

MINUTES

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

COMMITTEE ON FEDERAL RELATIONS, ENERGY, AND TELECOMMUNICATIONS

Call to Order: Chairman Art Noonan, on April 17, 2009 at 11:56
P.M., in Room 172 Capitol

ROLL CALL

Members Present:

Rep. Art Noonan, Chairman (D)
Rep. Robyn Driscoll, Vice Chairman (D)
Rep. Harry Klock, Vice Chairman (R)
Rep. Carlie Boland (D)
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. Wayne Stahl (R)
Rep. Brady Wiseman (D)

Members Excused: None

Members Absent: Rep. Shannon Augare (D)
Rep. Llew Jones (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: None

Executive Action: SB 498; SB 475

EXECUTIVE ACTION ON SB 498

00:02:10 **Motion:** Rep. Phillips moved that **SB 498 BE CONCURRED IN.**

Discussion:

00:02:44 Chairman Noonan

00:04:51 Rep. Wiseman

00:05:45 **Motion:** Rep. Wiseman moved that **SB 498 BE AMENDED.**
EXHIBIT (feh82a01)

Discussion:

00:07:31 Rep. Klock

00:07:48 **Vote:** Motion failed 7-7 by roll call vote with
Rep. Boland, Rep. Driscoll, Rep. Jopek, Rep. Noonan,
Rep. Phillips, and Rep. Wiseman voting aye.
Rep. Augare and Rep. Jones voted by proxy.

00:08:40 **Motion:** Rep. Jopek moved that **SB 498 BE AMENDED.**
EXHIBIT (feh82a02)

Discussion:

00:10:44 Rep. Phillips

00:12:10 Rep. Regier

00:12:23 Rep. Jopek

00:12:51 Rep. Stahl

00:14:22 Rep. Wiseman

00:14:50 Chairman Noonan

00:15:53 Rep. Wiseman

00:16:15 Chairman Noonan

00:16:21 Todd Everts, Legislative Services Division (LSD)

00:17:38 Rep. Jopek

00:18:40 Rep. Reichner

00:19:43 **Vote:** Motion failed 7-7 by roll call vote with
Rep. Boland, Rep. Driscoll, Rep. Jopek, Rep. Noonan,
Rep. Phillips, and Rep. Wiseman voting aye.
Rep. Augare and Rep. Jones voted by proxy.

00:20:37 **Motion:** Rep. Phillips moved that **SB 498 BE AMENDED.**
EXHIBIT (feh82a03)

Discussion:

00:22:05 Sonja Nowakowski, LSD

00:23:50 Rep. Reichner

00:24:02 Chairman Noonan

00:24:14 Rep. Phillips

00:25:19 **Vote:** Motion carried 12-2 by voice vote with
Rep. Stahl and Rep. Wiseman voting no. Rep. Augare and
Rep. Jones voted by proxy.

00:26:06 **Motion:** Rep. Phillips moved that **SB 498 BE AMENDED.**
EXHIBIT (feh82a04)

Discussion:

00:28:37 Rep. Reichner

00:29:29 Chairman Noonan

00:29:42 Rep. Phillips

00:30:33 Chairman Noonan

00:30:52 **Vote:** Motion carried 12-2 by roll call vote with Rep.
Regier and Rep. Stahl voting no. Rep. Augare and
Rep. Jones voted by proxy.

00:31:31 **Motion:** Rep. Phillips moved that **SB 498 BE AMENDED.**
EXHIBIT (feh82a05)

00:33:21 **Vote:** Motion carried 13-1 by voice vote with
Rep. Stahl voting no. Rep. Augare, Rep. Jones, and
Rep. Regier voted by proxy.

00:33:54 **Motion:** Rep. Phillips moved that **SB 498 BE AMENDED.**
EXHIBIT (feh82a06)

00:35:36 **Vote:** Motion carried unanimously by voice vote.
Rep. Augare, Rep. Jones, and Rep. Regier voted by
proxy.

00:36:04 **Motion:** Rep. Phillips moved that **SB 498 BE AMENDED.**
EXHIBIT (feh82a07)

00:37:26 **Vote:** Motion carried unanimously by voice vote.
Rep. Augare, Rep. Jones, and Rep. Regier voted by
proxy.

00:38:02 **Motion:** Rep. Phillips moved that **SB 498 BE AMENDED.**
EXHIBIT (feh82a08)

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Discussion:

00:40:08 Chairman Noonan
00:40:48 Rep. Wiseman
00:41:17 Chairman Noonan
00:41:21 Rep. Wiseman
00:41:49 Rep. Phillips
00:42:17 Rep. Wiseman

00:44:38 **Vote:** Motion carried 9-5 by roll call vote with Rep. Driscoll, Rep. Jopek, Rep. MacLaren, Rep. Stahl, and Rep. Wiseman voting no. Rep. Augare, Rep. Jones, and Rep. Regier voted by proxy.

00:45:39 **Motion:** Rep. Phillips moved that **SB 498 BE CONCURRED IN AS AMENDED.**

Discussion:

00:45:47 Rep. Jopek
00:48:41 Rep. O'Hara
00:49:56 Rep. Driscoll
00:50:27 Rep. Wiseman
00:52:18 Rep. Klock
00:52:38 Rep. Reichner
00:56:17 Rep. MacLaren
00:57:27 Rep. Phillips
01:00:06 Rep. Wiseman
01:00:15 Chairman Noonan

01:02:38 **Vote:** Motion carried 10-4 by roll call vote with Rep. Driscoll, Rep. Jopek, Rep. Stahl, and Rep. Wiseman voting no. Rep. Augare and Rep. Jones voted by proxy. Rep. Phillips will carry the bill in the House.

EXECUTIVE ACTION ON SB 475

01:03:27 **Motion:** Rep. Driscoll moved that **SB 475 BE CONCURRED IN.**

Discussion:

01:04:25 Rep. Phillips
01:05:43 Rep. Jopek
01:06:14 Rep. Regier
01:06:29 Rep. MacLaren

01:07:04 Chairman Noonan
01:07:14 Rep. Boland
01:07:41 Mr. Everts
01:07:55 Rep. Jopek
01:08:12 Rep. Driscoll
01:08:15 Rep. Jopek
01:08:33 Rep. Phillips

01:09:57 **Vote:** Motion carried 8-6 by roll call vote with Rep. Augare, Rep. Boland, Rep. Jopek, Rep. Noonan, Rep. Phillips, and Rep. Wiseman voting no. Rep. Augare and Rep. Jones voted by proxy. Rep. Driscoll will carry the bill in the House.

MOTION TO ADJOURN

01:11:33 **Motion:** Rep. Wiseman moved to **ADJOURN**.

01:11:55 **Vote:** Motion failed 7-7 by roll call vote with Rep. Augare, Rep. Boland, Rep. Driscoll, Rep. Jopek, Rep. Noonan, Rep. Phillips, and Rep. Wiseman voting aye. Rep. Augare and Rep. Jones voted by proxy.

EXECUTIVE ACTION ON SB 475

01:12:54 **Motion:** Rep. Stahl moved that **RECONSIDER THE DO CONCUR VOTE ON SB 475**.

Discussion:

01:13:03 Rep. Wiseman
01:13:52 Rep. Stahl
01:13:53 Rep. Jopek
01:14:02 Chairman Noonan

01:14:28 **Vote:** Motion failed 2-12 by voice vote with Rep. Klock and Rep. Stahl voting aye.

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ADJOURNMENT

00:01:14 Adjournment: 1:10 P.M.

Bryce Bennett, Secretary

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Additional Documents:

EXHIBIT ([feh82aad.pdf](#))