

HOUSE BILL NO. 312

INTRODUCED BY N. WILSON

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A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING CONSIDERATION OF LOCAL GOVERNMENT NEIGHBORHOOD PLANS AND GROWTH POLICIES IN DEPARTMENT OF TRANSPORTATION CONSTRUCTION AND MAINTENANCE ACTIVITIES; AND AMENDING SECTION 60-2-110, MCA."

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

**NEW SECTION. Section 1. Consideration of local planning documents required.** When identifying projects, planning for new construction, and engaging in maintenance activities, the department shall consider and incorporate, to the extent possible without violating federal requirements or affecting public safety, provisions of any neighborhood plans or growth policies that have been adopted for the project area by local governing bodies under Title 76, chapter 1.

**Section 2.** Section 60-2-110, MCA, is amended to read:

**"60-2-110. Setting priorities and selecting projects.** (1) Except as provided in 60-2-133, the commission shall establish priorities and select and designate segments for construction and reconstruction on the national highway system, the primary highway system, the secondary highway system, the urban highway system, and state highways.

(2) The commission shall consult with the board of county commissioners of the county in which a highway is located when establishing priorities and when selecting and designating segments on the secondary highway system for construction and reconstruction.

(3) The commission shall consult with the appropriate local government authorities when establishing priorities and selecting and designating segments on the urban highway system for construction and reconstruction.

(4) The commission shall use information gathered or discovered by and documents prepared by the department, and department officials and employees shall provide assistance and advice.

(5) The commission shall establish and determine priorities and projects for rail and transit programs and, to the extent possible, coordinate intermodal transportation within the state.



- 1 (6) In carrying out the requirements of this section, the department shall:
- 2 (a) make recommendations to the commission;
- 3 (b) establish the requirements and procedures for administering this section; ~~and~~
- 4 (c) take all reasonable steps to ensure the integrity and viability of agricultural and rural transportation
- 5 and related needs; and
- 6 (d) to the extent possible without violating federal requirements or affecting public safety, consider and
- 7 incorporate in its recommendations to the commission the provisions of neighborhood plans and growth policies
- 8 adopted by the appropriate local government authorities pursuant to Title 76, chapter 1."

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10 **NEW SECTION. Section 3. Codification instruction.** [Section 1] is intended to be codified as an

11 integral part of Title 60, chapter 2, part 2, and the provisions of Title 60, chapter 2, part 2, apply to [section 1].

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