

HOUSE BILL NO. 108

Introduced: 01/06/83

Referred to Committee on natural Resources: 01/06/83

Hearing: 1/21/83, Do Pass

Report: 02/12/83, Do Pass

Rereferred to Committee on appropriations: 02/15/83

Hearing: 3/23/83

Report: 03/28/83, Do Pass, As Amended

2nd Reading: 03/28/83, Do Pass

3rd Reading: 03/28,83, Do Pass

Transmitted to Senate: 3/28/83

Referred to Committee on Finance & Claims: 4/5/83

Hearing: 4/11/83

Died in Senate Committee

1 *House* BILL NO. *108* *Ketel*
 2 INTRODUCED BY *Manuel Hummer-McCannish-Santa*
 3 *Bergner, Miller, Fager, O'Connell, Pistoris,*
 4 *Christiansen, Berg, Phillips, Farris, Wilson, Thomas*
 5 A BILL FOR AN ACT ENTITLED: "AN ACT TO ALLOCATE TO THE
 6 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION 5 PERCENT
 7 OF THE INTEREST FROM THE RESOURCE INDEMNITY TRUST ACCOUNT
 8 FOR USE BY THE CASCADE COUNTY CONSERVATION DISTRICT TO SHARE
 9 THE COST OF A 7-YEAR FLOOD CONTROL AND IRRIGATION
 10 IMPROVEMENT PROGRAM FOR THE MUDDY CREEK SPECIAL WATER
 11 PROJECT AREA; AND PROVIDING AN EFFECTIVE DATE."

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

13 Section 1. Allocation. Beginning July 1, 1983, and
 14 continuing until June 30, 1990, 5% of the interest income
 15 from the resource indemnity trust account is allocated to
 16 the department of natural resources and conservation for
 17 the purpose of a cost-share grant to the Cascade County
 18 conservation district for flood control and irrigation
 19 improvements for the Muddy Creek special water project.
 20 Upon application of the Cascade County conservation district
 21 and upon fulfillment of the conditions specified in section
 22 2, the department shall within 90 days make the grant of
 23 funds applied for.

24 Section 2. Conditions of grant. Disbursement of funds
 25 under section 1 may be made only after:

- 1 (1) a contract governing the administration and
- 2 disposal of funds has been executed between the department
- 3 of natural resources and conservation and the applicant;
- 4 (2) a schedule of proposed accomplishments is submitted
- 5 to the department stating:
 - 6 (a) the number of specific irrigation improvements to
 - 7 be completed annually and the number of affected acres;
 - 8 (b) the annual cost of these improvements to the
 - 9 landowner and to the state;
 - 10 (c) the quantified savings in water, labor, and
 - 11 fertilizer expected; and
 - 12 (d) the expected reduction in Muddy Creek sediment
 - 13 loads as a result of irrigation improvements; and
 - 14 (3) the department determines that the proposed
 - 15 improvements will:
 - 16 (a) promote, enhance, or advance flood control and
 - 17 irrigation in the project area;
 - 18 (b) be an efficient use of natural resources, including
 - 19 water, energy, land, and air;
 - 20 (c) comply with statutory and regulatory standards
 - 21 protecting the quality of such resources as air, water,
 - 22 land, fish, wildlife, and recreational opportunities;
 - 23 (d) provide associated public benefits in addition to
 - 24 any private benefits the project or activity may provide;
 - 25 and

INTRODUCED BILL

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1 (e) be economically feasible. A project is
2 economically feasible if the project benefits exceed the
3 project costs. The department shall consider only tangible
4 benefits and costs in calculating economic feasibility.

5 Section 3. Effective date. This act is effective July
6 1, 1983.

-End-

STATE OF MONTANA

REQUEST NO. 066-83

FISCAL NOTE

Form BD-15

In compliance with a written request received January 8, 19 83, there is hereby submitted a Fiscal Note for House Bill 108 pursuant to Title 5, Chapter 4, Part 2 of the Montana Code Annotated (MCA).

Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

DESCRIPTION OF PROPOSED LEGISLATION:

House Bill 108 allocates five percent of the interest earned from the Resources Indemnity Trust Fund to the Cascade County Conservation District to share the cost of a seven-year flood control and irrigation improvement program for the Muddy Creek area.

FISCAL IMPACT:

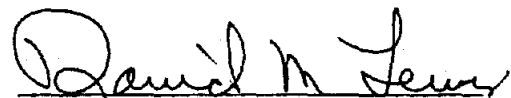
Five percent of the interest earned equals approximately \$216,000 in FY 84 and \$260,000 in FY 85. The five percent commitment will continue to impact the fund until 1990.

TECHNICAL NOTES:

It is not specified how the cost-share is to work or what percent of cost will be assumed by Cascade County Conservation District.

This bill conflicts with proposed appropriation legislation. Legislation proposed in the Executive Budget will already appropriate the entire interest available.

FISCAL NOTE3:Q/1



BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 1-13-83

Rereferred and

Approved by Comm.
on Appropriations

HOUSE BILL NO. 108

INTRODUCED BY MANUEL, NEUMAN, MCCORMICK, HEMSTAD, LEE,
KOLSTAD, MISBET, GOODOVER, R. MANNING, BERGENE, MILLER,
CHRISTIAENS, FABREGA, BERG, O'CONNELL, PISTORIA,
PHILLIPS, BLISS, FARRIS, NILSON, IVERSON, THOMAS

A BILL FOR AN ACT ENTITLED: "AN ACT TO ~~ALLOCATE~~ APPROPRIATE
FUNDS TO THE DEPARTMENT OF NATURAL RESOURCES AND
CONSERVATION ~~5--PERCENT--OF--THE--INTEREST~~ FROM THE RESOURCE
INDEMNITY TRUST ACCOUNT FOR USE BY THE CASCADE COUNTY
CONSERVATION DISTRICT TO SHARE THE COST OF A 7-YEAR FLOOD
CONTROL AND IRRIGATION IMPROVEMENT PROGRAM FOR THE MUDDY
CREEK SPECIAL WATER PROJECT AREA; AND PROVIDING AN EFFECTIVE
DATE."

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

Section 1. ~~Allocations---beginning--July--1,--1993,--and~~
~~continuing--until--June--30,--1998,--5%--of--the--interest--income~~
APPROPRIATION. THERE IS APPROPRIATED \$1,000 FOR THE
BIENNIUM ENDING JUNE 30, 1995, from the resource indemnity
trust account ~~is--allocated~~ to the department of natural
resources and conservation for the purpose of a cost-share
grant to the Cascade County conservation district for flood
control and irrigation improvements for the Muddy Creek
special water project. Upon application of the Cascade

County conservation district and upon fulfillment of the
conditions specified in section 2, the department shall
within 90 days make the grant of funds applied for.

Section 2. Conditions of grant. Disbursement of funds
under section 1 may be made only after:

(1) a contract governing the administration and
disposal of funds has been executed between the department
of natural resources and conservation and the applicant;

(2) a schedule of proposed accomplishments is
submitted to the department stating:

(a) the number of specific irrigation improvements to
be completed annually and the number of affected acres;

(b) the annual cost of these improvements to the
landowner and to the state;

(c) the quantified savings in water, labor, and
fertilizer expected; and

(d) the expected reduction in Muddy Creek sediment
loads as a result of irrigation improvements; and

(3) the department determines that the proposed
improvements will:

(a) promote, enhance, or advance flood control and
irrigation in the project area;

(b) be an efficient use of natural resources,
including water, energy, land, and air;

(c) comply with statutory and regulatory standards

SECOND READING
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1 protecting the quality of such resources as air, water,
2 land, fish, wildlife, and recreational opportunities;

3 (d) provide associated public benefits in addition to
4 any private benefits the project or activity may provide;
5 and

6 (e) be economically feasible. A project is
7 economically feasible if the project benefits exceed the
8 project costs. The department shall consider only tangible
9 benefits and costs in calculating economic feasibility.

10 Section 3. Effective date. This act is effective July
11 1, 1983.

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CONTROL AND IRRIGATION IMPROVEMENT PROGRAM FOR THE MUDDY
CREEK SPECIAL WATER PROJECT AREA; AND PROVIDING AN EFFECTIVE
DATE."

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

Section 1. ~~Allocations---Beginning---July---17-1993, and~~
~~continuing-until-June-30, 1998, 5% of--the--interest--income~~
~~APPROPRIATION.---THERE---IS---APPROPRIATED---\$1,000---FOR---THE~~
~~BIENNIAL-ENDING-JUNE-30, 1985,~~ from the resource indemnity
trust account ~~is--allocated~~ to the department of natural
resources and conservation for the purpose of a cost-share
grant to the Cascade County conservation district for flood
control and irrigation improvements for the Muddy Creek
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