

\*\*\*\* Bill No. \*\*\*\*

Introduced By \*\*\*\*\*

By Request of the \*\*\*\*\*

A Bill for an Act entitled: "An Act providing for approval of a water rights permit or a change in water right under certain conditions."

Be it enacted by the Legislature of the State of Montana:

NEW SECTION. **Section 1. Exemptions for certain permits and changes of water rights.** The department shall develop rules that allow the approval of a permit if water would not otherwise be legally available or a change in appropriation right if the change may result in an adverse effect only in cases in which:

(1) a senior water right holder affected by the issuance of the permit or change in appropriation right provides written documentation on a form approved by the department;

(2) conditions are placed on the permit or change in appropriation right detailing the provisions under which it is valid; and

(3) the department provides documentation of the conditions as they relate to the senior water right to the water court, water commissioners, or anyone else who may be charged with administering water rights.

**Unofficial Draft Copy**

As of: August 4, 2016 (10:08am)

LCwp44

NEW SECTION. **Section 2. {standard} Codification**

**instruction.** [Section 1] is intended to be codified as an integral part of Title 85, chapter 2, part 3, and the provisions of Title 85, chapter 2, part 3, apply to [section 1].

- END -

{Name : Jason Mohr  
Title : Research analyst  
Agency : Legislative Environmental Policy Office  
Phone : 444-1640  
E-Mail : jmohr2@mt.gov}