

**MINUTES**

**MONTANA HOUSE OF REPRESENTATIVES  
61st LEGISLATURE - REGULAR SESSION**

**COMMITTEE ON FEDERAL RELATIONS, ENERGY, AND TELECOMMUNICATIONS**

**Call to Order:**

**CHAIRMAN ART NOONAN**, on January 21, 2009 at 3:00 P.M., in Room 172 Capitol.

**ROLL CALL**

**Members Present:**

Rep. Art Noonan, Chairman (D)  
Rep. Harry Klock, Vice Chairman (R)  
Rep. Shannon Augare (D)  
Rep. Carlie Boland (D)  
Rep. Llew Jones (R)  
Rep. Mike Jopek (D)  
Rep. Gary MacLaren (R)  
Rep. Jesse O'Hara (R)  
Rep. Mike Phillips (D)  
Rep. Keith Regier (R)  
Rep. Scott Reichner (R)  
Rep. Brady Wiseman (D)

**Members Excused:** None.

**Members Absent:** Rep. Robyn Driscoll, Vice Chairman (D)  
Rep. Wayne Stahl (R)

**Staff Present:** Bryce Bennett, Committee Secretary  
Todd Everts, 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: HB207, 1/15/2009; HB208, 1/15/2009

Executive Action: HB27; HB118; HB121; HB135; HB162

**HEARING ON HB 207**

**Opening Statement by Sponsor:**

00:02:18 Rep. Harry Klock (R), HD 83, opened the hearing on HB  
207, Revise renewable portfolio standard for size of  
community projects.

00:03:11 Rep. Driscoll arrived.

**Proponents' Testimony:**

00:03:26 John Fitzpatrick, Northwestern Energy

[EXHIBIT \(feh14a01\)](#)

00:09:53 Paul Cartright, Office of the Governor

**Opponents' Testimony:** none.

**Informational Testimony:**

00:10:36 John Alke, Montana-Dakota Utilities Company

**Questions from Committee Members and Responses:**

00:13:03 Rep. Wiseman

00:13:29 Mr. Fitzpatrick

00:14:22 Rep. Wiseman

00:14:56 Mr. Fitzpatrick

00:16:31 Rep. Wiseman

00:16:40 Mr. Fitzpatrick

00:16:55 Rep. Wiseman

00:17:02 Mr. Fitzpatrick

00:17:08 Rep. Wiseman

00:17:24 Mr. Fitzpatrick

**Closing by Sponsor:**

00:17:48 Rep. Klock

**HEARING ON HB 208**

**Opening Statement by Sponsor:**

00:18:11 Rep. Jesse O'Hara (R), HD 18, opened the hearing on HB  
208, Revise renewable portfolio standard for compliance  
dates for community projects.

**Proponents' Testimony:**

00:19:39 Mr. Fitzpatrick  
00:20:56 Mr. Alke

**Opponents' Testimony:**

00:22:19 Chuck Mugraw, Natural Resources Defense Council  
00:27:35 Linda Gryczen, Alternative Energy Resources  
Organization

**Informational Testimony:** none.

**Questions from Committee Members and Responses:**

00:28:51 Rep. Klock  
00:29:30 Mr. Mugraw  
00:31:12 Rep. Driscoll  
00:31:55 Mr. Fitzpatrick  
00:32:37 Rep. Driscoll  
00:32:50 Mr. Fitzpatrick  
00:33:00 Rep. Regier  
00:33:29 Mr. McGraw  
00:35:14 Rep. Regier  
00:35:27 Mr. Mugraw  
00:36:45 Rep. Regier  
00:37:01 Mr. Mugraw  
00:37:34 Rep. Regier  
00:37:37 Mr. Mugraw  
00:38:08 Rep. Jopek  
00:38:59 Mr. Fitzpatrick  
00:39:41 Rep. Jopek  
00:39:47 Mr. Fitzpatrick  
00:40:05 Rep. Phillips  
00:40:27 Mr. Fitzpatrick  
00:41:01 Rep. Phillips  
00:41:28 Mr. Fitzpatrick  
00:42:33 Rep. Jones  
00:42:47 Rep. Stahl arrived.  
00:43:10 Mr. Fitzpatrick  
00:43:30 Rep. Jones  
00:43:44 Mr. Fitzpatrick  
00:43:50 Rep. Jones  
00:44:06 Mr. Fitzpatrick

00:44:16 Rep. Jones  
00:44:29 Mr. Fitzpatrick  
00:44:52 Rep. Jones  
00:45:05 Mr. Fitzpatrick  
00:45:14 Rep. Jones  
00:45:34 Mr. Fitzpatrick  
00:46:07 Rep. Jones  
00:46:24 Mr. Fitzpatrick  
00:47:20 Rep. Jones  
00:47:48 Mr. Fitzpatrick

**Closing by Sponsor:**

00:48:21 Rep. O'Hara

00:48:42 Break  
00:56:26 Reconvene

**EXECUTIVE ACTION ON HB 27**

00:56:50 **Motion:** Rep. Wiseman moved that **HB 27 DO PASS.**

**Discussion:**

00:57:07 **Motion:** Rep. Jones **CALLED THE QUESTION ON HB 27.**

00:57:10 **Vote:** Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 118**

00:57:25 **Motion:** Rep. Klock moved that **HB 118 DO PASS.**

**Discussion:**

00:57:40 Rep. Wiseman  
00:57:45 Rep. Klock  
00:58:05 Rep. Wiseman  
00:58:17 Rep. Regier  
00:58:53 Rep. Klock  
00:59:16 **Motion:** Rep. Jopek **CALLED THE QUESTION ON HB 118.**

00:59:23 **Vote:** Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 121**

00:59:49 **Motion:** Rep. Wiseman moved that **HB 121 DO PASS.**

**Discussion:**

00:59:55 Rep. Wiseman

01:00:28 **Vote:** Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 135**

01:00:44 **Motion:** Rep. Jones moved that **HB 135 DO PASS.**

**Discussion:**

01:00:57 Rep. Jones

01:01:23 Chairman Noonan

01:01:39 **Vote:** Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 162**

01:02:11 **Motion:** Rep. Driscoll moved that **HB 162 DO PASS.**

**Discussion:**

01:02:22 Rep. Klock

01:03:00 Rep. Augare

01:04:39 Rep. Reichner

01:05:24 Rep. Wiseman

01:06:14 Chairman Noonan

01:07:02 **Motion:** Rep. Augare **CALLED THE QUESTION ON HB 162.**

01:08:11 **Vote:** Motion tied 7-7 by roll call vote with Rep. Jones, Rep. Klock, Rep. MacLaren, Rep. O'Hara, Rep. Regier, Rep. Reichner, and Rep. Stahl voting no.

**ADJOURNMENT**

Adjournment: 4:09 P.M.

---

BRYCE BENNETT, Secretary

bb

Additional Documents:

**EXHIBIT ([feh14aad.pdf](#))**