

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON NATURAL RESOURCES

Call to Order: By Vice-Chairman Hendrick, on January 21, 2009 at 3:00 P.M., in Room 472 Capitol.

ROLL CALL

Members Present:

Rep. Gordon R. Hendrick, Vice Chairman (R)
Rep. JP Pomnichowski, Vice Chairman (D)
Rep. Tony Belcourt (D)
Rep. Gerald Bennett (R)
Rep. Anders Blewett (D)
Rep. Jill Cohenour (D)
Rep. Sue Dickenson (D)
Rep. Betsy Hands (D)
Rep. Brian Hoven (R)
Rep. Tom McGillvray (R)
Rep. Mike Menahan (D)
Rep. Scott Mendenhall (R)
Rep. Mike Miller (R)
Rep. Michele Reinhart (D)
Rep. Kendall Van Dyk (D)
Rep. Chas Vincent (R)
Rep. Wendy Warburton (R)

Members Excused: Rep. Mike Milburn, Chairman (R)

Members Absent: None

Staff Present: Shirley Chovanak, 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: HJR 1, 1/15/2009; HB 40, 1/14/2009;
HB 153, 1/14/2009

Executive Action: None

00:00:01 Vice Chairman Hendrick

HEARING ON HB 153

Opening Statement by Sponsor:

00:02:10 Rep. Betsy Hands (D), HD 99, opened the hearing on HB 153, Revise the Voluntary Cleanup and Redevelopment Act (VCRA).

[EXHIBIT\(nah14a01\)](#)

Proponents' Testimony:

00:08:54 Sandy Olson, Department of Environment Quality (DEQ)

[EXHIBIT\(nah14a02\)](#)

Opponents' Testimony:

00:14:36 Brett Doney, Great Falls Development Authority

00:18:47 Darrell James, City of Missoula

00:21:53 Chad Delong, Missoula Area Economic Organization

Informational Testimony:

00:23:46 Lisa Blanford, Performance, Legislative Audit Division (LAD)

[EXHIBIT\(nah14a03\)](#)

Questions from Committee Members and Responses:

00:24:43 Rep. Reinhart

00:24:55 Ms. Blanford

00:25:13 Rep. Reinhart

00:25:28 Mr. Delong

00:26:07 Rep. Reinhart

00:26:13 Mr. Delong

00:26:22 Rep. Reinhart

00:26:35 Mr. Doney

00:26:50 Ms. Olson

00:27:59 Mr. Doney

00:28:07 Rep. Reinhart

00:28:13 Mr. Doney

00:28:39 Rep. Reinhart

00:28:46 Ms. Olson

00:30:19 Rep. Reinhart

00:30:28 Ms. Olson

00:31:50 Rep. Reinhart

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00:32:03 Ms. Olson
00:34:50 Rep. Dickenson
00:35:19 Ms. Olson
00:35:25 Rep. Dickenson
00:36:06 Ms. Olson
00:36:44 Rep. Dickenson
00:37:13 Ms. Olson
00:39:19 Rep. Belcourt
00:39:39 Ms. Olson
00:39:50 Vice-Chairman Hendrick
00:40:49 Denise Martin, Site Response Section, DEQ
00:42:10 Rep. Belcourt
00:42:26 Mr. Doney
00:42:50 Rep. Vincent
00:43:10 Ms. Olson
00:43:43 Rep. Vincent
00:44:19 Ms. Olson
00:44:41 Rep. Vincent
00:45:07 Mr. Delong
00:47:19 Rep. Vincent
00:47:44 Mr. Delong
00:48:35 Rep. Vincent
00:48:43 Mr. Delong
00:48:50 Rep. Cohenour
00:49:35 Mr. Delong
00:50:43 Rep. Cohenour
00:50:50 Mr. Delong
00:51:39 Rep. Cohenour
00:52:24 Rep. Hands
00:53:19 Rep. Miller
00:53:37 Ms. Olson
00:53:56 Rep. Miller
00:53:59 Ms. Olson
00:54:06 Rep. Miller
00:54:29 Ms. Olson
00:54:54 Rep. Hoven
00:55:24 Rep. Hands
00:56:50 Rep. Hoven
00:56:60 Rep. Hands
00:57:06 Ms. Olson
00:57:36 Rep. Warburton
00:58:24 Ms. Olson
00:58:51 Rep. Warburton
00:59:18 Ms. Olson
00:59:53 Rep. Warburton
01:00:05 Ms. Martin
01:01:50 Rep. Warburton
01:02:01 Ms. Martin
01:03:00 Vice-Chairman Hendrick
01:03:22 Rep. Warburton

01:03:43 Ms. Martin
01:04:26 Rep. Vincent
01:05:21 Ms. Martin
01:05:54 Rep. Vincent
01:06:34 Ms. Martin
01:07:47 Vice-Chairman Hendrick
01:08:28 Rep. Vincent
01:08:42 Rep. Pomnichowski
01:09:18 Ms. Martin
01:10:01 Rep. Pomnichowski
01:10:41 Ms. Martin

Closing by Sponsor:

01:10:52 Rep. Hands

HEARING ON HB 40

Opening Statement by Sponsor:

1:20:17 Rep. Jill Cohenour (D), HD 78, opened the hearing on HB 40, Revise water right permit process.

EXHIBIT (nah14a04)

Proponents' Testimony:

01:22:00 Mary Sexton, Director, Department of Natural Resources and Conservation (DNRC)

EXHIBIT (nah14a05)

01:24:00 John Tubbs, Administrator, Water Resources Division, DNRC

EXHIBIT (nah14a06)

01:32:53 Abigail St. Lawrence, Montana Association of Realtors

01:36:17 Mike Murphy, Montana Water Resources Association

01:37:22 Dustin Stuart, Montana Building Industry Association (MBIA)

EXHIBIT (nah14a07)

01:37:54 Holly Franz, PPL Montana, LLC

EXHIBIT (nah14a08)

01:38:31 Bill Shenk, Legal Counsel, Montana Department of Fish, Wildlife, and Parks (FWP)

EXHIBIT (nah14a09)

01:42:08 Krista Lee Evans, Association of Gallatin Agricultural Irrigators

01:42:28 Mark Aagenes, Montana Trout Unlimited

01:43:26 Nancy Schlepp, Montana Farm Bureau Federation

01:43:46 Beth Kaeding, Chair, Northern Plains Resource Council

01:44:14 David Schmidt, Water Rights Consultant

EXHIBIT (nah14a10)

01:44:53 Brianna Randall, Clark Fork Coalition
01:45:21 Brenda Lindlief Hall, Attorney, Tongue River Water
Users' Association
01:46:46 Tim Davis, Montana Smart Growth Coalition
01:47:04 Vanessa Clark, Montana Water Well Drillers Association
01:48:16 Don McIntyre, Utility Solutions

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:49:51 Rep. Reinhart
01:50:04 Mr. Tubbs
01:51:18 Rep. Reinhart
01:51:37 Rep. Cohenour
01:53:01 Rep. Hands
01:53:26 Rep. Cohenour
01:53:42 Rep. Mendenhall
01:54:16 Mr. Tubbs
01:55:12 Rep. Hoven

Closing by Sponsor:

01:55:39 Rep. Cohenour

HEARING ON HJ 1

Opening Statement by Sponsor:

01:56:47 Rep. Julie French (D), HD 36, opened the hearing on
HJ 1, Interim study of biomass.

Proponents' Testimony:

02:00:20 Ms. Sexton
02:02:58 Bronn Devlon, Northwestern Energy
02:03:27 Joel Clairmont, Deputy Director, Montana Department of
Agriculture
02:03:54 Chris Christians, Montana Farmers Union

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

02:05:35 Rep. Hands
02:06:15 Rep. French
02:07:07 Rep. Hands
02:07:33 Rep. French
02:08:26 Rep. Mendenhall
02:09:49 Rep. French
02:11:53 Rep. Mendenhall
02:12:18 Rep. French
02:13:03 Rep. Hoven
02:13:36 Rep. McGillvray
02:14:02 Mr. Devlon
02:15:39 Rep. McGillvray
02:15:47 Mr. Devlon
02:17:08 Rep. McGillvray
02:17:18 Mr. Devlon
02:18:32 Rep. Dickenson
02:19:01 Ms. Sexton
02:19:37 Rep. Vincent
02:20:53 Rep. French
02:22:20 Rep. Hendrick
02:23:15 Rep. French

Closing by Sponsor:

02:23:56 Rep. French

ADJOURNMENT

02:25:11 Adjournment

SHIRLEY CHOVANAK, Secretary

SC

Additional Documents:

EXHIBIT ([nah14aad.pdf](#))