

MINUTES OF THE MEETING
LONG RANGE PLANNING SUBCOMMITTEE
50TH LEGISLATIVE SESSION

The meeting of the Long Range Planning Subcommittee was called to order by Chairman Rep. Robert Thoft on March 6, 1987 at 8:00 a.m., in Room 202B of the State Capitol.

ROLL CALL: All members of the Long Range Planning Subcommittee were present except Sen. Walker, Rep. Donaldson and Rep. Bardanouve who were excused.

RIT PROJECTS

Executive Session

Tape 92:A:000

Special Resources Management Plans and Operation:

John Larr, Montana Power Company, said the Special Resources Management Plans and Operations in Billings is a transportation center which consists of collection vehicles in the eastern portion of Montana to collect waste in sealed containers from small and large quantity generators. The containers will then be transported by truck and stored in a treatment warehouse. (107)

Sen. Van Valkenburg asked if something happens at the holding facility in Billings who is liable. (218)

Mr. Larr said the person who has most causal relationship to the accident will be liable, but if they are unable to pay, the government will not tap Superfund unless all sources of monies are exhausted, including monies from whoever generated the waste, because it was the generator who benefited from producing that waste.

(401) George Ochenski, Montana Environmental Information Center, said this issue is an important one and should not be considered just a budget balancing amendment. Mr. Ochenski submitted a fact sheet to the Subcommittee (Exhibit #1).

Bill Grieman, Lower Yellowstone Conservation District Development Committee, asked the subcommittee to reauthorize their renewable resource development grant from the 1985 session and expand the scope of the project.

(93:A:000)

Action: Sen. Van Valkenburg MOVED to reauthorize a \$25,000 grant for the Lower Yellowstone Conservation District Development Committee. (125)

Madalyn Quinlan, Legislative Fiscal Analyst, submitted fact sheets to the Subcommittee (Exhibit #2, #3). (186)

House Bill #777: (300)

Caralee Cheney, DNRC, said this bill would be an act generally revising funding for hazardous waste management programs of the Department of Health and Environmental Sciences; creating a Hazardous Waste/CERCLA special revenue account and a CERCLA match debt service account; allocating money from the Resource Indemnity Trust Fund to these account and specifying their uses; appropriating \$200,000 for expenses related to lawsuits under section 107 of the Federal Comprehensive Environmental Response, Compensation, and Liability act of 1980, as amended in 1986 (CERCLA); and authorizing issuance of CERCLA bonds.

Action: Sen. Van Valkenburg MOVED to APPROVE House Bill #777. The MOTION CARRIED .

House Bill #760:

Ms. Cheney said this bill would be an act authorizing the issuance and sale of CERCLA General Obligation Bonds and appropriating the proceeds thereof to the Hazardous Waste/CERCLA special revenue account for state participation in remedial action under section 104 of the Federal Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended (CERCLA) for state costs for maintenance of sites at which remedial action under CERCLA has been completed, and for obtaining matching federal funds for underground storage tank corrective action; and providing for an agreement between the Board of Examiners and the Department of Health and Environmental Science.

Action: Sen. Van Valkenburg MOVED to APPROVE House Bill #760. The MOTION CARRIED.

Action: Sen. Van Valkenburg MOVED to reauthorize the coal severance tax loans contained in the Water Development bill draft for \$9,826,683. The MOTION CARRIED.

Middle Creek Dam: (392)

Discussion: Rick Bondy, DNRC, said the City of Bozeman can pay for the project.

Action: Sen. Aklestad MOVED to reauthorize Middle Creek Dam. The MOTION CARRIED. (560)

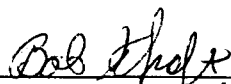
Broadwater Dam:

Discussion: Mr. Bondy said this project will have to go this biennium (1989) if it is going to go. He said the state has already gotten the FERC license.

Action: Sen. Van Valkenburg MOVED to reauthorize the Broadwater Dam loan.

Discussion: Chairman Thoft said the decision will be made in the next week. He said the options are 1) the state designs, builds, and contracts for operation or 2) the state contract for design, building and operating, of which the state gets a 2% royalty.

ADJOURNMENT: There being no further business the Long Range Planning Subcommittee adjourned at 9:15 a.m.



Chairman Rep. Bob Thoft

law

DAILY ROLL CALL

LONG RANGE PLANNING

SUBCOMMITTEE

DATE 5/3, 1987

NAME	PRESENT	ABSENT	EXCUSED
Rep., Thoft, Chairman			
Sen., Van Valkenburg, Vice-Chairman			
Rep., Bardanouve			
Rep., Donaldson			
Sen., Aklestad			
Sen., McLane			
Sen., Walker			



EX #1
DATE 3/6/87
HD _____

EQC MEETING
JANUARY 17, 1987

MR. HAYDEN asked MR. CULL if the state were to proceed with putting together a bid package providing for private collections and public ownership whether his company would be interested in participating. MR. HAYDEN felt there was room for joint state-private sector cooperation.

MR. CULL said the possibility of cooperation by his company would depend on the type of bid package presented and they certainly would review any bids or offers for cooperation.

DR. DRYNAN commented that "when this first started with SRM, it appeared that private enterprise could handle it well but when you get into the profitability aspect. Even up until this meeting today, I was convinced, or partially convinced, that maybe private industry could do it. As a result of this thing today, I guess I don't believe it any longer. I don't believe that the small or very small or small small generators are going to be handled. In order for him to make a profit he is going to have to take the large bulks to make up the 80-bulk loads and so you will have to wait until they are collected. If there are five places that have that particular waste, they will take those. The smaller areas with the same waste will sit out there and they are going to be outside of the window. After the testimony I have heard today, it says the state will probably after to get into the business. It is a public problem and in order to serve the public, I guess a public body which is the state or the legislature is going to have to do something to help alleviate that and that probably means we are going to have to embark upon asking the legislature for the transfer station concept so we can get this waste in from the smaller areas of the state, collect it in the same barrel load and be able to store and then ship it out. It is very possible that could be under contract with somebody like SRM for the shipment of the 80-bulk load. And yes, it may take some subsidization somehow from the state. It is also possible that private industry could handle that transfer station. I do think we could site it.

In the permitting process it might be possible to speed up the permitting for the transfer section. There may have to be an EIS, but possibly a PER would suffice. Depending on where the site is the studies may already be done. That could speed up the process to prior to July 1 by using a grant or some other source to get the state into the business because I think we have got to serve all the generators in the state and that includes the very small. I am also concerned about the household waste. The landfills will not take it. If I go out there with a truckload of waste from my house that landfill guy is probably going to send me home. They are not going to take the liability of putting it in that landfill. We should probably also be looking at doing that. If Missoula was any indication of the need for collection

of household waste, and we plan to collect this over a five-year period, and in four hours we ran out of available EPA dollars because we had collected it all. There is a bigger problem than we realize in this state.

We also need to look at pesticides and agricultural wastes and be able to transport out of the state as well. I don't see much of an alternative after what I've heard today but that we have to use public funds and I think the state has to get into the business..."

WORK2:EQC Meeting 1/17/87
TAPE 2A

Water Development Bill
1989 Biennium

26-Feb-87
#2
3/6/87
Funding
Level

Water Development Grants and Loans less than \$200,000		\$1,143,886
Renewable Resource Development Grants		\$154,800
Reauthorization of loans less than \$200,000		\$924,380
Coal Severance Tax Loans		
New Authorizations	\$14,906,848	
Middle Creek Dam	\$5,100,000	
Broadwater Dam - Hydroelectrification	\$26,000,000	
Reauthorized Loans	\$36,836,683	

		\$82,843,531
Emergency Water Development Grants		\$125,000

	Total	\$85,191,597
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Long-Range Planning Subcommittee
Water Development Projects
1989 Biennium

Rank Applicant	Project Name	Recomm'd Grants	Committee Action	Difference
2 Montana State Library	MT Water Resources Data Management	\$97,712	\$97,712	\$0
1 Private Company	Lima Dam Rehabilitation	\$100,000	\$64,000	(\$36,000)
3 Montana Bureau of Mines	Mobility of Agricultural Chemicals	\$98,500	\$98,500	\$0
5 Hill County	Lower Beaver Creek Dam Rehab Study	\$70,000	\$35,000	(\$35,000)
6 Treasure Co Conserv Dist	Conservation Practice Loan Program	\$100,000	\$100,000	\$0
12 Private Company	Edgar Canal Erosion Control	\$10,000	\$10,000	\$0
11 MT State University	Plastic Irrigation Canal Lining	\$75,000	\$37,500	(\$37,500)
14 Flathead Conserv Dist	Rehab of East Spring Creek	\$97,234	\$75,000	(\$22,234)
44 Mineral County	St Regis Park Irrigation	\$36,845	\$35,000	(\$1,845)
30 Carbon County	Roberts Water System Improvements	\$47,500	\$47,500	\$0
43 Greenfields Irrigation Dist	Willow Creek Measuring Device	\$2,074	\$2,074	\$0
34 Private Corporation	Nilan Canal Lining	\$25,000	\$25,000	\$0
32 Eastern Sanders Conserv Dist	Little Bitterroot Recharge Enhancement	\$86,300	\$86,300	\$0
9 Private Non-Profit Corp	Technical Assistance Advisor	\$60,000	\$60,000	\$0
42 Cascade	Water Distribution & Supply Improvem	\$50,000	\$50,000	\$0
52 Shelby	Water System Rehabilitation	\$25,000	\$25,000	\$0
Sun Prairie Village Water and Sewer	Wastewater Lagoon Dike Repair		\$162,000	\$162,000
Lakeside Water District	Lakeside Water Well & Main Extension		\$133,300	\$133,300

Total Projects Approved \$981,165 \$1,143,886
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02-Mar-87

Legislative Revenue Estimating Sucommittee
Water Development Account
Fiscal Years 1988 - 1989

02-Mar-87

	Fiscal 1988 -----	Fiscal 1989 -----
Beginning Balance	\$0	\$0
Revenues		
Coal Tax Water Development	\$269,947	\$289,943
30% RIT Interest Earnings	1,912,500	2,016,600
Loan Repayments	365,000	365,000
Project Revenues	220,000	220,000
Interest on Bond Proceeds	50,000	50,000
Administrative Fees	25,000	25,000
 Total Revenues	 \$2,842,447	 \$2,966,543
Total Funds Available	\$2,842,447	\$2,966,543
Expenditures		
Debt Service	\$566,111	\$607,796
Water Courts	512,066	508,896
DNRC - Centralized Services	102,375	102,493
- Water Res Div Operations	1,190,748	1,181,120
- State-Owned Water Projects	471,147	328,853
 Total Expenditures	 \$2,842,447	 \$2,729,158
Funds Available for		
Water Development Grants		\$237,385
Plus 40 Percent of RRD funds		\$109,335

	Total	\$346,720
		=====

1 From the coal tax funds available for RRD projects, debt service payments and agency appropriations are made. Forty percent of the remainder goes to the water development program.

2 The Long-Range Planning Subcommittee has appropriated \$1,143,886 for water development grants in the 1989 biennium.

Renewable Resource Development Account
Fiscal Years 1988 - 1989

	Fiscal 1988 -----	Fiscal 1989 -----
Beginning Balance	\$0	\$124,990
Revenues		
Coal Tax Renewable Resource Development	\$269,947	\$289,943
Interest on Bond Proceeds	36,000	36,000
Loan Repayments	79,110	79,110
Total Revenues	\$385,057	\$405,053
Total Funds Available	\$385,057	\$530,043
Expenditures		
Debt Service	\$122,937	\$119,575
DNRC - Centralized Services	6,530	6,530
- Water Resources Division	65,000	65,000
- Conservation Districts	65,600	65,600
Total Expenditures	\$260,067	\$256,705
Funds Available for RRD Projects		\$273,338

Statutory Allocation of 1989 Biennium Revenues

Timber Stand Improvement	15%	\$41,001
Water Development Projects	40%	\$109,335
Conservation Districts	10%	\$27,334
Montana Rangeland Resource Act	15%	\$41,001
Agricultural Land Improvements	15%	\$41,001
DNRC Designated Projects	5%	\$13,667
Total		\$273,338

RECEIVED

MAR 4 1987

LEGISLATIVE
FISCAL ANALYST

EXHIBIT #3
DATE 3/6/87
NO.

SUMMARY OF SUBSIDIES REQUIRED FOR PROJECTS AUTHORIZED BY HOUSE BILL 947 AND ARE TO BE REAUTHORIZED

PROJECT NAME	AMOUNT OF LOAN	SUBSIDY
DUTTON	\$150,000.00	\$36,145.10
BOZEMAN - LYMAN CREEK	\$726,079.00	\$130,855.03
EAST HELENA	\$434,434.00	\$78,294.82
EVERGREEN WATER AND SEWER DISTRICT	\$3,226,900.00	\$581,557.20
DENTON	\$185,000.00	\$22,157.87
EAST GLACIER	\$484,270.00	\$58,003.01
BLISSON	\$3,200,000.00	\$383,276.64
PONDERA CONSERVATION DISTRICT	\$750,000.00	\$89,830.56
PONDERA CONSERVATION DISTRICT	\$535,000.00	\$271,070.75
CITY OF BELGRADE	\$115,000.00	\$22,855.00
TOTALS	\$9,826,683.00	\$1,674,046.08

Legislative Revenue Estimating Subcommittee
 Resource Indemnity Trust Interest
 1987 and 1989 Bienniums

	1987 Biennium	1989 Biennium
Beginning Balance	\$2,098,067	\$706,671
DHES Carry-over		443,000
Revenue	14,174,015	13,097,000
Total Funds Available	\$16,272,082	\$14,246,671
Expenditures		
30% Water Development	4,252,205	3,929,100
6% Hazardous Waste	850,441	785,820
Agency Operations	4,619,285	3,779,079
DWC Silicosis Benefits	1,181,800	1,131,600
House Bill 952	232,892	
Clark Fork- Gov Office		180,000
Environmental Contingency Fund	175,000	175,000
RIT Grant Administration	108,000	140,000
RIT Grant Program	4,145,789	3,357,091
Total Appropriations	\$15,565,411	\$13,477,690
Ending Fund Balance - Current Law	\$706,671	\$768,981
 Pending Legislation:		
House Bill 777 (Ream) 6 % for Superfund		\$1,228,820
House Bill 718 (Harper) 4 % for Environmental Quality Protection Fund		\$348,880
Total Possible Reductions		\$1,577,700
 Ending Fund Balance if Pending Legislation Passes		(\$808,719)
		377,500

Table 12
Resource Indemnity Trust Projects
1989 Biennium

Rank	Project/Applicant	Approved Funding
1	Dept of State Lands - Upper Blackfoot Streambank Reclamation	\$107,000
3	Dept of Health and Environmental Sciences - Clark Fork Monitoring	205,590
4	Dept of Fish, Wildlife and Parks - High Ore Creek Reclamation	198,600
5	Department of State Lands - Snowshoe Creek Streambank Reclamation	107,000
6	Board of Oil and Gas Conservation - Plug Wilkstrand Simerro Well #1	19,951
7	Dept of Health and Environmental Sciences - Bannack State Park - Apex Mill Cleanup	101,200
8	Toole County - Reclamation of Oil and Gas Areas	150,000
9	Department of State Lands - Nellie Grant Mine Reclamation	84,900
10	Dept of Health and Environmental Sciences - Abandoned Oil Refineries	300,000
11	Department of Fish, Wildlife and Parks - Cataract Creek Reclamation	21,565
12	Sheridan County Conservation District - Reserve Pit and Oilfield Assessment	160,000
13	Board of Oil and Gas Conservation - Plug - Sunburst Disotell Well #1	55,000
14	Board of Oil and Gas Conservation - Plug Well Leaking Gas	46,330
15	Montana State Library - Natural Resources Information System	177,970
17	Montana Salinity Control Association - Montana Salinity Control Program	300,000
19	Butte-Silver Bow Government - Anselmo Mine Reclamation	150,000
20	Lower Musselshell Conservation District - Groundwater from Abandoned Mines	272,320
22	Dept of Natural Resources and Conservation - Sodium and Salinity Sources in Pwdr River Basin	89,257
23	Department of State Lands - Drill Hole Reclamation	100,000
24	Dept of Natural Resources and Conservation - Soil Survey Program	300,000
25	Governor's Office, Deer Lodge County, & Headwaters CD - Clark Fork Reclamation	130,000
30	Montana Bureau of Mines and Geology - Deep Aquifer Databases	155,950
31	University of Montana, Botany Department - Biotic Resources of Upper Clark Fork	26,638
33	Butte-Silver Bow Government - Urban Enhancement/Urban Forestry	100,000
--	Montana Bureau of Mines and Geology - Low Grade Bentonite for Shot Hole Plugging	57,820

Total Project Funding Approved

\$3,357,091

VISITORS' REGISTER

COMMITTEE

BILL NO. _____

DATE 3/6/87

SPONSOR _____

NAME (please print)	RESIDENCE	SUPPORT	OPPOSE
RICHARD BONDY	HELENA		
BARRY F. DAMSCHEN	HELENA		
STEVE WRIGHT	Butte		
Art Wittich	"		
ED HANDL	BUTTE		
GEORGE ORHENSKI	MT. ENLV. INF CNTR		

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

PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.