

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON NATURAL RESOURCES

Call to Order: Chair Gordon R. Hendrick, on April 11, 2011 at 3:18 PM, in Room 472
Capitol

ROLL CALL

Members Present:

Rep. Gordon R. Hendrick, Chair (R)
Rep. Betsy Hands, Vice Chair (D)
Rep. Brian Hoven, Vice Chair (R)
Rep. Dick Barrett (D)
Rep. Gerald (Jerry) Bennett (R)
Rep. Pat Connell (R)
Rep. Virginia Court (D)
Rep. Kelly Flynn (R)
Rep. Alan Hale (R)
Rep. Cleve J. Loney (R)
Rep. Mike Miller (R)
Rep. Michele Reinhart (D)
Rep. Kathleen Williams (D)

Members Excused: Rep. Bill Harris (R)
Rep. Wendy Warburton (R)

Members Absent: None

Staff Present: Lauren Head, 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: SJ 22, 4/11/2011; SJ 21, 4/6/2011

Executive Action on: SJ 21, SJ 22

00:03:10 Rep. Warburton joined the meeting.

00:05:19 Rep. Harris joined the meeting.

HEARING ON SJ 22

Opening Statement by Sponsor:

00:05:59 Sen. Jason Priest (R), SD 30, opened the hearing on SJ 22, Interim study resolution on innovation incentives to encourage renewable energy.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:12:21 Rep. Barrett
00:13:16 Sen. Priest
00:13:51 Rep. Reinhart
00:14:06 Sen. Priest
00:15:06 Rep. Reinhart
00:15:28 Sen. Priest
00:16:15 Rep. Harris
00:16:39 Sen. Priest
00:17:34 Rep. Harris
00:17:40 Sen. Priest
00:18:05 Rep. Flynn
00:18:17 Sen. Priest
00:19:34 Rep. Flynn
00:19:56 Sen. Priest
00:20:32 Rep. Hands
00:21:35 Sen. Priest
00:22:45 Rep. Hands
00:23:54 Sen. Priest
00:25:06 Rep. Hands
00:25:17 Sen. Priest
00:25:36 Rep. Hands
00:25:47 Sen. Priest
00:25:53 Chairman Hendrick
00:26:19 Sen. Priest

Closing by Sponsor:

00:26:43 Sen. Priest

HEARING ON SJ 21

Opening Statement by Sponsor:

00:27:12 Sen. Jim Peterson (R), SD 15, opened the hearing on SJ 21, Study of eminent domain and just compensation for property.

Proponents' Testimony:

00:28:22 Errol Rice, Montana Stockgrowers Association (MSGA)
00:28:50 John Youngberg, Montana Farm Bureau Federation (MFBF)
00:29:01 Chris Christiaens, Montana Farmers Union (MFU)
00:30:15 Mike Murphy, Montana Water Resources Association (MWRA)

Opponents' Testimony:

00:31:03 Rachel Roberts, Concerned Citizens Montana (CCM)
00:32:22 Rep. Connell
00:32:34 Ms. Roberts

EXHIBIT(nah80a01)

Informational Testimony: None

Questions from Committee Members and Responses:

00:33:09 Rep. Reinhart
00:33:30 Sen. Peterson
00:35:10 Rep. Reinhart
00:35:34 Sen. Peterson
00:36:03 Rep. Flynn
00:36:24 Sen. Peterson
00:37:20 Rep. Flynn
00:37:43 Sen. Peterson
00:37:52 Rep. Hands
00:38:22 Sen. Peterson
00:39:14 Rep. Hands
00:40:22 Sen. Peterson
00:41:42 Rep. Hale
00:42:19 Sen. Peterson
00:43:09 Chairman Hendrick
00:44:13 Rep. Connell
00:44:49 Sen. Peterson
00:45:23 Rep. Connell
00:45:44 Sen. Peterson
00:45:48 Rep. Williams
00:46:00 Rep. Miller left the meeting.
00:46:33 Sen. Peterson
00:46:41 Rep. Flynn
00:47:14 Sen. Peterson
00:47:52 Rep. Miller rejoined the meeting.

00:47:53 Rep. Warburton left the meeting.
 00:47:55 Rep. Hale left the meeting.
 00:48:00 Rep. Harris left the meeting.

Closing by Sponsor:

00:48:10 Sen. Peterson

EXECUTIVE ACTION ON SJ 21

00:52:06 Rep. Flynn

00:53:50 **Motion:** Rep. Hoven moved that **SJ 21 BE CONCURRED IN.**

00:54:05 **Substitute Motion:** Rep. Flynn made a substitute motion that **SJ 21 BE AMENDED.**

EXHIBIT(nah80a02)

Discussion:

00:54:31 Rep. Flynn
 00:58:17 Rep. Barrett left the meeting.
 00:58:24 Rep. Miller
 00:59:17 Rep. Connell
 01:00:54 Rep. Flynn
 01:01:51 Rep. Connell
 01:02:24 Rep. Reinhart
 01:04:13 Rep. Bennett
 01:04:56 Rep. Hands
 01:07:10 Chairman Hendrick
 01:08:15 Rep. Flynn

01:10:04 **Vote:** Motion carried 10-5 by roll call vote with Rep. Barrett, Rep. Connell, Rep. Hands, Rep. Hoven and Rep. Loney voting no. Rep. Barrett, Rep. Hale, Rep. Harris and Rep. Warburton voted by proxy.

01:11:04 **Motion:** Rep. Flynn moved that **SJ 21 BE CONCURRED IN AS AMENDED.**

01:11:20 **Substitute Motion:** Rep. Flynn made a substitute motion that **SJ 21 BE AMENDED.**

EXHIBIT(nah80a03)

Discussion:

01:11:46 Rep. Flynn
 01:12:38 Rep. Hands
 01:13:09 Rep. Loney
 01:13:21 Rep. Reinhart
 01:14:46 Rep. Hands

01:15:51 Chairman Hendrick
01:16:11 Rep. Hands

01:16:54 **Vote:** Motion carried 8-7 by roll call vote with Rep. Bennett, Rep. Connell, Rep. Hale, Rep. Hands, Rep. Harris, Rep. Hoven and Rep. Warburton voting no. Rep. Barrett, Rep. Hale, Rep. Harris and Rep. Warburton voted by proxy.

01:18:05 **Motion:** Rep. Flynn moved that **SJ 21 BE CONCURRED IN AS AMENDED.**

Discussion:

01:18:17 Rep. Williams
01:18:25 Chairman Hendrick

01:18:41 **Vote:** Motion carried unanimously by roll call vote. Rep. Barrett, Rep. Hale, Rep. Harris and Rep. Warburton voted by proxy. Rep. Loney will carry the bill.

EXECUTIVE ACTION ON SJ 22

01:19:44 **Motion:** Rep. Hoven moved that **SJ 21 BE CONCURRED IN.**

Discussion:

01:19:57 Rep. Connell
01:21:32 Chairman Hendrick
01:22:42 Rep. Hands
01:23:16 Chairman Hendrick
01:23:35 Rep. Hands

01:24:07 **Vote:** Motion failed 4-11 by roll call vote with Rep. Bennett, Rep. Hale, Rep. Hendrick and Rep. Warburton voting aye. Rep. Barrett, Rep. Hale, Rep. Harris and Rep. Warburton voted by proxy.

01:25:30 Rep. Hands
01:25:45 Chairman Hendrick

ADJOURNMENT

01:25:55 Adjournment

Lauren Head, Secretary

lh

Additional Documents:

EXHIBIT([nah80aad.pdf](#))