

## MINUTES

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

**Call to Order:** Chair Chas Vincent, on April 8, 2013 at 3:00 PM, in Room 422 Capitol

#### ROLL CALL

**Members Present:**

- Sen. Chas Vincent, Chair (R)
- Sen. Debby Barrett (R)
- Sen. Jennifer Fielder (R)
- Sen. Verdell Jackson (R)
- Sen. Jim Keane (D)
- Sen. Cliff Larsen (D)
- Sen. Mike Phillips (D)
- Sen. Rick Ripley (R)
- Sen. Matthew M. Rosendale Sr (R)
- Sen. Edward Walker (R)

**Members Excused:**

- Sen. John Brenden, Vice Chair (R)
- Sen. Bradley Hamlett (D)
- Sen. Christine Kaufmann (D)
- Sen. Mitch Tropila (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: HB 128, 4/8/2013; HB 617, 4/8/2013; SR 40, 3/23/2013

**HEARING ON HB 128**

**Opening Statement by Sponsor:**

00:18:40 Rep. Galen Hollenbaugh (D), HD 81, opened the hearing on HB 128, Provide authority to expend water rights enforcement penalties.

**Proponents' Testimony:**

00:20:05 Candace West, Legal Counsel, Montana Department of Natural Resources and Conservation (DNRC)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:23:15 Sen. Ripley  
00:25:18 Candace West, DNRC  
00:25:40 Chairman Vincent

**Closing by Sponsor:**

00:25:49 Rep. Hollenbaugh

**HEARING ON HB 617**

**Opening Statement by Sponsor:**

00:26:10 Rep. Kelly Flynn (R), HD 68, opened the hearing on HB 617, Study condemnation laws.

00:29:00 Sen. Tropila entered the hearing.

**Proponents' Testimony:**

00:29:38 Edward Beaudette, Staff Attorney, Montana Department of Transportation (DOT)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:30:38 Sen. Tropila  
00:31:04 Rep. Flynn  
00:31:25 Sen. Tropila  
00:31:50 Chairman Vincent

**Closing by Sponsor:**

00:32:00 Chairman Vincent

**Committee Business:**

00:32:10 Sen. Keane

00:32:18 Chairman Vincent

00:33:40 Chairman Vincent turned over the responsibilities of the Chair to Vice Chair Keane.

**HEARING ON SR 40****Opening Statement by Sponsor:**

00:33:50 Sen. Chas Vincent (R), SD 1, opened the hearing on SR 40, Confirm Governor's appointee as director of department of environmental quality.

**EXHIBIT(nas73a01)****Proponents' Testimony:**

00:34:39 Tracy Stone-Manning, Director, Montana Department of Environmental Quality (DEQ)

00:37:13 Pamela Haxby-Cote, Staff, Sen. Tester

00:39:34 Heidi DeArment, Vice President, Montana Community Development Corporation (CDC)

00:42:01 Dave Galt, Executive Director, Montana Petroleum Association (MPA)

00:44:43 Mark Aagenes, Montana Trout Unlimited (MTU)

00:47:58 Gordon Sanders, Pyramid Mountain Lumber (PML)

**EXHIBIT(nas73a02)**

00:51:28 Jim Stone, self

00:52:52 Jeff Tiberi, Executive Director, Montana Association of Conservation Districts (MACD)

00:53:10 Richard Opper, Director, Montana Department of Public Health and Human Services (DPHHS)

00:53:35 Sen. Hamlett entered the hearing.

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:54:52 Sen. Ripley

00:58:30 Sen. Brenden entered the hearing.

00:58:44 Tracy Stone-Manning, DEQ  
00:59:29 Sen. Barrett  
01:01:18 Tracy Stone-Manning  
01:01:22 Sen. Barrett  
01:01:34 Sen. Fielder  
01:05:06 Tracy Stone-Manning  
01:05:50 Sen. Fielder  
01:06:08 Vice Chair Keane  
01:06:20 Sen. Fielder  
01:06:30 Tracy Stone-Manning  
01:07:07 Sen. Jackson  
01:10:40 Tracy Stone-Manning  
01:11:13 Sen. Walker  
01:13:35 Tracy Stone-Manning  
01:13:42 Sen. Walker  
01:15:32 Vice Chair Keane  
01:15:40 Tracy Stone-Manning  
01:16:25 Sen. Walker  
01:16:30 Tracy Stone-Manning  
01:16:35 Vice Chair Keane  
01:16:55 Sen. Larsen  
01:17:43 Tracy Stone-Manning  
  
01:17:55 Sen. Walker left the hearing.  
  
01:18:40 Sen. Larsen  
01:18:56 Tracy Stone-Manning  
01:19:43 Sen. Phillips  
01:21:12 Tracy Stone-Manning  
01:21:22 Sen. Brenden  
01:23:54 Tracy Stone-Manning  
01:24:14 Sen. Rosendale  
01:26:52 Tracy Stone-Manning  
01:27:40 Sen. Ripley  
01:28:30 Tracy Stone-Manning  
01:28:58 Sen. Fielder  
01:30:20 Tracy Stone-Manning  
01:30:27 Vice Chair Keane  
01:31:51 Tracy Stone-Manning  
01:32:02 Vice Chair Keane  
01:32:16 Sen. Hamlett  
01:34:03 Tracy Stone-Manning  
01:34:42 Sen. Hamlett  
01:35:10 Vice Chair Keane

**Closing by Sponsor:**

01:35:27 Sen. Vincent  
01:36:00 Sen. Vincent resumed the duties of the Chair.

**Committee Business:**

01:36:18 Chairman Vincent

[EXHIBIT\(nas73a03\)](#)

01:37:57 Sen. Jackson

01:38:00 Chairman Vincent

01:38:04 Sen. Keane

01:38:07 Chairman Vincent

**ADJOURNMENT**

Adjournment: 4:37 PM

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Mary Kulawik, Secretary

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Additional Documents:

**EXHIBIT([nas73aad.pdf](#))**