

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON FEDERAL RELATIONS, ENERGY, AND TELECOMMUNICATIONS

Call to Order: Chair Keith Regier, on January 30, 2013 at 3:00 PM, in Room 472 Capitol

ROLL CALL

Members Present:

Rep. Keith Regier, Chair (R)
Rep. Mary McNally, Vice Chair (D)
Rep. Tom Berry (R)
Rep. Carlie Boland (D)
Rep. Roger A. Hagan (R)
Rep. Doug Kary (R)
Rep. Mike Lang (R)
Rep. David (Doc) Moore (R)
Rep. Rae Peppers (D)
Rep. Tom Steenberg (D)
Rep. Kathy Swanson (D)
Rep. Daniel Zolnikov (R)

Members Excused: Rep. Jesse O'Hara, Vice Chair (R)
Rep. Austin Knudsen (R)

Members Absent: None

Staff Present: Molly Miltenberger, Committee Secretary
Hope Stockwell, Legislative Services Division (LSD)

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: HB 295, 1/24/2013; HB 293, 1/24/2013; HB 294, 1/24/2013

00:09:40 Chair Regier

[EXHIBIT\(feh20a01\)](#)

HEARING ON HB 295

Opening Statement by Sponsor:

00:10:00 Rep. Ed Lieser (D), HD 4, opened the hearing on HB 295, Revise eminent domain laws.

Proponents' Testimony:

00:16:35 Dale McGarvey, Condemnation Attorney

[EXHIBIT\(feh20a02\)](#)

00:26:19 Hertha Lund, Attorney

00:27:32 Bob Haseman, Property Owner

00:29:03 Beth Kaeding, Northern Plains Resource Council

[EXHIBIT\(feh20a03\)](#)

00:31:13 Leonard Wortman, Chair, Jefferson County Commission

00:32:06 Jacob Cowgill, Montana Farmer's Union

Opponents' Testimony:

00:32:40 Edward G. Beaudette, Staff Attorney, Montana Department of Transportation (MDT)

00:46:25 John Alke, Attorney, Hughes, Kellner, Sullivan and Alke, PLL

00:50:32 Leo Berry, Attorney, Rarus Railway Company (RARW)

00:53:42 John Fitzpatrick, Northwestern Energy (NWE)

00:58:28 Dave Galt, Executive Director, Montana Petroleum Association (MPA)

01:01:19 Doug Hardy, Montana Electric Cooperative Association (MECA)

01:04:00 Tom Hopgood, Montana Mining Association (MMA)

01:04:35 Jessie Luther, Montana Contractor's Association (MCA)

Proponents' Testimony:

01:05:34 Dave Wood, Resident, Lewis & Clark County

Questions from Committee Members and Responses:

01:08:35 Rep. Kary

01:09:14 Mr. McGarvey

01:10:00 Rep. Kary

01:11:01 Mr. Garvey

01:12:55 Rep. McNally

01:13:45 Mr. Beaudette, MDT

01:17:23 Rep. McNally

01:17:38 Mr. Beaudette, MDT

01:18:04 Rep. McNally

01:18:22 Mr. Beaudette, MDT

01:19:58 Rep. McNally

01:20:57 Mr. Elkey

01:22:47 Rep. McNally

01:23:29 Ms. Kaeding

01:25:37 Rep. Moore

01:26:34 Mr. Beaudette, MDT

01:30:18 Rep. Lang
01:31:58 Mr. Beaudette, MDT
01:31:57 Rep. Lang
01:32:23 Mr. McGarvey
01:32:46 Rep. Lang
01:33:04 Mr. Wood

Closing by Sponsor:

01:33:22 Rep. Lieser
01:34:41 Chair Regier

HEARING ON HB 293

Opening Statement by Sponsor:

01:35:06 Rep. Ed Lieser (D), HD 4, opened the hearing on HB 293, Revise eminent domain laws to require interest on litigation.

Proponents' Testimony:

01:36:22 Mr. McGarvey, Condemnation Attorney
01:38:54 Ms. Lund, Attorney
01:44:40 Mr. Haseman, Property Owner
01:47:08 Ms. Kaeding, Northern Plains Resource Council

EXHIBIT(feh20a04)

01:48:30 Mr. Cowgill, Montana Farmer's Union

Opponents' Testimony:

01:49:03 Mr. Beaudette, MDT
01:56:15 Mr. Galt, MPA
01:56:56 Mr. Fitzpatrick, NWE
01:57:43 Mr. Alke, Attorney, Hughes, Kellner, Sullivan and Alke, PLL
01:59:53 Mr. Berry, RARW
02:00:09 Mr. Hopgood, MMA
02:00:58 Ms. Luther, MCA

Closing by Sponsor:

02:01:53 Rep. Lieser
02:02:19 Chair Regier

HEARING ON HB 294

Opening Statement by Sponsor:

02:02:49 Rep. Ed Lieser (D), HD 4, opened the hearing on HB 294, Revise transmission lines laws related to disclosure of electro-magnetic fields.

Proponents' Testimony:

02:04:09 Mr. McGarvey, Attorney
02:07:03 Linda Rogers, Physician

EXHIBIT(feh20a05)

02:14:33 Deborah Hanneman, Jefferson County Commissioner's

02:15:23 Mr. Haseman, Property Owner

02:16:23 Mr. Wood, Resident

Opponents' Testimony:

02:20:07 Mr. Fitzpatrick, NWE

[EXHIBIT\(feh20a06\)](#)

[EXHIBIT\(feh20a07\)](#)

[EXHIBIT\(feh20a08\)](#)

[EXHIBIT\(feh20a09\)](#)

Questions from Committee Members and Responses:

02:32:51 Chair Regier

02:33:11 Dr. Rogers

02:33:54 Rep. Peppers

02:34:07 Dr. Rogers

02:34:37 Rep. Zolnikov

02:35:06 Mr. Fitzpatrick, NWE

Closing by Sponsor:

02:36:22 Rep. Lieser

02:36:52 Chair Regier

ADJOURNMENT

Adjournment: 02:37:44

Molly Miltenberger, Secretary

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Additional Documents:

EXHIBIT([feh20aad.pdf](#))