# HOUSE BILL NO. 8

## INTRODUCED BY CONNELLY

# IN THE HOUSE

DECEMBER 27, 1990

JANUARY 7, 1991

- MARCH 22, 1991 COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.
- MARCH 23, 1991 PRINTING REPORT.
- MARCH 27, 1991 SECOND READING, DO PASS AS AMENDED.
- MARCH 28, 1991 ENGROSSING REPORT.

THIRD READING, PASSED. AYES, 93; NOES, 4.

ON APPROPRIATIONS.

FIRST READING.

INTRODUCED AND REFERRED TO COMMITTEE

TRANSMITTED TO SENATE.

ON FINANCE & CLAIMS.

# IN THE SENATE

MARCH 28, 1991

FIRST READING.

APRIL 10, 1991

APRIL 11, 1991

APRIL 12, 1991

THIRD READING, CONCURRED IN. AYES, 49; NOES, 0.

COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.

SECOND READING, CONCURRED IN AS

RETURNED TO HOUSE WITH AMENDMENTS.

INTRODUCED AND REFERRED TO COMMITTEE

IN THE HOUSE

AMENDED.

APRIL 15, 1991

RECEIVED FROM SENATE.

SECOND READING, AMENDMENTS CONCURRED IN.

APRIL 16, 1991 THIRD READING, AMENDMENTS

CONCURRED IN. SENT TO ENROLLING. REPORTED CORRECTLY ENROLLED.

HB 0008/01

52nd Legislature

HB 0008/01

INTRODUCED BILL

HOUSE BILL NO. 8 INTRODUCED BY CONNELLY	1	list of projects and activities. If conditions in	[sections 3 and		
	2	4] are met, funds must be awarded up to the amounts approved in			
	3	this section in order of priority until avail	able funds are		
ILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEY TO THE	4	expended. Funds not accepted or used by higher ran	ked projects and		
ARTMENT OF NATURAL RESOURCES AND CONSERVATION FOR GRANTS FOR IGNATED PROJECTS UNDER THE RECLAMATION AND DEVELOPMENT GRANTS GRAM; PRIORITIZING GRANTS AND AMOUNTS; AND ESTABLISHING		activities must be provided for projects and act	ivities lower on		
		the priority list that would otherwise not receive funding. Descriptions of the various projects and activities and specific			
DITIONS FOR GRANTS."		within the department of natural resources and conservation's			
IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:	10	Montana reclamation and development grants p	program project		
		evaluations and recommendations report for the 1992-93 biennium.			
<u>NEW SECTION.</u> Section 1. Appropriations for reclamation and	12	(2) The following are the grants program prioritized projects			
<b>slopment grants. (1) There is appropriated to the department</b> of	13	and activities:			
ural resources and conservation from the reclamation and	14	Applicant/Project	<u>Grant Amount</u>		
elopment grants special revenue account all funds allocated for	15	BUTTE-SILVER BOW, GOVERNMENT OF			
ropriation from the interest income of the resource indemnity	16	Water, Air, Soils Testing and			
st fund set forth in Title 15, chapter 38, with the exception of	17	Evaluation Center (WASTEC)	\$296,113		
se allocations made in 15-38-202 and 75-1-1101.	18	CHINOOK IRRIGATION DISTRICT			
(2) The funds appropriated in this section must be awarded by	19	Milk River Water Supply Project,			
department to the entities listed in [section 2] for the	20	Rehabilitation and Betterment Element	300,000		
scribed purposes and in the prescribed grant amounts, subject to	21	JUDITH BASIN CONSERVATION DISTRICT			
conditions provided in (sections 3 and 4).	22	Community-Led Rural Development in Montana	170,000		
NEW SECTION. Section 2. Approved grant projects. (1) The	23	HEALTH AND ENVIRONMENTAL SCIENCES, DEPARTMENT			
islature approves the grants listed in subsection (2)(a), to be	24	OF, AND CENTRAL MONTANA HEALTH DISTRICT			
e in the order of priority as indicated within the following	25	Arro Refinery Sludge Cleanup	300,000		
	26	MONTANA BOARD OF OIL AND GAS CONSERVATION			
1 HB0008		2	HB0008		

A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEY TO THE 5 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION FOR GRANTS FOR 6 DESIGNATED PROJECTS UNDER THE RECLAMATION AND DEVELOPMENT GRANTS 7 PROGRAM; PRIORITIZING GRANTS AND AMOUNTS; AND ESTABLISHING 8 CONDITIONS FOR GRANTS." 9

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BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 11

development grants. (1) There is appropriated to the department of 13 natural resources and conservation from the reclamation and 14 development grants special revenue account all funds allocated for 15 appropriation from the interest income of the resource indemnity 16 trust fund set forth in Title 15, chapter 38, with the exception of 17 those allocations made in 15-38-202 and 75-1-1101. 18

(2) The funds appropriated in this section must be awarded by 19 the department to the entities listed in [section 2] for the 20 prescribed purposes and in the prescribed grant amounts, subject to 21 the conditions provided in [sections 3 and 4]. 22

NEW SECTION. Section 2. Approved grant projects. (1) The 23 legislature approves the grants listed in subsection (2)(a), to be 24 made in the order of priority as indicated within the following 25

Montana Legislat ve Council

Abandoned Well Plugging Project "A" 1 300,000 2 MONTANA BOARD OF OIL AND GAS CONSERVATION 3 Abandoned Well Plugging Project "B" 295,000 MONTANA STATE LIBRARY 4 Natural Resource Information System 5 6 Program, Emphasis on the Natural Heritage 7 Program and GIS 227,600 MONTANA SALINITY CONTROL ASSOCIATION 8 Soil and Water Nonpoint Source Pollution 9 Control and Management 10 137,500 11 MONTANA STATE UNIVERSITY RECLAMATION 12 RESEARCH UNIT 13 Effect of Sodium, Chlorine, and Total Salts 14 from Treated Cyanide Solutions on Soils 82,885 CARBON COUNTY, STILLWATER COUNTY, AND THE CITY 15 16 OF BIG TIMBER 17 Integrated Waste Management in Southcentral 45,437 18 Montana 19 HEALTH AND ENVIRONMENTAL SCIENCES, DEPARTMENT 20 OF, WATER QUALITY BUREAU Nonpoint Pollution Control Project in 21 146,620 22 Montana 23 MONTANA BUREAU OF MINES AND GEOLOGY 24 Downhole Geophysical Logging Techniques 39.749 MONTANA BOARD OF OIL AND GAS CONSERVATION 25 144,000 Abandoned Well Plugging Project "C" 26 HB0008 3

52nd Legislature HB 0008/01 TOOLE COUNTY 1 2 North Toole County Reclamation Project 105,000 3 CARBON COUNTY, CHOUTEAU COUNTY, CUSTER COUNTY, DAWSON COUNTY, AND LAKE COUNTY 4 5 Pesticide Contamination Cleanup 300,000 STATE LANDS, DEPARTMENT OF 6 7 Well Assessment and Abandonment 300,000 R NATURAL RESOURCES AND CONSERVATION. 9 DEPARTMENT OF, WATER MANAGEMENT BUREAU 10 Arsenic in Upper Missouri River Basin 179,330 11 STATE LANDS, DEPARTMENT OF 250,700 12 Comet Mine Wetlands Development 13 GLACIER COUNTY CONSERVATION DISTRICT 14 Comprehensive Evaluation of Ground Water 15 197,453 Contamination 16 HEALTH AND ENVIRONMENTAL SCIENCES, DEPARTMENT 17 OF, WATER QUALITY BUREAU 18 Hydrogeology, Land Use, and Chemical Quality 19 of Water Resources in the Clark's Fork 20 Yellowstone River Basin 218,250 21 FORT PECK ASSINIBOINE AND SIGUX TRIBES Extent, Magnitude, and Movement of 22 Contamination in Aquifers In and Near the 23 East Poplar Oil Field 290,400 24 25 SHERIDAN COUNTY CONSERVATION DISTRICT 134,736 26 Extent of Oil Field Waste Contamination 4 HB0008

52nd Legislature

HB 0008/01

HB 0008/01

1 <u>NEW SECTION</u>. Section 3. Coordination of fund sources for 2 grants program projects. A sponsor of a grants program project who 3 has applied for a grant for that project under both the reclamation 4 and development grants program and either the water development 5 program or the renewable resource development program may not 6 receive duplicative funding.

7 <u>NEW SECTION</u>, section 4. Conditions of grants. Disbursement 8 of grant funds under [sections 1 through 6] is subject to the 9 following conditions that must be met by the project sponsor:

(1) A scope of work and budget for the project must be
 approved by the department of natural resources and conservation.
 Reduction in a scope of work or budget may not affect priority
 activities or improvements.

14 (2) Other funds required for project completion must have15 been committed, and the commitment must be documented.

(3) The project sponsor shall show satisfactory completion of
conditions described in the recommendations section of the project
narrative of the reclamation and development grants program report
for the 1992-93 biennium.

(4) An agreement between the department and the grant
applicant must be executed in a timely manner, taking into
consideration any changed conditions or circumstances that govern
the administration and disbursement of funds.

24 (5) Any other specific requirements considered necessary by25 the department must be met to accomplish the purpose of the grant

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## 52nd Legislature

HB 0008/01

as evidenced from the application to the department or as defined
 by the legislature.

3 <u>NEW SECTION</u>. Section 5. Appropriations established. For 4 any entity of state government that receives a grant under 5 [sections 1 through 6], an appropriation is established for the 6 amount of the grant upon award of the grant by the department of 7 natural resources and conservation.

8 <u>NEW SECTION</u>. Section 6. Reversion of funds. All funds 9 allocated to the grants reclamation and development special revenue 10 account under [sections 1 through 6] that are unspent and 11 unencumbered on June 30, 1993, revert to that account.

NEW SECTION, section 7. Severability. If a part of [this act] is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications.

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HB0008

-END-

52nd Legislature HB 0008/02 APPROVED BY COMMITTEE ON APPROPRIATIONS 1 HOUSE BILL NO. 8 2 INTRODUCED BY CONNELLY 3 4 A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEY TO THE 5 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION FOR GRANTS FOR 6 7 DESIGNATED PROJECTS UNDER THE RECLAMATION AND DEVELOPMENT GRANTS 8 PROGRAM: PRIORITIZING GRANTS AND AMOUNTS; AND ESTABLISHING CONDITIONS FOR GRANTS." 9 10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: NEW SECTION. section 1. Appropriations for reclamation and 12 development grants. (1) There is appropriated to the department of 13 natural resources and conservation from the reclamation and 14 15 development grants special revenue account all funds allocated for appropriation from the interest income of the resource indemnity 16 17 trust fund set forth in Title 15, chapter 38, with the exception of those allocations made in 15-38-202 and 75-1-1101. 18 19 (2) The funds appropriated in this section must be awarded by

the department to the entities listed in [section 2] for the 20 21 prescribed purposes and in the prescribed grant amounts, subject to 22 the conditions provided in [sections 3 and 4].

NEW SECTION. Section 2. Approved grant projects. (1) The 23 24 legislature approves the grants listed in subsection (2) (a), to be 25 made in the order of priority as indicated within the following

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list of projects and activities. If conditions in [sections 3 and 1 4) are met, funds must be awarded up to the amounts approved in 2 this section in order of priority until available funds are 3 4 expended. Funds not accepted or used by higher ranked projects and activities must be provided for projects and activities lower on 5 the priority list that would otherwise not receive funding. 6 7 Descriptions of the various projects and activities and specific 8 conditions established for each project and activity are contained within the department of natural resources and conservation's 9 Montana reclamation and development grants program project 10 evaluations and recommendations report for the 1992-93 biennium. 11 (2) The following are the grants program prioritized projects 12 13 and activities:

14 Applicant/Project Grant Amount 15 BUTTE-SILVER BOW, GOVERNMENT OF Water, Air, Soils Testing and 16 17 Evaluation Center (WASTEC) \$296,113 CHINOOK IRRIGATION DISTRICT 18 19 Milk River Water Supply Project, Rehabilitation and Betterment Element 300,000 20 JUDITH BASIN CONSERVATION DISTRICT 21 22 Community-Led Rural Development in Montana 170,000 23 HEALTH AND ENVIRONMENTAL SCIENCES, DEPARTMENT 24 OF, AND CENTRAL MONTANA HEALTH DISTRICT 25 Arro Refinery Sludge Cleanup 300,000 26 MONTANA BOARD OF OIL AND GAS CONSERVATION HBOCOS 2

SECOND READING

HB 0008/02

52nd Legislature

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HB 0008/02 52nd Legislature HB 0008/02 1 Abandoned Well Plugging Project "A" 300,000 1 TOOLE COUNTY 2 MONTANA BOARD OF OIL AND GAS CONSERVATION North Toole County Reclamation Project 105,000 2 3 Abandoned We'l Plugging Project "B" 295,000 CARBON COUNTY, CHOUTEAU COUNTY, CUSTER COUNTY, 3 MONTANA STATE LIBRARY ۵ 4 DAWSON COUNTY, AND LAKE COUNTY Natural Resource Information System 5 5 Pesticide Contamination Cleanup 300,000 6 Program, Emphasis on the Natural Heritage 6 BUTTE-SILVER BOW, GOVERNMENT OF 7 Program-and GIG-----227,600 7 UPPER CLARK FORK RIVER BASIN COORDINATOR 60,000 8 MONTANA SALINITY CONTROL ASSOCIATION STATE LANDS, DEPARTMENT OF 8 9 Soil and Water Nonpoint Source Pollution 9 Well Assessment and Abandonment-300,000 10 Control and Management 137,500 NATURAL RESOURCES AND CONSERVATION, 10 11 MONTANA STATE UNIVERSITY RECLAMATION 11 DEPARTMENT OF, WATER MANAGEMENT BUREAU RESEARCH UNIT 12 12 Arsenic in Upper Missouri River Basin 179,330 Effect of Sodium, Chlorine, and Total Salts 13 13 STATE LANDS, DEPARTMENT OF 14 from Treated Cyanide Solutions on Soils 82,885 14 WELL ASSESSMENT AND ABANDONMENT 300,000 15 CARBON COUNTY, STILLWATER COUNTY, AND THE CITY 15 STATE LANDS, DEPARTMENT OF OF BIG TIMBER 250,700 16 Comet Mine Wetlands Development 16 Integrated Waste Management in Southcentral 17 GLACIER COUNTY CONSERVATION DISTRICT 17 18 Montana 45,437 18 Comprehensive Evaluation of Ground Water 19 HEALTH AND ENVIRONMENTAL SCIENCES, DEPARTMENT 19 Contamination 197,453 20 OF, WATER QUALITY BUREAU HEALTH AND ENVIRONMENTAL SCIENCES, DEPARTMENT 20 21 Nonpoint Pollution Control Project in 21 OF, WATER QUALITY BUREAU 146,620 22 Montana 22 Hydrogeology, Land Use, and Chemical Quality MONTANA BUREAU OF MINES AND GEOLOGY 23 23 of Water Resources in the Clark's Fork 24 Downhole Geophysical Logging Techniques 39,749 218,250 Yellowstone River Basin 24 25 MONTANA BOARD OF OIL AND GAS CONSERVATION FORT PECK ASSINIBOINE AND SIGUX TRIBES 25 26 Abandoned Well Plugging Project "C" 144,000 26 Extent, Magnitude, and Movement of **HB0008** 3 HB0008 4

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52nd Legislature

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HB 0008/02

52nd Legislature

activities or improvements.

1	Contamination in Aquifers In and Near the	
2	East Poplar Oil Field 290,400	
3	SHERIDAN COUNTY CONSERVATION DISTRICT	
4	Extent of Oil Field Waste Contamination 134,736	
5	YELLOWSTONE COUNTY	
6	YELLOWSTONE CO. LIS/GIS PROJECT 50,000	
7	MSU BIOLOGY DEPARTMENT	
8	TROUT STREAM RESTORATION 45,500	
9	MONTANA SALINITY CONTROL ASSOCIATION	
10	SUPPLEMENTAL FUNDING FOR SOIL AND WATER	1
11	NONPOINT SOURCE POLLUTION CONTROL AND	1
12	MANAGEMENT 62,500	1
13	(3) TO THE ENTITIES LISTED IN THIS SECTION, THIS	1
14	APPROPRIATION CONSTITUTES A VALID OBLIGATION OF THESE FUNDS FOR	נ
15	PURPOSES OF ENCUMBERING THE FUNDS WITHIN THE 1993 BIENNIUM PURSUANT	1
16	<u>TO 17-7-302.</u>	1
17	NEW SECTION. Section 3. Coordination of fund sources for	נ
18	grants program projects. A sponsor of a grants program project who	1
19	has applied for a grant for that project under both the reclamation	1
20	and development grants program and either the water development	ā
21	program or the renewable resource development program may not	:
22	receive duplicative funding.	2
		2
23	NEW SECTION. Section 4. Conditions of grants. Disbursement	2
24	of grant funds under [sections 1 through 6] is subject to the	

25 following conditions that must be met by the project sponsor:

(1) A scope of work and budget for the project must be approved by the department of natural resources and conservation. Reduction in a scope of work or budget may not affect priority

5 (2) Other funds required for project completion must have 6 been committed, and the commitment must be documented.

7 (3) The project sponsor shall show satisfactory completion of 8 conditions described in the recommendations section of the project 9 narrative of the reclamation and development grants program report 10 for the 1992-93 biennium.

(4) An agreement between the department and the grant applicant must be executed in a timely manner, taking into consideration any changed conditions or circumstances that govern the administration and disbursement of funds.

(5) THE RECIPIENT OF THE WATER, AIR, SOILS TESTING, AND EVALUATION CENTER (WASTEC) GRANT SHALL CONSIDER THE PILOT PLANT TREATMENT OF CONTAMINATED WATER FROM THE BERKELEY PIT PROJECT AND THE DETOXIFICATION OF ACID MINE DRAINAGE FROM THE BERKELEY PIT WATERS PROJECT THAT WERE SUBMITTED FOR CONSIDERATION AS RECLAMATION AND DEVELOPMENT GRANTS PROJECTS DURING THE 52ND LEGISLATURE.

21 (5)(6) Any other specific requirements considered necessary 22 by the department must be met to accomplish the purpose of the 23 grant as evidenced from the application to the department or as 24 defined by the legislature.

NEW SECTION. Section 5. Appropriations established. For

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1 any entity of state government that receives a grant under [sections 1 through 6], an appropriation is established for the 2 amount of the grint upon award of the grant by the department of 3 natural resources and conservation. GRANTS TO STATE ENTITIES FROM 4 5 PRIOR BIENNIUMS ARE REAUTHORIZED FOR COMPLETION OF CONTRACT WORK. NEW SECTION. Section 6. Reversion of funds. All funds 6 7 allocated to the grants reclamation and development GRANTS special 8 revenue account under [sections 1 through 6] that are unspent and 9 unencumbered on June 30, 1993, revert to that account. NEW SECTION. section 7. FUNDS AVAILABLE. IT IS THE INTENT 10 11 OF THE LEGISLATURE THAT THE FUNDS AVAILABLE FOR THE RECLAMATION AND DEVELOPMENT GRANTS PROGRAM FOR THE 1993 LEGISLATIVE SESSION BE A 12 13 MINIMUM OF \$3 MILLION. NEW SECTION. Section 8. Severability. If a part of [this 14

15 act) is invalid, all valid parts that are severable from the 16 invalid part remain in effect. If a part of [this act] is invalid 17 in one or more of its applications, the part remains in effect in 18 all valid applications that are severable from the invalid 19 applications.

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HB 0008/03

**HB0008** 

52nd Legislature

HB 0008/03

2 HOUSE BILL NO. 8 3 INTRODUCED BY CONNELLY

A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEY TO THE 5 6 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION FOR GRANTS FOR 7 DESIGNATED PROJECTS UNDER THE RECLAMATION AND DEVELOPMENT GRANTS 8 PROGRAM: PRIORITIZING GRANTS AND AMOUNTS; AND ESTABLISHING 9 CONDITIONS FOR GRANTS."

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

12 NEW SECTION. Section 1. Appropriations for reclamation and development grants. (1) There is appropriated to the department of 13 14 natural resources and conservation from the reclamation and 15 development grants special revenue account all funds allocated for 16 appropriation from the interest income of the resource indemnity 17 trust fund set forth in Title 15, chapter 38, with the exception of those allocations made in 15-38-202 and 75-1-1101. 18

19 (2) The funds appropriated in this section must be awarded by 20 the department to the entities listed in [section 2] for the 21 prescribed purposes and in the prescribed grant amounts, subject to the conditions provided in [sections 3 and 4]. 22

NEW SECTION. Section 2. Approved grant projects. (1) The 23 24 legislature approves the grants listed in subsection (2) (a), to be 25 made in the order of priority as indicated within the following

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1 list of projects and activities. If conditions in [sections 3 and 4] are met, funds must be awarded up to the amounts approved in 2 this section in order of priority until available funds are 3 expended. Funds not accepted or used by higher ranked projects and 4 activities must be provided for projects and activities lower on 5 6 the priority list that would otherwise not receive funding. 7 Descriptions of the various projects and activities and specific conditions established for each project and activity are contained 8 within the department of natural resources and conservation's 9 Montana reclamation and development grants program project 10 evaluations and recommendations report for the 1992-93 biennium. 11

12 (2) The following are the grants program prioritized projects 13 and activities: Applicant/Project 14 Grant Amount

BUTTE-SILVER BOW, GOVERNMENT OF 15 Water, Air, Soils Testing and 16 17 Evaluation Center (WASTEC) \$296,113 18 CHINOOK IRRIGATION DISTRICT 19 Milk River Water Supply Project, 20 Rehabilitation and Betterment Element 300,000 JUDITH BASIN CONSERVATION DISTRICT 21 22 Community-Led Rural Development in Montana 170,000 23 HEALTH AND ENVIRONMENTAL SCIENCES, DEPARTMENT OF, AND CENTRAL MONTANA HEALTH DISTRICT 24

25 Arro Refinery Sludge Cleanup 300,000

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26 MONTANA BOARD OF OIL AND GAS CONSERVATION

HB0008 THIRD READING AS AMENDED

	52nd Legislature	HB 0008/03		52nd Legislature	HB 0008/03
1	Abandoned Well Plugging Project "A"	300,000	1	TOOLE COUNTY	
2	MONTANA BOARD OF OIL AND GAS CONSERVATION		2	North Toole County Reclamation Project	105,000
3	Abandoned Well Plugging Project "B"	295,000	3	CARBON COUNTY, CHOUTEAU COUNTY, CUSTER COUNTY,	
4	MONTANA-STATE LIBRARY		4	DAWSON COUNTY, AND LAKE COUNTY	
5	Natural-Resource-Information System		5	Pesticide Contamination Cleanup	300,000
6	Program, Emphasis on the Natural Heritage		6	BUTTE-SILVER BOW, GOVERNMENT OF	
7	Program-and-CIS		7	UPPER CLARK FORK RIVER BASIN COORDINATOR	60,000
8	MONTANA SALINITY CONTROL ASSOCIATION		8	STATE LANDS, DEPARTMENT OF	
9	Soil and Water Nonpoint Source Pollution		9	Well Assessment and Abandonment	<del></del>
10	Control and Management	137,500	10	NATURAL RESOURCES AND CONSERVATION,	
11	MONTANA STATE UNIVERSITY, RECLAMATION		11	DEPARTMENT OF, WATER MANAGEMENT BUREAU	
12	RESEARCH UNIT		12	Arsenic in Upper Missouri River Basin	179,330
13	Effect of Sodium, Chlorine, and Total Salts		13	STATE LANDS. DEPARTMENT OF	
14	from Treated Cyanide Solutions on Soils	82,885	14	WELL ASSESSMENT AND ABANDONMENT	300,000
15	CARBON COUNTY, STILLWATER COUNTY, AND THE CITY		15	STATE LANDS, DEPARTMENT OF	
16	OF BIG TIMBER		16	Comet Mine Wetlands Development	250,700
17	Integrated Waste Management in Southcentral		17	GLACIER COUNTY CONSERVATION DISTRICT	
18	Montana	45,437	18	Comprehensive Evaluation of Ground Water	
19	HEALTH AND ENVIRONMENTAL SCIENCES, DEPARTMENT		19	Contamination	197,453
20	OF, WATER QUALITY BUREAU		20	HEALTH AND ENVIRONMENTAL SCIENCES, DEPARTMENT	
21	Nonpoint Pollution Control Project in		21	OF, WATER QUALITY BUREAU	
22	Montana	146,620	22	Hydrogeology, Land Use, and Chemical Quality	
23	MONTANA BUREAU OF MINES AND GEOLOGY		23	of Water Resources in the Clark's Fork	
24	Downhole Geophysical Logging Techniques	39,749	24	Yellowstone River Basin	218,250
25	MONTANA BOARD OF OIL AND GAS CONSERVATION		25	FORT PECK ASSINIBOINE AND SIGUE TRIBES	
26	Abandoned Well Plugging Project "C"	144,000	26	Extent, Magnitude, and Movement of	
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52nd Legislature

HB 0008/03

1	Contamination in Aquifers In and Near the
2	East Poplar Oil Field 290,400
3	SHERIDAN COUNTY CONSERVATION DISTRICT
4	Extent of Oil Field Waste Contamination 134,736
5	YELLOWSTONE COUNTY
6	YELLOWSTONE CO. LIS/GIS PROJECT 50,000
7	MEU MONTANA STATE UNIVERSITY BIOLOGY DEPARTMENT
8	TROUT STREAM RESTORATION 45,500
9	MONTANA SALINITY CONTROL ASSOCIATION
10	SUPPLEMENTAL FUNDING FOR SOIL AND WATER
11	NONPOINT SOURCE POLLUTION CONTROL AND
12	MANAGEMENT 62.500
13	(3) TO THE ENTITIES LISTED IN THIS SECTION, THIS
14	APPROPRIATION CONSTITUTES A VALID OBLIGATION OF THESE FUNDS FOR
15	PURPOSES OF ENCUMBERING THE FUNDS WITHIN THE 1993 BIENNIUM PURSUANT
16	<u>TO 17-7-302.</u>
17	NEW SECTION. Section 3. Coordination of fund sources for
18	grants program projects. A sponsor of a grants program project who
19	has applied for a grant for that project under both the reclamation
20	and development grants program and either the water development
21	program or the renewable resource development program may not
22	receive duplicative funding.
23	NEW SECTION. Section 4. Conditions of grants. Disbursement
24	of grant funds under [sections 1 through 6] is subject to the
	following conditions that much be not built and the second of any

1 (1) A scope of work and budget for the project must be 2 approved by the department of natural resources and conservation. 3 Reduction in a scope of work or budget may not affect priority 4 activities or improvements.

5 (2) Other funds required for project completion must have
6 been committed, and the commitment must be documented.

7 (3) The project sponsor shall show satisfactory completion of 8 conditions described in the recommendations section of the project 9 narrative of the reclamation and development grants program report 10 for the 1992-93 biennium.

(4) An agreement between the department and the grant applicant must be executed in a timely manner, taking into consideration any changed conditions or circumstances that govern the administration and disbursement of funds.

15 (5) THE RECIPIENT OF THE WATER, AIR, SOILS TESTING, AND 16 EVALUATION CENTER (WASTEC) GRANT SHALL CONSIDER THE PILOT PLANT 17 TREATMENT OF CONTAMINATED WATER FROM THE BERKELEY PIT PROJECT AND 18 THE DETOXIFICATION OF ACID MINE DRAINAGE FROM THE BERKELEY PIT 19 WATERS PROJECT THAT WERE SUBMITTED FOR CONSIDERATION AS RECLAMATION 20 AND DEVELOPMENT GRANTS PROJECTS DURING THE 52ND LEGISLATURE.

21 (5)(6) Any other specific requirements considered necessary
22 by the department must be met to accomplish the purpose of the
23 grant as evidenced from the application to the department or as
24 defined by the legislature.

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NEW SECTION. Section 5. Appropriations established. For

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following conditions that must be met by the project sponsor:

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HB 0008/03

1 any entity of state government that receives a grant under [sections 1 through 6], an appropriation is established for the 2 amount of the grant upon award of the grant by the department of 3 natural resources and conservation. GRANTS TO STATE ENTITIES FROM 4 PRIOR BIENNIUMS ARE REAUTHORIZED FOR COMPLETION OF CONTRACT WORK. 5 NEW SECTION. Section 6. Reversion of funds. All funds 6 allocated to the grants reclamation and development <u>GRANTS</u> special 7 revenue account under (sections 1 through 6) that are unspent and 8 unencumbered on June 30, 1993, revert to that account. 9

10 NEW SECTION. section 7. FUNDS AVAILABLE. IT IS THE INTENT 11 OF THE LEGISLATURE THAT THE FUNDS AVAILABLE FOR THE RECLAMATION AND 12 DEVELOPMENT GRANTS PROGRAM FOR THE 1993 LEGISLATIVE SESSION BE A 13 HININUM OF \$3 MILLION.

NEW SECTION. section 8. Severability. If a part of [this act] is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications.

-END-

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April 11, 1991 11:44 am Mr. Chairman: I move to amend House Bill No. 8 (third reading copy -- blue) as follows:

1. Page 7. Following: line 5 Insert: "NEW SECTION. Section 6. Reauthorization of grants. The 50th Legislature, in house bill 6, laws of 1987, approved a grant from the reclamation and development grant account to the department of state lands for \$107,000 for Upper Blackfoot Streambank Reclamation. The 51st Legislature determined that additional funds were required for this project and, in house bill 776, laws of 1989, approved a grant from the reclamation and development grant account to the Lewis and Clark County Conservation District for \$300,000 for Blackfoot River Abandoned Mines. The engineering work for these projects has been completed and the reclamation is to begin during the summer of 1991. Because it has since been determined that there may be legal constraints on the use of this money by the department of state lands due to the existence of a potential responsible party, the two grants for \$407,000 for the above described projects are hereby transferred to department of health and environmental sciences. The department shall initiate cleanup, as authorized in the approved projects, under its existing legal authority and seek cost recovery from the responsible party."

Renumber: subsequent sections

ADOPT

REJECT

Signed: Catel M. Hard

Senator Harding

SB 4/11 12 75

SENATE HB 8

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HB 0008/04

HB0008

52nd Legislature

HB 0008/04

2 HOUSE BILL NO. 8 INTRODUCED BY CONNELLY 3 4 5 A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEY TO THE 6 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION FOR GRANTS FOR 7 DESIGNATED PROJECTS UNDER THE RECLAMATION AND DEVELOPMENT GRANTS 8 PROGRAM: PRIORITIZING GRANTS AND AMOUNTS; REAUTHORIZING CERTAIN 9 PREVIOUS GRANTS; AND ESTABLISHING CONDITIONS FOR GRANTS." 10

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

NEW SECTION, Section 1. Appropriations for reclamation and 13 development grants. (1) There is appropriated to the department of 14 natural resources and conservation from the reclamation and 15 development grants special revenue account all funds allocated for 16 appropriation from the interest income of the resource indemnity 17 trust fund set forth in Title 15, chapter 38, with the exception of 18 those allocations made in 15-38-202 and 75-1-1101.

19 (2) The funds appropriated in this section must be awarded by 20 the department to the entities listed in [section 2] for the 21 prescribed purposes and in the prescribed grant amounts, subject to 22 the conditions provided in [sections 3 and 4].

23 NEW SECTION. Section 2. Approved grant projects. (1) The 24 legislature approves the grants listed in subsection (2) (a), to be 25 made in the order of priority as indicated within the following

list of projects and activities. If conditions in [sections 3 and 1 2 4] are met, funds must be awarded up to the amounts approved in this section in order of priority until available funds are 3 expended. Funds not accepted or used by higher ranked projects and 4 5 activities must be provided for projects and activities lower on the priority list that would otherwise not receive funding. 6 7 Descriptions of the various projects and activities and specific 8 conditions established for each project and activity are contained 9 within the department of natural resources and conservation's 10 Montana reclamation and development grants program project 11 evaluations and recommendations report for the 1992-93 biennium. 12 (2) The following are the grants program prioritized projects and activities: 13 Applicant/Project 14 Grant Amount BUTTE-SILVER BOW, GOVERNMENT OF 15 16 Water, Air, Soils Testing and 17 Evaluation Center (WASTEC) \$296,113 18 CHINOOK IRRIGATION DISTRICT 19 Milk River Water Supply Project, 20 Rehabilitation and Betterment Element 300,000 JUDITH BASIN CONSERVATION DISTRICT 21

- Community-Led Rural Development in Montana 22 170,000 HEALTH AND ENVIRONMENTAL SCIENCES, DEPARTMENT
- 23
- OF, AND CENTRAL MONTANA HEALTH DISTRICT 24
- 25 Arro Refinery Sludge Cleanup
- MONTANA BOARD OF OIL AND GAS CONSERVATION 26

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HB0008 REFERENCE BILL AS AMENDED

300,000

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1	Abandoned Well Plugging Project "A"	300,000	1	TOOLE COUNTY	
2	MONTANA BOARD OF OIL AND GAS CONSERVATION		2	North Toole County Reclamation Project	105,000
3	Abandoned Well Plugging Project "B"	295,000	3	CARBON COUNTY, CHOUTEAU COUNTY, CUSTER COUNTY,	
4	MONTANA OTATE-LIBRARY		4	DAWSON COUNTY, AND LAKE COUNTY	
5	Natural-Resource Information System		5	Pesticide Contamination Cleanup	300,000
6	Program, Emphasis on the Natural Heritage		6	BUTTE-SILVER BOW, GOVERNMENT OF	
7	Program-and GIS		7	UPPER CLARK FORK RIVER BASIN COORDINATOR	60,000
8	MONTANA SALINITY CONTROL ASSOCIATION		8	STATE LANDS, DEPARTMENT OF	
9	Soil and Water Nonpoint Source Pollution		9	Well Assessment and Abandonment	300,000
10	Control and Management	137,500	10	NATURAL RESOURCES AND CONSERVATION,	
11	MONTANA STATE UNIVERSITY, RECLAMATION		11	DEPARTMENT OF, WATER MANAGEMENT BUREAU	
12	RESEARCH UNIT		12	Arsenic in Upper Missouri River Basin	179,330
13	Effect of Sodium, Chlorine, and Total Salts		13	STATE LANDS, DEPARTMENT OF	
14	from Treated Cyanide Solutions on Soils	82,885	14	WELL ASSESSMENT AND ABANDONMENT	300,000
15	CARBON COUNTY, STILLWATER COUNTY, AND THE CITY		15	STATE LANDS, DEPARTMENT OF	
16	OF BIG TIMBER		16	Comet Mine Wetlands Development	250,700
17	Integrated Waste Management in Southcentral		17	GLACIER COUNTY CONSERVATION DISTRICT	
18	Montana	45,437	18	Comprehensive Evaluation of Ground Water	
19	HEALTH AND ENVIRONMENTAL SCIENCES, DEPARTMENT		19	Contamination	197,453
20	OF, WATER QUALITY BUREAU		20	HEALTH AND ENVIRONMENTAL SCIENCES, DEPARTMENT	
21	Nonpoint Pollution Control Project in		21	OF, WATER QUALITY BUREAU	
22	Montana	146,620	22	Hydrogeology, Land Use, and Chemical Quality	
23	MONTANA BUREAU OF MINES AND GEOLOGY		23	of Water Resources in the Clark's Fork	
24	Downhole Geophysical Logging Techniques	39,749	24	Yellowstone River Basin	218,250
25	MONTANA BOARD OF OIL AND GAS CONSERVATION		25	FORT PECK ASSINIBOIND AND SIGUX TRIBES	
26	Abandoned Well Plugging Project "C"	144,000	26	Extent, Magnitude, and Movement of-	
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HB 0008/04

52nd Legislature

HB 0008/04

52nd Legislature

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HB 0008/04

**HB0008** 

Contamination in Aquifers In and Near the 1 290,400 East Poplar Oil Field 2 SHERIDAN COUNTY CONSERVATION DISTRICT 3 134,736 Extent of Oil Field Waste Contamination 4 YELLOWSTONE COUNTY 5 50,000 YELLOWSTONE CO. LIS/GIS PROJECT 6 MEU MONTANA STATE UNIVERSITY BIOLOGY DEPARTMENT 7 45.500 TROUT STREAM RESTORATION 8 MONTANA SALINITY CONTROL ASSOCIATION 9 SUPPLEMENTAL FUNDING FOR SOIL AND WATER 10 NONPOINT SOURCE POLLUTION CONTROL AND 11 62,500 12 MANAGEMENT (3) TO THE ENTITIES LISTED IN THIS SECTION, THIS 13 APPROPRIATION CONSTITUTES A VALID OBLIGATION OF THESE FUNDS FOR 14 PURPOSES OF ENCUMBERING THE FUNDS WITHIN THE 1993 BIENNIUM PURSUANT 15 16 TO 17-7-302.

17 <u>NEW SECTION</u>, section 3. coordination of fund sources for 18 grants program projects. A sponsor of a grants program project who 19 has applied for a grant for that project under both the reclamation 20 and development grants program and either the water development 21 program or the renewable resource development program may not 22 receive duplicative funding.

23 <u>NEW SECTION</u>, section 4. conditions of grants. Disbursement 24 of grant funds under [sections 1 through 6] is subject to the 25 following conditions that must be met by the project sponsor: 52nd Legislature

HB 0008/04

1 (1) A scope of work and budget for the project must be 2 approved by the department of natural resources and conservation. 3 Reduction in a scope of work or budget may not affect priority 4 activities or improvements.

5 (2) Other funds required for project completion must have 6 been committed, and the commitment must be documented.

7 (3) The project sponsor shall show satisfactory completion of 8 conditions described in the recommendations section of the project 9 narrative of the reclamation and development grants program report 10 for the 1992-93 biennium.

11 (4) An agreement between the department and the grant 12 applicant must be executed in a timely manner, taking into 13 consideration any changed conditions or circumstances that govern 14 the administration and disbursement of funds.

15 (5) THE RECIPIENT OF THE WATER, AIR, SOILS TESTING, AND 16 EVALUATION CENTER (WASTEC) GRANT SHALL CONSIDER THE PILOT PLANT 17 TREATMENT OF CONTAMINATED WATER FROM THE BERKELEY PIT PROJECT AND THE DETOXIFICATION OF ACID MINE DRAINAGE FROM THE BERKELEY PIT 18 19 WATERS PROJECT THAT WERE SUBMITTED FOR CONSIDERATION AS RECLAMATION 20 AND DEVELOPMENT GRANTS PROJECTS DURING THE 52ND LEGISLATURE. 21 (5) (6) Any other specific requirements considered necessary 22 by the department must be met to accomplish the purpose of the

23 grant as evidenced from the application to the department or as 24 defined by the legislature.

25 NEW SECTION. Section 5. Appropriations established. For

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HB 0008/04

52nd Legislature

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HB0008

HB 0008/04

1 any entity of state government that receives a grant under 2 [sections 1 through 6], an appropriation is established for the 3 amount of the grant upon award of the grant by the department of natural resources and conservation. GRANTS TO STATE ENTITIES FROM 4 PRIOR BIENNIUMS ARE REAUTHORIZED FOR COMPLETION OF CONTRACT WORK. 5 NEW SECTION. SECTION 6. REAUTHORIZATION OF GRANTS. THE 6 7 50TH LEGISLATURE, IN HOUSE BILL NO. 6, LAWS OF 1987, APPROVED A 8 GRANT FROM THE RECLAMATION AND DEVELOPMENT GRANT ACCOUNT TO THE 9 DEPARTMENT OF STATE LANDS FOR \$107,000 FOR UPPER BLACKFOOT 10 STREAMBANK RECLAMATION. THE 51ST LEGISLATURE DETERMINED THAT 11 ADDITIONAL FUNDS WERE REQUIRED FOR THIS PROJECT AND, IN HOUSE BILL 12 NO. 776, LAWS OF 1989, APPROVED A GRANT FROM THE RECLAMATION AND 13 DEVELOPMENT GRANT ACCOUNT TO THE LEWIS AND CLARK COUNTY 14 CONSERVATION DISTRICT FOR \$300,000 FOR BLACKFOOT RIVER ABANDONED 15 MINES. THE ENGINEERING WORK FOR THESE PROJECTS HAS BEEN COMPLETED. AND THE RECLAMATION IS TO BEGIN DURING THE SUMMER OF 1991. BECAUSE 16 17 IT HAS SINCE BEEN DETERMINED THAT THERE MAY BE LEGAL CONSTRAINTS ON 18 THE USE OF THIS MONEY BY THE DEPARTMENT OF STATE LANDS DUE TO THE EXISTENCE OF A POTENTIAL RESPONSIBLE PARTY, THE TWO GRANTS FOR 19 20 \$407,000 FOR THE ABOVE-DESCRIBED PROJECTS ARE HEREBY TRANSFERRED TO 21 THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL SCIENCES. THE 22 DEPARTMENT SHALL INITIATE CLEANUP, AS AUTHORIZED IN THE APPROVED 23 PROJECTS, UNDER ITS EXISTING LEGAL AUTHORITY AND SEEK COST RECOVERY 24 FROM THE RESPONSIBLE PARTY. NEW SECTION. Section 7. Reversion of funds. All funds 25

allocated to the grants reclamation and development <u>GRANTS</u> special
 revenue account under [sections 1 through 6] that are unspent and
 unencumbered on June 30, 1993, revert to that account.

NEW SECTION. Section 8. FUNDS AVAILABLE. IT IS THE INTENT 4 5 OF THE LEGISLATURE THAT THE FUNDS AVAILABLE FOR THE RECLAMATION AND 6 DEVELOPMENT GRANTS PROGRAM FOR THE 1993 LEGISLATIVE SESSION BE A 7 MINIMUM OF \$3 MILLION. 8 NEW SECTION. Section 9. Severability. If a part of [this 9 act] is invalid, all valid parts that are severable from the 10 invalid part remain in effect. If a part of [this act] is invalid 11 in one or more of its applications, the part remains in effect in 12 all valid applications that are severable from the invalid 13 applications.

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