

SENATE BILL NO. 59

Introduced: 01/05/83

Referred to Committee on Agriculture, Livestock, & Irrigation:  
1/5/83

Hearing: 1/12/83

Report: 01/17/83, Do Not Pass. Report Adopted.

Bill Killed.

*Senate* BILL NO. 59

INTRODUCED BY *McCallister*  
BY REQUEST OF THE JOINT SUBCOMMITTEE ON BUSINESS

A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING FOR THE  
PROCESSING OF WATER RESERVATIONS IN THE MISSOURI RIVER BASIN  
BY JULY 1, 1987."

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

Section 1. Reservations within the Missouri River  
basin. (1) The state or any agency or political subdivision  
thereof or the United States or any agency thereof that  
desires to apply for a reservation of water in the Missouri  
River basin shall file a claim pursuant to 85-2-316 no later  
than July 1, 1935.

(2) The department, as rapidly as possible, shall  
assist other state agencies and political subdivisions in  
applying for reservations within the Missouri River basin.

(3) Before July 1, 1987, the board shall make a final  
determination in accordance with 85-2-316 on all  
applications filed before July 1, 1985, for reservations of  
water in the Missouri River basin.

Section 2. Codification instruction. Section 1 is  
intended to be codified as an integral part of Title 85,  
chapter 2, part 3, and the provisions of Title 85, chapter

1 2, apply to section 1.

-End-

-2- INTRODUCED BILL

SB 59

## STATE OF MONTANA

REQUEST NO. 016-83

## FISCAL NOTE

Form BD-15

In compliance with a written request received January 4, 1983, there is hereby submitted a Fiscal Note for Senate Bill 59 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:

This proposed legislation directs the Department of Natural Resources and Conservation to begin as rapidly as possible in assisting state agencies and political subdivisions to apply for a water reservation in the Missouri River basin and to formally apply to the Board of Natural Resources by July 1, 1985.

ASSUMPTIONS:

- 1) Engineers would be hired to assist local conservation districts in preparing applications and to conduct water availability studies.
- 2) Funds would be made available to the Department of Health and Environmental Sciences and the Department of Fish, Wildlife and Parks for instream-flow applications.

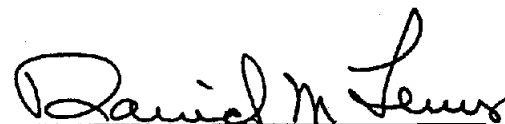
FISCAL IMPACT:

	<u>FY 84</u>	<u>FY 85</u>	<u>Biennium</u>
FTE	6.0	8.0	14.0
Personal Services	\$150,000	\$200,000	\$ 350,000
Operations	<u>350,000</u>	<u>375,000</u>	<u>725,000</u>
General Fund Cost	<u>\$500,000</u>	<u>\$575,000</u>	<u>\$1,075,000</u>

TECHNICAL NOTE:

Section 85-2-316(2) authorizes the department to recover certain costs of the water reservation application. Those fees cannot be determined and collected until the process is complete. Therefore general fund must be provided to fund the process, with the provision that the fees be returned to the general fund as collected.

FISCAL1:U/1



BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 1-7-83