

HOUSE BILL NO. 711

INTRODUCED BY K. HOLMLUND

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A BILL FOR AN ACT ENTITLED: "AN ACT IMPLEMENTING THE PROVISIONS OF THE GENERAL APPROPRIATIONS ACT; AUTHORIZING LEGISLATIVE TRANSFERS FROM THE INVASIVE SPECIES ACCOUNT; PROVIDING FOR A FUND TRANSFER; AMENDING SECTION 80-7-1004, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

Section 1. Section 80-7-1004, MCA, is amended to read:

"80-7-1004. (Temporary) Invasive species account. (1) There is an invasive species account in the state special revenue fund. The account is subject to legislative transfer and is administered by the department of fish, wildlife, and parks.

(2) Money transferred from any lawful source, including but not limited to fees collected pursuant to 87-2-130, [15-72-601, and 15-72-602,] gifts, grants, donations, securities, or other assets, public or private, may be deposited in the account.

(3) Subject to subsection (4), money deposited in the account must be used for projects that prevent or control any nonnative, aquatic invasive species pursuant to this part.

(4) Any private contribution deposited in the account for a particular purpose, as stated by the donor, must be used exclusively for that purpose.

(5) At the end of each fiscal year, unreserved funds in the account, including any interest and earnings, must be transferred to the invasive species trust fund established in 80-7-1016.

(6) The department of fish, wildlife, and parks may not recover indirect costs from the invasive species account. (Terminates February 29, 2020--sec. 21(1), Ch. 387, L. 2017; bracketed language terminates June 30, 2019--sec. 21(3), Ch. 387, L. 2017.)

80-7-1004. (Effective March 1, 2020) Invasive species account. (1) There is an invasive species account in the state special revenue fund. The account is administered by the department of fish, wildlife, and parks.

(2) Money transferred from any lawful source, including but not limited to gifts, grants, donations,



1 securities, or other assets, public or private, may be deposited in the account.

2 (3) Subject to subsection (4), money deposited in the account must be used for projects that prevent or
3 control any nonnative, aquatic invasive species pursuant to this part.

4 (4) Any private contribution deposited in the account for a particular purpose, as stated by the donor,
5 must be used exclusively for that purpose.

6 (5) At the end of each fiscal year, unreserved funds in the account, including any interest and earnings,
7 must be transferred to the invasive species trust fund established in 80-7-1016.

8 (6) The department of fish, wildlife, and parks may not recover indirect costs from the invasive species
9 account. (Subsection (6) terminates June 30, 2027--sec. 21(2), Ch. 387, L. 2017.)"

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11 **NEW SECTION. Section 2. Fund transfer.** By [15 days after the effective date of this act], the state
12 treasurer shall transfer \$1,766,000 from the aquatic invasive species account established in 80-7-1004 to the
13 good neighbor forestry state special revenue account established in 76-13-151.

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

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