45th Legislature LC 1159/01 LC 1159/01

1			H BILL NO. 560	
2	INTRODUCED	BI	Burnett	_

A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION TO STUDY COONEY DAM, THE DAM SPILLWAY, AND ASSOCIATED STRUCTURES AND TO DEVELOP AND CARRY OUT A PROGRAM OF REPAIR AND FINANCING AND TO RELIEVE THE ROCK CREEK WATER USERS' ASSOCIATION OF RESPONSIBILITY FOR THE COST OF REPAIRS; AND PROVIDING AN EFFECTIVE DATE."

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Section 1. Study of Cooney Dam. The department of 13 natural resources shall conduct a study of Cooney Dam, the 14 15 dam spillway, and associated structures. The study shall 16 take into account present-day societal concerns about dam 17 safety, all appropriate legal requirements, and modern 18 engineering knowledge and practice. The study shall 19 determine various repair programs and their cost so that Cooney Dam and its spillway are structurally sound. The Rock 20 Creek water users' association shall be given a full 21 22 opportunity to participate in the study. The study shall be 23 completed by July 1, 1977.

Section 2. Cooney Dam repair program. (1) After considering the alternative repair programs presented by the

study provided for in [section 1], the department of natural resources and conservation shall develop a repair program which will insure that Cooney Dam and the spillway are structurally sound.

(2) The department shall then develop a program of 5 financing to be presented to the legislature no later than 1979. The financing plan shall take into account all 7 beneficiaries, except the Rock Creek water users' 9 association, of the Cooney Dam project, including the fishermen and other recreationists using Cooney Reservoir, 10 11 those benefited by the flood control aspects of the project, and the state of Montana. The department shall attempt to 12 13 secure federal financing of all or part of the repair 14 program.

Section 3. Costs of study. The department may not assess the Rock Creek water users association for the costs of the study carried out under [section 1].

Section 4. Commencement of repairs. As soon as a satisfactory program of spillway repair has been developed, the department shall commence work on the repair program.

21 Section 5. Effective date. This act shall be effective 22 upon passage and approval.

-End-

-2-

STATE OF MONTANA

REQUEST NO. 289-77

FISCAL NOTE

Form BD-15

In compliance with a written request received <u>February 4</u> , 19 77, there is hereby submitted a Fiscal Note for <u>House Bill 560</u> pursuant to Chapter 53, Laws of Montana, 1965 - Thirty-Ninth Legislative Assembly. Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to member of the Legislature upon request.				
DESCRIPTION OF PROPOSED LEGISLATION: House Bill 560 requires the Department of Natural Resources to conduct a study of Cooney Dam to determine what				
repairs are necessary before July 1, 1977. FISCAL IMPACT:				
None. Included in the Department's FY 77 budget are funds to study Cooney Dam repairs.				
NOTE: House Bill 496 appropriates \$1.9M for the repair of Cooney Dam, spillway, and associated structures.				

BUDGET DIRECTOR

Office of Bydget and Program Planning

Date: February 4,1977

Judiciary

Objection Raised to Adverse Committee Report

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HB 0560/03

1	NOASE BILL MAP 300
ć	INTRODUCED BY BURNETT
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April 4, 1977

SENATE

STANDING COMMITTEE REPORT

Agriculture, Livestock & Irrigation Committee

That House Bill No. 560, third reading, be amended as follows:

1. Amend page 1, section 1, line 23.

Following: "completed by"
Strike: "July"

Insert: "September"

45th Legislature HB 0560/04 HB 0560/04

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