from the treasure
13 state endowment special revenue account for the purpose of providing communities with grants for
14 engineering work for projects provided for in subsection (3).

15 (2) The department of commerce must receive proposals for projects from local governments as
16 defined in 90-6-701(3)(b). The department shall work with a local government in preparing cost estimates
17 for a project. In reviewing project proposals, the department may consult with other state agencies with
18 expertise pertinent to the proposal. The department shall prepare and submit a list containing the
19 recommended projects and the recommended form and amount of financial assistance for each project to
20 the governor, prioritized pursuant to subsection (3). The governor shall review the projects recommended
21 by the department and shall submit a list of recommended projects and the recommended financial
22 assistance to the legislature.

23 (3) In preparing recommendations under subsection (2), preference must be given to infrastructure
24 projects based on the following order of priority:

25 (a) projects that solve urgent and serious public health or safety problems or that enable local
26 governments to meet state or federal health or safety standards;

27 (b) projects that reflect greater need for financial assistance than other projects;

28 (c) projects that incorporate appropriate, cost-effective technical design and that provide thorough,
29 long-term solutions to community public facility needs;

30 (d) projects that reflect substantial past efforts to ensure sound, effective, long-term planning and

1 management of public facilities and that attempt to resolve the infrastructure problem with local resources;

2 (e) projects that enable local governments to obtain funds from sources other than the funds
3 provided under this part;

4 (f) projects that provide long-term, full-time job opportunities for Montanans, that provide public
5 facilities necessary for the expansion of a business that has a high potential for financial success, or that
6 maintain the tax base or that encourage expansion of the tax base; ~~and~~

7 (g) projects that are sponsored by nonprofit or local government entities for the construction of
8 infrastructure for housing for low-income or moderate-income families; and

9 ~~(g)~~(h) projects that are high local priorities and have strong community support.

10 (4) After the review required by subsection (2), the projects must be approved by the legislature.

11 (5) The department shall adopt rules necessary to implement the treasure state endowment
12 program. (Terminates June 30, 2005--sec. 10(2), Ch. 10, Sp. L. May 2000.)

13 **90-6-710. (Effective July 1, 2005) Priorities for projects -- procedure -- rulemaking.** (1) The
14 department of commerce must receive proposals for projects from local governments as defined in
15 90-6-701(3)(b). The department shall work with a local government in preparing cost estimates for a
16 project. In reviewing project proposals, the department may consult with other state agencies with
17 expertise pertinent to the proposal. The department shall prepare and submit a list containing the
18 recommended projects and the recommended form and amount of financial assistance for each project to
19 the governor, prioritized pursuant to subsection (2). The governor shall review the projects recommended
20 by the department and shall submit a list of recommended projects and the recommended financial
21 assistance to the legislature.

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30 management of public facilities and that attempt to resolve the infrastructure problem with local resources;

1 (e) projects that enable local governments to obtain funds from sources other than the funds
2 provided under this part;

3 (f) projects that provide long-term, full-time job opportunities for Montanans, that provide public
4 facilities necessary for the expansion of a business that has a high potential for financial success, or that
5 maintain the tax base or that encourage expansion of the tax base; ~~and~~

6 (g) projects that are sponsored by nonprofit or local government entities for the construction of
7 infrastructure for housing for low-income or moderate-income families; and

8 ~~(g)~~(h) projects that are high local priorities and have strong community support.

9 (3) After the review required by subsection (1), the projects must be approved by the legislature.

10 (4) The department shall adopt rules necessary to implement the treasure state endowment
11 program."

12 - END -