

MINUTES

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

JOINT APPROPRIATIONS SUBCOMMITTEE ON LONG-RANGE PLANNING

Call to Order:

CHAIRMAN DAVE KASTEN, on January 21, 2009 at 8:08 A.M., in Room 350 Capitol.

ROLL CALL

Members Present:

Rep. Dave Kasten, Chairman (R)
Sen. Gregory D. Barkus, Vice Chairman (R)
Sen. Mike Cooney (D)
Rep. Dennis Getz (D)
Rep. Walter McNutt (R)
Rep. Jon C. Sesso (D)
Sen. Carol Williams (D)

Members Excused:

Sen. John Brueggeman (R)

Members Absent: None

Staff Present: Catherine Duncan, Legislative Branch
Christine Hultin-Brus, OBPP
Mary Ann Mackay, Committee Secretary

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 8, HB 7, 1/16/2009

Executive Action: None

00:00:03 Chairman Kasten

HEARING ON HB 8

Opening Statement by Sponsor:

00:00:31 Rep. Walter McNutt (R), HD 37, opened the hearing on HB 8, Renewable resource bonds and loans.

00:01:31 Chairman Kasten

00:01:40 Ms. Alice Stanley, Chief, Resource Development Bureau, Department of Natural Resources and Conservation (DNRC)

00:03:46 Chairman Kasten

00:03:55 Ms. Anna Miller, Bureau Chief, Loan and Financial Management Bureau, DNRC

EXHIBIT (j1h14a01)

EXHIBIT (j1h14a02)

00:12:19 Chairman Kasten

00:12:45 Mr. Bob Fisher, Civil Engineer Specialist, Resource Development Bureau, DNRC

00:15:59 Chairman Kasten

00:16:07 Ms. Duncan

00:18:30 Chairman Kasten

Hearing on Mill Creek Irrigation District

00:18:42 Chairman Kasten

00:18:46 Mr. Evon Stephani, Commissioner, Mill Creek Irrigation District

EXHIBIT (j1h14a03)

00:21:08 Chairman Kasten

00:21:22 Mr. Tom Parker, Commissioner, Mill Creek Irrigation District

00:22:15 Chairman Kasten

00:22:22 Mr. Mike Oelrich, Engineer, Hydrometrics Engineering

00:23:19 Chairman Kasten

00:23:27 Mr. Mike Murphy, Montana Water Resources Association

00:23:45 Chairman Kasten

Opponents' Testimony: None

Questions from Committee Members and Responses:

00:24:01 Chairman Kasten

00:24:20 Ms. Miller

00:25:12 Chairman Kasten

00:25:27 Ms. Duncan

00:25:53 Chairman Kasten

Hearing on Ruby Dam Loan

00:25:57 Chairman Kasten
00:26:12 Mr. John Tubbs, Administrator, Water Resources
Division, DNRC

EXHIBIT (j1h14a04)

00:32:02 Rep. Bob Wagner, HD 71, Harrison
00:33:16 Chairman Kasten
00:33:23 Mr. Kevin Smith, Bureau Chief, State Water Projects
Bureau, DNRC

EXHIBIT (j1h14a05)

00:40:31 Chairman Kasten
00:40:37 Rep. Wagner
00:41:00 Chairman Kasten
00:41:26 Mr. Dan Doornbos, President, Ruby River Water Users
00:43:21 Chairman Kasten
00:43:34 Mr. Les Gilman, Board Member, Vigilante Water Users
and business owner
00:45:02 Chairman Kasten
00:45:09 Mr. John Anderson, rancher, Deceased Water Users, Ruby
Valley Conservation District
00:45:59 Chairman Kasten
00:46:08 Mr. Paul Moseley, Deceased and Controlled water user,
Madison County Economic Development, and business owner
00:47:04 Chairman Kasten
00:47:10 Mr. Mark Aagenes, Montana Trout Unlimited
00:47:47 Chairman Kasten

Opponents' Testimony: None

Questions from Committee Members and Responses:

00:48:04 Chairman Kasten
00:48:39 Mr. Tubbs
00:50:17 Chairman Kasten
00:50:23 Mr. Tubbs
00:50:28 Chairman Kasten
00:50:32 Rep. Getz
00:50:44 Mr. Tubbs
00:51:46 Chairman Kasten
00:51:48 Ms. Duncan
00:52:06 Mr. Tubbs
00:53:24 Chairman Kasten
00:53:27 Ms. Duncan
00:53:40 Mr. Tubbs
00:54:39 Chairman Kasten
00:54:51 Rep. Getz
00:55:09 Mr. Tubbs
00:55:34 Chairman Kasten

00:55:38 Ms. Duncan
00:55:51 Mr. Tubbs
00:56:08 Chairman Kasten

Hearing on Daly Ditches

00:56:59 Mr. Fischer
00:57:35 Chairman Kasten

Proponents' Testimony:

00:57:59 Mr. Matt Jergeson, Morrison-Maierle Engineers, Daly
Ditches Irrigation District
01:01:15 Chairman Kasten

Opponents' Testimony: None

Questions from Committee Members and Responses:

01:01:41 Ms. Duncan
01:02:00 Ms. Miller
01:02:28 Ms. Duncan
01:02:30 Ms. Miller
01:02:39 Ms. Duncan
01:02:44 Ms. Miller
01:02:47 Chairman Kasten

HEARING ON HB 7

Opening Statement by Sponsor:

01:02: 52 Rep. Walter McNutt (R), HD 37, opened the hearing on
HB 7, Reclamation and development grants and loans.

01:03:07 Chairman Kasten
01:04:41 Ms. Stanley, Bureau Chief, Resource Development Bureau,
DNRC

EXHIBIT(jlh14a06)

Introduction to HB 7

01:10:25 Ms. Stanley
EXHIBIT(jlh14a07)
01:13:57 Chairman Kasten
01:14:08 Mr. Ray Beck, Administrator, Conservation and Resource
Development Division, DNRC
01:14:25 Chairman Kasten
01:14:40 Mr. Greg Mills, Program Officer, Resource Development
Bureau, DNRC

EXHIBIT (j1h14a08)

01:17:44 Chairman Kasten

01:18:07 Ms. Duncan

01:21:32 Chairman Kasten

01:21:38 Ms. Duncan

EXHIBIT (j1h14a09)

01:22:43 Chairman Kasten

Hearing on Lewis and Clark Conservation District

01:23:04 Mr. Mills

01:23:57 Chairman Kasten

Proponents' Testimony:

01:24:09 Mr. Stan Frasier, Chairman, Lewis and Clark
Conservation District

01:26:43 Mr. Spence Hegstad, Executive Director, Montana Fish,
Wildlife and Parks Foundation

01:28:41 Chairman Kasten

01:28:51 Mr. Jeff Tiberi, Executive Director, Montana
Association of Conservation Districts

01:29:20 Chairman Kasten

01:29:23 Mr. Tiberi

01:29:28 Chairman Kasten

Opponents' Testimony: None

Questions from Committee Members and Responses: None

Hearing on Ruby Valley Conservation District

01:30:08 Mr. Mills

01:31:02 Chairman Kasten

Proponents' Testimony:

01:31:09 Ms. Norrjehan Parrwana, Director, Big Hole Watershed
Committee

EXHIBIT (j1h14a10)

01:34:15 Chairman Kasten

01:34:21 Mr. John Anderson, Vice Chairman, Ruby Valley
Conservation District

01:35:44 Chairman Kasten

01:35:52 Mr. Dick Marshall, Member, Big Hole Watershed Committee
and Big Hole Ditch water user

01:36:21 Mr. Dave Ashcraft, President, Big Hole Cooperative
Ditch Company and former ditch rider

01:40:00 Chairman Kasten

Opponents' Testimony: None

Questions from Committee Members and Responses:

01:40:14 Chairman Kasten
01:41:24 Mr. Ashcraft
01:41:29 Chairman Kasten
01:41:33 Mr. Ashcraft
01:42:40 Chairman Kasten
01:42:53 Mr. Ashcraft
01:43:12 Chairman Kasten

Hearing on Montana DNRC-Water Resources Division

01:43:40 Mr. Mills
01:44:33 Chairman Kasten

Proponents' Testimony:

01:44:46 Mr. Tubbs
01:46:09 Chairman Kasten
01:46:18 Ms. Brenda Lindlief-Hall, attorney, Tongue River Water Users
01:47:24 Chairman Kasten
01:47:32 Ms. Beth Kaeding, Chairman, Northern Plains Resource Council on behalf of southeast Montana farmers and ranchers who irrigate with Tongue River water.

EXHIBIT (j1h14a11)

01:50:45 Chairman Kasten
01:50:47 Mr. Art Compton, Administrator, Planning, Prevention and Assistance Division, DEQ
01:52:02 Chairman Kasten
01:52:09 Ms. Sarah Bond, Assistant Attorney General, Attorney General's Office

Opponents' Testimony: None

Questions from Committee Members and Responses:

01:53:59 Chairman Kasten
01:54:37 Ms. Bond
01:55:13 Rep. Getz
01:55:19 Ms. Bond
01:56:51 Chairman Kasten
01:56:54 Rep. Getz
01:57:03 Chairman Kasten
01:57:21 Mr. Tubbs

EXHIBIT (j1h14a12)

01:58:48 Break
02:10:30 Reconvene
02:10:43 Chairman Kasten

Hearing on Flathead Basin Commission

02:10:53 Mr. Mills
02:11:43 Chairman Kasten

Proponents' Testimony:

02:11:50 Ms. Caryn Miske, Flathead Basin Commission
02:13:09 Chairman Kasten
02:13:14 Mr. Tubbs
02:14:37 Chairman Kasten
02:14:44 Mr. Larry Van Rinsum, Resource Conservationist,
Flathead Conservation District
02:16:42 Chairman Kasten
02:16:48 Ms. Brianna Randall, Clark Fork Coalition
02:18:36 Chairman Kasten

Opponents' Testimony: None

Questions from Committee Members and Responses:

02:18:48 Chairman Kasten
02:19:07 Mr. Tubbs
02:19:14 Chairman Kasten

Hearing on Jefferson County

02:19:30 Mr. Mills
02:20:22 Chairman Kasten

Proponents' Testimony:

02:20:31 Mr. Ken Weber, Jefferson County Commissioner
02:22:53 Chairman Kasten
02:23:00 Rep. Scott Mendenhall, HD 77, Clancy
02:24:37 Chairman Kasten
02:24:48 Ms. Phyllis Lefohn, Clancy
02:30:07 Chairman Kasten
02:30:18 Dr. Allen Lefohn, Clancy
02:33:45 Chairman Kasten

Opponents' Testimony: None

Questions from Committee Members and Responses:

02:34:01 Sen. Cooney
02:35:09 Rep. Mendenhall
02:36:32 Sen. Cooney
02:36:52 Rep. Mendenhall
02:37:21 Sen. Cooney
02:37:36 Rep. Mendenhall
02:37:43 Chairman Kasten
02:37:47 Mr. Weber
02:38:18 Chairman Kasten
02:38:23 Sen. Cooney
02:38:44 Chairman Kasten
02:38:47 Rep. Getz
02:39:01 Dr. Lafohn
02:40:18 Rep. Getz
02:40:28 Dr. Lafohn
02:41:06 Rep. Getz
02:41:16 Dr. Lafohn
02:42:00 Chairman Kasten

Hearing on Meagher County Conservation District

02:42:22 Mr. Mills
02:42:59 Chairman Kasten

Proponents' Testimony:

02:43:16 Sen Dave Lewis, SD 42, Helena, Clark Fork Steering
Committee
02:44:49 Chairman Kasten
02:45:02 Mr. Robert Dupea, Supervisor, Natural Resources and
Conservation Service(NRCS) Board, Meagher County
02:45:26 Mr. Ron Burns, rancher, White Sulphur Springs
02:46:46 Chairman Kasten
02:46:51 Mr. Otto Ohlson, retired NRCS and private consultant
02:47:33 Rep. Harry Klock, HD 83, Harlowton

Opponents' Testimony: None

Questions from Committee Members and Responses: None

Hearing on Custer County Conservation District

02:48:11 Mr. Mills
02:48:47 Chairman Kasten

Proponents' Testimony:

02:49:13 Ms. Nicole McClain, Yellowstone River Conservation
District Council

EXHIBIT(jlh14a13)

02:54:30 Mr. Don Youngbauer, Forsyth, Chairman,
Yellowstone River Conservation District Council

EXHIBIT(jlh14a14)

02:58:03 Chairman Kasten

Opponents' Testimony: None

Questions from Committee Members and Responses:

02:58:15 Sen. Barkus

02:58:40 Ms. Duncan

02:59:00 Chairman Kasten

Hearing on Cascade County Commission

02:59:50 Mr. Mills

03:00:26 Chairman Kasten

Proponents' Testimony: None

Opponents' Testimony: None

Questions from Committee Members and Responses: None

Hearing on Butte-Silver Bow City-County Government

03:00:59 Mr. Mills

03:02:22 Chairman Kasten

Proponents' Testimony:

03:02:40 Mr. Tom Mallloy, Butte-Silver Bow County Planning
Department and super fund activities

03:07:05 Chairman Kasten

03:07:21 Ms. Suzzann Nordwick, Mine Waste Project Program and
Butte Restoration Alliance

03:09:31 Chairman Kasten

03:09:42 Mr. Nick Joynes, Butte Restoration Alliance

EXHIBIT(jlh14a15)

03:10:52 Chairman Kasten

03:10:58 Rep. Sesso

03:13:28 Chairman Kasten

Opponents' Testimony: None

Questions from Committee Members and Responses:

03:13:41 Ms. Hultin-Brus
03:13:58 Rep. Sesso
03:15:05 Chairman Kasten

Hearing on Carter County Conservation District

03:15:23 Mr. Mills
03:16:29 Chairman Kasten

Proponents' Testimony: None

Opponents' Testimony: None

Hearing on Montana Department of Environmental Quality

03:16:50 Mr. Mills
03:18:13 Chairman Kasten

Proponents' Testimony:

03:18:22 Mr. Dave Feldman, Water Quality Planning Bureau, DEQ
[EXHIBIT \(j1h14a16\)](#)
[EXHIBIT \(j1h14a17\)](#)
03:20:43 Chairman Kasten

Opponents' Testimony: None

Questions from Committee Members and Responses:

03:20:58 Sen. Barkus
03:21:15 Mr. Feldman
03:22:00 Chairman Kasten

Public Comment:

03:22:29 Rep. Robert Mehlhoff, HD 26, Great Falls, on behalf of Cascade County Commission request.
03:25:02 Rep. Mehlhoff, on behalf of Upper and Lower River Road Water and Sewer District.
03:27:55 Rep. Mehlhoff on behalf of Gore Hill Water Project.
03:29:49 Chairman Kasten
03:29:52 Ms. Linda Stoll, on behalf of Missoula County.
03:31:45 Chairman Kasten
03:31:54 Ms. Duncan
03:33:48 Chairman Kasten
03:33:53 Sen. Barkus

Instructions to Staff:

03:34:10 Ms. Duncan
3:35:07 Chairman Kasten
03:35:34 Rep. Getz
03:35:41 Chairman Kasten
03:35:44 Rep. Sesso
03:37:01 Chairman Kasten
03:37:15 Ms. Duncan

Additional Documents:

ADJOURNMENT

03:37:31 Adjournment:

MARY ANN MACKAY, Secretary

mm

Additional Documents:

EXHIBIT ([j1h14aad.pdf](#))