

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

#### JOINT APPROPRIATIONS SUBCOMMITTEE ON NATURAL RESOURCES AND TRANSPORTATION

**Call to Order:** Chair Mike Cuffe, on January 21, 2013 at 8:30 AM, in Room 317C Capitol

#### ROLL CALL

**Members Present:**

Rep. Mike Cuffe, Chair (R)  
Sen. Matthew M. Rosendale Sr, Vice Chair (R)  
Sen. John Brenden (R)  
Sen. Jim Keane (D)

**Members Excused:** Rep. Duane Ankney (R)  
Rep. Galen Hollenbaugh (D)  
Rep. Lea Whitford (D)

**Members Absent:** None

**Staff Present:** Christina Butler, Legislative Fiscal Division  
Colleen Dever, Committee Secretary  
Shawn Graham, OBPP  
Gerry Murphy, OBPP

**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:** Department of Environmental Quality Hearing; Joint Meeting with Section F on Aquatic Invasive Species

**Department of Environmental Quality Hearing**

00:12:57 Chair Cuffe  
00:14:21 Rep. Whitford entered the meeting.  
00:14:38 Christina Butler, Legislative Fiscal Division (LFD)  
00:15:19 Chair Cuffe  
00:15:44 Sen. Keane  
00:16:22 Chair Cuffe  
00:16:25 Sen. Brenden  
00:16:29 Chair Cuffe  
00:16:33 Rep. Whitford  
00:16:53 Chair Cuffe  
00:17:34 Sen. Brenden  
00:18:29 Chair Cuffe  
00:19:27 Judy Hanson, Administrator, Permitting and Compliance Division, Department of  
Environmental Quality (DEQ)  
00:44:13 Chair Cuffe  
00:44:15 Sen. Brenden  
00:44:32 Ms. Hanson, DEQ  
00:44:55 Chair Cuffe  
00:44:58 Sen. Rosendale  
00:45:03 Ms. Hanson, DEQ  
00:45:07 Chair Cuffe  
00:45:09 Ms. Hanson, DEQ  
00:45:21 Chair Cuffe  
00:45:24 Ms. Hanson, DEQ  
00:45:44 Chair Cuffe  
00:45:52 Ms. Hanson, DEQ  
00:45:57 Chair Cuffe  
00:46:00 Sen. Brenden  
00:46:32 Ms. Hanson, DEQ  
00:46:38 Chair Cuffe  
00:46:43 Ms. Hanson, DEQ  
00:49:38 Chair Cuffe  
00:49:41 Sen. Rosendale  
00:50:12 Ms. Hanson, DEQ  
00:50:17 Sen. Rosendale  
00:50:45 Ms. Hanson, DEQ  
00:53:25 Chair Cuffe  
00:53:29 Sen. Rosendale  
00:53:46 Ms. Hanson, DEQ  
00:54:26 Chair Cuffe  
00:54:29 Sen. Brenden  
00:54:46 Ms. Hanson, DEQ  
00:55:07 Sen. Brenden  
00:55:52 Ms. Hanson, DEQ  
00:56:17 Sen. Brenden  
00:56:24 Chair Cuffe  
00:56:29 Rep. Hollenbaugh

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00:57:14 Ms. Hanson, DEQ  
00:57:59 Rep. Hollenbaugh  
00:58:51 Ms. Hanson, DEQ  
00:58:58 Rep. Hollenbaugh  
00:59:03 Tom Livers, Deputy Director, DEQ  
00:59:48 Rep. Hollenbaugh  
01:00:14 Mr. Livers, DEQ  
01:00:28 Rep. Hollenbaugh  
01:01:27 Ms. Hanson, DEQ  
01:01:55 Rep. Hollenbaugh  
01:02:02 Dan Chelini, Office of Information Technology, DEQ  
01:03:38 Rep. Hollenbaugh  
01:04:17 Chair Cuffe  
01:04:20 Mr. Chelini, DEQ  
01:04:55 Chair Cuffe  
01:05:00 Sen. Brenden  
01:05:23 Mr. Chelini, DEQ  
01:06:52 Chair Cuffe  
01:06:54 Sen. Keane  
01:08:01 Mr. Chelini, DEQ  
01:08:13 Sen. Keane  
01:08:17 Chair Cuffe  
01:08:22 Mr. Chelini, DEQ  
01:08:25 Chair Cuffe  
01:08:28 Mr. Chelini, DEQ  
01:08:33 Chair Cuffe  
01:08:35 Sen. Keane  
01:08:46 Chair Cuffe  
01:08:49 Sen. Keane  
01:08:57 Ms. Hanson, DEQ  
01:09:35 Chair Cuffe  
01:09:37 Sen. Keane  
01:10:02 Chair Cuffe  
01:10:05 Sen. Keane  
01:10:15 Chair Cuffe  
01:10:17 Sen. Rosendale  
01:11:01 Ms. Hanson, DEQ  
01:11:44 Chair Cuffe  
01:11:49 Sen. Keane  
01:12:23 Ms. Hanson, DEQ  
01:13:19 Sen. Keane  
01:13:30 Ms. Hanson, DEQ  
01:13:44 Sen. Keane  
01:14:00 Ms. Hanson, DEQ  
01:14:06 Sen. Keane  
01:14:09 Ms. Hanson, DEQ  
01:14:18 Sen. Keane  
01:14:40 Chair Cuffe  
01:14:45 Ms. Butler, LFD

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01:14:55 Sen. Keane  
01:15:00 Ms. Hanson, DEQ  
01:15:25 Chair Cuffe  
01:15:31 Sen. Rosendale  
01:15:58 Chair Cuffe  
01:16:00 Sen. Keane  
01:16:23 Chair Cuffe  
01:16:28 Sen. Rosendale  
01:16:37 Chair Cuffe  
01:16:42 Sen. Keane  
01:16:54 Ms. Hanson, DEQ  
01:17:03 Sen. Keane  
01:17:06 Chair Cuffe  
01:17:27 Ms. Butler, LFD  
01:17:48 Chair Cuffe

01:17:55 Recessed  
01:32:12 Reconvened

01:32:19 Chair Cuffe  
01:32:22 Ms. Butler, LFD  
01:33:03 Chair Cuffe  
01:33:06 Sen. Keane  
01:33:27 Chair Cuffe  
01:33:43 Ms. Butler, LFD  
01:34:00 Sen. Keane  
01:34:10 Chair Cuffe

**Proponents' Testimony:**

01:34:34 Jeff Tiberi, Executive Director, Montana Association of Conservation Districts  
(MACD)  
01:35:22 Chair Cuffe  
01:35:24 Mr. Tiberi, MACD  
01:35:39 Chair Cuffe  
01:35:40 Linda Stoll, Association of Public Health Officials (AMPHO); Montana Public  
Health Association (MPHA); Montana Environmental Health Association (MEHA)

[EXHIBIT\(jnh12a01\)](#)

[EXHIBIT\(jnh12a02\)](#)

[EXHIBIT\(jnh12a03\)](#)

[EXHIBIT\(jnh12a04\)](#)

[EXHIBIT\(jnh12a05\)](#)

[EXHIBIT\(jnh12a06\)](#)

[EXHIBIT\(jnh12a07\)](#)

01:39:11 Chair Cuffe  
01:39:15 Gary Forrester, Knife River Corporation  
01:40:15 Chair Cuffe

**Follow-up Discussion, DEQ**

01:40:38 Mr. Livers, DEQ  
[EXHIBIT\(jnh12a08\)](#)  
[EXHIBIT\(jnh12a09\)](#)  
[EXHIBIT\(jnh12a10\)](#)  
[EXHIBIT\(jnh12a11\)](#)  
[EXHIBIT\(jnh12a12\)](#)  
[EXHIBIT\(jnh12a13\)](#)  
01:45:12 Chair Cuffe  
01:46:43 Mr. Livers, DEQ  
01:47:02 Chair Cuffe  
01:47:05 Sen. Brenden  
01:47:20 Mr. Livers, DEQ  
01:47:29 Sen. Brenden  
01:47:52 Mr. Livers, DEQ  
01:48:23 Sen. Brenden  
01:48:26 Chair Cuffe  
01:48:37 Sen. Brenden  
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01:48:43 Mr. Livers, DEQ  
01:49:04 Chair Cuffe  
01:49:10 Mr. Livers, DEQ  
01:49:34 Chair Cuffe  
01:49:37 Sen. Keane  
01:50:15 Mr. Livers, DEQ  
01:51:04 Chair Cuffe  
01:51:07 Sen. Rosendale  
01:51:47 Mr. Livers, DEQ  
01:52:51 Chair Cuffe  
01:52:54 Sen. Rosendale  
01:52:58 Mr. Livers, DEQ  
01:53:12 Sen. Rosendale  
01:53:13 Sen. Brenden  
01:53:30 Chair Cuffe  
01:53:42 Sen. Brenden  
01:53:57 Mr. Livers, DEQ  
01:54:16 Chair Cuffe  
01:55:16 Mr. Livers, DEQ  
01:55:48 Chair Cuffe  
01:56:08 Sen. Brenden  
01:56:11 Chair Cuffe  
01:56:13 Sen. Brenden  
01:56:42 Mr. Livers, DEQ  
01:58:08 Sen. Brenden  
01:59:17 Mr. Livers, DEQ  
02:00:34 Chair Cuffe  
02:00:36 Sen. Rosendale  
02:01:10 Mr. Livers, DEQ

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02:01:43 Chair Cuffe  
02:01:48 Rep. Ankney  
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02:04:04 Chair Cuffe  
02:04:14 Mr. Livers, DEQ  
02:04:43 Chair Cuffe  
02:04:47 Dean Rude, Chief Financial Officer, DEQ  
02:07:34 Chair Cuffe  
02:07:41 Mr. Rude, DEQ  
02:07:45 Chair Cuffe  
02:07:50 Mr. Rude, DEQ  
02:12:20 Chair Cuffe  
02:12:23 Sen. Rosendale  
02:13:01 Mr. Rude, DEQ  
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02:17:32 Chair Cuffe  
02:17:34 Sen. Keane  
02:17:54 Mr. Rude, DEQ  
02:18:59 Chair Cuffe  
02:19:08 Sen. Keane  
02:19:28 Mr. Rude, DEQ  
02:20:18 Sen. Keane  
02:20:26 Mr. Rude, DEQ  
02:20:54 Chair Cuffe  
02:21:13 Ms. Butler, LFD  
02:21:40 Chair Cuffe

**ADJOURNMENT**

Adjournment: 02:21:57

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Colleen Dever, Secretary

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Additional Documents:

**EXHIBIT([jnh12aad.pdf](#))**