

1 HOUSE BILL NO. 916  
2 INTRODUCED BY B. MERCER

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4 A BILL FOR AN ACT ENTITLED: "AN ACT IMPLEMENTING PROVISIONS OF THE GENERAL  
5 APPROPRIATIONS ACT; PROVIDING FOR REPORTING REQUIREMENTS FOR THE DEPARTMENT OF  
6 CORRECTIONS; PROVIDING FOR REPORTING REQUIREMENTS FOR THE OFFICE OF STATE PUBLIC  
7 DEFENDER; PROVIDING FOR REPORTING REQUIREMENTS FOR THE DEPARTMENT OF JUSTICE;  
8 PROVIDING FOR REPORTING REQUIREMENTS FOR THE OFFICE OF COURT ADMINISTRATOR;  
9 PROVIDING FOR LEGISLATIVE INTENT; ~~EXTENDING THE TERMINATION DATE OF PUBLIC SAFETY~~  
10 ~~OFFICER STANDARDS AND TRAINING AND ITS REPORTING REQUIREMENTS~~; EXPANDING ELIGIBLE  
11 ~~USES OF THE PETROLEUM TANK RELEASE CLEANUP FUND~~; ESTABLISHING REPORTING  
12 ~~REQUIREMENTS; AMENDING SECTION 75-11-313, MCA; AMENDING SECTION 23, CHAPTER 456, LAWS~~  
13 ~~OF 2019, AND SECTION 19, CHAPTER 566, LAWS OF 2021~~; AND PROVIDING AN EFFECTIVE DATE AND  
14 ~~A TERMINATION DATE.~~"

15  
16 WHEREAS, the 68th Legislature has funded new programs in Section D entities and enacted new  
17 statutes, both of which will impact governmental operations. The Legislature has an interest in monitoring the  
18 implementation of the programs and whether they are effective; and

19 WHEREAS, the work of the judicial branch, law enforcement, and justice budget committee in 2021  
20 and 2022 and the 68th Legislature has generated interest in a number of subjects that require ongoing data  
21 gathering and analysis to perform oversight regarding the administration of justice.

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

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25 NEW SECTION. **Section 1. Reporting requirement for agencies whose budgets are considered**  
26 **by subcommittee of committee on appropriations for judicial branch, law enforcement, and justice.** No  
27 later than September 1, 2023, each agency that reports to the judicial branch, law enforcement, and justice joint  
28 subcommittee shall report to the judicial branch, law enforcement, and justice budget committee on their

1 paid pursuant to a legislative appropriation.

2 (2) — There is deposited in the fund:

3 (a) — all revenue from the petroleum storage tank cleanup fee as provided in 75-11-314;

4 (b) — money received by the board in the form of gifts, grants, reimbursements, or appropriations,  
5 from any source, intended to be used for the purposes of this fund;

6 (c) — money appropriated or advanced to the fund by the legislature;

7 (d) — money loaned to the board by the board of investments; and

8 (e) — all interest earned on money in the fund.

9 (3) — As provided in 75-11-318, the fund may be used only:

10 (a) — to administer this part, including payment of board expenses associated with administration;

11 (b) — to pay the actual and necessary department expenses associated with administration;

12 (c) — to reimburse owners and operators for eligible costs caused by a release from a petroleum  
13 storage tank and approved by the board; and

14 (d) — for repayment of any advance and any loan made pursuant to 17-6-225, plus interest earned  
15 on the advance or loan; and

16 (e) — for any other purpose as determined by the legislature.

17 (4) — Whenever the board accepts a loan from the board of investments pursuant to 17-6-225, the  
18 receipts from the fees provided for in 75-11-314 in each fiscal year until the loan is repaid are pledged and  
19 dedicated for the repayment of the loan in an amount sufficient to meet the repayment obligation for that fiscal  
20 year. "

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22 **Section 8.** Section 23, Chapter 456, Laws of 2019, is amended to read:

23 **"Section 23. Termination.** [Sections 3 and 4] terminate June 30, 2021 2025."

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25 **Section 9.** Section 19, Chapter 566, Laws of 2021, is amended to read:

26 **"Section 19.** Section 23, Chapter 456, Laws of 2019, is amended to read:

27 **"Section 23. Termination.** [Sections 3 and 4] terminate June 30, 2021 2023-2025."

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