

MINUTES

**MONTANA SENATE
60th LEGISLATURE - REGULAR SESSION**

COMMITTEE ON NATURAL RESOURCES AND ENERGY

Call to Order: By **CHAIRMAN GREG LIND**, on March 14, 2007 at 3:00 P.M., in Room 317-A Capitol.

ROLL CALL

Members Present:

Sen. Greg Lind, Chairman (D)
Sen. Aubyn Curtiss (R)
Sen. Kelly Gebhardt (R)
Sen. Dan Harrington (D)
Sen. Christine Kaufmann (D)
Sen. Gary L. Perry (R)
Sen. Bill Tash (R)
Sen. Mitch Tropila (D)
Sen. David E. Wanzenried (D)

Members Excused: None.

Members Absent: None.

Staff Present: Claudia Johnson, Committee Secretary
Joe Kolman, 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:

Hearing & Date Posted: HB 557, 3/9/2007; HB 526, 3/8/2007;
HB 166, 3/8/2007
Executive Action: None.

00:00:07 Chairman Lind

HEARING ON HB 557

Opening Statement by Sponsor:

00:03:11 **REP. RALPH HEINERT (R), HD 1**, opened the hearing on **HB 557**, Revise criteria for zoning impact on sand, gravel, and asphalt operations.

Proponents:

00:08:42 Michael Kakuk, Montana Contractors Association

00:11:51 Mike Newton, Fisher Sand and Gravel

00:17:14 Bruce Tutvedt, Tutvedt Pit

EXHIBIT (nas54a01)

00:20:11 Jerry Bowser, Old Castle's Material Company

EXHIBIT (nas54a02)

00:25:17 Bob Spoklie, Spoklie-Hoover Pit

EXHIBIT (nas54a03)

00:28:29 John Youngberg, Montana Farm Bureau

00:29:16 Katie Kassmier, Montana Farmers Union

00:29:30 Jon Bennion, Montana Chamber of Commerce

00:29:59 Joe Aline, Shumaker Trucking and Excavating

00:32:01 Basil Jacobson, United Material's of Great Falls

00:33:00 Don Allen, Western Environmental Trade Association
(WETA)

00:34:00 Cary Hegreberg, Montana Contractors Association

EXHIBIT (nas54a04)

Opponents:

00:36:44 Jerry Nix, Self

EXHIBIT (nas54a05)

EXHIBIT (nas54a06)

00:43:20 Todd Spangler, Self

EXHIBIT (nas54a07)

00:46:05 Tim Davis, Montana Sonoran Institute

00:48:42 Monica Jungster, Business Owner

00:51:13 Ann Fagre, Self

00:53:18 Tom Clark, Self

00:56:01 Bill Allegro, Self

EXHIBIT (nas54a08)

EXHIBIT (nas54a09)

00:58:03 Grant Luark, Self

01:00:30 Janice Schaberg, Self

01:02:30 Janet Ellis, Montana Audubon

EXHIBIT (nas54a10)

01:04:03 Linda Stoll, Missoula County Commissioners

EXHIBIT (nas54a11)

01:04:47 Mark Aagenes, Montana Trout Unlimited

01:05:29 Carol Kinney, Self

01:07:34 Jeff Barber, Montana Environmental Information Center

01:08:34 Bill Bahn, Self

01:10:59 Jack Gillespie, Self

01:11:53 Gailyn Wood, Self

01:17:31 Molly Herrin, Self

01:19:16 Dan Fagre, Self

01:21:24 Rep. Mike Jopek

Informational Testimony:

01:23:59 Earl Blattie, Montana Association of Counties

Questions from Committee Members and Responses:

01:26:25 Sen. Tropila to Cary Hegreberg, Montana Contractors Association

01:29:33 Sen. Tropila to Rep. Mike Jopek

01:31:54 Sen. Perry to Bruce Tutvedt, Tutvedt Pit

01:35:33 Sen. Perry to Tom Clark

01:38:06 Sen. Lind to Rep. Heinert

01:38:59 Sen. Lind to Michael Kakuk, Montana Contractors Association

01:39:39 Sen. Lind to Tim Davis, Montana Sonoran Institute

01:41:46 Sen. Lind to Cary Hegreberg, Montana Contractors Association

01:43:58 Sen. Perry to Cary Hegreberg, Montana Contractors Association

01:44:36 Sen. Perry to Earl Blattie, Montana Association of Counties

01:47:20 Sen. Kaufmann to Linda Stoll, Missoula County Commissioners

01:50:20 Sen. Kelly to Bruce Tutvedt, Tutvedt Pit

01:52:23 Sen. Kelly to Cary Hegreberg, Montana Contractors Association

Closing by Sponsor:

Rep. Heinert

HEARING ON HB 526

Opening Statement by Sponsor:

01:57:14 **REP. GEORGE GROESBECK (D), HD 74**, opened the hearing on
HB 526, Revise territorial integrity act.

EXHIBIT (nas54a12)

Proponents:

01:59:23 Doug Hardy, Montana Electric Cooperatives' Association

EXHIBIT (nas54a13)

02:06:43 John Fitzpatrick, Northwestern Energy (NWE)

02:07:08 Gary Forester, Montana Dakota Utilities (MDU)

Opponents: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

02:07:43 Sen. Kaufmann to Gary Forester, MDU

02:08:46 Sen. Kaufmann to Doug Hardy, Montana Electric
Cooperatives' Association

02:09:10 Sen. Gebhardt to Rep. Groesbeck

02:10:06 Sen. Tropila to Rep. Groesbeck

02:11:14 Sen. Tropila to Doug Hardy, Montana Electric
Cooperatives' Association

02:11:44 Sen. Lind to Doug Hardy, Montana Electric Cooperatives'
Association

02:15:51 Sen. Gebhardt to Doug Hardy, Montana Electric
Cooperatives' Association

02:16:54 Sen. Gebhardt to John Fitzpatrick, NWE

02:17:27 Sen. Tropila to Doug Hardy, Montana Electric
Cooperatives' Association

02:18:30 Sen. Lind

Closing by Sponsor:

02:18:43 Rep. Groesbeck

HEARING ON HB 166

Opening Statement by Sponsor:

02:20:12 REP. HOLLY RASER (D), HD 98, opened the hearing on HB 166, Extend biodiesel tax credit.

EXHIBIT (nas54a14)

Proponents:

02:26:19 Brian Spangler, Department of Environmental Quality (DEQ)

EXHIBIT (nas54a15)

02:27:45 Ronna Alexander, Montana Petroleum Marketers and Convenience Store Association

02:28:32 Matt Elsaesser, SAVE Foundation

02:28:54 Ana Pederson, Montana Environmental Information Center

02:29:12 Rick Moore, Northern Resource Council

02:30:09 Megan Brower, Montana Farm Bureau

02:30:40 Katie Kassmier, Montana Farmer's Union

02:31:52 John Semple, Montana Grain Growers Association

02:32:10 Rep. Jerry Black

EXHIBIT (nas54a16)

02:32:36 Pat Torgerson, Women Involved in Farm Economics (WIFE)

02:36:44 Robin Shropshire, Helena College of Technology

02:37:49 Don Judge, Montana Chapter of Sierra Club

Opponents: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

02:38:55 Sen. Lind to Rep. Raser

02:39:45 Sen. Kaufmann to Brian Spangler, DEQ

Closing by Sponsor:

02:40:21 Rep. Raser

02:41:22 Sen. Lind

ADJOURNMENT

Adjournment: 5:45 P.M.

SEN. GREG LIND, Chairman

CLAUDIA JOHNSON, Secretary

GL/cj

Additional Exhibits:

EXHIBIT ([nas54aad.pdf](#))