

MINUTES OF THE MEETING  
NATURAL RESOURCES  
STATE SENATE

February 9, 1979

The eighth meeting of the Natural Resources Committee was called to order by Senator George F. Roskie, Chairman, at 12:40 P.M., on the above date in Room 405 of the State Capitol Building.

ROLL CALL: Upon roll call all members were present with the exception of Senator Lockrem who arrived shortly after the meeting began.

Mr. Jim Lear, Staff Attorney from the Legislative Council, was also present. See attached visitors' register for the names of visitors present.

CONSIDERATION OF SB 368: "An act to require counties to distribute forest reserve funds to municipalities within the county according to population; requiring the municipalities to establish a special fund for the funds; and amending section 17-3-213, MCA."

Chairman Roskie called on Senator Hims1, District 9, to explain SB 368 to the Committee. Senator Hims1 gave a brief history of the forest reserve funds and told how the forest reserve funds are presently allocated.

Chairman Roskie called for any other proponents to SB 368. Mr. Dan Mizner, League of Cities of Towns, spoke in favor of SB 368. He stated the cities and towns do not participate in any of the monies coming from the timber tax and there should be some type of equity in the distribution of monies on roads.

Mayor Harold Guthrie of Livingston spoke in favor of SB 368 and submitted a written statement (see attachment).

Mr. James Cooley, City of Hamilton Chief of Police, spoke in favor of SB 368 and stated the City of Hamilton has almost reached its maximum mill levy and find themselves losing money each year.

Mr. Jim Nugent, City Attorney for the City of Missoula, spoke in favor of SB 368 and stated this is a good way to assist municipalities in maintaining and improving their public streets.

Mr. Tom Crowley, City Engineer for the City of Missoula, spoke in favor of SB 368. He stated that Missoula has approximately 1700 developed blocks and only 26 blocks can be adequately maintained a year with the funds that are presently available.

Mr. Sam Gesko, City Manager for Bozeman, also spoke in favor of SB 368 as did Mr. Al Thelan, City Manager for Helena.

There being no other proponents to SB 368, Chairman Roskie called for any opponents. Mr. Elmer Cyr, County Commissioner for Mineral County, spoke in opposition to SB 368 and stated he did not feel this would be a fair distribution of the money because of more mileage of roads in the county than in the cities. He would like to see more equitable distribution of the money.

Mr. Dean Zinnecker, Montana Association of Counties, spoke in opposition to SB 368. He pointed out that monies received from forest receipts reduces the amount received from payment-in-lieu monies, and there is no reason why cities should have any share of this money since it is tax exempt. He did say he would support the bill if it could be amended to read that the cities could receive all monies received from timber harvested on federal lands within the incorporated municipalities.

Senator Hafferman, District 11, spoke in opposition to SB 368 and said he would like to see some type of amendment concerning the mileage in the cities.

There being no other opponents, Chairman Roskie called on Senator Himsl to close. Senator Himsl closed by reminding the Committee that the present system of distribution was made 70 years ago and asked the Committee to give the changes proposed in SB 368 due consideration.

Chairman Roskie then opened the hearing to questions from the Committee. A brief discussion occurred concerning some of the statements made by Mr. Cyr.

There being no further questions from the Committee, Chairman Roskie closed the hearing on SB 368 and began an executive session on several pending bills.

DISPOSITION OF SJR 8: Senator Brown moved that SJR 8 be amended by adding, "Be it further resolved that in expediting the construction of the reregulating dam, fish and wildlife mitigation measures not requiring the purchase or condemnation of private land be implemented" on page 1 after line 25.

There was some discussion about whether or not "purchase" should be in the amendment. Therefore, Senator Brown withdrew his first amendment and proposed a second amendment which would delete "purchase or" from the first amendment.

Discussion occurred concerning the need for an amendment at all. Senator Jergeson felt that if the amendment was unnecessary, maybe the entire Resolution was unnecessary. Senator Brown said he was not offering the amendment to make the Resolution any more restrictive. He simply wanted something in the Resolution that would help alleviate the concerns expressed by those interested in the recreational and fishery values of the Kootenai River.

Senator Thiessen moved that SJR 8 receive a DO PASS recommendation.

Chairman Roskie eluded to some correspondence received from the Department of the Army Corps of Engineers concerning their attitude towards acquisition of private lands and said he felt the real concern of citizens was the possibility of losing some of their tax base.

Senator Jergeson moved to amend Senator Thiessen's motion to include the amendment proposed by Senator Brown. Chairman Roskie called for a roll call vote on Senator Jergeson's motion. All Senators voted no on Senator Jergeson's motion with the exception of Senators Brown and Jergeson.

Chairman Roskie then called for the vote on Senator Thiessen's motion that SJR 8 receive a DO PASS recommendation. The motion carried unanimously.

DISPOSITION OF SB 320: Senator Story moved that SB 320 receive a DO PASS recommendation.

Senator Jergeson asked if the words "location" and "type" on page 2, line 4 were necessary for the proper meaning of the bill, and it was determined they were not. Senator Jergeson moved to amend SB 320 by striking the words "location" and "type" from line 4 on page 2. Senator Dover seconded the motion. The motion carried unanimously.

Senator Jergeson then stated that he was a member of the subcommittee that worked on this section of the law and it was their intent to distinguish between utility facilities and nonutility facilities so he had no problems with those changes. He then moved to amend the definition of "gas" on page 4 by striking "commercial grade pipeline" after means and inserting "provided from coal" after the second "gas" on line 22 and change the "900" on line 23, page 4, to "200".

Senator Dover said 200 was too low but he would go along with lowering it to 750. Senator Story said he didn't want page 4 amended at all. Senator Dover said he didn't feel like the House would accept 900, but they would probably accept 750.

Senator Jergeson withdrew his first motion and moved that SB 320 be amended by striking "commercial grade pipeline" after "means" on page 4, line 22, and inserting "provided from coal" after the second gas on line 22, page 4.

Senator Brown offered a substitute amendment by leaving "commercial grade pipeline" in on page 4, line 22, and adding "provided from coal" after the second "gas" on line 22, page 4.

Senator Thiessen questioned why "provided from coal" had to be in there. Senator Brown withdrew his motion. Senator Jergeson then withdrew his motion.

Chairman Roskie then called for a vote on the motion that SB 320 DO PASS as Amended. The motion carried unanimously.

DISPOSITION OF SB 323: Senator Brown moved that SB 323 receive a DO NOT PASS recommendation. Senator Manley seconded the motion.

Senator Jergeson offered a substitute motion that SB 323 be amended by adding "provided from coal" on page 3, line 18 after "gas" and strike the new language on lines 8-11 on page 3.

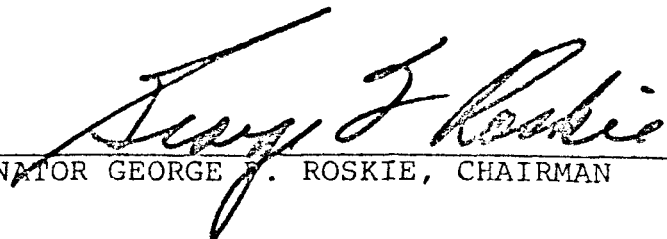
At this point Mr. Don Allen, Montana Petroleum Association, entered the meeting. In response to the Chairman, with the unanimous consent of the Committee, Mr. Allen stated that he and Mr. Les Loble II, Montana Dakota Utilities, had worked together to make sure that the definitions for gas in SB 320 and SB 323 would not conflict and had a proposed amendment to SB 323.

There were several questions from the Committee on the amendment proposed by Mr. Allen. Senator Jergeson then withdrew his amendment and moved the adoption of Mr. Allen's amendment (see attachment). The motion carried unanimously.

Senator Dover then moved that SB 323 receive a DO PASS as Amended recommendation. The motion carried. See attached roll call vote.

Chairman Roskie then informed the Committee that they would hold up consideration on SB 368 until Monday as Senator Himsel had some more research he wanted to do on the bill.

ADJOURNMENT: There being no further business, the meeting adjourned at 2:20 P.M.

  
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SENATOR GEORGE F. ROSKIE, CHAIRMAN

Roll 2/9/79

ROLL CALL

Natural Resources COMMITTEE

46th LEGISLATIVE SESSION - 1979

NAME	PRESENT	ABSENT	EXCUSED
ROSKIE, George F., Chairman	✓		
DOVER, Harold L., Vice-Chairman	✓		
BROWN, Steve	✓		
ETCHART, Mark	✓		
JERGESON, Greg	✓		
LOCKREM, Lloyd C., Jr.	✓	<del>✓</del>	
LOWE, William R.	✓	<del>✓</del>	
MANLEY, John E.	✓		
STORY, Pete	✓	<del>✓</del>	
THIESSEN, Cornie R.	✓		

Each Day Attach to Minutes.

# STANDING COMMITTEE REPORT

February 9 1979

MR. President

We, your committee on Natural Resources

having had under consideration Senate Joint Resolution Bill No. 3

Respectfully report as follows: That Senate Joint Resolution Bill No. 3

DO PASS

*G.A.*

SENATE COMMITTEE NATURAL RESOURCES

Date February 9, 1979 SJR Bill No. 8 Time \_\_\_\_\_

NAME	YES	NO
ROSKIE, George F., Chairman		7
DOVER, Harold L., Vice-Chairman		7
BROWN, Steve	7	
ETCHART, Mark		7
JERGESON, Greg	7	
LOCKREM, Lloyd C., Jr.		7
LOWE, William R.		7
MANLEY, John E.		7
STORY, Pete		7
THIESSEN, Cornie R.		7

SHARON NASON *SN*  
Secretary

GEORGE F. ROSKIE *GFR*  
Chairman

Motion: By Senator Brown to amend SJR 8.

(include enough information on motion--put with yellow copy of committee report.)

# STANDING COMMITTEE REPORT

February 9 19 79

MR. President

We, your committee on Natural Resources

having had under consideration Senate Bill No. 320

Respectfully report as follows: That Senate Bill No. 320,  
introduced bill, be amended as follows:

1. Page 2, line 4.  
Following: "need"  
Strike: ", location, type,"

And, as so amended,  
DO PASS

*Pa.*



# STANDING COMMITTEE REPORT

February 9 19 79

MR. **President**.....

We, your committee on **Natural Resources**.....

having had under consideration **Senate**..... Bill No. **323**

Respectfully report as follows: That **Senate**..... Bill No. **323**  
introduced bill, be amended as follows:

1. Page 3, line 6.

Following: "(a)"

Insert: "except for crude oil and natural gas refineries, and facilities and associated facilities designed for or capable of producing, gathering, processing, transmitting, transporting, or distributing crude oil or natural gas,"

2. Page 3, line 7.

Following: "facilities"

Strike: ", except for oil and gas refineries"

3. Page 3, lines 8 through 10.

Following: line 7

Strike: lines 8 through 10 in their entirety

~~XDQ PASS~~

4. Page 3, line 11.  
Following: line 10  
Strike: "crude oil, that are"

And, as so amended,  
DO PASS

*G.W.*

SENATE COMMITTEE NATURAL RESOURCES

Date February 9, 1979 Senate Bill No. 323 Time           

NAME	YES	NO
ROSKIE, George F., Chairman	✓	
DOVER, Harold L., Vice-Chairman	✓	
BROWN, Steve		✓
ETCHART, Mark	✓	
JERGESON, Greg	✓	
LOCKREM, Lloyd C., Jr.		✓
LOWE, William R.	✓	
MANLEY, John E.		✓
STORY, Pete		✓
THIESSEN, Cornie R.	✓	

SHARON NASON *SN*  
Secretary

GEORGE F. ROSKIE *GR*  
Chairman

Motion: By Senator Dover that SB 323 DO PASS as Amended

(include enough information on motion--put with yellow copy of committee report.)

SENATE Natural Resources COMMITTEE

BILL 368

VISITORS' REGISTER

DATE 2/19/79

Please note bill no.

NAME	REPRESENTING	BILL #	(check one)	
			SUPPORT	OPPOSE
Alan Zarnick	Mt. Airy of Counties	SB 368		✓
Hazel Guthrie	Union Station	SB 368		✓
Bob E. Duff	Mount Airy, WI Assoc	SB 368		X
James Kelly	City of Pikes, Hamilton	SB 368	✓	
Walter W. Hoffmann	Lincoln County	SB 368	✓	
Tom Crowley, City Engr.	City of Missoula	SB 368	✓	
Jim Nugent City Athl.	City of Missoula	SB 368	✓	

NAME: Dean Zimmick DATE: 2-9-79

ADDRESS: Helena

PHONE: 442-5209

REPRESENTING WHOM? Mt. Assn of Counties

APPEARING ON WHICH PROPOSAL: 50 368

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? \_\_\_\_\_ OPPOSE?

COMMENTS: \_\_\_\_\_  
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PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NAME: Elmer L. Cypri DATE: Feb 9 - 1979

ADDRESS: Alberton Montana 59820

PHONE: 727-4492

REPRESENTING WHOM? Mineral County

APPEARING ON WHICH PROPOSAL: S 368

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? \_\_\_\_\_ OPPOSE? ✓

COMMENTS: \_\_\_\_\_  
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NAME: Al Tiller DATE: 2-9/79

ADDRESS: 109 Wedgewood Rd

PHONE: 442-9920

REPRESENTING WHOM? City Commission of Helena

APPEARING ON WHICH PROPOSAL: 368

DO YOU: SUPPORT?  AMEND?  OPPOSE?

COMMENTS: \_\_\_\_\_  
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PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NAME: Eleanor L. Cypri DATE: Feb 9 - 1979

ADDRESS: Alberton Montana 59820

PHONE: 727-4492

REPRESENTING WHOM? Mineral County

APPEARING ON WHICH PROPOSAL: S 36.8

DO YOU: SUPPORT?  AMEND?  OPPOSE?

COMMENTS: \_\_\_\_\_  
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PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.



NAME: SAM GESKE DATE: 2/9/79

ADDRESS: CITY HALL - BOZEMAN

PHONE: 586-3321

REPRESENTING WHOM? CITY OF BOZEMAN

APPEARING ON WHICH PROPOSAL: SB 368

DO YOU: SUPPORT?  AMEND?  OPPOSE?

COMMENTS: \_\_\_\_\_  
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PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NAME: Tom Crowley DATE: Feb 9 1979

ADDRESS: 201 West Spruce, Missoula

PHONE: 721-4700

REPRESENTING WHOM? City of Missoula

APPEARING ON WHICH PROPOSAL: SB 365

DO YOU: SUPPORT?  AMEND?  OPPOSE?

COMMENTS: Forest Products Industry of Resources

should support need for assist maintenance  
of City Streets. The industry utilizes  
these streets as a user.

City Streets are heavily used streets  
with-in the county & cost of street  
maintenance of street is more expensive than  
available funds for maintenance.

Respectfully Submitted

NAME: Jim Nugent DATE: 2/9/79

ADDRESS: 201 W. Spruce Missoula

PHONE: 721-4700 ext. 213

REPRESENTING WHOM? City of Missoula, City Attorney

APPEARING ON WHICH PROPOSAL: SB 368

DO YOU: SUPPORT?  AMEND?  OPPOSE?

COMMENTS: This is a bill that would assist municipalities in establishing, maintaining and improving its public streets. The bill expressly requires that any funds received by the municipality must go into a special fund to be used for establishing, maintaining, or improving the public streets. Thus, the funds can only be used for these purposes.

It is a good measure and we strongly urge that this bill be enacted. Thank you!

NAME: James Cooley DATE: 2-8-79

ADDRESS: Hamilton mt.

PHONE: 363-2100

REPRESENTING WHOM? City of Hamilton

APPEARING ON WHICH PROPOSAL: SB-368

DO YOU: SUPPORT?  AMEND?  OPPOSE?

COMMENTS: on Behalf and at the Request of  
the City Council of the City of Hamilton -  
they do support SB 368

NAME: Donald Guthrie DATE: 2/9/79

ADDRESS: 905 W Hayes Lexington, Mass

PHONE: 222-3325

REPRESENTING WHOM? City of Lexington

APPEARING ON WHICH PROPOSAL: SB 368

DO YOU: SUPPORT?  AMEND?  OPPOSE?

COMMENTS: \_\_\_\_\_  
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PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NAME: Paul Meyer DATE: 2-9-79

ADDRESS: Helena

PHONE: 442-8768

REPRESENTING WHOM? West Chester town

APPEARING ON WHICH PROPOSAL: SB 368

DO YOU: SUPPORT?  AMEND?  OPPOSE?

COMMENTS: \_\_\_\_\_  
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PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

1978 -- 25%

Senate Bill # 68

Lima

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County	1978 -- 25% N. F. Receipts	Present --CO. Road Share 2/3	1970 County population	City & Town	Pop. %	City-Town Share
Beaverhead	113,088	75,317	8187	Dillon Lima County	55.55 4.29 40.16	41,838 3,231 30,247
Broadwater	7,438	4,954	2526	Townsend County	54.28 45.72	2,689 2,265
Carbon	24,611	16,391	7080	Bridger Fromberg Joilet Bearcreek Red Lodge County	10.13 5.14 5.82 0.44 26.05 52.42	1,660 842 953 72 4,269 8,592
Carter	6,709	4,468	1956	Elakaka County	33.90 66.10	1,514 2,953
Cascade	11,041	7,353	81804	Belt Cascade Great Falls County	0.80 0.87 73.46 24.74	58 63 5,402 1,819
Choteau	1,991	1,326	6473	Big Sandy Ft. Benton Geraldine County	12.78 28.78 5.72 52.72	169 381 75 699
Huster	NONE		12174	Ismay Miles City County	0.33 74.12 25.55	none
Deer Lodge	34,842	23,204	15652	Anaconda County	62.43 37.57	14,486 8,718

County	1978 -- 25% N. F. Receipts	Present -- Co. Road Share 2/3	1970 Co. Population	City & Town	Pop %	Share City-Town
Fergus	5,774	3,845	12,611	Denton Grass Range Lewistown Moore Winifred County	3.16 1.44 51.04 9.64 1.51 33.21	121 55 1,962 370 58 1,277
Flathead	1,451,906	966,969	39,460	Columbia Falls Kalispell Whitefish County	6.72 26.68 8.49 58.11	64,980 257,987 82,095 561,906
Gallatin	50,105	33,370	32,505	Belgrade Bozeman Manhattan Three Forks West Yellowstone County	4.02 57.35 2.51 3.65 2.33 30.14	1,341 19,137 837 1,218 777 10,057
Glacier	1,576	1,049	10,783	Browning Cut Bank County	15.77 37.13 47.10	165 389 494
Golden Valley	1,472	980	931	Lavina Ryegate County	18.15 28.03 53.82	177 274 527
Granite	292,072	194,519	2,737	Drummond Phillipsburg County	18.05 41.21 40.74	35,013 80,141 79,169
Jefferson	132,351	88,145	5,238	Boulder Whitehall County	25.62 19.76 54.62	22,565 17,364 48,127
Judith Basin	18,240	12,147	2,667	Hobson Stanford County	7.20 18.94 73.86	874 2,295 8,964



County	1978 -- 25% N. F. Receipts	Present --Co. Road Share 2/3	1970 County population	City & Town	Pop. %	Share City-Town
Lake	126,979	84,568	14,445	Polson Ronan St. Ignatius County	17.06 9.33 6.40 67.21	14,376 7,864 5,412 56,829
Lewis & Clark	123,064	81,960	33,281	Helena East Helena County	58.30 4.96 36.74	47,782 4,016 30,079
Lincoln	3,208,086	2,136,585	18,063	Eureka Rexford Libby Troy County	6.62 1.35 18.19 5.80 68.04	141,014 27,775 386,721 123,921 1,452,877
Madison	86,427	57,560	5,014	Ennis Sheridan Twin Bridges Virginia City County	9.99 12.68 12.23 2.97 62.13	5,698 7,252 7,022 1,669 35,744
Meagher	26,570	17,695	2,122	White Sulphur Sp. County	56.55 43.45	9,997 7,679
Mineral	401,148	267,164	2,958	Alberton Superior County	12.27 33.57 54.16	32,594 89,499 144,355
Missoula	442,182	294,493	58,263	Missoula County	50.63 49.37	149,013 145,185
Park	66,020	43,969	11,197	Livingston Clyde Park County	61.47 2.18 36.35	26,996 923 15,960
Pondera	6,642	4,423	6,611	Conrad Valier County	41.90 9.85 48.25	1,853 433 2,131

County	1978 -- 25% N. F. Receipts	Present -- Co Road Share 2/3	1970 Co. Population	City & Town	Pop %	Share City-Town
Powder River	25,541	17,010	2,862	Broadus County	27.92 72.08	4,745 12,247
Powell	324,049	215,816	6,660	Deer Lodge County	64.65 35.35	139,417 76,183
Ravalli	229,598	152,912	14,409	Darby Hamilton Stevensville County	3.73 17.34 5.75 73.18	5,657 26,453 8,715 111,778
Rosebud	7,191	4,789	6,032	Forsyth County	31.05 68.95	1,484 3,299
Sanders	918,209	611,527	7,093	Hot Springs Plains Thompson Falls County	9.36 14.75 19.12 56.77	56,872 89,894 116,801 346,735
Silver Bow	57,782	38,482	41,981	Butte Walkerville County	55.66 2.61 41.73	21,780 1,000 16,046
Stillwater	13,983	9,312	4,632	Columbus County	25.32 74.68	2,355 6,946
Sweet Grass	23,016	15,328	2,980	Big Timber County	53.42 46.58	8,185 7,127
Teton	14,654	9,759	6,116	Choteau Dutton Fairfield County	25.93 6.79 10.43 56.85	2,527 653 1,014 5,554
Wheatland	4,118	2,742	2,529	Harlowtown Judith Gap County	54.37 6.33 39.30	1,488 172 1,077

Table 1

## NATIONAL FOREST RECEIPTS ACT USE OF FUNDS

State	Allocation of Funds Specified by State Law		Method of Distribution to Localities		
	No	Yes		All Directly	Some Indirectly
		Percent Roads	Percent Schools		
Total	12		24	34	2
Alabama		50	50	X	
Alaska					
Arizona	X			X	
Arkansas		25	75	X	
California		50	50	X	
Colorado	X			X	
Florida		50	50	X	
Georgia		50	50	X	
Idaho		70	30	X	
Illinois		50	50	X	
Indiana	X			X	
Kentucky		50	50	X	
Louisiana		50	50	X	
Maine		60	40		X <sup>1</sup>
Maryland					
Michigan		25	75	X	
Minnesota	X			X	
Mississippi		50	50	X	
Missouri		25	75	X	
Montana		66.7	33.3	X	
Nebraska		20	80	X	
Nevada		50	50	X	
New Hampshire	X				X
New Jersey					
New Mexico		50	50	X	
North Carolina	X			X	
Ohio	X			X	
Oklahoma		75	25	X	
Oregon		75	25	X	
Pennsylvania	X			X	
South Carolina	X			X	
South Dakota		50	50	X	
Tennessee		50	50	X	
Texas		50	50	X	
Utah					
Vermont	X			X	
Virginia		0	100	X	
Washington	X <sup>2</sup>			X	
West Virginia		20	80 <sup>3</sup>	X	
Wyoming	X <sup>1</sup>			X	

<sup>1</sup>Requires a minimum amount for both roads and schools, but allows local discretion regarding the allocation as long as the minimum is satisfied.

<sup>2</sup>The funds due to areas that contain incorporated towns are distributed to the towns which may divide the money between roads and schools as they choose. The remainder, 27% in 1976, is divided between the state Education and Highway Departments as the administration chooses, typically 50-50.

<sup>3</sup>Most funds are divided according to these percentages, however, payments to localities within the Knob-Seneca-Rocks National Recreation Area are divided 63% for education and 37% for roads.

The state operates schools in the unincorporated parts of the state and the Education Department receives the school share for operation of the schools in those areas.

# City of Livingston Montana

414 East Callender  
Livingston, Montana 59047

FROM THE OFFICE OF

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Members of the Committee:

I am Mayor Harold Guthrie of Livingston, Montana.

I rise to speak on behalf of this bill which is before you today.

This is a bill that will affect about <sup>two</sup>~~one~~ third of the counties of the state. Park County, in which Livingston is located would receive one of the smaller allotments if this bill is adopted. However, more than just money is involved here. We believe that money from timber sales allocated to counties should be used in the whole county, not just the rural areas. I mean by the whole county the cities as well.

Somehow the state and county governments have forgotten that cities are a part of the county. Money allocated to counties rightly belongs also to those members who happen to live in urban areas.

The argument may be made that lumber traffic is rural but this traffic also uses streets to get to the mills. Furthermore workers in the timber industry use city streets whether they live in the city or not.

Gentlemen, this bill does not take away money from the county but assures that all residents of the county are treated equally.

I strongly support this bill and urge you to let all county residents share in this money.

WARD A. SHANAHAN  
NAME ROBERT ANDERSON

BILL NO. SB 320

301 1st Nat'l Bank Bldg Helena MT  
ADDRESS 32 South Ewing St

DATE 2-9-79

DREYER BROS INC.  
WHOM DO YOU REPRESENT MONTANA DEPARTMENT OF NATURAL RESOURCES  
AND CONSERVATION

SUPPORT \_\_\_\_\_ OPPOSE \_\_\_\_\_ AMEND X X X X X X

PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.

Comments: We have agreed to the following amendments to SB 320  
which will satisfy both the proponents of the Bill and the  
requirements of the Department:

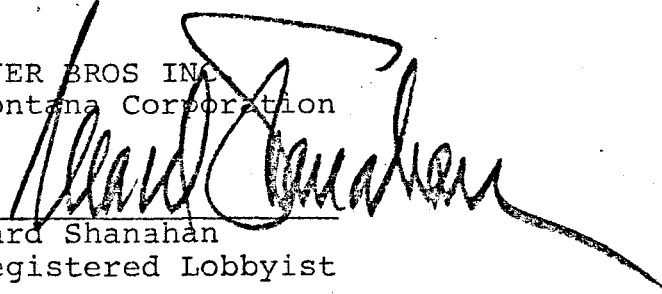
Amend Page 2 line 4 by striking the words and punctuation,  
"location,type"

Amend Page 4 beginning on line 22 after the subsection number  
(8) by striking the present language and inserting in lieu  
thereof the following:


" 'Gas' as used in this act means gas, made from  
coal, and not natural gas, with a heating value  
exceeding 500 British Thermal Units (BTU) per  
cubic foot under standard conditions of temper-  
ature and pressure."

And as so amended, Mr Chairman, we recommend the bill DO PASS.

DREYER BROS INC.  
a Montana Corporation

By   
Ward Shanahan  
Registered Lobbyist

MONTANA DEPARTMENT OF NATURAL  
RESOURCES AND CONSERVATION

By   
Robert Anderson, Director  
Energy Planning Division

DMRC

NAME Bob Anderson and Don Allen BILL NO. SB 323

ADDRESS 32 S. Ewing & 1802 11th Ave. DATE Feb. 9, 1979

WHOM DO YOU REPRESENT Mt. Department of Natural Resources & Conservatio  
and the Montana Petroleum Association  
SUPPORT \_\_\_\_\_ OPPOSE \_\_\_\_\_ AMEND X

PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.

Comments:

Amendpage 3, lines 6 through 11 of the bill as follows:

*CRUDE*

"(a) EXCEPT FOR OIL AND NATURAL GAS REFINERIES, AND FACILITIES AND ASSOCIATED FACILITIES DESIGNED FOR OR CAPABLE OF PRODUCING, GATHERING, PROCESSING, TRANSMITTING, TRANSPORTING, OR DISTRIBUTING NATURAL GAS OR CRUDE OIL; EACH PLANT, UNIT, OR OTHER FACILITY AND ASSOCIATED FACILITY DESIGNED FOR OR CAPABLE OF:"

and strike: lines 6 through 11 of the bill as now written, substituting the above language therefor; and as so amended, Mr. Chairman recommend that the same DO PASS.

We have agreed to the foregoing amendment to SB 323 and agree that the same will satisfy both the proponents of the bill and the requirements of the Department.

Montana Department of Natural Resources and Conservation

Montana Petroleum Association

by *Bob Anderson*  
Bob Anderson

by *Don Allen*  
Don Allen