

HOUSE BILL NO. 760

INTRODUCED BY HANNAH, BENGTSON, GLASER,
REHBERG, WESTLAKE, SIMON, RAMIREZ, KIMBERLEY,
KILPATRICK, PATTERSON, ROTH, REGAN, IVERSON,
ADDY, REAM, SPAETH, D. BROWN, STIMATZ, DRISCOLL,
T. NELSON, WHALEN, CRIPPEN, BISHOP, HAGER,
BLAYLOCK, MCDONOUGH, MARKS, MCLANE

IN THE HOUSE

MARCH 7, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON APPROPRIATIONS.
MARCH 8, 1989	FIRST READING.
MARCH 20, 1989	COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.
MARCH 21, 1989	PRINTING REPORT.
MARCH 22, 1989	SECOND READING, DO PASS AS AMENDED.
MARCH 23, 1989	ENGROSSING REPORT.
	THIRD READING, PASSED. AYES, 81; NOES, 17.
	TRANSMITTED TO SENATE.

IN THE SENATE

MARCH 31, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON RULES.
	FIRST READING.
APRIL 6, 1989	ON MOTION, REREFERRED TO COMMITTEE ON FINANCE & CLAIMS.

IN THE HOUSE

APRIL 8, 1989	ON MOTION, RULES SUSPENDED TO ALLOW TRANSMITTAL AFTER 83RD DAY.
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IN THE SENATE

APRIL 13, 1989

COMMITTEE RECOMMEND BILL BE
CONCURRED IN AS AMENDED. REPORT
ADOPTED.

APRIL 14, 1989

SECOND READING, CONCURRED IN.

APRIL 17, 1989

THIRD READING, CONCURRED IN.
AYES, 43; NOES, 6.

RETURNED TO HOUSE WITH AMENDMENTS.

IN THE HOUSE

APRIL 19, 1989

RECEIVED FROM SENATE.

SECOND READING, AMENDMENTS
CONCURRED IN.

APRIL 20, 1989

THIRD READING, AMENDMENTS
CONCURRED IN.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 *House* BILL NO. *760*
 2 INTRODUCED BY *Harold Ringstrom* *McCluskey* *Rehberg*
 3 *Simon Ramirez* *Kimberly Ripstein* *Patterson* *Both*
 4 A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEY TO
 5 YELLOWSTONE COUNTY TO HELP FUND A FEASIBILITY STUDY OF A

6 BILLINGS-AREA RESERVOIR SITE FOR RECREATION OR OTHER
 7 PURPOSES." *Reynolds* *Swann* *Smith* *Davidson*
 8 *Bishop* *Hugh* *Blaylock* *McDonough* *Walt* *McLone*

9 WHEREAS, the Billings area needs additional reservoir
 10 water for various uses, including recreation; and

11 WHEREAS, the 1988 drought demonstrated that the
 12 Yellowstone River Basin, including the Billings area, could
 13 benefit substantially from additional off-stream storage;
 14 and

15 WHEREAS, Montana's water development program
 16 specifically contemplates off-stream storage development as
 17 one of its major objectives; and

18 WHEREAS, the United States Bureau of Reclamation has
 19 made a good-faith commitment to explore reservoir potentials
 20 in the Billings area; and

21 WHEREAS, the United States Bureau of Reclamation's
 22 efforts include preparation of a preliminary appraisal, in
 23 cooperation with state agencies, indicating that the
 24 benefits of a reservoir at the Valley Creek site could
 25 exceed costs; and

1 WHEREAS, Yellowstone County's local governments firmly
 2 support efforts to explore development of the Valley Creek
 3 Reservoir site; and

4 WHEREAS, a thorough feasibility study that uses current
 5 economic conditions in evaluating the recreational, water
 6 supply, wildlife, and possible hydropower benefits
 7 associated with reservoir development may describe a very
 8 attractive project for federal or private funding; and

9 WHEREAS, construction of a reservoir at the Valley
 10 Creek site or possibly at other sites in the Billings area
 11 would provide valuable off-stream storage, recreational, and
 12 other benefits.

13
 14 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

15 NEW SECTION. Section 1. Appropriation. There is
 16 appropriated \$100,000 from the water development special
 17 revenue account for the biennium ending June 30, 1991, to
 18 Yellowstone County to use as matching money in conducting a
 19 feasibility study with the United States bureau of
 20 reclamation on reservoir development in the Billings area,
 21 particularly at the Valley Creek site. If full funding of
 22 the \$100,000 appropriation is not available from the water
 23 development special revenue account, there is appropriated
 24 from the renewable resource development account any
 25 remaining money necessary to provide full funding of the

LC 0337/01

- 1 \$100,000 appropriation for the biennium ending June 30,
- 2 1991.

-End-

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB760, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

HB760 would appropriate \$100,000 to Yellowstone County to help fund a feasibility study of the Valley Creek Reservoir or other Billings-area site for recreation or other purposes.

ASSUMPTIONS:

1. The \$100,000 would be appropriated from the water development account.
2. This Yellowstone County project would have a higher priority than the ten projects which have been proposed by the Governor and recommended by the Long Range Planning Committee (LRPC).
3. The ten water development projects recommended in L.C. No. 1783 total \$517,168 for the 1991 biennium.
4. The three lowest priority projects recommended by the LRPC would be impacted as follows:

<u>Applicant</u>	<u>Project</u>	<u>LRPC Recommendation After HB760</u>	
Town of Dutton	Streambank Stabilization Project	\$ 24,500	\$ -0-
Town of Poplar	Water Treatment Facility	50,000	-0-
Huntley Irrigation Dist.	Main Canal Measuring & Flow Control	44,268	18,768
	LRPC Project Funds	\$118,768	\$18,768

FISCAL IMPACT:

<u>Expenditures:</u>	<u>Current</u>	<u>FY90</u>		<u>Current</u>	<u>FY91</u>	
<u>DNRC</u>	<u>Law</u>	<u>Proposed</u>	<u>Difference</u>	<u>Law</u>	<u>Law</u>	<u>Difference</u>
Water Develop LRPC Grants	\$517,168	\$417,168	(\$100,000)	\$ -0-	\$ -0-	\$ -0-
HB760 Yellowstone Grant	-0-	100,000	100,000	-0-	-0-	-0-
Total	\$517,168	\$517,168	\$ -0-	\$ -0-	\$ -0-	\$ -0-

Funding:


State Special Revenue						
Water Development Account	\$517,168	\$517,168	\$ -0-	\$ -0-	\$ -0-	\$ -0-

EFFECT ON COUNTY OR OTHER LOCAL REVENUE OR EXPENDITURES:


The projects for the town of Dutton and the town of Poplar would not be funded and it appears likely that the Huntley Irrigation District project funding would be reduced by 58%.

TECHNICAL NOTES:

1. The LRPC has reviewed this proposed Billings-area project and recommended a \$10,000 renewable resource development grant for the 1991 biennium.
2. There is no mechanism to determine whether funding of the proposed appropriation is "available" from the water development account (page 2, line 22). All available funds are recommended to be appropriated in L.C. No. 1783.


 DAVE LEWIS, BUDGET DIRECTOR
 OFFICE OF BUDGET AND PROGRAM PLANNING

DATE 3/15/89


 TOM HANNAH, PRIMARY SPONSOR

DATE 3/21/89

Fiscal Note for HB760, as introduced**HB 760**

APPROVED BY COMMITTEE
ON APPROPRIATIONS

HOUSE BILL NO. 760

INTRODUCED BY HANNAH, BENGTSON, GLASER,
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A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEY TO
YELLOWSTONE COUNTY TO HELP FUND A FEASIBILITY STUDY OF A
BILLINGS-AREA RESERVOIR SITE FOR RECREATION OR OTHER
PURPOSES."

WHEREAS, the Billings area needs additional reservoir
water for various uses, including recreation; and

WHEREAS, the 1988 drought demonstrated that the
Yellowstone River Basin, including the Billings area, could
benefit substantially from additional off-stream storage;
and

WHEREAS, Montana's water development program
specifically contemplates off-stream storage development as
one of its major objectives; and

WHEREAS, the United States Bureau of Reclamation has
made a good-faith commitment to explore reservoir potentials
in the Billings area; and

WHEREAS, the United States Bureau of Reclamation's
efforts include preparation of a preliminary appraisal in
cooperation with state agencies, indicating that the
benefits of a reservoir at the Valley Creek site could
exceed costs; and

WHEREAS, Yellowstone County's local governments firmly
support efforts to explore development of the Valley Creek
Reservoir A RESERVOIR site; and

WHEREAS, a thorough feasibility study that uses current
economic conditions in evaluating the recreational, water
supply, wildlife, and possible hydropower benefits
associated with reservoir development may describe a very
attractive project for federal or private funding; and

WHEREAS, construction of a reservoir ~~at the Valley
Creek site or possibly at other sites~~ in the Billings area
would provide valuable off-stream storage, recreational, and
other benefits.

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

NEW SECTION. **Section 1.** Appropriation. There is
appropriated \$100,000 \$7,500 from the water development
special revenue account for the biennium ending June 30,
1991, to Yellowstone County to use as matching money in
conducting a feasibility study with the United States bureau
of reclamation on reservoir development in the Billings

HB 0760/02

1 ~~area, particularly at the Valley Creek site.~~ If full
2 funding of the ~~\$100,000~~ \$7,500 appropriation is not
3 available from the water development special revenue
4 account, there is appropriated from the renewable resource
5 development account any remaining money necessary to provide
6 full funding of the ~~\$100,000~~ \$7,500 appropriation for the
7 biennium ending June 30, 1991.

-End-

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9 A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEY TO
10 ~~YELLOWSTONE-COUNTY~~ EASTERN MONTANA COLLEGE TO HELP FUND A
11 FEASIBILITY-STUDY AN ECONOMIC ANALYSIS OF A BILLINGS-AREA
12 RESERVOIR SITE FOR RECREATION OR OTHER PURPOSES; AND FUNDING
13 AN ECONOMIC ANALYSIS OF THE CURRENT MONETARY VALUE OF THE
14 COMMITMENT BY THE UNITED STATES CONGRESS PURSUANT TO THE
15 PICK-SLOAN MISSOURI BASIN PROGRAM ESTABLISHED BY THE FLOOD
16 CONTROL ACT OF 1944."

17
18 WHEREAS, the Billings area needs additional reservoir
19 water for various uses, including recreation; and

20 WHEREAS, THE PICK-SLOAN MISSOURI BASIN PROGRAM
21 ESTABLISHED UNDER THE FLOOD CONTROL ACT OF 1944 SPECIFICALLY
22 PROVIDES FOR A WATER DEVELOPMENT COMMITMENT, KNOWN AS THE
23 ULTIMATE DEVELOPMENT CONCEPT, TO PROMOTE WATER DEVELOPMENT
24 IN THE UPPER MISSOURI BASIN STATES; AND

25 WHEREAS, the 1988 drought demonstrated that the

1 Yellowstone River Basin, including the Billings area, could
2 benefit substantially from additional off-stream storage;
3 and

4 WHEREAS, Montana's water development program
5 specifically contemplates off-stream storage development as
6 one of its major objectives; and

7 WHEREAS, the United States Bureau of Reclamation has
8 made a good-faith commitment to explore reservoir potentials
9 in the Billings area; and

10 WHEREAS, ~~the--United--States--Bureau--of--Reclamation's~~
11 ~~efforts--include--preparation-of-a-preliminary-appraisal,--in~~
12 ~~cooperation--with--state--agencies,--indicating--that--the~~
13 ~~benefits--of--a--reservoir--at--the--Valley-Creek-site--could~~
14 ~~exceed--costs,--and~~

15 WHEREAS, Yellowstone County's local governments firmly
16 support efforts to explore development of ~~the-Valley-Creek~~
17 Reservoir A RESERVOIR site; and

18 WHEREAS, a thorough feasibility study that uses current
19 economic conditions in evaluating the recreational, water
20 supply, wildlife, and possible hydropower benefits
21 associated with reservoir development may describe a very
22 attractive project for federal or private funding; and

23 WHEREAS, construction of a reservoir ~~at-the-Valley~~
24 ~~Creek-site-or-possibly-at-other-sites~~ in the Billings area
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1 other benefits.

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7 1991, GENERAL FUND to Yellowstone--County EASTERN MONTANA
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9 study AN ECONOMIC ANALYSIS with the United States bureau of
10 reclamation on reservoir-development-in--the--Billings--area
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12 STATES CONGRESS TO PROMOTE WATER DEVELOPMENT IN THE UPPER
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15 particularly--at--the--Valley-Creek-site. If full funding of
16 the ~~\$100,000~~ \$7,500 appropriation is not available from the
17 water development special revenue account, there is
18 appropriated from the renewable resource development account
19 any remaining money necessary to provide full funding of the
20 ~~\$100,000~~ \$7,500 appropriation for the biennium ending June
21 30, 1991.

-End-

SENATE STANDING COMMITTEE REPORT

April 13, 1989

MR. PRESIDENT:

We, your committee on Finance and Claims, having had under consideration HB 760 (third reading copy -- blue), respectfully report that HB 760 be amended and as so amended be concurred in:

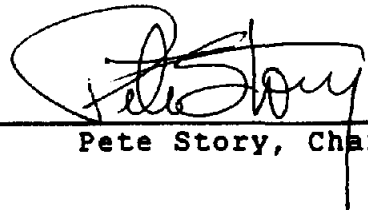
Sponsor: Hannah (Bengtson)

1. Page 3, lines 15 through 21.

Strike: "If" on line 15 through "1991." on line 21

AND AS AMENDED BE CONCURRED IN

Signed: _____

A handwritten signature in dark ink, appearing to read "Pete Story", is written over a horizontal line. The signature is stylized with a large, looping initial "P".

Pete Story, Chairman

**SENATE
HB 760**

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-End-