

## SENATE BILL NO. 154

INTRODUCED BY C. VINCENT

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A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING A NEW ANNUAL SUSTAINABLE YIELD DETERMINATION FOR TIMBER HARVEST ON FORESTED STATE LANDS; AMENDING SECTIONS 77-5-222 AND 77-5-223, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

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10 **Section 1.** Section 77-5-222, MCA, is amended to read:

11 **"77-5-222. Determination of annual sustainable yield.** (1)(a) ~~The~~ On July 1, 2013, the department,  
12 under the direction of the board, shall commission a new study by a qualified independent third party to  
13 determine, using scientific principles, the annual sustainable yield on forested state lands. The department shall  
14 direct the qualified independent third party to determine the yield pursuant to, but not exceeding, all state and  
15 federal laws.

16 (b) A new study may be commissioned by the department, under the direction of the board, at any time  
17 during the 10-year period provided for in subsection (2).

18 (2) A determination of annual sustainable yield under subsection (1) must be reviewed and redetermined  
19 by the department, under the direction of the board, at least once every 10 years.

20 ~~(2)(3)~~ Until the a new study required by subsection (1) is completed, the department is directed to set  
21 the annual timber sale target at 50 million board feet a year."

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23 **Section 2.** Section 77-5-223, MCA, is amended to read:

24 **"77-5-223. Annual sustainable yield as timber sale requirement --review.** ~~(1)~~ The annual sustainable  
25 yield constitutes the annual timber sale requirement for the state timber sale program administered by the  
26 department. This annual requirement may be reduced proportionately by the amount of sustained income to the  
27 beneficiaries generated by site-specific alternate land uses approved by the board based on a determination  
28 under 77-5-222.

29 ~~(2) After it is determined under 77-5-222, the annual sustainable yield must be reviewed and~~  
30 ~~redetermined by the department, under the direction of the board at least once every 10 years."~~

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2           NEW SECTION. **Section 3. Effective date.** [This act] is effective on passage and approval.

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