60th Legislature

1	HOUSE BILL NO. 105
2	INTRODUCED BY J. WINDY BOY
3	BY REQUEST OF THE STATE-TRIBAL RELATIONS COMMITTEE
4	
5	A BILL FOR AN ACT ENTITLED: "AN ACT REVISING LAWS ON TRAINING OF STATE AGENCY MANAGERS
6	AND STATE EMPLOYEES ON TRIBAL ISSUES AND CONCERNS; REQUIRING TRAINING TO BE PROVIDED
7	BY THE GOVERNOR'S OFFICE; AMENDING SECTION 2-15-143, MCA; AND PROVIDING AN IMMEDIATE
8	EFFECTIVE DATE."
9	
10	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
11	
12	Section 1. Section 2-15-143, MCA, is amended to read:
13	"2-15-143. Training and consultation. (1) At least once a year, the department of justice governor's
14	office and a trainer selected by the tribal governments shall provide training in Helena or a site mutually agreed
15	upon IN HELENA OR A SITE MUTUALLY AGREED UPON to state agency managers and key employees who have regular
16	communication with tribes on the legal status of tribes, the legal rights of tribal members, and social, economic,
17	and cultural issues of concern to tribes.
18	(2) At least annually, the governor may <u>shall</u> convene in Helena <u>IN HELENA</u> a full-day, working meeting
19	at which the governor, with representatives of state agencies , and tribal officials, including chiefs and tribal
20	presiding officers, shall <u>to discuss</u> :
21	(a) review the tribal concerns with rules and policies that directly impact tribal government and tribal
22	populations that are proposed for adoption by the state agencies and recommend changes to the policies; and
23	(b) discuss other issues of concern to either the state and or the tribes and formulate solutions; and
24	(c) potential solutions to the concerns.
25	(3) By December <u>August</u> 15 of each year, a <u>each</u> state agency shall submit <u>to the governor</u> a report <u>for</u>
26	the prior fiscal year describing to the governor and to each tribal government on the activities of the state agency
27	relating to tribal government and tribal populations. The report must include:
28	(a) any rule or policy changes that the state agency adopted because of discussions under subsection
29	(2)(a);
30	(b) the name of the individual within the state agency who is responsible for implementing the policy;
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1	(c)(b) the process that the state agency has established to identify the programs activities of the state
2	agency that affect tribes;
3	(d)(c) the efforts of the state agency to promote communication and the government-to-government
4	relationship between the state agency and the tribes; and
5	(e)(d) the efforts of the state agency to ensure tribal consultation and the use of American Indian data
6	in the development and implementation of agency programs that directly affect tribes; and
7	(f) a joint description by tribal program staff and state staff of the training required under subsection (1).
8	(4) By September 15 of each year, the governor shall provide to each tribal government a report with
9	an overview of all state and tribal activities for the prior fiscal year, including a description of the training required
10	under subsection (1). IT IS THE INTENT OF THE LEGISLATURE THAT THIS REPORT BE PREPARED WITHIN EXISTING LEVELS
11	OF FUNDING."
12	
13	NEW SECTION. Section 2. Notification to tribal governments. The secretary of state shall send a
14	copy of [this act] to each tribal government located on the seven Montana reservations and to the Little Shell band
15	of Chippewa.
16	
17	NEW SECTION. Section 3. Effective date. [This act] is effective on passage and approval.
18	- END -

