

HOUSE BILL NO. 284

INTRODUCED BY AUGARE, J. TROPILA, SMITH, CORDIER, JAYNE, SMALL-EASTMAN, JUNEAU,
CAMPBELL, BIXBY

A BILL FOR AN ACT ENTITLED: "AN ACT ~~DIRECTING~~ AUTHORIZING THE RENOVATION OF THE HISTORIC BUILDING AT THE MORONY TOWNSITE IN GIANT SPRINGS STATE PARK ~~BY THE DEPARTMENT OF FISH, WILDLIFE, AND PARKS~~; GRANTING AUTHORITY FOR THE DEPARTMENT OF FISH, WILDLIFE, AND PARKS TO ENTER AN AGREEMENT WITH THE LITTLE SHELL CHIPPEWA TRIBE FOR MAINTENANCE AND SECURITY AT THE PARK IN EXCHANGE FOR THE TRIBE'S USE OF THE PARK AND RENOVATION AND USE OF THE RENOVATED BUILDING; PROVIDING AN APPROPRIATION; PROVIDING AN APPROPRIATION; AND PROVIDING AN EFFECTIVE DATE."

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

NEW SECTION. Section 1. Renovation of Morony apartment building at Giant Springs state park.

(1) (A) The department of fish, wildlife, and parks shall MAY ENTER INTO A 10-YEAR AGREEMENT WITH THE LITTLE SHELL CHIPPEWA TRIBE THAT WOULD AUTHORIZE THE TRIBE TO renovate the historic Morony apartment building at the Morony townsite in Giant Springs state park AND USE THE BUILDING FOR OFFICES, INTERPRETIVE AREAS, AND RELATED CULTURAL AND RECREATIONAL ACTIVITIES.

(B) IF THE PROVISIONS OF THE AGREEMENT HAVE BEEN ADHERED TO DURING THE FIRST 10-YEAR PERIOD, THE DEPARTMENT AND THE TRIBE MAY RENEW THE AGREEMENT FOR A LONGER TERM OR AGREE TO TRANSFER THE BUILDING AND ACREAGE TO THE TRIBE.

(C) THE AGREEMENT MUST PROVIDE THAT WRITTEN APPROVAL BY THE DEPARTMENT IS REQUIRED FOR MAJOR IMPROVEMENTS COSTING MORE THAN \$5,000 AND FOR ARCHITECTURAL PLANS PROPOSED BY THE TRIBE FOR THE BUILDING AND SITE. THE DEPARTMENT MAY NOT UNREASONABLY WITHHOLD APPROVAL FOR THE TRIBE'S PROPOSALS.

(D) THE AGREEMENT MUST CONTAIN A PROVISION THAT THE SITE REMAIN OPEN TO THE PUBLIC FOR GENERAL RECREATION AND RELATED ACTIVITIES DURING THE TERM OF THE AGREEMENT.

(E) THE AGREEMENT MUST CONTAIN A PROVISION THAT GAMBLING, CASINOS, OR SIMILAR GAMING ENTERPRISES ARE PROHIBITED IN THE BUILDING OR ON THE SITE.

(F) AN APPROPRIATE DEFAULT PROVISION MUST BE INCLUDED IN THE AGREEMENT.

(2) Renovation and improvement of the building are contingent on written concurrence from PPL Montana, from whom the original Morony townsite was granted. ALL RENOVATION OF AND UPGRADES TO THE BUILDING MUST COMPLY WITH CURRENT AND APPLICABLE BUILDING CODES, PERMITTING, REQUIREMENTS OF THE FEDERAL AMERICANS WITH DISABILITIES ACT OF 1990, AND OTHER REQUIREMENTS RELATED TO A PUBLIC BUILDING.

(3) The department may enter an agreement with the Little Shell Chippewa tribe MAY INCLUDE A PROVISION that grants the tribe nonexclusive use of the park and associated outbuildings and fixtures and the renovated building in exchange for the tribe's maintenance and security at the townsite, including the renovated building.

~~NEW SECTION. **Section 2. Appropriation.** There is appropriated \$500,000 from the state special revenue fund established for state parks, from money from the motor vehicle registration fee collected for state parks in 61-3-321(18), to the department of fish, wildlife, and parks for the purposes of [section 1].~~

NEW SECTION. **SECTION 2. APPROPRIATION.** THERE IS APPROPRIATED \$500 FROM THE GENERAL FUND TO THE DEPARTMENT OF FISH, WILDLIFE, AND PARKS FOR THE PURPOSES OF [SECTION 1].

NEW SECTION. **Section 3. Notification to tribal governments.** The secretary of state shall send a copy of [this act] to each tribal government located on the seven Montana reservations and to the Little Shell Chippewa tribe.

NEW SECTION. **Section 4. Effective date.** [This act] is effective July 1, 2007.

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