

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION

JOINT APPROPRIATIONS SUBCOMMITTEE ON NATURAL RESOURCES AND COMMERCE

Call to Order: By Chairman Rick Ripley, on February 1, 2007 at 8:00 A.M., in Room 317-C Capitol.

ROLL CALL

Members Present:

Rep. Rick Ripley, Chairman (R)
Sen. Ken (Kim) Hansen, Vice Chairman (D)
Rep. John L. Musgrove (D)
Sen. Bill Tash (R)
Sen. Mitch Tropila (D)
Rep. Craig Witte (R)

Members Excused: None

Members Absent: None

Staff Present: Eileen Rose, Office of Budget and Program Planning
Katie Butcher for Christie Messer, Committee Secretary
Barbara Smith, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Subjects Addressed: DNRC DPs, HB 2
Executive Action: DNRC DP's

Executive Action-Department of Natural Resources and Conservation

00:00:01__Chairman Ripley called hearing to order

00:00:02 Barbara Smith

[EXHIBIT\(jnh22a01\)](#)

[EXHIBIT\(jnh22a02\)](#)

[EXHIBIT\(jnh22a03\)](#)

[EXHIBIT\(jnh22a04\)](#)

00:06:00 Mary Sexton, Director, Department of Natural Resources
and Conservation (DNRC)

00:08:22 Rep. Ripley

Executive Action: DP 2101-GIS Enterprise Project IT

00:09:10 **Motion/Vote:** Sen. Hansen moved **TO ADOPT DP 2101**. Motion
failed 3-3 on a roll call vote, Sen. Tropila, Sen.
Hansen, and Rep. Musgrove voting aye.

DP 2102-CSD Operating Adjustment

00:11:05 **Motion:** Rep. Musgrove moved **TO ADOPT DP 2102**.

Discussion:

00:11:26 Rep. Witte

00:11:29 Rep. Ripley

00:11:34 Ms. Smith

00:11:46 Rep. Witte

00:12:30 **Vote:** Motion failed 3-3 by roll call vote, Sen. Tropila
Sen. Hansen, and Rep. Musgrove voting aye.

DP 2103-CSD Equipment IT OTO

00:13:12 **Motion/Vote:** Rep. Musgrove moved **DP 2103 BE ADOPTED**.
Motion failed 3-3, Rep. Musgrove, Sen. Tropila, and
Sen. Hansen voting aye.

DP 2104-GIS Enterprise Equipment IT OTO

00:13:37 **Motion/Vote:** Sen. Hansen moved **TO ADOPT DP 2104**. Motion failed 3-3, Rep. Musgrove, Sen. Hansen, and Sen. Tropila voting aye.

DP 2201-O&G Regulatory Operating Adjustment

00:14:15 **Motion:** Rep. Musgrove moved **DP 2201 BE ADOPTED**.

Discussion:

00:14:36 Rep. Witte
00:15:22 Hansen
00:15:34 Rep. Musgrove
00:16:42 Rep. Ripley
00:16:45 Sen. Tropila
00:17:01 Rep. Ripley
00:17:26 Sen. Hansen
00:17:28 Tom Richmond, Administrator, DNRC Oil and Gas Division
00:18:22 Sen. Hansen
00:18:31 Mr. Richmond
00:20:18 Rep. Ripley
00:20:44 Rep. Musgrove
00:21:25 Rep. Ripley
00:21:42 Sen. Tash

00:21:55 **Substitute Motion:** Sen. Tash moved **TO ADOPT DP 2201 ADJUSTING CONTRACTED SERVICES TO \$300,000 PER YEAR AND ADJUSTING ENTIRE PACKAGE TO REFLECT THAT CHANGE**.

Discussion:

00:22:47 Barbara Smith
00:22:52 Sen. Tash
00:23:06 Sen. Tropila
00:23:11 Barbara Smith
00:23:14 Sen. Tropila
00:23:18 Mr. Richmond
00:24:05 Sen. Tropila
00:24:08 Eileen Rose
00:24:17 Rep. Ripley
00:24:47 Sen. Tropila
00:25:23 Rep. Musgrove
00:25:31 Mr. Richmond

00:26:20 Rep. Ripley
00:26:31 Sen. Hansen

00:27:28 **Vote:** Motion carried by unanimous roll call vote.

DP 2202-Underground Injection Control Operating Unit

00:27:47 **Motion/Vote:** Sen. Hansen moved **DP 2202 BE ADOPTED.**
Motion failed 3-3, Sen. Hansen, Rep. Musgrove, and Sen.
Tropila voting aye.

DP 2203-O&G Public Assessment Data System IT

00:28:44 **Motion:** Rep. Musgrove moved **TO ADOPT DP 2203.**

Discussion:

00:29:22 Rep. Ripley
00:29:26 Musgrove
00:29:28 Barbara Smith
00:29:47 Rep. Ripley
00:29:53 Barbara Smith
00:30:06 Rep. Musgrove

00:30:29 **Substitute Motion/Vote:** Sen. Tropila moved **TO ADOPT DP
2203, ONE TIME ONLY, RESTRICTED, AND WITH A BIENNIAL
REPORT TO EQC.** Motion carries, 4-2 by roll call vote
with Rep. Ripley and Rep. Witte voting no.

DP 2204-O&G Education and Outreach

00:31:32 **Motion:** Sen. Hansen moved **TO ADOPT DP 2204, BIENNIAL
APPROPRIATION.**

Discussion:

00:31:58 Rep. Witte

00:32:30 **Vote:** Motion carried unanimously roll call vote.

DP 2205-O&G North American Prospect Exposition

00:32:41 **Motion:** Rep. Witte moved DP 2205 BE ADOPTED, BIENNIAL,
ONE TIME ONLY.

Discussion:

00:33:07 Sen. Hansen

00:33:23 Rep. Ripley

00:33:49 **Vote:** Motion carried unanimous roll call vote.

DP 2208-Temporary Relocation Costs

00:34:00 **Motion:** Rep. Musgrove moved TO ADOPT DP 2208,
RESTRICTED, ONE TIME ONLY, BIENNIAL APPROPRIATION.

Discussion:

00:34:24 Rep. Witte

00:34:44 Mr. Richmond

00:35:54 Rep. Witte

00:36:33 **Vote:** Motion carried unanimously by roll call vote.

00:36:42 Barbara Smith

DP 2301-CARDD Operating Adjustment

Discussion:

00:37:11 Sen. Tropila

00:37:54 Sen. Hansen

00:38:23 Rep. Ripley

00:38:26 Barbara Smith

00:38:59 Rep. Ripley

00:39:15 Barbara Smith

00:39:18 **Motion/Vote:** Sen. Tropila moved DP 2301 BE ADOPTED.
Motion carried unanimously by roll call vote.

DP 2302-Drinking Water Loan Program Assistance

00:40:05 **Motion/Vote:** Rep. Witte moved **DP 2302 BE ADOPTED.**
Motion carried unanimously by roll call vote.

DP 2306-Regional Water Systems

00:40:58 **Motion/Vote:** Sen. Hansen moved **DP 2306 BE ADOPTED.**
Motion carried unanimously by roll call.

DP 2307-Watershed Grants

00:41:45 **Motion:** Sen. Tropila moved DP 2307 **BE ADOPTED.**

Discussion:

00:41:58 Rep. Witte
00:42:20 Barbara Smith

EXHIBIT(jnh22a05)

00:42:48 Rep. Witte
00:43:33 Barbara Smith
00:43:38 Rep. Ripley
00:43:41 Sen. Tropila
00:44:38 Rep. Musgrove
00:45:24 Barbara Smith
00:45:34 Rep. Witte
00:46:08 Barbara Smith
00:46:12 Sen. Hansen
00:46:49 Rep. Witte
00:46:53 Barbara Smith
00:47:09 Ray Beck, Department of Natural Resources and
Conservation
00:48:28 Rep. Witte
00:48:36 Mr. Beck

00:49:36 **Vote:** Motion failed 3-3 by roll call vote, Sen.
Tropila, Rep. Musgrove, and Sen. Hansen voting aye.

DP 2312-Watershed Grants

00:50:11 Rep. Musgrove
00:50:14 Barbara Smith
00:50:35 Rep. Musgrove
00:50:42 Mr. Beck

00:52:17 Ms. Rose

00:54:00 **Motion:** Rep. Musgrove moved **TO ADOPT DP 2312, AT A
REDUCTION OF \$91,000 PER YEAR FOR PROGRAM.**

Discussion:

00:54:07 Barbara Smith
00:54:22 Rep. Musgrove
00:54:39 Rep. Ripley
00:54:43 Rep. Musgrove
00:54:51 Barbara Smith

00:56:20 **Vote:** Motion carried unanimously by roll call vote.

DP 2308-Missouri River Council

00:56:53 **Motion:** Sen. Hansen moved that **DP 2308 BE ADOPTED.**

Discussion:

00:57:27 Rep. Musgrove
00:57:30 Rep. Ripley
00:57:52 Sen. Tash
00:58:07 Rep. Musgrove
00:58:50 Sen. Tropila
01:00:08 Rep. Witte
01:00:27 Barbara Smith
01:00:53 Rep. Witte
01:01:04 Barbara Smith
01:01:07 Rep. Witte
01:03:24 Rep. Ripley
01:03:30 Barbara Smith
01:03:52 Rep. Musgrove
01:04:26 Sen. Tropila
01:05:43 Rep. Ripley
01:06:17 Sen. Tash
01:08:19 Sen. Hansen
01:08:23 Sen. Tash
01:08:39 Barbara Smith
01:09:02 Sen. Tash
01:09:08 Sen. Hansen
01:09:24 Rep. Musgrove
01:10:06 Rep. Ripley
01:10:10 Sen. Tropila
01:11:01 Barbara Smith

01:11:10 Sen. Tropila
01:11:23 Sen. Tash

01:11:43 **Substitute Motion:** Sen. Tropila made a substitute motion that **DP 2308 BE ADOPTED AS ONE TIME ONLY \$114,000, WITH PERFORMANCE REPORT SUBMITTED TO ENVIRONMENTAL QUALITY CONTROL.**

Discussion:

01:12:32 Rep. Witte
01:12:54 Barbara Smith
01:13:10 Rep. Witte

01:13:56 **Vote:** Motion carried 4-2 by roll call, Rep. Ripley and Rep. Witte voting no.

DP 2311-Conservation District Watershed Position

01:14:15 **Motion/Vote:** Rep. Musgrove moved **DP 2311 BE ADOPTED.** Motion failed 3-3 on a roll call vote, Rep. Musgrove, Sen. Tropila and Sen. Hansen voting aye.

DP 2314-Conservation District Operating-Coal Bed Methane

01:14:57 **Motion/Vote:** Sen. Hansen moved **TO ADOPT DP 2314.** Motion carried 5-1, Sen. Tash voting no.

DP 2401-Water Resources Operating Adjustment IT

01:15:40 **Motion/Vote:** Rep. Musgrove moved **DP 2401 BE ADOPTED.** Motion carried 3-3 by roll call with Rep. Ripley and Rep. Witte voting no.

DP 2402-State Water Projects Rehabilitation

01:16:35 **Motion:** Sen. Hansen moved **DP 2402 BE ADOPTED, BIENNIAL, ONE TIME ONLY.**

Discussion:

01:16:47 Rep. Witte
01:16:54 John Tubbs, Administrator, DNRC

01:17:17 Rep. Witte
01:17:56 Barbara Smith
01:18:02 Rep. Ripley
01:18:06 Rep. Witte
01:18:18 Mr. Tubbs
01:19:53 Rep. Witte
01:19:57 Barbara Smith
01:20:00 Mr. Tubbs
01:20:05 Rep. Ripley
01:20:13 Rep. Witte
01:20:24 Barbara Smith
01:20:44 Rep. Musgrove
01:21:25 Rep. Ripley
01:22:49 Barbara Smith
01:22:57 Sen. Tash
01:23:23 Rep. Musgrove
01:23:48 Sen. Tropila
01:23:58 Mr. Tubbs
01:24:46 Rep. Ripley
01:24:50 Barbara Smith

01:25:39 **Vote:** Motion carried 5-1 by roll call, Rep. Witte voting no.

DP 2404-Community Assistance Program Federal

01:26:05 **Motion/Vote:** Rep. Musgrove moved **TO ADOPT DP 2404.**
Motion failed 3-3 with Rep. Musgrove, Sen. Hansen, and Sen. Tropila voting aye.

Discussion:

01:26:58 Rep. Witte
01:27:11 Barbara Smith
01:27:24 Mr. Tubbs

01:27:52 **Motion:** Rep. Witte moved **TO ADOPT DP 2404 WITH ONE TIME ONLY BIENNIAL APPROPRIATION OF \$100,000 GENERAL FUND, YEAR 2008, FOR FLATHEAD BASIN COMMISSION.**

Discussion:

01:29:05 Rep. Musgrove
01:29:25 Rep. Witte_____
01:30:17 Sen. Tropila
01:31:49 Rep. Ripley

01:31:53 Barbara Smith
01:31:56 Rep. Witte
01:32:16 Barbara Smith
01:32:42 Sen. Hansen
01:32:57 Barbara Smith

01:33:44 **Vote:** Motion carried 4-2 by roll call vote, with Rep. Ripley and Sen. Tash voting no.

DP 2409-BWWC Operating Adjustment

01:34:05 **Motion:** Rep. Musgrove moved **DP 2409 BE ADOPTED.**

Discussion:

01:34:17 Rep. Musgrove

01:34:57 **Vote:** Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

DP 2403

01:35:08 **Motion:** Rep. Musgrove moved that **DP 2403 BE ADOPTED AS ONE TIME ONLY.**

Discussion:

01:35:17 Rep. Musgrove
01:35:45 Rep. Ripley
01:35:57 Sen. Tash
01:36:56 Barbara Smith
01:37:15 Rep. Musgrove
01:37:54 Sen. Hansen

01:38:43 **Vote:** Motion carried 4-2, Rep. Ripley and Rep. Witte voting no.

DP 2405

01:38:57 **Motion:** Rep. Musgrove moved **TO ADOPT DP 2405 AS RESTRICTED.**

Discussion:

01:39:37 Rep. Musgrove
01:39:40 Rep. Ripley
01:39:50 Ms. Sexton
01:41:22 Barbara Smith
01:41:40 Rep. Musgrove
01:42:19 Rep. Ripley
01:42:26 Rep. Witte
01:42:56 Ms. Sexton
01:43:19 Sen. Tash
01:43:57 Ms. Sexton
01:44:06 Rep. Ripley
01:44:14 Ms. Sexton

01:46:05 **Vote:** Motion failed 3-3 roll call vote, with Sen.
Tropila, Sen. Hansen, and Rep. Musgrove voting aye.

DP 2406

01:46:51 **Motion:** Sen. Hansen moved that **DP 2406 BE ADOPTED.**

Discussion:

01:47:04 Rep. Musgrove

01:47:47 **Vote:** Motion failed 3-3 by roll call vote with Sen.
Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

DP 2407

01:48:52 **Motion:** Rep. Musgrove moved that **DP 2407 BE ADOPTED.**

Discussion:

01:49:12 Rep. Witte
01:49:15 Barbara Smith
01:49:18 Mr. Tubbs
01:49:22 Barbara Smith
01:49:25 Rep. Witte

01:50:12 **Vote:** Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

DP 2411

01:50:25 **Motion/Vote:** Rep. Musgrove moved that **DP 2411 BE ADOPTED**. Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

DP 2412

01:50:58 **Motion/Vote:** Rep. Musgrove moved that **DP 2412 BE ADOPTED**. Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

DP 2413

01:52:29 **Motion:** Sen. Hansen moved that **DP 2413 BE ADOPTED**.

Discussion:

01:53:01 Barbara Smith
01:53:05 Rep. Ripley
01:53:10 Barbara Smith
01:53:25 Rep. Musgrove

01:53:58 **Vote:** Motion carried unanimously by roll call vote.

DP 2502

01:54:32 **Motion:** Sen. Hansen moved that **DP 2502 BE ADOPTED**.

Discussion:

01:54:43 Sen. Tash

01:55:34 **Vote:** Motion carried 5-1 by roll call vote with Rep. Musgrove voting no.

DP 2501

01:55:46 **Motion:** Sen. Tropila moved that **DP 2501 BE ADOPTED AS ONE TIME ONLY**.

Discussion:

01:56:04 Sen. Hansen

01:56:34 **Vote:** Motion carried 5-1 by roll call vote with Rep. Ripley voting no.

DP 3505

01:56:58 **Motion:** Sen. Hansen moved that **DP 3505 BE ADOPTED CONTINGENT UPON HB 61.**

Discussion:

01:57:25 Barbara Smith
01:57:39 Sen. Tash
01:58:04 Rep. Witte
01:58:15 Barbara Smith
01:58:25 Rep. Ripley
01:58:37 Barbara Smith

01:59:05 **Vote:** Motion carried 5-1 by roll call vote with Rep. Witte voting no.

01:59:30 Break
02:15:30 Reconvene

DP 3506

02:15:59 **Motion:** Sen. Hansen moved that **DP 3506 BE ADOPTED CONTINGENT UPON PASSAGE OF HB 61.**

Discussion:

02:16:32 Sen. Tash
02:16:35 Barbara Smith
02:17:17 Mr. Tropila
02:17:23 Barbara Smith
02:17:31 Mr. Tropila
02:17:58 Bob Harrington

02:18:39 **Motion:** Sen. Tropila moved that **DP 3506 BE CONCEPTUALLY AMENDED, "REMOVE FEDERAL FUNDING FROM DP 3506 AND CONSIDER IT SEPARATELY." AND TO ADOPT DP 3506 AS AMENDED.**

Discussion:

02:19:20 Barbara Smith

02:19:25 Sen. Tropila

02:21:31 Barbara Smith

02:21:36 Mr. Harrington

02:22:09 Sen. Tropila

02:22:57 **Vote:** Motion carried 4-2 by roll call vote with Rep. Ripley and Rep. Witte voting no.

Federal Funding DP 3506

02:23:17 **Motion/Vote:** Rep. Musgrove moved **TO APPROVE FEDERAL FUNDING FROM DP 3506**. Motion carried unanimously by roll call vote.

DP 3507

02:24:29 **Motion:** Rep. Musgrove moved **DP 3507 BE ADOPTED CONTINGENT UPON PASSAGE OF HB 61**.

Discussion:

02:25:15 Rep. Musgrove

02:25:23 Mr. Harrington

02:27:35 Rep. Ripley

02:27:41 Mr. Harrington

02:29:14 Rep. Witte

02:30:18 **Vote:** Motion carried 4-2 by roll call vote with Sen. Tash and Rep. Witte voting no.

DP 3508

02:30:33 **Motion:** Sen. Hansen moved that **DP 3508 BE ADOPTED AS ONE TIME ONLY**.

Discussion:

02:30:53 Rep Witte

02:31:44 **Vote:** Motion failed 3-3 by voice vote with Rep. Ripley, Sen. Tash, and Rep. Witte voting aye.

DP 3531

02:31:57 **Motion/Vote:** Rep. Musgrove moved that **DP 3531 BE ADOPTED AS A BIENNIAL APPROPRIATION.** Motion carried unanimously by roll call vote.

DP 3534

02:32:43 **Motion/Vote:** Rep. Musgrove moved that **DP 3534 BE ADOPTED.** Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

DP 3536

02:33:32 **Motion/Vote:** Sen. Hansen moved that **DP 3536 BE ADOPTED.** Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

DP 3537

02:34:05 **Motion:** Sen. Hansen moved that **DP 3537 BE ADOPTED.**

Discussion:

02:34:13 Sen. Hansen
02:34:55 Rep. Witte
02:35:38 Barbara Smith
02:35:52 Rep. Musgrove

02:36:20 **Vote:** Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

DP 3538

02:36:36 **Motion:** Rep. Musgrove moved that **DP 3538 BE ADOPTED.**

Discussion:

02:36:50 Rep. Witte
02:36:54 Barbara Smith
02:37:05 Tom Schultz, DNRC
02:37:33 Rep. Musgrove
02:37:49 Mr. Schultz

02:38:39 **Vote:** Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

DP 3544

02:38:54 **Motion:** Sen. Hansen moved that **DP 3544 BE ADOPTED.**

Discussion:

02:39:01 Rep. Witte
02:39:38 **Vote:** Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

DP 3545

02:39:57 **Motion:** Rep. Musgrove moved that **DP 3545 BE ADOPTED.**

Discussion:

02:40:10 Sen. Tropila
02:40:14 Barbara Smith
02:40:36 Sen. Tropila
02:40:51 Rep. Witte
02:41:06 Barbara Smith
02:41:12 Rep. Musgrove

02:41:36 **Vote:** Motion carried unanimously by roll call vote.

DP 3546

02:42:30 **Motion/Vote:** Sen. Hansen moved that **DP 3546 BE ADOPTED.** Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

DP 3547

02:43:30 **Motion/Vote:** Rep. Musgrove moved that **DP 3547 BE ADOPTED**. Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

DP 3501

02:44:11 **Motion/Vote:** Sen. Hansen moved that **DP 3501 BE ADOPTED**. Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

DP 3502

02:44:46 **Motion/Vote:** Rep. Musgrove moved that **DP 3502 BE ADOPTED**. Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

DP 3503

02:45:32 **Motion:** Sen. Hansen moved **TO ADOPT DP 3503 AS ONE TIME ONLY BIENNIAL RESTRICTED APPROPRIATION**.

Discussion:

02:45:54 Sen. Tash
02:46:14 Rep. Witte
02:47:10 Barbara Smith
02:47:24 Rep. Witte
02:47:50 Sen. Tash
02:48:14 Mr. Harrington
02:49:11 Barbara Smith

02:49:29 **Motion/Vote:** Sen. Tash moved that **DP 3503 BE CONCEPTUALLY AMENDED, "SO THE TITLES FOR AIRCRAFT BE THE FIRST PRIORITY." AND THAT DP 3503 BE ADOPTED AS AMENDED**. Motion passes unanimously by roll call vote.

DP 3504

02:50:41 **Motion:** Rep. Musgrove moved that **DP 3504 BE ADOPTED**.

Discussion:

02:50:54 Rep. Musgrove
02:50:57 Rep. Witte
02:52:23 Barbara Smith
02:52:27 Rep. Witte
02:52:33 Barbara Smith
02:52:54 Sen. Tropila
02:53:01 Barbara Smith

02:55:18 **Vote:** Motion carried 5-1 by roll call vote with Rep. Witte voting no.

DP 3530

02:55:31 **Motion/Vote:** Rep. Musgrove moved that **DP 3530 BE ADOPTED**. Motion carried unanimously by roll call vote.

DP 3533

02:56:18 **Motion/Vote:** Sen. Hansen moved that **DP 3533 BE ADOPTED**. Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

DP 3535

02:57:07 **Motion:** Sen. Tropila moved **DP 3535 BE ADOPTED**.

Discussion:

02:57:30 Rep. Witte
02:58:13 Barbara Smith
02:58:23 Mr. Schultz
02:59:22 Rep. Ripley

03:00:39 **Vote:** Motion carried 5-1 by roll call vote with Rep. Witte voting no.

DP 3542

03:00:53 **Motion:** Sen. Hansen moved that **DP 3542 BE ADOPTED AND ADOPT THE FUNDING CHANGE FROM THE ORPHAN SHARE**.

Discussion:

03:01:36 Barbara Smith
03:01:41 Mr. Tropila
03:01:47 Mr. Schultz
03:02:21 Ms. Rose
03:02:32 Rep. Musgrove
03:02:41 Rep. Witte
03:03:16 Rep. Ripley

03:03:36 **Substitute Motion/Vote:** Rep. Musgrove made a substitute motion **TO ADOPT DP 3542 AS A RESTRICTED, ONE TIME ONLY, BIENNIAL APPROPRIATION.** Motion carried 4-2 by roll call vote with Rep. Ripley and Sen. Tash voting no.

DP 3549

03:04:36 **Motion/Vote:** Rep. Musgrove moved that **DP 3549 BE ADOPTED AS ONE TIME ONLY.** Motion carried 5-1 by roll call vote with Rep. Ripley voting no.

03:05:25 Barbara Smith

DP 2315- Restoration Enhancement FTE

03:06:27 **Motion:** Rep. Musgrove moved that **DP 2315 BE ADOPTED.**

Discussion:

03:06:58 Ms. Rose

03:07:24 **Motion:** Rep. Musgrove moved to **CONCEPTUALLY AMEND DP 2315, "TO SWITCH THE PACKAGE FROM STATE SPECIAL TO GENERAL FUND." AND TO ADOPT DP 2315 AS AMENDED.**

Discussion:

03:07:56 Rep. Witte
03:08:32 Mr. Beck
03:08:48 Barbara Smith
03:09:02 Rep. Witte
03:10:51 Mr. Beck

03:11:20 **Vote:** Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

DP 3515

03:12:13 **Motion/Vote:** Rep. Musgrove moved that **DP 3515 BE ADOPTED.** Motion carried unanimously by roll call vote. Rep. Witte voted no.

Sen. Hansen's motion for \$50,000 for the Grass Commission

03:12:19 **Motion:** Sen. Hansen moved that **A DP FOR \$50,000 FOR THE GRASS COMMISSION BE ADOPTED.**

Discussion:

03:13:03 Barbara Smith
03:13:52 Sen. Hansen
03:14:00 Ms. Sexton
03:14:09 Mr. Beck
03:16:01 Rep. Witte
03:16:03 Jay Bodner, Montana State Grazing Districts

03:17:26 **Vote:** Motion carried unanimously by roll call vote.

03:17:49 Barbara Smith

EXECUTIVE ACTION ON ACCEPTING THE RATES FOR DNRC

03:18:07 **Motion:** Rep. Musgrove moved to **ACCEPT THE RATE ADJUSTMENTS FOR DNRC.**

Discussion:

03:18:44 Rep. Witte
03:19:08 Barbara Smith
03:19:12 Mr. Harrington
03:20:01 Rep. Musgrove
03:20:26 Mr. Harrington
03:20:31 Mr. Witte

03:20:37 **Vote:** Motion carried unanimously by voice vote.

Discussion:

03:20:57 Barbara Smith
03:22:45 Sen. Tropila
03:23:28 Barbara Smith
03:23:40 Sen. Tropila

03:23:53 Barbara Smith
03:24:38 Sen. Tropila
03:24:46 Susan Cottingham, DNRC Water Reserve
03:32:52 Sen. Tropila
03:32:55 Barbara Smith
03:33:17 Sen. Tropila
03:33:20 Ms. Cottingham
03:33:44 Barbara Smith
03:34:25 Sen. Tropila
03:34:29 Sen. Tash
03:35:24 Rep. Ripley
03:35:30 Sen. Tropila
03:36:19 Ms. Cottingham
03:37:06 Barbara Smith
03:37:21 Rep. Ripley
03:37:35 Rep. Witte

EXECUTIVE ACTION ON OIL AND GAS LANGUAGE FOR HB 2

03:38:05 **Motion:** Rep. Musgrove moved that the **OIL AND GAS
LANGUAGE FOR HB 2 BE ADOPTED.**

Discussion:

03:39:23 Rep. Witte
03:39:25 Barbara smith
03:39:41 **Vote:** Motion carried 6-0 by roll call vote.

EXECUTIVE ACTION ON CARDD LANGUAGE

03:39:59 **Motion/Vote:** Rep. Musgrove moved **TO APPROVE THE CARDD
LANGUAGE FOR PURCHASE OF PRIOR LIENS AS ONE TIME ONLY,
RESTRICTED.** Motion carried 5-1 by roll call vote with
Rep. Witte voting no.

EXECUTIVE ACTION ON LANGUAGE APPROPRIATION

03:41:57 **Motion/Vote:** Rep. Musgrove moved that the **LANGUAGE
APPROPRIATION FOR POLLUTION CONTROL AND OR DRINKING
WATER REVOLVING FUND LOAN PROGRAM BE ADOPTED.** Motion
carried unanimously by voice vote.

EXECUTIVE ACTION ON COAL BED METHANE PROTECTION ACCOUNT

03:44:49 **Motion/Vote:** Rep. Musgrove moved **TO ADOPT LANGUAGE REQUEST FOR COAL BED METHANE PROTECTION ACCOUNT, ONE TIME ONLY BIENNIAL, RESTRICTED APPROPRIATION.** Motion fails on a 3-3 roll call vote.

EXECUTIVE ACTION ON WATER RESOURCE LANGUAGE

03:45:18 **Motion/Vote:** Sen. Tropila moved that the **WATER RESOURCE LANGUAGE BE ADOPTED ONE TIME ONLY, RESTRICTED.** Motion carried unanimously by voice vote.

Discussion:

03:45:07 Barbara Smith
03:47:19 Rep. Ripley
03:47:24 Ms. Rose
03:47:29 Sen. Tropila

EXECUTIVE ACTION ON PERSONAL SERVICES FOR THE DNRC

03:47:47 **Motion/Vote:** Sen. Tropila moved **TO RESTORE PERSONAL SERVICES FOR THE DNRC.** Motion failed 3-3 with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

Discussion:

03:48:54 Rep. Witte
03:48:58 Barbara Smith
03:49:06 Rep. Musgrove

ADJOURNMENT

03:50:02 Adjournment

REP. RICK RIPLEY, Chairman

KATIE BUTCHER, Secretary
for CHRISTIE MESSER

RR/kb

Additional Exhibits:

EXHIBIT ([jnh22aad.pdf](#))