EXHIBIT 14
DATE 3/26/09
SB 164

Amendments to Senate Bill No. 164
3rd Reading Copy

Requested by Senator Debby Barrett

For the House Fish, Wildlife and Parks Committee

Prepared by Doug Sternberg
March 27, 2009 (7:25am)

1. Title, line 13.
Following: "~~WATER,~~"
Insert: "PROVIDING A STATUTORY APPROPRIATION;"
Following: "SECTIONS"
Insert: "17-7-502,"

2. Title, line 14.
Following: "DATE"
Insert: "AND A TERMINATION DATE"

3. Page 1, line 17.
Insert: "Section 1. Section 17-7-502, MCA, is amended to read:

"17-7-502. Statutory appropriations -- definition -- requisites for validity. (1) A statutory appropriation is an appropriation made by permanent law that authorizes spending by a state agency without the need for a biennial legislative appropriation or budget amendment.

(2) Except as provided in subsection (4), to be effective, a statutory appropriation must comply with both of the following provisions:

(a) The law containing the statutory authority must be listed in subsection (3).

(b) The law or portion of the law making a statutory appropriation must specifically state that a statutory appropriation is made as provided in this section.

(3) The following laws are the only laws containing statutory appropriations: 2-17-105; 5-11-120; 5-11-407; 5-13-403; 7-4-2502; 10-1-1202; 10-1-1303; 10-2-603; 10-3-203; 10-3-310; 10-3-312; 10-3-314; 10-4-301; 15-1-121; 15-1-218; 15-23-706; 15-31-906; 15-35-108; 15-36-332; 15-37-117; 15-39-110; 15-65-121; 15-70-101; 15-70-369; 15-70-601; 16-11-509; 17-3-106; 17-3-212; 17-3-222; 17-3-241; 17-6-101; 17-7-304; 18-11-112; 19-3-319; 19-6-404; 19-6-410; 19-9-702; 19-13-604; 19-17-301; 19-18-512; 19-19-305; 19-19-506; 19-20-604; 19-20-607; 19-21-203; 20-8-107; 20-9-534; 20-9-622; 20-26-1503; 22-3-1004; 23-4-105; 23-4-202; 23-4-204; 23-4-302; 23-4-304; 23-5-306; 23-5-409; 23-5-612; 23-7-301; 23-7-402; 37-43-204; 37-51-501; 39-71-503; 41-5-2011; 42-2-105; 44-1-504; 44-12-206; 44-13-102; 50-4-623; 53-1-109; 53-6-703; 53-24-108; 53-24-206; 60-11-115; 61-3-415; 69-3-870; 75-1-1101; 75-5-1108; 75-6-214; 75-11-313; 76-13-150; 77-1-108;

77-2-362; 80-2-222; 80-4-416; 80-5-510; 80-11-518; 82-11-161; [section 5]; 87-1-513; 90-1-115; 90-1-205; 90-3-1003; and 90-9-306.

(4) There is a statutory appropriation to pay the principal, interest, premiums, and costs of issuing, paying, and securing all bonds, notes, or other obligations, as due, that have been authorized and issued pursuant to the laws of Montana. Agencies that have entered into agreements authorized by the laws of Montana to pay the state treasurer, for deposit in accordance with 17-2-101 through 17-2-107, as determined by the state treasurer, an amount sufficient to pay the principal and interest as due on the bonds or notes have statutory appropriation authority for the payments. (In subsection (3): pursuant to sec. 10, Ch. 360, L. 1999, the inclusion of 19-20-604 terminates when the amortization period for the teachers' retirement system's unfunded liability is 10 years or less; pursuant to sec. 4, Ch. 497, L. 1999, the inclusion of 15-38-202 terminates July 1, 2014; pursuant to sec. 10(2), Ch. 10, Sp. L. May 2000, and secs. 3 and 6, Ch. 481, L. 2003, the inclusion of 15-35-108 terminates June 30, 2010; pursuant to sec. 17, Ch. 593, L. 2005, the inclusion of 15-31-906 terminates January 1, 2010; pursuant to sec. 73, Ch. 44, L. 2007, the inclusion of 19-6-410 terminates upon the death of the last recipient eligible under 19-6-709(2) for the supplemental benefit provided by 19-6-709; and pursuant to sec. 6, Ch. 2, Sp. L. September 2007, the inclusion of 76-13-150 terminates June 30, 2009.)"

{*Internal References to 17-7-502:*

x 2-17-105	*5-11-120*	*5-11-407*	*5-13-403*
7-4-2502	*10-1-1202*	*10-1-1303*	*10-2-603*
10-3-203	*10-3-310*	*10-3-312*	*10-3-312*
10-3-314	*10-4-301*	*15-1-121*	*15-1-218*
15-23-706	*15-31-906*	*15-35-108*	*15-36-332*
15-37-117	*15-39-110*	*15-65-121*	*15-70-101*
15-70-369	*15-70-601*	*16-11-509*	*17-1-508*
17-3-106	*17-3-212*	*17-3-222*	*17-3-241*
17-6-101	*17-7-304*	*17-7-501*	*18-11-112*
19-3-319	*19-6-404*	*19-6-410*	*19-9-702*
19-13-604	*19-17-301*	*19-18-512*	*19-19-305*
19-19-506	*19-20-604*	*19-20-607*	*19-21-203*
20-8-107	*20-9-534*	*20-9-622*	*20-26-1503*
20-26-1503	*22-3-1004*	*23-4-105*	*23-4-202*
23-4-204	*23-4-302*	*23-4-302*	*23-4-304*
23-5-306	*23-5-409*	*23-5-612*	*23-7-301*
23-7-402	*37-43-204*	*37-51-501*	*39-71-503*
41-5-2011	*42-2-105*	*44-1-504*	*44-12-206*
44-13-102	*50-4-623*	*53-1-109*	*53-6-703*
53-24-108	*53-24-108*	*53-24-206*	*60-11-115*
61-3-415	*69-3-870*	*75-1-1101*	*75-1-1101*
75-5-1108	*75-6-214*	*75-10-622*	*75-11-313*
76-13-150	*77-1-108*	*77-2-362*	*80-2-222*
80-4-416	*80-5-510*	*80-11-518*	*82-11-161*
87-1-513	*90-1-115*	*90-1-115*	*90-1-205*
90-3-1003	*90-9-306* }"		

Renumber: subsequent sections

4. Page 2, line 21.
Following: "control"
Strike: "as the first priority"

5. Page 3, line 17.
Following: "control"
Strike: "as the first priority"

6. Page 4, line 5.
Following: "subsection"
Insert: ", except that portion of acquisitions made with funds provided under 87-1-242(1),"

7. Page 4, line 7.
Following: "PRICE"
Insert: "or $300,000, whichever is less,"

8. Page 4, line 8.
Strike: "4"
Insert: "5"
Following: "used in"
Strike: "subsection (3)(e) and"

9. Page 6, line 8.
Following: "**ACCOUNT**"
Insert: "**-- annual report**"
Following: "**ACCOUNT.**"
Insert: "(1)"

10. Page 6, line 9.
Following: "FUND."
Strike: "PURSUANT" through "PRICE"
Insert: "In addition to the funds"

11. Page 6, line 10.
Following: "DEPARTMENT"
Strike: "MUST BE DEPOSITED IN THE ACCOUNT."
Insert: "pursuant to 87-1-209(1), the department shall also deposit into the maintenance account:

(a) funds dedicated for development and maintenance of real property used for wildlife habitat under 87-1-242(4)(a);

(b) interest earned on the account; and

(c) any other money that the department considers appropriate or necessary for maintenance of the department's land or water.

(2)"

12. Page 6, line 11.
Following: "ACCOUNT"

Insert: "are statutorily appropriated to the department and "

13. Page 6, line 12.
Following: "DEPARTMENT."
Strike: remainder of line 12
Insert: "(3)(a) The department shall provide an annual report regarding deposits into and withdrawals from the account established in subsection (1) to the oversight subcommittee of the environmental quality council for the purpose of demonstrating the use of funds in the account toward the good neighbor policy.

(b) The report must describe the types of maintenance completed by fish, wildlife, and parks region and maintenance plans for the subsequent fiscal year.

(c) The report is due to the environmental quality council by September 1 following the end of each fiscal year."

14. Page 6, line 14.
Following: "[SECTION"
Strike: "4"
Insert: "5"

15. Page 6, line 16.
Strike: "4"
Insert: "5"

16. Page 6, line 19.
Insert: "NEW SECTION. **Section 8. Termination.** [This act] terminates June 30, 2013."

- END -

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Additional Doc.