

MINUTES

MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION COMMITTEE ON NATURAL RESOURCES

Call to Order: Chair Chas Vincent, on March 27, 2013 at 3:00 PM, in Room 422 Capitol

ROLL CALL

Members Present:

Sen. Chas Vincent, Chair (R)
Sen. Jennifer Fielder (R)
Sen. Bradley Hamlett (D)
Sen. Verdell Jackson (R)
Sen. Jim Keane (D)
Sen. Rick Ripley (R)
Sen. Matthew M. Rosendale Sr (R)
Sen. Mitch Tropila (D)
Sen. Edward Walker (R)

Members Excused:

Sen. Debby Barrett (R)
Sen. John Brenden, Vice Chair (R)
Sen. Christine Kaufmann (D)
Sen. Cliff Larsen (D)
Sen. Mike Phillips (D)

Members Absent: None

Staff Present: Mary Kulawik, 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: SB 403, 3/26/2013; HB 533, 3/26/2013

Executive Action: SB 401 - Do Pass
SB 396 - Do Pass
HB 533 - Be Concurred In
HB 564 - Be Concurred In
HB 392 - Be Concurred In
HB 547 - Be Concurred In As Amended
SB 403 - Be Tabled

HEARING ON HB 533

Opening Statement by Sponsor:

00:42:51 Rep. Rob Cook (R), HD 27, opened the hearing on HB 533, Expand scope of fish enhancement program.

Proponents' Testimony:

00:44:13 Mark Aagenes, Montana Trout Unlimited (MTU)

00:44:43 Bruce Rich, Administrator, Montana Department of Fish, Wildlife and Parks (FWP)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:45:16 Sen. Fielder

00:46:23 Bruce Rich, FWP

00:46:29 Sen. Keane

00:46:36 Bruce Rich

Closing by Sponsor:

00:46:52 Rep. Cook

HEARING ON SB 403

Opening Statement by Sponsor:

00:47:24 Sen. Bradley Hamlett (D), SD 10, opened the hearing on SB 403, Reduce exempt well volume.

Proponents' Testimony:

00:49:34 Dustin Stewart, Executive Director, Montana Building Industry Association (MBIA)

00:51:26 Abigail St. Lawrence, Montana Association of Realtors (MAR)

00:54:02 Tim Davis, Administrator, Montana Department of Natural Resources and Conservation (DNRC)

00:54:29 Sen. Brenden entered the hearing.

00:55:07 Mike McLane, Specialist, Montana Department of Fish, Wildlife and Parks (FWP)

[EXHIBIT\(nas66a01\)](#)

00:55:54 Sen. Barrett entered the hearing.

00:57:297 Mark Aagenes, Montana Trout Unlimited (MTU)

Opponents' Testimony:

00:58:52 Dave Galt, Executive Director, Montana Petroleum Association (MPA)
 00:59:39 John Youngberg, Montana Farm Bureau Federation (MFBF)
 01:01:28 Krista Lee Evans, Association of Gallatin Agricultural Irrigators (AGAI)
 01:03:55 Steve White, self
 01:09:26 David Loseff, self
 01:11:39 Ronda Wiggers, Montana Water Well Drillers Association (MWWDA)
 01:14:35 Terry Threlkeld, self

Informational Testimony: None

Questions from Committee Members and Responses:

01:19:51 Sen. Fielder
 01:20:44 Sen. Hamlett
 01:21:00 Tim Davis, DNRC
 01:21:26 Sen. Keane
 01:23:31 Krista Lee Evans, AGAI
 01:24:26 Sen. Rosendale
 01:25:27 Terry Threlkeld, self
 01:25:57 Tim Davis
 01:26:41 Sen. Tropila
 01:27:11 Tim Davis
 01:27:44 Sen. Tropila
 01:28:13 Sen. Hamlett
 01:28:50 Sen. Jackson
 01:31:40 Sen. Hamlett
 01:32:09 Sen. Ripley
 01:32:15 Chairman Vincent
 01:32:19 Sen. Ripley

Closing by Sponsor:

01:32:37 Sen. Hamlett

EXECUTIVE ACTION ON HB 533

01:38:51 **Motion/Vote:** Sen. Brenden moved that **HB 533 BE CONCURRED IN**. Motion carried 12-2 by voice vote with Sen. Fielder and Sen. Ripley voting no. Sen. Kaufmann, Sen. Larsen and Sen. Phillips voted by proxy. Sen. Keane will carry the bill.

EXECUTIVE ACTION ON SB 401

01:40:21 **Motion:** Sen. Keane moved that **SB 401 DO PASS**.

Discussion:

01:40:27 Chairman Vincent
 01:41:04 Sen. Fielder
 01:41:14 Chairman Vincent
 01:41:34 Sen. Keane
 01:41:37 Chairman Vincent
 01:42:42 Sen. Fielder
 01:42:45 Chairman Vincent
 01:42:57 Sen. Ripley
 01:43:15 Sen. Barrett
 01:43:23 Chairman Vincent
 01:43:46 Sen. Tropila
 01:43:50 Sen. Ripley

01:44:13 **Vote:** Motion carried 10-4 by roll call vote with Sen. Barrett, Sen. Jackson, Sen. Kaufmann and Sen. Phillips voting no. Sen. Kaufmann, Sen. Larsen and Sen. Phillips voted by proxy.

EXECUTIVE ACTION ON SB 403

01:45:57 **Motion:** Sen. Hamlett moved that **SB 403 DO PASS.**

Discussion:

01:46:05 Sen. Ripley
 01:47:46 Sen. Hamlett
 01:47:55 Sen. Ripley
 01:48:29 Sen. Jackson
 01:49:30 Sen. Rosendale
 01:49:55 Sen. Keane
 01:50:43 Sen. Fielder
 01:51:24 Chairman Vincent

01:53:28 **Substitute Motion:** Sen. Ripley made a substitute motion that **SB 403 BE TABLED.**

Discussion:

01:53:35 Sen. Barrett
 01:54:19 Sen. Hamlett

01:55:00 Sen. Larsen entered the hearing.

01:55:13 **Vote:** Substitute motion carried 11-3 by roll call vote with Sen. Hamlett, Sen. Keane and Sen. Larsen voting no. Sen. Kaufmann and Sen. Phillips voted by proxy.

EXECUTIVE ACTION ON SB 396

01:56:16 **Motion:** Sen. Brenden moved that **SB 396 DO PASS.**

Discussion:

01:56:23 Sonja Nowakowski, LSD

01:56:32 Sen. Brenden

01:57:54 Sen. Ripley left the hearing.

01:58:39 Sen. Rosendale

02:00:15 Sen. Fielder

02:00:50 Chairman Vincent

02:02:55 Sen. Tropila

02:03:43 Sen. Keane

02:04:46 Sen. Hamlett

02:05:33 Sen. Brenden

02:06:22 Sen. Keane

02:07:31 Chairman Vincent

02:07:57 Sen. Tropila

02:08:07 Sen. Keane

02:08:28 **Vote:** Motion carried 12-2 by roll call vote with Sen. Kaufmann and Sen. Phillips voting no. Sen. Kaufmann, Sen. Phillips and Sen. Ripley voted by proxy.

EXECUTIVE ACTION ON HB 564

02:09:31 **Motion:** Sen. Brenden moved that **HB 564 BE CONCURRED IN.**

Discussion:

02:09:57 Sen. Keane

02:10:13 Sen. Brenden

02:10:57 Sen. Rosendale

02:11:22 Sen. Jackson

02:11:45 Chairman Vincent

02:12:21 Sen. Fielder

02:13:01 **Vote:** Motion carried 9-5 by roll call vote with Sen. Kaufmann, Sen. Keane, Sen. Larsen, Sen. Phillips and Sen. Tropila voting no. Sen. Kaufmann, Sen. Phillips and Sen. Ripley voted by proxy. Sen. Walker will carry the bill.

EXECUTIVE ACTION ON HB 392

02:14:05 **Motion:** Sen. Rosendale moved that **HB 392 BE CONCURRED IN.**

Discussion:

02:14:13 Sen. Brenden

02:16:25 Sen. Hamlett
 02:16:58 Sen. Larsen
 02:17:50 Sen. Tropila
 02:19:19 Sen. Fielder
 02:20:23 Chairman Vincent
 02:20:34 Sen. Brenden
 02:20:41 Sen. Keane
 02:22:01 Sen. Walker
 02:22:43 Sen. Brenden
 02:23:03 Sen. Rosendale
 02:25:26 Sen. Hamlett
 02:27:37 Sen. Tropila
 02:28:43 Sen. Fielder
 02:29:40 Chairman Vincent

02:30:42 **Vote:** Motion carried 9-5 by roll call vote with Sen. Kaufmann, Sen. Keane, Sen. Larsen, Sen. Phillips and Sen. Tropila voting no. Sen. Kaufmann, Sen. Phillips and Sen. Ripley voted by proxy. Sen. Rosendale will carry the bill.

02:32:00 Sen. Fielder left the hearing.

EXECUTIVE ACTION ON HB 547

02:32:05 **Motion:** Sen. Brenden moved that **HB 547 BE CONCURRED IN.**

02:32:50 **Motion/Vote:** Sen. Vincent moved that **HB 547 BE AMENDED.** Motion carried 14-0 by voice vote. Sen. Fielder, Sen. Kaufmann, Sen. Phillips and Sen. Ripley voted by proxy.

EXHIBIT(nas66a02)

02:34:28 **Motion:** Sen. Brenden moved that **HB 547 BE CONCURRED IN AS AMENDED.**

Discussion:

02:34:42 Sen. Keane
 02:37:08 Chairman Vincent
 02:38:07 Sen. Hamlett
 02:38:19 Chairman Vincent
 02:38:27 Sen. Rosendale
 02:39:17 Sen. Tropila
 02:39:24 Sen. Larsen
 02:40:48 Sen. Tropila
 02:41:08 Chairman Vincent
 02:42:45 Sen. Tropila
 02:44:14 Sen. Barrett
 02:44:47 Chairman Vincent

02:45:42 **Vote:** Motion carried 9-5 by roll call vote with Sen. Kaufmann, Sen. Larsen, Sen. Phillips, Sen. Rosendale and Sen. Tropila voting no. Sen. Fielder, Sen. Kaufmann, Sen. Phillips and Sen. Ripley voted by proxy. Sen. Fielder will carry the bill.

Committee Business:

02:47:07 Chairman Vincent
02:47:18 Sen. Hamlett

ADJOURNMENT

Adjournment: 5:36 P.M.

Mary Kulawik, Secretary

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Additional Documents:

EXHIBIT([nas66aad.pdf](#))