

MINUTES

MONTANA SENATE 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON NATURAL RESOURCES

Call to Order: Chairman Kelly Gebhardt, on March 27, 2009 at 3:00 P.M., in Room 422 Capitol

ROLL CALL

Members Present:

Sen. Kelly Gebhardt, Chairman (R)
Sen. Debby Barrett, Vice Chairman (R)
Sen. Aubyn Curtiss (R)
Sen. Ken (Kim) Hansen (D)
Sen. Gary L. Perry (R)
Sen. Jim Peterson (R)
Sen. Donald J. Steinbeisser (R)
Sen. David E. Wanzonried (D)

Members Excused:

Sen. Christine Kaufmann (D)
Sen. Jim Keane (D)
Sen. Mitch Tropila (D)

Members Absent: None

Staff Present: Lindsey Hern, Committee Secretary
Sonja Nowakowski, 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: SR 11, 3/12/2009; SR 12, 3/12/2009;
SR 13, 3/12/2009; SR 14, 3/12/2009

Executive Action:

00:01:46 Sen. Kaufmann came to the committee.

00:01:54 Vice Chair Barrett took the position as Chair.

HEARING ON SR 11

Opening Statement by Sponsor:

00:02:20 Sen. Kelly Gebhardt (R), SD 23, opened the hearing on SR 11, Confirm appointee to Board of Environmental Review (BER).

00:02:34 Sen. Tropila came to the committee.

Proponents' Testimony:

00:03:05 Marvin Miller, Nominee to the BER

00:07:18 Sen. Keane came to the committee.

00:07:28 Patti Keebler, Governor's Office

00:08:06 Don Allen, Western Environmental Trade Association (WETA)

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

00:09:32 Sen. Peterson

00:09:48 Mr. Miller, BER

00:09:50 Sen. Peterson

00:10:15 Mr. Miller, BER

Closing by Sponsor:

00:11:31 Sen. Gebhardt

HEARING ON SR 12

Opening Statement by Sponsor:

00:12:29 Sen. Kelly Gebhardt (R), SD 23, opened the hearing on SR 12, Confirm appointee to Board of Environmental Review (BER).

Proponents' Testimony:

00:13:07 Joe Whalen, Nominee to the BER

00:14:01 Ms. Keebler, Governor's Office

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

00:14:33 Sen. Kaufmann.

00:14:50 Mr. Whalen, BER

00:15:42 Sen. Peterson

00:16:16 Mr. Whalen, BER

00:17:24 Sen. Barrett

00:17:29 Mr. Whalen, BER

00:19:15 Sen. Curtiss

00:19:40 Mr. Whalen, BER

00:21:55 Sen. Peterson

00:22:42 Mr. Whalen, BER

Closing by Sponsor:

00:24:36 Sen. Gebhardt

HEARING ON SR 14

Opening Statement by Sponsor:

00:25:09 Sen. Kelly Gebhardt (R), SD 23, opened the hearing on
SR 14, Confirm appointee to Board of Environmental
Review (BER).

Proponents' Testimony:

00:25:33 Bill Rossbach, Nominee to the BER

00:36:11 Ms. Keebler, Governor's Office

Opponents' Testimony:

00:37:59 Candace Payne, Southern Montana Electric Generation and
Transmitting Cooperative, INC. (SME)

Informational Testimony:

None

Questions from Committee Members and Responses:

00:48:04 Sen. Curtiss
 00:48:23 Mr. Rossbach, BER
 00:53:01 Sen. Perry
 00:53:14 Mr. Rossbach, BER
 00:54:28 Sen. Perry
 00:54:30 Mr. Rossbach, BER
 00:54:47 Sen. Perry
 00:54:51 Mr. Rossbach, BER
 00:56:07 Chairwoman Barrett
 00:56:18 Sen. Perry
 00:56:20 Mr. Rossbach, BER
 00:57:08 Sen. Hansen
 00:57:17 Mr. Rossbach, BER
 00:57:39 Mr. Rossbach, BER
 00:58:56 Sen. Keane
 00:59:08 Mr. Rossbach, BER
 00:59:25 Sen. Keane
 00:59:35 Mr. Rossbach, BER
 00:59:45 Sen. Keane
 00:59:47 Mr. Rossbach, BER
 00:59:53 Sen. Keane
 01:00:37 Mr. Rossbach, BER
 01:01:56 Sen. Barrett
 01:02:18 Mr. Rossbach, BER
 01:03:37 Sen. Peterson
 01:04:18 Mr. Rossbach, BER
 01:06:36 Sen. Perry
 01:07:09 Mr. Rossbach, BER
 01:08:36 Sen. Keane
 01:09:13 Mr. Rossbach, BER
 01:09:19 Sen. Keane
 01:09:34 Mr. Rossbach, BER
 01:10:48 Sen. Keane
 01:11:00 Mr. Rossbach, BER
 01:11:41 Sen. Peterson
 01:12:08 Ms. Payne, SME
 01:16:55 Sen. Perry left the committee.
 01:17:30 Sen. Keane
 01:17:41 Mr. Miller, BER
 01:18:37 Sen. Keane
 01:19:03 Chairwoman Barrett
 01:19:27 Ms. Payne, SME
 01:19:58 Chairwoman Barrett
 01:20:22 Ms. Payne, SME

01:20:36 Chairwoman Barrett
01:20:41 Ms. Payne, SME
01:21:06 Sen. Wanzenried
01:21:31 Mr. Rossbach, BER
01:22:16 Sen. Wanzenried
01:22:27 Mr. Rossbach, BER
01:23:52 Sen. Wanzenried
01:24:10 Mr. Rossbach, BER
01:24:51 Sen. Wanzenried
01:25:02 Mr. Rossbach, BER
01:25:05 Sen. Wanzenried
01:25:06 Mr. Rossbach, BER
01:25:39 Sen. Wanzenried
01:26:01 Mr. Rossbach, BER
01:26:51 Sen. Wanzenried
01:26:57 Mr. Rossbach, BER
01:29:06 Chairwoman Barrett
01:29:14 Mr. Rossbach, BER

Closing by Sponsor:

01:29:38 Sen. Gebhardt

01:30:43 Sen. Wanzenried
01:30:56 Sen. Gebhardt
01:31:06 Sen. Wanzenried
01:31:14 Recess

HEARING ON SR 13

Opening Statement by Sponsor:

01:48:28 Sen. Kelly Gebhardt (R), SD 23, opened the hearing on
SR 13, Confirm appointee to Board of Environmental
Review.

Proponents' Testimony:

01:49:09 Robin Shropshire, Nominee for the BER
01:52:27 Ms. Keebler, Governor's Office

Opponents' Testimony:

01:53:21 Ms. Payne, SME
[EXHIBIT\(nas68a01\)](#)

Informational Testimony:

02:03:29 Mr. Allen, WETA

Questions from Committee Members and Responses:

02:05:55 Sen. Kaufmann
 02:06:43 Ms. Shropshire, BER
 02:07:19 Sen. Kaufmann
 02:07:34 Ms. Shropshire, BER
 02:08:25 Sen. Peterson
 02:08:47 Ms. Shropshire, BER
 02:09:26 Sen. Peterson
 02:09:58 Ms. Shropshire, BER
 02:10:38 Sen. Wanzenried
 02:11:05 Ms. Shropshire, BER
 02:11:33 Sen. Wanzenried, BER
 02:11:50 Ms. Shropshire, BER
 02:12:48 Sen. Curtiss
 02:13:08 Ms. Shropshire, BER
 02:13:35 Sen. Curtiss
 02:13:51 Ms. Shropshire, BER
 02:14:36 Sen. Curtiss
 02:15:43 Ms. Shropshire, BER
 02:16:17 Chairwoman Barrett
 02:16:28 Ms. Shropshire, BER
 02:16:53 Chairwoman Barrett
 02:17:03 Ms. Shropshire, BER
 02:17:22 Chairwoman Barrett
 02:17:40 Sen. Keane
 02:17:55 Ms. Shropshire, BER
 02:18:09 Sen. Keane
 02:18:11 Ms. Shropshire, BER
 02:18:28 Sen. Keane
 02:18:36 Sen. Curtiss
 02:19:04 Ms. Shropshire, BER

Closing by Sponsor:

02:19:21 Sen. Gebhardt

 02:22:02 Chairman Gebhardt took up the position as Chair.
 02:23:43 Sen. Kaufmann
 02:23:52 Chairman Gebhardt

ADJOURNMENT

Adjournment: 5:40 P.M.

Lindsey Hern, Secretary

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Additional Documents:

EXHIBIT ([nas68aad.pdf](#))