
NATURAL RESOURCES COMMITTEE MINUTES

March 11, 1983

The House Natural Resources Committee convened on March 11, 1983, at 12:30 p.m., in Room 224K of the State Capitol with Chairman Harper presiding and all members present except Reps. Asay, Bertelsen, Nordtvedt, Quilici, and Veleber, who were excused, and Reps. Fagg and Neuman, who were absent. Chairman Harper opened the meeting to a hearing on SB 370.

SENATE BILL 370

SENATOR MARK ETCHART, District 2, chief sponsor, said the bill revises and clarifies certain laws relating to surface and ground water. He said it is a companion bill to SB 199 which this committee in its great wisdom passed in the last session. That bill was specifically for the Milk River and authorized the Department of Natural Resources to adopt rules that would reject permit applications or modify other applications because of over appropriation. He said it worked well in the Milk River drainage and so he was requested to carry this bill that would enlarge it to other drainages that have similar problems. He said he asked for a few changes as he was afraid to give the department the power to just pick drainages to shut down appropriations in. He said on page 22, lines 7 to 10, requires local input and a request to the department before this can happen. He said another provision of the bill which was worked on in the Senate streamlines the reporting of the water rights. This is on page 8, lines 4 to 8. He projected \$905,000 could be saved with this over the life of the water adjudication.

GARY FRITZ, Water Resources Division, Department of Natural Resources and Conservation, said the bill is a clean-up bill requested by them. A copy of testimony on the bill in Exhibit 1 of the minutes. He said he would be glad to answer any questions.

STEVE MEYER, Montana Association of Conservation Districts, spoke next in support.

RON MARCOUX, Fish, Wildlife, and Parks Department, asked that on page 14, line 4, the struck words "property" and "or interests" be reinserted. He said there are very few water rights for the protection of wildlife. He said in the past they have used the provision on line 4 to enter into the hearing process. He said it has been valuable in their working with the individual making the water request change. It helps them make sure there is an adequate flow to protect the spawning streams as they can work with individuals to prevent serious dewatering of that stream.

SENATOR ETCHART in closing said he had conferred with Mr. Fritz on the Fish, Wildlife, and Parks amendment and they would prefer it to remain as it is now in the bill. He said the DNRC wants to deal only with water rights and not get involved with other interests.

Questions were asked by the committee.

Rep. Mueller asked Mr. Fritz concerning the Fish, Wildlife and Parks suggested amendment. Mr. Fritz said the reason they felt it important to take out that language was that it enabled people to object on other interests besides water rights and he felt these were matters they shouldn't get into. He said they don't end up settling water property rights now. He said if the Fish, Wildlife and Game have a water right claim in the name of the public specifically for that region that is different.

Rep. Harper asked Mr. Marcoux to give a specific example. Mr. Marcoux said there is a small hydro power project proposed on a spawning stream that goes into Libby. He said if they don't have a water right or the interest given by the language removed by this bill, the only way they can enter into the process is to send a letter to the applicant and the DNRC to say they are concerned. He said there is no legal reason why the letter should be read. He said in the past they have had success in this area and they don't want to jeopardize that work.

Rep. Curtiss asked if Judge Leslie had taken a position on this. The response was that he was very much in support of the provision.

Rep. Ream asked if we aren't eliminating the public interest criteria by taking this water interest right out. Mr. Fritz said there is no public interest criteria on the books at this time. He said it wasn't their purpose in suggesting this change to freeze out the ability to effectually use the stream flows but to try to get away from the department being an arbitrator in easements and special interests.

Rep. Addy asked if people frozen out wouldn't end up in the courts and wouldn't the Department end up with more court cases. Mr. Fritz said if the issue is a water right they do but not if property rights. He added that if the proposal goes through the Fish, Wildlife and Parks Department would still negotiate with the water right applicant but they would not have as much leverage as they do now to work something out.

Chairman Harper closed the hearing on this bill and opened the hearing on SB 56.

SENATE BILL 56

SENATOR TOM HAGER, District 39, chief sponsor, said the reason for this bill is to set up a fee system to be paid by persons generating hazardous wastes in the state. He said it arose from the 1979-80 PCB spill in Billings when we witnessed the inability of the federal government to handle the situation. He said in 1981 he sponsored legislation to put the control of this program in the hands of the state which is much preferred as the federal government in Washington has problems keeping track of what is happening in Montana. He said what this bill does is share the funding on a three to one match. This bill sets up a fee system to collect up to 40 percent of the dollars needed for the program. Small users, like farmers, are exempted from the charge. He said he had 9 or 10 letters from major generators favoring the bill. He said he had talked with some industry leaders who assured him that they favor a fair fee system and they have seen the proposed schedule and have agreed to it.

DUANE ROBERTSON, Occupational Health Bureau, Health and Environmental Sciences Department, spoke in support and a copy of his testimony is Exhibit 2 of the minutes.

CARL RIECKMANN, Montana Petroleum Association, said they support the bill.

DAWN NORTH, League of Women Voters, said they believe in a state run hazardous waste program. A copy of her testimony is Exhibit 3.

LUCIANNE BRIEGER, Montana Environmental Information Center, said they support the bill.

MARC LEDBETTER, Northern Plains Resource Council, said they support the bill.

JOAN MILES, Lewis and Clark Health Department, said they support the bill.

REPRESENTATIVE BOB REAM, District 93, said he was a proponent of the bill. He said the House has passed HB 200 which he sponsors for hazardous waste cleanup. He said he believes that prevention is better than cleanup after the fact.

SENATOR HAGER closed.

Chairman Harper closed the hearing on this bill and opened the meeting to a hearing on SB 441.

SENATE BILL 441

SENATOR LARRY TVEIT, District 27, chief sponsor, said the reason for the bill is the concern of a lot of royalty owners on the lack on information on a check stub. He said there is a lot of cases where they leave out the number of barrels or the taxes withheld. He said some oil companies do a good job but some do not. He said some do not withhold taxes on a regular basis and it ends up being confusing to the royalty owner. He said the bill has been worked out with the oil industry people. He said he does have some suggested amendments. A copy of these is Exhibit 4 of the minutes. He said the amendments are good. Exhibit 5 is an example of a royalty stub handed out by Senator Tveit.

CARL RJECKMANN, Montana Petroleum Association, said they supported the bill after working with the Senator on amendments. He said he felt most of the producers can live with this. He said most of them recognize there is a need to provide adequate and reasonable information.

SENATOR TVEIT closed.

Questions were asked by the committee.

Chairman Harper asked if they had any opposition from small producers on the bill. Mr. Reickmann said they had reported through their system about the bill and have not had any feedback. He said the information requested is information every producer of any size has to have. He said they recognize the need for this information but they hope the royalty owners will be reasonable with the producers.

In response to a question Senator Tveit said the royalty owner has to know the number of barrels and the net value. He said he didn't feel this bill would be a big burden on even the little producers.

Chairman Harper questioned the word "regularly" on page 1, line 16, as a condition for complying. He said don't all producers have to give such information. The Senator said regularly could be once a month or under \$50 or could be less often. He said it is usually on a monthly basis. He said he hoped this would encourage those who are now sending information on an irregular basis to do so regularly.

House Natural Resources Committee Minutes
March 11, 1983
Page 5

Rep. Addy said this information should be included with every form of payment - would those listed omit some possible ways. He said this will affect every oil and gas producer in Montana. The Senator said yes all that pay royalties.

Rep. Iverson said he had some calls from producers in the Cutbank area that are concerned that they will need to buy a computer to do this. He asked about the continual reference to a check "stub." The senator said a more proper term would be "form," and the information could be just written on a slip.

The meeting adjourned at 1:35 p.m.

Respectfully submitted,



HAL HARPER, Chairman

Emelia A. Satre, Sec.

MEMORANDUM

TO: HOUSE NATURAL RESOURCES COMMITTEE MEMBERS

FROM: JOHN CARTER

RE: BILL SUMMARIES for SBs 56, 370, 441

DATE: March 11, 1983

SB 56 This bill seeks to authorize the Health and Environmental
Hager Sciences Department to adopt rules setting fees to be paid
by persons generating hazardous wastes in the state.

SB 370 This bill seeks to generally revise existing code sections
Etchart relating to the appropriation of surface and ground water.
Among other things, the bill would:

- authorize the Department of Natural Resources and Conservation (DNRC) to adopt rules providing for the rejection of permit applications and the modification and conditioning of permits in highly appropriated water basins;
- expand the authority of the DNRC to prescribe fees for services rendered by the department regarding water appropriations;
- provide for the deposit of fees and penalties collected under the water appropriation laws to be deposited in the water rights appropriation account and not the general fund;
- expand the time limitation on the requirement that the department notify applicants of the need for an environmental impact statement from 30 to 90 days following receipt of a completed application;
- authorize the DNRC to modify (the department may now only revoke) a water appropriation permit under certain circumstances; and
- prohibit the severance of a water right from the land to which it is appurtenant unless approval is received from the department after it is determined that the severance will not adversely affect other persons.

SB 441 This bill seeks to require oil and gas producers to provide
Tveit royalty owners with a written statement each time a payment is made that sets out certain information pertaining to production and royalties earned.

VISITOR'S REGISTER

HOUSE NATURAL RESOURCES COMMITTEE

BILL SB 370

DATE 3/11/83

SPONSOR SENATOR ETCHART

[illegible]

IF YOU CARE TO WRITE COMMENTS, ASK SECRETARY FOR LONGER FORM.

WHEN TESTIFYING PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.

SENATE BILL 370
TESTIMONY OF THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION

BY REQUEST OF THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION: A BILL FOR AN ACT ENTITLED: "AN ACT TO GENERALLY REVISE AND CLARIFY LAWS RELATING TO SURFACE AND GROUNDWATER; AMENDING SECTIONS 85-2-112, 85-2-113, 85-2-123, 85-2-124, 85-2-236, 85-2-302, 85-2-303, 85-2-306, THROUGH 85-2-308, 85-2-311, 85-2-312, 85-2-314, 85-2-315, 85-2-402, AND 85-2-403, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

Senate Bill 370 is a "clean-up" bill drafted by the Department of Natural Resources and Conservation to generally revise, clarify and amend certain water right statutes administered by the Department.

A detailed section by section explanation of the bill has been prepared by the Department and is available. However, the following brief summary of the bill is also being offered.

The bills proposed amendments can be categorized into four separate groups: 1.) Amending Department Duties; 2.) Amending Board Powers & Duties; 3.) Cost and Time Reductions; and 4.) Simplifying, Clarifying and Deleting Unnecessary Language.

Each of the four separate groups can briefly be explained as follows:

- 1.) Amending Department Duties: This proposed amendment would provide the Department with the authority to adopt rules necessary to reject, modify or condition water use permit applications in highly appropriated basins or subbasins. A rule may only be adopted upon petition signed by a certain percentage of water users in the source of supply, or by direction of the Legislature. It also provides for individual notice to water users and public notice in newspapers of the rulemaking hearing. (Reference: Page 2, Section 1, and Pages 21, 22, & 23, Section 17.)
- 2.) Amending Board Powers and Duties: This proposed amendment as found on Pages 2 & 3, Section 2 is intended to provide the Board of Natural Resources and Conservation with the authority to adopt through rules, fees to be paid by applicants, petitioners, etc. for the specified services provided by the Department. (It is important to note that the fees that can be set by the Board to recover reasonable administrative costs of acting on water use permit and change applications, has absolutely no connection with fee assessments for water right adjudication "claims" proposed in other bills before this Legislature.)

- 3.) Cost and Time Reductions: This bill proposes amendments in four separate sections that would save the Department and the state money and time in processing permits and certificates; by deleting recording of the original certificates of water right after court adjudication; by deleting recording of the original permits and certificates after Department verification of the issued water rights; and providing as an alternative to each county, quarterly and annual water right summary reports. An estimated savings of \$603,495 could be realized over the life of the adjudication program, and an estimated savings of \$10 to \$14,000 could be realized in the new appropriations program depending on the number of permits and certificates issued each year. (Reference: Pages 7 & 8, Section 5; Page 16, Section 12; and Pages 17 & 18, Section 14).

A savings in processing time of permits is proposed on Pages 8 & 9, Section 6 by reducing the time period from 18 months to 3 months during which an application for water use permit must be corrected and completed to retain the original priority date.

The proposed amendment on Page 12, Section 9 would save one additional week in processing a permit application, and a savings of \$7 to \$8,000 per year could be realized by eliminating one of the three publications. Also the amendment on Page 13, Section 9 would save another possible two weeks of processing time for water use permit applications.

- 4.) Simplifying, Clarifying and Deleting Unnecessary Language: This bill would delete unnecessary language on Pages 1 & 2, Section 1, by striking any reference to "declarations" since the law no longer provides for the filing of this type of form; and by deleting language on Page 3, Section 2. This is unnecessary.

An amendment proposed on Page 5, Section 4 would help simplify the Department's decision making process by allowing a more reasonable time in determining if an E.I.S. (Environmental Impact Statement) is necessary on a water use permit or change application before requesting the required E.I.S. fee.

This bill also clarifys the water right law statutes in ten areas as follows:

- 1.) The word "yield" is deleted and "appropriation" is inserted on Page 3, Section 2 because a water right is based on the beneficial use or appropriation of water from the well and not necessarily the yield of the well.
- 2.) Page 4, Section 3 contains an amendment that would make this section concerning the water right appropriation account consistent with Section 85-2-318.
- 3.) The amendment contained on Page 8, line 9, Section 6, would correct this section, which presently omits the reference to subsection (3) of 85-2-306, since it also is exempt from receiving a permit prior to appropriating water or commencing construction of the water project.

- 4.) The words "may do so immediately but" are deleted from Page 9, Section 7, since the wording is inconsistent with the statutes. The provisions of the permit system must be followed before water can be appropriated for the beneficial use. Also the word "yield" is deleted " and "appropriation" is inserted for the same reason given in 1.) above.
- 5.) The amendments on Page 11, Section 8 would clarify the priority date of notices of completions for groundwater between January 1, 1962 and July 1, 1973, and the part claims would play in the priority date.
- 6.) The word "water" is inserted on line 21, Page 14, Section 11 to eliminate some confusion and make it clear that the "rights" referenced here are "water rights."
- 7.) The word "modify" is inserted in one form or another on Pages 16 and 17, Section 13 to provide the Department with specific authority to "modify" a permit after a show-cause proceeding instead of revoking it.
- 8.) The words "or irrigation" are inserted on line 1, Page 19, Section 15 to make it clear that irrigation is included in the meaning of agriculture.
- 9.) The remaining amendments proposed on Pages 19 & 20, Section 15 would first in subsection (6) move this subsection in its entirety from Section 85-2-403(3), since the subject matter more closely relates and eliminates confusion created by its previous placement.

Secondly, subsection (7) would make the change approval section consistent with permit statutes concerning mailing and duplication of the change approval.

Thirdly, Subsection (6) would clarify and provide for the filing of an application to change pursuant to this section on issued but unperfected permits or change authorizations. Presently the law is unclear on this subject, but the amendment is just and necessary and would save applicants time and money in processing applications.

- 10.) The words "under a permit or certificate of water right" would be deleted from Page 20, Section 16 to make it clear that this subsection applies to all valid water rights.

The amendment to Page 21, Section 16 subsection (2) would clarify the notarization of the transfer form.

The deletion shown is subsection (3), Page 21, Section 16 is moved to Section 15 of this bill, since it properly belongs in that section. The added language to this subsection (3), Page 21, clarifies how the transfer form will be handled after being received by the Department.

VISITOR'S REGISTER

HOUSE NATURAL RESOURCES COMMITTEE

BILL SB 56

DATE 3/11/83

SPONSOR SENATOR HAGAR

[illegible]

IF YOU CARE TO WRITE COMMENTS, ASK SECRETARY FOR LONGER FORM.

WHEN TESTIFYING PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.

March 11, 1983

SENATE BILL 56

Introductory Remarks for Presentation to the
House Natural Resources Committee

Present Montana codes--Section 75-10-405 of the Montana Hazardous Waste Act--provide that the Department of Health and Environmental Sciences (DHES) may adopt, through administrative rulemaking, a permit fee system for companies that treat, store or dispose of hazardous wastes. No fee system has yet been developed by DHES because the federal regulations needed to initiate the full permitting process have just recently become effective, and state permitting rules must now be developed and adopted. Twenty (20) Montana hazardous waste facilities now hold temporary state permits.

Senate Bill 56 provides that DHES may adopt rules providing for fees applicable both to hazardous waste treatment, storage and disposal (TSD) facilities and to those persons who generate hazardous wastes. This provision will allow DHES to spread the impact of its fee system more broadly and more fairly upon the regulated industry. In Montana, more than one hundred companies generate regulated quantities of hazardous waste compared to the twenty TSD facilities which receive them. The Health Department feels that all of the companies which produce these wastes should participate in the fee system.

On a national basis, twenty (20) states have already implemented hazardous waste fee systems and fifteen (15) additional states are either developing or studying fee systems. The fee systems in place now vary from providing only a very small part of the program cost up to a contribution of more than half of the program cost.

The fee system envisioned by DHES would have two parts: 1) fees charged to TSD facilities at the time they apply for a permit or require permit modifications or renewals; and 2) annual fees charged to generators to maintain their active state registration. The permit fees would be based upon the size and complexity of the facility and the workload of reviewing the permit application, modification or renewal. The generator fees would be on a sliding scale, based upon the amount of waste produced each year.

The Statement of Intent for SB56 provides that generators of household waste, farmers who generate hazardous waste and small quantity hazardous waste generators (as defined in DHES administrative rules) should be exempt from the fee system. It also requires that the low end of the generator fee scale shall be \$10 per year.

The fee system for hazardous waste generators and facilities will be developed through administrative rulemaking, with extensive public input and comment. We have proposed a fee system which will collect a total of approximately \$22,000 per year in the 1985 biennium, of which about \$10,000 will come from generator fees and \$12,000 from permit fees. Monies collected through the fee system will be deposited in the State General Fund to offset the cost of the state program.

WITNESS STATEMENT

Name Carl Rieckmann Committee On H. Nat. As.
Address _____ Date 3/11/83
Representing Nat. Pet. Assn. Support X
Bill No. SB 441 Oppose _____
Amend _____

AFTER TESTIFYING, PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.

Comments:

1.

Support bill after working with
Sen. Tveit on amendments.

2.

3.

4.

Itemize the main argument or points of your testimony. This will assist the committee secretary with her minutes.

WITNESS STATEMENT

Name Dawn A. North Committee On Natural Resources
 Address 914 Breckenridge Date 3/11/83
 Representing League of Women Voters of Montana Support X
 Bill No. SB 56 Oppose _____
 Amend _____

AFTER TESTIFYING, PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.

Comments:

1. Chairman and members of the committee I am Dawn North representing the League of Women Voters of Montana. We believe ~~our~~ strongly in favor of a
2. state run hazardous waste program. This bill allows the generator to pay part of the states cost for the program. For the above reasons
3. we support SB 56.

4.

Itemize the main argument or points of your testimony. This will assist the committee secretary with her minutes.

WITNESS STATEMENT

Name Duane L Robertson Committee On Natural Resources
Address Cogswell Bldg Date 3/11/83
Representing State Dept of Health & ^{ENV} sciences Support ✓
Bill No. SB 56 Oppose _____
Amend _____

AFTER TESTIFYING, PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.

Comments:

1.

2.

3.

4.

Itemize the main argument or points of your testimony. This will assist the committee secretary with her minutes.

WITNESS STATEMENT

Name Roger Thorvilson Committee On Nat. Resources
Address 2216 E. 6th Ave, Helena Date 3-11-83
Representing State Health Dept. Support X
Bill No. SB56 Oppose _____
Amend _____

AFTER TESTIFYING, PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.

Comments:

1.

2.

3.

4.

Itemize the main argument or points of your testimony. This will assist the committee secretary with her minutes.

VISITOR'S REGISTER

HOUSE NATURAL RESOURCES

COMMITTEE

BILL SB 441

DATE 3/11/83

SPONSOR SENATOR TVEIT

[illegible]

IF YOU CARE TO WRITE COMMENTS, ASK SECRETARY FOR LONGER FORM.

WHEN TESTIFYING PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.

SENATE BILL 441

AMENDMENT Page 2 Line 12 insert all before taxes

AMENDMENT Page 2 Line 18 delete entire line

AMENDMENT Page 2 Line 19 ~~reletter by inserting (J) at beginning before the~~

delete entire line and
insert:

(J) the royalty owner's
net value.

OWNER NO. 89627



1625 BROADWAY • SUITE 2900
DENVER, COLORADO 80202/14/82

No. 241411

VOUCHER
NUMBER

R212016

REFERENCE	DATE	LEASE	MO. YR.	NUMBER	GROSS VOLUME	PRODUCTION TAX	NET VALUE	DECIMAL	INTEREST	WINDFALL	PROFIT TAX	OWNER
J211591	0782	2501	8006	27		514.29	514.29	00390625	00390625			2.01-
J211591	0682	2501	8006	27		1.019.64	1.019.64	00390625	00390625			3.98-
J211591	0982	2501	8006	27		543.65	543.65	00390625	00390625			2.12-
J211591	0782	2501	8015	27		427.14	427.14	00585937	00585937			2.50-
J211591	0882	2501	8015	27		520.08	520.08	00585937	00585937			3.05-
J211591	0982	2501	8015	27		559.36	559.36	00585937	00585937			3.28-
J212458	1082	2501	8015	27	268.41	8.689.77	8.689.77	00585937	00585937	3.96		46.96
AMOUNT OF CHECK											30.02	

1. LOWER TIER
2. OPERATING
3. MAINTENANCE
4. MATERIALS
5. TYPING

DETACH & RETAIN
FOR YOUR RECORDS

OIL and/or GAS STATEMENT

Sun Exploration and Production Company - Sun Production Division - P.O. Box 2880, DALLAS, TEXAS 75221

FROM	THRU	PROPERTY	SUB	QUANTITY	WINDFALL	SEVERANCE	NET VALUE	VALUE	INTEREST	DECIMAL
MC	YR	NO	TR	WT	PROFIT TAX	TAX	VALUE	YOUR	INTEREST	DECIMAL
0682	41	16070		1	ADVANCE	00	3953.69	15.45	00390625	
0682	41	16070		1	TAX	706.17	543.22	37.39	00390625	
1182	41	16070		1	556.36	425.89	7501.72	43.96	00585938	
1182	41	16070		1	258.50					
YEAR-TO-DATE: GROSS EARNINGS 626.55										
WINDFALL TAX 40.39										
NET EARNINGS 539.16										
TOTAL 65.90										

CHECK DATE 12-23-82

OWNER NUMBER 061748

CHECK NUMBER 605312

1 OIL
2 GAS
3 CONDENSED
4 DEWATERED
5 OTHER

* 1 W
2 RI
3 ORI
4 PP

REGISTER 0605

KEEP THIS STATEMENT FOR YOUR RECORDS

WITNESS STATEMENT

Name Carl Rieckmann Committee On H. Nat. Res.
Address _____ Date 3/11/83
Representing Nat. Pet. Assoc. Support X
Bill No. SB 441 Oppose _____
Amend _____

AFTER TESTIFYING, PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.

Comments:

1.

Support bill after working with
Sen. Tveit on amendments.

2.

3.

4.

Itemize the main argument or points of your testimony. This will assist the committee secretary with her minutes.

STANDING COMMITTEE REPORT

March 14

19 83

MR. SPEAKER:

We, your committee on NATURAL RESOURCES

having had under consideration SENATE Bill No. 56

third reading copy (blue)
color

A BILL FOR AN ACT ENTITLED: "AN ACT TO GIVE THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL SCIENCES THE AUTHORITY TO ADOPT RULES SETTING FEES TO BE PAID BY HAZARDOUS WASTE GENERATORS; AMENDING SECTION 75-10-405, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

Respectfully report as follows: That SENATE Bill No. 56

BE CONCURRED IN
~~XXXXXX~~
DO PASS

STANDING COMMITTEE REPORT

March 10,

19 83

MR. **SPEAKER:**

We, your committee on **NATURAL RESOURCES**

having had under consideration

SENATE

Bill No. **370**

third reading copy (**blue**)
color

A BILL FOR AN ACT ENTITLED: "AN ACT TO GENERALLY REVISE AND CLARIFY CERTAIN LAWS RELATING TO SURFACE AND GROUND WATER; AMENDING SECTIONS 85-2-112, 85-2-113, 85-2-123, 85-2-124, 85-2-236, 85-2-302, 85-2-303, 85-2-306 THROUGH 85-2-308, 85-2-311, 85-2-312, 85-2-314, 85-2-315, 85-2-402, AND 85-2-403, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

Respectfully report as follows: That

SENATE

Bill No. **370**

be amended as follows:

1. Page 14, line 3.

Following: "the"

Insert: "property,"

2. Page 14, line 4.

Following: "rights"

Insert: ", or interests"

AS AMENDED
BE CONCURRED IN

DO PASS

STANDING COMMITTEE REPORT

March 23, 1963

MR. **SPEAKER:**

We, your committee on **NATURAL RESOURCES**

having had under consideration **SENATE** Bill No. **441**

third reading copy (blue)
color

A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING OIL AND GAS PRODUCERS REGULARLY PAYING ROYALTIES BY CHECK, DRAFT, OR ORDER TO PROVIDE THE ROYALTY OWNER WITH A RECORD, ACCOMPANYING EVERY ROYALTY PAYMENT, OF CERTAIN MATTERS PERTAINING TO PRODUCTION AND PAYMENT OF ROYALTIES; PROVIDING A PENALTY AND MAKING THAT PENALTY APPLICABLE TO CORPORATIONS; AMENDING SECTIONS 45-2-311 AND 82-10-102, MCA; AND PROVIDING AN EFFECTIVE DATE."

Respectfully report as follows: That **SENATE** Bill No. **441**

be amended as follows:

1. Title, line 12.

Strike: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 1, line 16.

Strike: "regularly"

3. Page 2, line 12.

Following: "of"

Insert: "all"

4. Page 2, lines 18 and 19.

Strike: "the" on line 18 through "percentage" on line 19

Insert: "the royalty owner's net value"

5. Page 4, lines 24 and 25.

Strike: these lines in their entirety

~~XXXX~~
DO PASS

AND AS AMENDED
BE CONCURRED IN

SIL KASPER

Chairman.