

HOUSE BILL NO. 952

INTRODUCED BY IVERSON, BLAYLOCK

IN THE HOUSE

March 28, 1985	Introduced and referred to Committee on Appropriations.
April 1, 1985	Committee recommend bill do pass as amended. Report adopted. Bill printed and placed on members' desks.
April 3, 1985	On motion, taken from second reading and rereferred to Committee on Appropriations.
April 12, 1985	Committee recommend bill do pass as amended. Report adopted. Bill printed and placed on members' desks.
April 13, 1985	Second reading, do pass as amended.
April 15, 1985	Correctly engrossed.
April 16, 1985	Third reading, passed. Transmitted to Senate.

IN THE SENATE

April 17, 1985	On motion, rules suspended to accept bill. Motion adopted.
April 18, 1985	Introduced and referred to Committee on Finance and Claims.
April 19, 1985	Committee recommend bill be concurred in. Report adopted.

April 22, 1985

Second reading, concurred in.

April 23, 1985

Third reading, concurred in.
Ayes, 48; Noes, 1.

Returned to House.

IN THE HOUSE

April 23, 1985

Received from Senate.

Sent to enrolling.

Reported correctly enrolled.

1 INTRODUCED BY HOUSE BILL NO. 952
2 Steven Blylock
3

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE FUNDS
5 FOR IMPLEMENTATION OF THE RECOMMENDATIONS OF THE SELECT
6 COMMITTEE ON WATER MARKETING TO FURTHER THE DEVELOPMENT OF A
7 COMPREHENSIVE WATER POLICY FOR MONTANA."
8

9 WHEREAS, the Select Committee on Water Marketing was
10 commissioned by the 1983 Legislature to undertake a study of
11 the advantages and disadvantages of water marketing; and

12 WHEREAS, the Select Committee in completing its study
13 determined that Montana needs to address broader questions
14 of water policy in order to protect Montana's interests in
15 the allocation and management of state waters; and

16 WHEREAS, the Select Committee has presented a
17 comprehensive series of recommendations that must be
18 considered as a whole; and

19 WHEREAS, these recommendations serve to revise
20 Montana's water policy in order to maximize Montana's
21 authority over management of state waters and other natural
22 resources and to conserve water for existing and future
23 beneficial uses by Montanans; and

24 WHEREAS, many of these recommendations are embodied in
25 House Bill No. 680, which is under consideration by the 49th

1 Legislature, as well as contained in the Select Committee's
2 final report; and

3 WHEREAS, funds are needed for various agencies of state
4 government to implement these recommendations.

5 THEREFORE, the Legislature of the State of Montana
6 finds it appropriate to allocate funds for the
7 implementation of the recommendations and to further develop
8 a comprehensive water policy.

9
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 Section 1. Appropriation for water policy development.
12 There is appropriated for the biennium ending June 30, 1987,
13 from the following sources the amounts described below to
14 the agencies listed:

- 15 (1) Department of Natural Resources and Conservation
- 16 (a) Water resource data management system
- 17 general fund \$100,000
- 18 (b) Ranking and prioritizing of Pick-Sloan projects in
- 19 Montana
- 20 general fund \$60,560
- 21 (c) Preparation of strategy for negotiation or
- 22 litigation with other Missouri Basin states
- 23 general fund \$75,000
- 24 (d) Development of state water plan
- 25 general fund \$121,010



1 (e) Increased efforts to cooperate and coordinate with
 2 other water resource interests in the Missouri River Basin
 3 general fund \$26,000
 4 (2) Department of Justice, Attorney General, for a
 5 litigation contingency fund for Missouri Basin water
 6 allocation
 7 general fund \$500,000
 8 (3) Environmental Quality Council for a legislative
 9 water policy committee as provided in House Bill No. 680
 10 general fund \$40,000
 11 Section 2. Appropriation for water reservations in the
 12 Missouri River Basin. In order to prepare applications for
 13 proceedings to reserve water for present and future
 14 beneficial uses in the Missouri River Basin, the following
 15 funds are appropriated to the following departments:
 16 (1) Department of Natural Resources and Conservation,
 17 for processing applications and for preparation of water
 18 reservations for conservation districts and municipalities
 19 FY 1986 FY 1987
 20 general fund \$241,840 \$317,840
 21 (2) Department of State Lands 1986-87 Biennium
 22 general fund \$81,730
 23 (3) Department of Fish, Wildlife, and Parks
 24 (a) for a grant to the Department of Health and
 25 Environmental Sciences, as approved by the Director of the

1 Department of Fish, Wildlife, and Parks, for actual expenses
 2 in preparation of instream flow reservations for water
 3 quality
 4 FY 1986 FY 1987
 5 state special revenue \$37,500 \$37,500
 6 (b) for preparation of instream flow reservations to
 7 protect the aquatic ecosystem
 8 FY 1986 FY 1987
 9 (i) state special \$30,375 \$22,875
 10 revenue
 11 (ii) federal/private \$91,125 \$68,625
 12 special revenue
 13 (4) Department of Health and Environmental Sciences
 14 (a) from a grant from the Department of Fish,
 15 Wildlife, and Parks, for actual expenses in preparation of
 16 instream flow reservations for water quality
 17 federal/private special \$37,500 \$37,500
 18 revenue
 19 (b) for preparation of instream flow reservations for
 20 water quality
 21 general fund \$65,960 \$54,660

-End-

APPROVED BY COMMITTEE
ON APPROPRIATIONS

1 HOUSE BILL NO. 952
2 INTRODUCED BY IVERSON, BLAYLOCK

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE FUNDS
5 FOR IMPLEMENTATION OF THE RECOMMENDATIONS OF THE SELECT
6 COMMITTEE ON WATER MARKETING TO FURTHER THE DEVELOPMENT OF A
7 COMPREHENSIVE WATER POLICY FOR MONTANA."
8

9 WHEREAS, the Select Committee on Water Marketing was
10 commissioned by the 1983 Legislature to undertake a study of
11 the advantages and disadvantages of water marketing; and

12 WHEREAS, the Select Committee in completing its study
13 determined that Montana needs to address broader questions
14 of water policy in order to protect Montana's interests in
15 the allocation and management of state waters; and

16 WHEREAS, the Select Committee has presented a
17 comprehensive series of recommendations that must be
18 considered as a whole; and

19 WHEREAS, these recommendations serve to revise
20 Montana's water policy in order to maximize Montana's
21 authority over management of state waters and other natural
22 resources and to conserve water for existing and future
23 beneficial uses by Montanans; and

24 WHEREAS, many of these recommendations are embodied in
25 House Bill No. 680, which is under consideration by the 49th

1 Legislature, as well as contained in the Select Committee's
2 final report; and

3 WHEREAS, funds are needed for various agencies of state
4 government to implement these recommendations.

5 THEREFORE, the Legislature of the State of Montana
6 finds it appropriate to allocate funds for the
7 implementation of the recommendations and to further develop
8 a comprehensive water policy.
9

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

11 Section 1. Appropriation for water policy development.
12 There is appropriated for the biennium ending June 30, 1987,
13 from the following sources SOURCE the amounts AMOUNT
14 described below to the agencies-listed:

15	(1)--Department--of--Natural--Resources--and--Conservation	
16	(a)--Water--resource--data--management--system	
17	general-fund-----	\$100,000
18	(b)--Ranking--and--prioritizing--of--Pick--Sloan--projects--in	
19	Montana	
20	general-fund-----	\$60,560
21	(c)--Preparation--of--strategy--for--negotiation--or	
22	litigation--with--other--Missouri--Basin--states	
23	general-fund-----	\$75,000
24	(d)--Development--of--state--water--plan	
25	general-fund-----	\$121,010

SECOND READING

HB 952



1 ~~(e) Increased efforts to cooperate and coordinate with~~
2 ~~other water resource interests in the Missouri River Basin~~
3 ~~general fund-----\$26,000~~
4 ~~(f) Department of Justice, Attorney General, for a~~
5 ~~litigation contingency fund for Missouri Basin water~~
6 ~~allocation~~
7 ~~general fund-----\$500,000~~
8 ~~(g) Environmental Quality Council for a legislative~~
9 ~~water policy committee as provided in House Bill No. 680~~
10 ~~general fund \$40,000 \$26,200~~
11 Section 2. Appropriation for water reservations in the
12 Missouri River Basin. In order to prepare applications for
13 proceedings to reserve water for present and future
14 beneficial uses in the Missouri River Basin, the following
15 funds are appropriated to the following departments:
16 (1) Department of Natural Resources and Conservation,
17 for processing applications and for preparation of water
18 reservations for conservation districts and municipalities
19 FY-1986 FY-1987
20 1986-87 BIENNIUM
21 general fund \$241,840 \$317,840
22 \$10,500
23 RESOURCE INDEMNITY TRUST
24 INTEREST ACCOUNT \$78,500
25 WATER DEVELOPMENT STATE

1 SPECIAL REVENUE ACCOUNT \$78,500
2 (2) Department of State Lands 1986-87 Biennium
3 general fund \$81,730 \$30,000
4 (3) Department of Fish, Wildlife, and Parks
5 (a) for a grant to the Department of Health and
6 Environmental Sciences, as approved by the Director of the
7 Department of Fish, Wildlife, and Parks, for actual expenses
8 in preparation of instream flow reservations for water
9 quality
10 FY 1986 FY 1987
11 state special revenue \$37,500 \$37,500
12 \$20,000 \$20,000
13 (b) for preparation of instream flow reservations to
14 protect the aquatic ecosystem
15 FY-1986 FY-1987
16 1986-87 BIENNIUM
17 (i) state special \$30,375 \$22,875
18 revenue
19 \$31,250
20 (ii) federal/private \$91,125 \$68,625
21 special revenue
22 \$93,750
23 (4) Department of Health and Environmental Sciences
24 (a) from a grant from the Department of Fish,
25 Wildlife, and Parks, for actual expenses in preparation of

1	instream flow reservations for water quality		
2	federal/private special	\$337,500	\$337,500
3	revenue		
4		<u>\$20,000</u>	<u>\$20,000</u>
5	(b) for preparation of instream flow reservations for		
6	water quality		
7	general fund	\$65,960	\$54,660
8		<u>\$5,000</u>	<u>\$5,000</u>

-End-

1 HOUSE BILL NO. 952
2 INTRODUCED BY IVERSON, BLAYLOCK

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE FUNDS
5 FOR IMPLEMENTATION OF THE RECOMMENDATIONS OF THE SELECT
6 COMMITTEE ON WATER MARKETING TO FURTHER THE DEVELOPMENT OF A
7 COMPREHENSIVE WATER POLICY FOR MONTANA."
8

9 WHEREAS, the Select Committee on Water Marketing was
10 commissioned by the 1983 Legislature to undertake a study of
11 the advantages and disadvantages of water marketing; and

12 WHEREAS, the Select Committee in completing its study
13 determined that Montana needs to address broader questions
14 of water policy in order to protect Montana's interests in
15 the allocation and management of state waters; and

16 WHEREAS, the Select Committee has presented a
17 comprehensive series of recommendations that must be
18 considered as a whole; and

19 WHEREAS, these recommendations serve to revise
20 Montana's water policy in order to maximize Montana's
21 authority over management of state waters and other natural
22 resources and to conserve water for existing and future
23 beneficial uses by Montanans; and

24 WHEREAS, many of these recommendations are embodied in
25 House Bill No. 680, which is under consideration by the 49th

1 Legislature, as well as contained in the Select Committee's
2 final report; and

3 WHEREAS, funds are needed for various agencies of state
4 government to implement these recommendations.

5 THEREFORE, the Legislature of the State of Montana
6 finds it appropriate to allocate funds for the
7 implementation of the recommendations and to further develop
8 a comprehensive water policy.
9

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

11 Section 1. Appropriation for water policy development.
12 There is appropriated for the biennium ending June 30, 1987,
13 from the following sources SOURCE the amounts AMOUNT
14 described below to the agencies--listed:

- 15 (i)--Department--of--Natural--Resources--and--Conservation
- 16 (a)--Water--resource--data--management--system
- 17 general--fund-----\$100,000
- 18 (b)--Ranking--and--prioritizing--of--Pick--Sloan--projects--in
- 19 Montana
- 20 general--fund-----\$60,560
- 21 (c)--Preparation--of--strategy---for---negotiation---or
- 22 litigation--with--other--Missouri--Basin--states
- 23 general--fund-----\$75,000
- 24 (d)--Development--of--state--water--plan
- 25 general--fund-----\$121,010



1 (e)--Increased efforts to cooperate and coordinate with
 2 other water resource interests in the Missouri River Basin
 3 general fund-----\$26,000
 4 (2)--Department of Justice, Attorney General, for a
 5 litigation contingency fund for Missouri Basin water
 6 allocation
 7 general fund-----\$500,000
 8 (3) Environmental Quality Council for a legislative
 9 water policy committee as provided in House Bill No. 680
 10 general fund \$40,000
 11 RESOURCE INDEMNITY TRUST INTEREST ACCOUNT \$26,200
 12 Section 2. Appropriation for water reservations in the
 13 UPPER Missouri River Basin. In order to prepare applications
 14 for proceedings to reserve water for present and future
 15 beneficial uses in the Missouri River Basin ABOVE CANYON
 16 FERRY DAM, the following funds are appropriated to the
 17 following departments:
 18 (1) Department of Natural Resources and Conservation,
 19 for processing applications and for preparation of water
 20 reservations for conservation districts and municipalities
 21 FY-1986 FY-1987
 22 1986-87 BIENNIUM
 23 general fund \$241,840 \$317,840
 24 \$10,500
 25 RESOURCE INDEMNITY TRUST

1 INTEREST ACCOUNT \$70,500 \$167,500
 2 WATER-DEVELOPMENT-STATE
 3 SPECIAL-REVENUE-ACCOUNT \$70,500
 4 (2) Department of State Lands 1986-87 Biennium
 5 general fund \$01,730
 6 RESOURCE INDEMNITY TRUST INTEREST ACCOUNT \$30,000
 7 (3) Department of Fish, Wildlife, and Parks
 8 (a) for a grant to the Department of Health and
 9 Environmental Sciences, as approved by the Director of the
 10 Department of Fish, Wildlife, and Parks, for actual expenses
 11 in preparation of instream flow reservations for water
 12 quality
 13 FY 1986 FY 1987
 14 state special revenue \$37,500 \$37,500
 15 \$20,000 \$20,000
 16 (b) for preparation of instream flow reservations to
 17 protect the aquatic ecosystem
 18 FY-1986 FY-1987
 19 1986-87 BIENNIUM
 20 (i) state special \$30,375 \$22,075
 21 revenue
 22 \$31,250
 23 (ii) federal/private \$91,125 \$60,625
 24 special revenue
 25 \$93,750

1 (4) Department of Health and Environmental Sciences
 2 (a) from a grant from the Department of Fish,
 3 Wildlife, and Parks, for actual expenses in preparation of
 4 instream flow reservations for water quality
 5 federal/private special \$37,500 \$37,500
 6 revenue
 7 \$20,000 \$20,000
 8 (b) for preparation of instream flow reservations for
 9 water quality
 10 general-fund \$65,960 \$54,660
 11 RESOURCE INDEMNITY TRUST \$5,000 \$5,000
 12 INTEREST ACCOUNT

13 SECTION 3. COORDINATION INSTRUCTION. IF HOUSE BILL
 14 NO. 680 IS SIGNED BY THE GOVERNOR, THE PROVISIONS OF THAT
 15 BILL IN SECTION 16(1) AND (3) CONCERNING THE DEADLINE FOR
 16 APPLICATIONS FOR WATER RESERVATIONS ON THE MISSOURI RIVER
 17 ARE AMENDED TO READ: "JULY 1, 1989". THE PROVISION REQUIRING
 18 BOARD ACTION ON RESERVATION APPLICATIONS IN SECTION 16(3) IS
 19 AMENDED TO READ: "DECEMBER 31, 1991", ACCORDINGLY. THE
 20 AMENDMENT IS NECESSARY BECAUSE THE LEGISLATURE IN THIS ACT
 21 IS APPROPRIATING FUNDS SUFFICIENT TO BEGIN APPLICATIONS FOR
 22 RESERVATIONS ONLY ON THE UPPER MISSOURI RIVER BASIN.

-End-

1 HOUSE BILL NO. 952
 2 INTRODUCED BY IVERSON, BLAYLOCK
 3
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE FUNDS
 5 FOR IMPLEMENTATION OF THE RECOMMENDATIONS OF THE SELECT
 6 COMMITTEE ON WATER MARKETING TO FURTHER THE DEVELOPMENT OF A
 7 COMPREHENSIVE WATER POLICY FOR MONTANA."
 8
 9 WHEREAS, the Select Committee on Water Marketing was
 10 commissioned by the 1983 Legislature to undertake a study of
 11 the advantages and disadvantages of water marketing; and
 12 WHEREAS, the Select Committee in completing its study
 13 determined that Montana needs to address broader questions
 14 of water policy in order to protect Montana's interests in
 15 the allocation and management of state waters; and
 16 WHEREAS, the Select Committee has presented a
 17 comprehensive series of recommendations that must be
 18 considered as a whole; and
 19 WHEREAS, these recommendations serve to revise
 20 Montana's water policy in order to maximize Montana's
 21 authority over management of state waters and other natural
 22 resources and to conserve water for existing and future
 23 beneficial uses by Montanans; and
 24 WHEREAS, many of these recommendations are embodied in
 25 House Bill No. 680, which is under consideration by the 49th

1 Legislature, as well as contained in the Select Committee's
 2 final report; and
 3 WHEREAS, funds are needed for various agencies of state
 4 government to implement these recommendations.
 5 THEREFORE, the Legislature of the State of Montana
 6 finds it appropriate to allocate funds for the
 7 implementation of the recommendations and to further develop
 8 a comprehensive water policy.
 9
 10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
 11 Section 1. Appropriation for water policy development.
 12 There is appropriated for the biennium ending June 30, 1987,
 13 from the following sources SOURCE the amounts AMOUNT
 14 described below to the agencies-listed:
 15 (i)--Department--of--Natural-Resources-and-Conservation
 16 (a)--Water-resource-data-management-system
 17 general-fund-----\$100,000
 18 (b)--Ranking-and-prioritizing-of-Pick-Sloan-projects-in
 19 Montana
 20 general-fund-----\$60,560
 21 (c)--Preparation--of--strategy--for--negotiation--or
 22 litigation-with-other-Missouri-Basin-states
 23 general-fund-----\$75,000
 24 (d)--Development-of-state-water-plan
 25 general-fund-----\$121,010



1 (e)--increased-efforts-to-cooperate-and-coordinate-with
 2 other--water--resource-interests-in-the-Missouri-River-Basin
 3 general-fund-----\$26,000
 4 (2)--Department-of-Justice,--Attorney--General,--for--a
 5 litigation--contingency--fund--for--Missouri--Basin--water
 6 allocation
 7 general-fund-----\$500,000
 8 (3) Environmental Quality Council for a legislative
 9 water policy committee as provided in House Bill No. 680
 10 general-fund \$40,000
 11 RESOURCE INDEMNITY TRUST INTEREST ACCOUNT \$26,200
 12 Section 2. Appropriation for water reservations in the
 13 UPPER Missouri River Basin. In order to prepare applications
 14 for proceedings to reserve water for present and future
 15 beneficial uses in the Missouri River Basin ABOVE CANYON
 16 FERRY DAM, the following funds are appropriated to the
 17 following departments:
 18 (1) Department of Natural Resources and Conservation,
 19 for processing applications and for preparation of water
 20 reservations for conservation districts and municipalities
 21 FY-1986 FY-1987
 22 1986-87 BIENNIUM
 23 general-fund \$241,840 \$317,840
 24 \$10,500
 25 RESOURCE INDEMNITY TRUST

1 INTEREST ACCOUNT \$78,500 \$167,500
 2 WATER-DEVELOPMENT-STATE
 3 SPECIAL-REVENUE-ACCOUNT \$78,500
 4 (2) Department of State Lands 1986-87 Biennium
 5 general-fund \$81,730
 6 RESOURCE INDEMNITY TRUST INTEREST ACCOUNT \$30,000
 7 (3) Department of Fish, Wildlife, and Parks
 8 (a) for a grant to the Department of Health and
 9 Environmental Sciences, as approved by the Director of the
 10 Department of Fish, Wildlife, and Parks, for actual expenses
 11 in preparation of instream flow reservations for water
 12 quality
 13 FY 1986 FY 1987
 14 state special revenue \$37,500 \$37,500
 15 \$20,000 \$20,000
 16 (b) for preparation of instream flow reservations to
 17 protect the aquatic ecosystem
 18 FY-1986 FY-1987
 19 1986-87 BIENNIUM
 20 (i) state special \$30,375 \$22,875
 21 revenue
 22 \$31,250
 23 (ii) federal/private \$91,125 \$68,625
 24 special revenue
 25 \$93,750

1 (4) Department of Health and Environmental Sciences
 2 (a) from a grant from the Department of Fish,
 3 Wildlife, and Parks, for actual expenses in preparation of
 4 instream flow reservations for water quality
 5 federal/private special \$37,500 \$37,500
 6 revenue
 7 \$20,000 \$20,000
 8 (b) for preparation of instream flow reservations for
 9 water quality
 10 general-fund \$65,960 \$54,660
 11 RESOURCE INDEMNITY TRUST \$5,000 \$5,000
 12 INTEREST ACCOUNT

13 SECTION 3. COORDINATION INSTRUCTION. IF HOUSE BILL
 14 NO. 680 IS SIGNED BY THE GOVERNOR, THE PROVISIONS OF THAT
 15 BILL IN SECTION 16(1) AND (3) CONCERNING THE DEADLINE FOR
 16 APPLICATIONS FOR WATER RESERVATIONS ON THE MISSOURI RIVER
 17 ARE AMENDED TO READ: "JULY 1, 1989". THE PROVISION REQUIRING
 18 BOARD ACTION ON RESERVATION APPLICATIONS IN SECTION 16(3) IS
 19 AMENDED TO READ: "DECEMBER 31, 1991", ACCORDINGLY. THE
 20 AMENDMENT IS NECESSARY BECAUSE THE LEGISLATURE IN THIS ACT
 21 IS APPROPRIATING FUNDS SUFFICIENT TO BEGIN APPLICATIONS FOR
 22 RESERVATIONS ONLY ON THE UPPER MISSOURI RIVER BASIN.

-End-