

Amendments to Senate Bill No. 317  
1st Reading Copy

Requested by Senator Chas Vincent

For the Senate Natural Resources Committee

Prepared by Sonja Nowakowski  
February 21, 2011 (12:04pm)

1. Page 2, line 18 through line 19.  
**Strike:** "moral" on line 18 through "material" on line 19
2. Page 2, line 23.  
**Strike:** "moral and material"
3. Page 3, line 7 through line 8.  
**Strike:** "and" on line 7 through "facilitate" on line 8
4. Page 3, line 27.  
**Strike:** "encouraging"  
**Insert:** "allowing"
5. Page 3, line 29.  
**Strike:** "moral and material"
6. Page 6, line 17.  
**Strike:** "(3)(c)"  
**Insert:** "(3)(d)"
7. Page 9, line 13.  
**Strike:** "and"
8. Page 9, line 14.  
**Strike:** "."  
**Insert:** "; and  
(vii) initiate and use ecological information in the  
planning and development of resource-oriented state-sponsored  
projects."
9. Page 9, line 16.  
**Strike:** "(3)(h)"  
**Insert:** "(3)(i)"  
**Strike:** "required" through "a"  
**Insert:** "authorized and within the scope of an agency's authority  
to consider alternatives under the substantive regulatory  
act under which it is regulating the"
10. Page 9, line 17.  
**Following:** the second "action"

**Insert:** ", except as provided in this section"

11. Page 9, line 25.

**Strike:** "(3)(b)"

**Insert:** "(3)(c)"

12. Page 9, line 26.

**Strike:** "(3)(b)"

**Insert:** "(3)(c)"

13. Page 9, line 29.

**Strike:** "and economic"

14. Page 9, line 30.

**Following:** "Montana"

**Strike:** "i."

**Insert:** ". An agency may conduct original scientific studies only if:

(i) the subject of the study is directly relevant to the impacts of the project at issue and the agency has the authority to regulate the applicant in regard to that subject under the substantive regulatory act under which the agency is proceeding; and

(ii) the agency director, not a designee, makes a finding that the conditions in subsection (3)(a)(i) are met and an analysis of the reasonably foreseeable environmental impacts determined based on existing, publicly available information cannot be adequately completed without the proposed original scientific study. If the agency director makes a finding under this subsection (3)(a)(ii) requiring the agency to undertake a study, this finding is immediately reviewable in district court.

(b) a statement of the reasonably foreseeable economic impacts of the proposed action in Montana, based on information in the record and other publicly available economic information that the agency, in its sole discretion, decides to gather and analyze;"

**Renumber:** subsequent subsections

15. Page 10, line 13.

**Strike:** "(3)(c)"

**Insert:** "(3)(d)"

16. Page 11, line 24.

**Strike:** ", including" through "comment,"

17. Page 18, line 26.

**Strike:** "50%"

**Insert:** "75%"

18. Page 18, line 27.

**Strike:** "50%"

**Insert:** "25%"

19. Page 20, line 29.

**Strike:** "parts 1 through 3"

**Insert:** "this part"

20. Page 20, line 30 through page 21, line 3.

**Strike:** "parts" on page 20, line 30 through "action" on page 21,  
line 3

**Insert:** "this part"

- END -