2 INTRODUCED BY R. TEMPEL, D. ANKNEY, K. BOGNER, B. GILLESPIE, S. HINEBAUCH, B. HOVEN, M. 3 LANG, T. MCGILLVRAY, B. MOLNAR, K. REGIER, W. SALES, D. SALOMON, J. SMALL, C. SMITH, M. 4 SWEENEY, G. VANCE, J. WELBORN, S. GALLOWAY, E. HILL, J. KASSMIER, M. MALONE, J. 5 SCHILLINGER, T. WELCH 6 ABILL FOR AN ACT ENTITLED: "AN ACT WAIVING CERTAIN COSTS INCURRED BY COUNTIES, CITIES, 8 AND TOWNS RELATED TO OPENCUT MINING OPERATIONS; AMENDING SECTIONS 76-22-116 AND 82- 9 4-405, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE." 10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 12 Section 1. Section 76-22-116, MCA, is amended to read: 13 Section 1. Section 76-22-116, MCA, is amended to read: 14 '76-22-116. Compensatory mitigation reduction or waiver. (1) The Except as provided in 15 subsection (3), the oversight team shall consider on a case-by-case basis requests for a reduction in or waiver 16 of compensatory mitigation based upon an assessment including but not limited to the following: 17 (a) a project that is located more than 2 miles from the center of an active lek; 18 is economic benefit to the local community and the project developer; 19	1	SENATE BILL NO. 284
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28	27	county, city, or town in the state."
	28	



67th Legislature

1	Section 2. Section 82-4-405, MCA, is amended to read:
2	82-4-405. Inapplicability to government. (1) Except as provided in subsection (2), the <u>The</u>
3	provisions of this part relating to fees or bonds do not apply to the federal government or its agencies, the state
4	of Montana, counties, cities, or towns.
5	(2) Counties, cities, and towns are responsible for the fees required pursuant to 82-4-437(2) and (3)."
6	
7	NEW SECTION. Section 3. Effective date. [This act] is effective on passage and approval.
8	- END -

