

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 64th LEGISLATURE - REGULAR SESSION

JOINT APPROPRIATIONS SUBCOMMITTEE ON LONG-RANGE PLANNING

Call to Order: Chair Mike Cuffe, on January 22, 2015 at 8:00 AM, in Room 317A Capitol

ROLL CALL

Members Present:

Rep. Mike Cuffe, Chair (R)
Sen. Rick Ripley, Vice Chair (R)
Sen. Cary Smith (R)
Rep. Mitch Tropila (D)

Members Excused:

Rep. Dave Hagstrom (R)
Rep. Rae Peppers (D)
Sen. Jon C. Sesso (D)

Members Absent: None

Staff Present: Catherine Duncan, Legislative Branch
Christine Hultin-Brus, Office of Budget and Program Planning (OBPP)
Mary Ann Mackay, Committee Secretary

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 5, 1/9/2015
Department of Natural Resources and Conservation (DNRC), Reclamations and Development Grants Program; Montana Board of Oil and Gas (MBOG) Commission; Department of Environmental Quality (DEQ); Montana Bureau of Mines and Geology (MBMG): Aquatic Invasive Species (AIS)

00:01:07 Chair Cuffe

DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC)
RECLAMATION AND DEVELOPMENT GRANTS PROGRAM (RDGP)

Budget Analysis:

00:01:18 Cathy Duncan, Legislative Fiscal Division (LFD)

[EXHIBIT\(jlh14a01\)](#)

00:07:43 Chair Cuffe

Program Overview and Update on Last Session Project

00:07:54 Alice Stanley, Bureau Chief, Resource Development Division, Department of Natural Resources (DNRC)

[EXHIBIT\(jlh14a02\)](#)

00:12:00 Chair Cuffe

00:12:13 Alice Stanley, DNRC

[EXHIBIT\(jlh14a03\)](#)

Questions from Committee Members and Responses:

00:19:22 Rep. Tropila

00:19:35 Alice Stanley, DNRC

00:19:52 Alicia Stickney, Reclamation Development Grants Program, Department of Natural Resources and Conservation (DNRC)

00:20:53 Rep. Tropila

00:21:11 Cathy Duncan, LFD

Introduction to Projects:

00:22:20 Alicia Stickney, DNRC

[EXHIBIT\(jlh14a04\)](#)

Questions from Committee Members and Responses:

00:29:05 Rep. Tropila

00:29:21 Alicia Stickney, DNRC

[EXHIBIT\(jlh14a05\)](#)

MONTANA BOARD OF OIL AND GAS COMMISSION (MBOGC),
SOUTHERN DISTRICT & NORTHEAST DISTRICT

00:31:59 Jim Halvorson, Administrator, Montana Board of Oil and Gas Commission (MBOGC)

00:36:48 Sen. Sesso arrived.

00:43:00 Jim Halvorson, MBOGC, on behalf of Rep. Tom Richmond (R), HD 56

Questions from Committee Members and Responses:

00:44:32 Rep Tropila

00:44:52 Jim Halvorson, MBOGC

00:46:17 Rep. Tropila

00:46:36 Jim Halvorson, MBOGC

00:46:46 Sen Sesso

00:47:37 Alicia Stickney, DNRC
 00:47:55 Alice Stanley, DNRC
 00:48:47 Sen. Sesso
 00:49:14 Alice Stanley, DNRC
 00:50:24 Sen. Sesso
 00:50:36 Jim Halvorson, MBOGC
 00:51:11 Chair Cuffe
 00:51:19 Jim Halvorson, MBOGC
 00:51:25 Sen Sesso
 00:51:38 Cathy Duncan, LFD
 00:52:08 Rep. Tropila
 00:52:36 Cathy Duncan, LFD
 00:53:05 Chair Cuffe
 00:53:33 Alice Stanley, DNRC
 00:53:41 Chair Cuffe
 00:54:02 Alice Stanley, DNRC
 00:54:10 Cathy Duncan, LFD

EXHIBIT(jlh14a06)

00:57:34 Chair Cuffe
 00:57:40 Cathy Duncan, LFD
 00:58:48 Chair Cuffe

DEPARTMENT OF ENVIRONMENTAL QUALITY (DEQ)**Belt Water Treatment**

00:59:06 Alicia Stickney, DNRC
 00:59:39 Tom Henderson, Reclamation Specialist, Abandoned Mines Program,
 Department of Environmental Quality (DEQ)
 01:04:48 Jim Larson, County Commissioner, Cascade County and rancher/farmer
 01:07:41 Chair Cuffe
 01:07:49 Jim Smith, Belt, former school superintendent
 01:09:20 Chair Cuffe

Questions from Committee Members and Responses:

01:09:30 Rep. Hagstrom
 01:10:07 Tom Henderson, DEQ
 01:11:27 Sen. Sesso
 01:11:55 Tom Henderson, DEQ
 01:13:10 Sen. Sesso
 01:13:19 Tom Henderson, DEQ
 01:13:36 Sen. Sesso
 01:13:50 Tom Henderson, DEQ
 01:14:25 Sen. Sesso
 01:14:38 Tom Henderson, MBOGC
 01:14:47 Jamie Chambers, Administrator, Remediation Division, Department of
 Environmental Quality (DEQ)
 01:16:15 Chair Cuffe
 01:16:24 Jamie Chambers, DEQ
 01:17:21 Chair Cuffe
 01:17:31 Jamie Chambers, DEQ

Black Pine Mine - South Fork Lower Willow Creek Fluvially Deposited Mill Tailings

01:17:42 Alicia Stickney, DNRC
 01:18:12 Devin Clary, Project Manager, Remediation Division, Department of
 Environmental Quality (DEQ)
 01:22:37 Chair Cuffe
 01:22:49 Sen. Sesso
 01:22:58 Devin Clary, DEQ
 01:23:23 Sen. Sesso
 01:23:29 Devin Clary, DEQ
 01:24:06 Chair Cuffe
 01:24:17 Devin Clary, DEQ
 01:24:23 Chair Cuffe

Missoula County, Martina Creek and Ninemile Creek Reclamation

01:24:34 Alicia Stickney, DNRC
 01:25:16 Kali Becher, Missoula County
[EXHIBIT\(jlh14a07\)](#)
[EXHIBIT\(jlh14a08\)](#)
[EXHIBIT\(jlh14a09\)](#)
 01:29:57 Chair Cuffe
 01:30:12 Paul Parsons, Coordinator, Middle Clark Fork Restoration and Trout Unlimited
 (TU)
 01:31:20 Chair Cuffe
 01:31:25 Sen. Sesso
 01:31:27 Paul Parsons, TU
 01:32:16 Sen. Sesso
 01:32:26 Paul Parsons, TU
 01:32:47 Sen. Sesso
 01:33:07 Paul Parsons, TU
 01:33:29 Chair Cuffe

Deer Lodge Conservation District, French Gulch Placer Mining Restoration

01:34:00 Alicia Stickney, DNRC
 01:34:05 Jennifer Downing, Executive Director, Big Hole Watershed Committee,
 representing Big Hole Watershed Committee

 01:38:37 Recessed.
 01:44:45 Reconvened.

 01:44:51 Chair Cuffe

**Deer Lodge Conservation District, French Gulch Placer Mining Restoration,
Continuation:**

01:45:35 Jennifer Downing, Executive Director
 01:45:52 Chair Cuffe left.
 01:46:07 Chair Smith

Landusky Bio-Reactor Rehabilitation

01:46:35 Alicia Stickney, DNRC

01:47:05 Wayne Jepson, Project Manager, Zortman Landusky Remediation, Department of Environmental Quality (DEQ)

Questions from Committee Members and Responses:

01:53:25 Rep. Tropila

01:54:18 Wayne Jepson, DEQ

01:56:06 Rep. Hagstrom

01:56:18 Wayne Jepson, DEQ

01:56:32 Rep. Hagstrom

01:56:41 Wayne Jepson, DEQ

01:57:00 Rep. Hagstrom

01:57:13 Wayne Jepson, DEQ

01:57:52 Rep. Hagstrom

01:58:02 Wayne Jepson, DEQ

01:59:00 Chair Smith

Basin Creek Mine - Site Stability Project

01:59:09 Alicia Stickney, DNRC

01:59:28 Ben Quinones, Construction Project Manager, Remediation Division, Department of Environmental Quality (DEQ)

02:05:41 Rep. Hagstrom

02:06:08 Ben Quinones, DEQ

02:06:33 Rep. Hagstrom

02:06:46 Ben Quinones, DEQ

02:07:36 Rep. Hagstrom

02:07:42 Ben Quinones, DEQ

02:08:02 Chair Smith

Sand Coulee Acid Mine Drainage Source Control

02:08:14 Alicia Stickney, DNRC

02:08:36 Tom Henderson, Reclamation Specialist, Abandoned Mine Program, Department of Environmental Quality (DEQ)

02:12:42 Kent Luoma, President, Sand Coulee Water District

02:15:33 Chair Smith

02:15:39 Kent Luoma, President

02:15:51 Chair Smith

Deer Lodge Conservation District, Moose - French Placer Mining Restoration

02:16:00 Alicia Stickney, DNRC

02:16:24 Jennifer Downing, Executive Director, Big Hole Watershed Committee, representing Big Hole Watershed Committee

02:22:07 Chair Smith

Questions from Committee Members and Responses:

02:22:12 Rep. Hagstrom

02:22:24 Jennifer Downing, Executive Director

02:22:28 Rep. Hagstrom

02:22:44 Jennifer Downing, Executive Director

02:23:10 Rep. Tropila
 02:23:40 Jennifer Downing, Executive Director
 02:23:57 Rep. Tropila
 02:24:41 Alicia Stickney, DNRC
 02:25:44 Sen. Sesso
 02:26:12 Alicia Stickney, DNRC
 02:26:59 Sen. Sesso
 02:27:16 Alicia Stickney, DNRC
 02:27:30 Sen. Sesso
 02:28:00 Alicia Stickney, DNRC
 02:28:07 Sen. Sesso
 02:28:13 Alicia Stickney, DNRC
 02:28:22 Chair Smith

Mitigation of Threat to Harlowton Public Drinking Water

02:28:28 Alicia Stickney, DNRC
 02:29:18 Scott Gestring, Environmental Specialist, Remediation Division, Department of Environmental Quality (DEQ)
 02:32:56 Chair Smith

Questions from Committee members and Responses:

02:33:01 Rep. Tropila
 02:33:26 Scott Gestring, DEQ
 02:33:59 Rep. Tropila
 02:34:14 Scott Gestring, DEQ
 02:34:41 Chair Smith

Madison County, North Willow Creek Reclamation

02:34:52 Alicia Stickney, DNRC
 02:35:17 Jim Hart, County Commissioner, Madison County
 02:38:54 Dan Happel, former county commissioner, Madison County
 02:42:00 Loren Franklin, KC Harvey Environmental

EXHIBIT(jlh14a10)

02:42:10 Chair Smith
 02:42:24 Loren Franklin, KC Harvey

Questions from Committee Members and Responses:

02:42:55 Rep Hagstrom
 02:43:03 Loren Franklin, KC Harvey Environmental
 02:43:24 Rep. Tropila
 02:44:36 Jim Hart, County Commissioner
 02:45:20 Chair Smith
 02:45:29 Loren Franklin, KC Harvey
 02:45:59 Rep Tropila
 02:46:27 Loren Franklin, KC Harvey
 02:47:17 Rep. Tropila
 02:47:36 Loren Franklin, KC Harvey
 02:48:07 Chair Smith
 02:48:14 Loren Franklin, KC Harvey
 02:48:54 Chair Smith

Cascade County, Identifying the Fate of Acid Mine Drainage and Potential Impacts to Madison Aquifer

02:49:04 Alicia Stickney, DNRC
02:49:50 Rep. Tropila
02:50:26 Jim Larson, County Commissioner, Cascade County

EXHIBIT(jlh14a11)

02:52:47 Chair Smith

Questions from Committee Members and Responses:

02:52:53 Rep. Peppers
02:53:02 Jim Larson, Commissioner
02:53:41 Chair Smith
02:53:50 Jim Larson. Commissioner

MONTANA BUREAU OF MINES AND GEOLOGY (MBMG)

Enhance Monitoring Fox Hills - Hell Creek Aquifer

02:53:56 Alicia Stickney, DNRC
02:54:20 John LaFave, Senior Resource Hydrologist and Program Manager, Ground Water Assessment Program, Montana Bureau of Mines and Geology (MBMG)

EXHIBIT(jlh14a12)

02:58:21 Chair Smith

Questions from Committee Members and Responses:

02:58:26 Rep. Hagstrom
02:58:32 John LaFave, MBMG
02:58:51 Rep. Hagstrom
02:59:11 John LaFave, MBMG
02:59:53 Rep. Hagstrom
02:59:59 John LaFave, MBMG
03:00:03 Rep. Hagstrom
03:00:10 John LaFave, MBMG
03:01:02 Rep. Tropila
03:02:09 John LaFave, MBMG
03:04:18 Chair Cuffe returned.
03:04:25 Rep. Tropila
03:05:01 John LaFave, MBMG
03:05:18 Chair Cuffe
03:05:21 Rep. Peppers
03:05:37 John LaFave, MBMG
03:06:47 Chair Cuffe

Enhance Montana's Manufacturing Growth Through Production of Commodities from Remediation

03:06:56 Alicia Stickney, DNRC
03:07:18 John Melesh, Montana Bureau of Mines and Geology (MBMG)

EXHIBIT(jlh14a13)

03:13:19 Chair Cuffe

Questions from Committee Members and Responses:

03:13:22 Rep. Hagstrom
 03:13:44 John Melesh, MBMG
 03:14:14 Rep. Hagstrom
 03:14:31 John Melesh, MBMG
 03:15:13 Chair Cuffe

Enhance Montana's Manufacturing Growth Through Production of Commodities from Remediation, Continuation:

03:15:19 Sen. Jim Keane (D), SD 38
 03:18:10 Chair Cuffe

Roosevelt County, Kenco Refinery Highest Priority Cleanup

03:18:17 Alicia Stickney, DNRC
 03:18:53 Wilhelm Welzenbach, Contractor, New Fields, on behalf of Roosevelt County Commissioners

EXHIBIT(jlh14a14)

03:23:47 Chair Cuffe

Questions from Committee Members and Responses:

03:23:52 Rep. Tropila
 03:24:08 Wilhelm Welzenbach, Contractor
 03:24:45 Rep. Tropila
 03:24:55 Wilhelm Welzenbach, Contractor
 03:25:55 Rep. Tropila
 03:26:32 Wilhelm Welzenbach, Contractor
 03:27:14 Rep. Tropila
 03:27:35 Wilhelm Welzenbach, Contractor
 03:28:14 Rep. Tropila
 03:28:34 Wilhelm Welzenbach, Contractor
 03:29:21 Chair Cuffe

**DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC).
RECLAMATION AND DEVELOPMENT GRANTS PROGRAMS, CONTINUATION****Central Montana Regional Water Authority, Musselshell - Judith Water Resources Monitoring**

03:29:30 Alicia Stickney, DNRC
 03:30:05 Monty Sealey, Roundup, Central Montana Regional Water System
 03:34:12 Chair Cuffe

Mile High Conservation District, Conifer Encroachment Reduction in Southwest Montana

03:34:20 Alicia Stickney, DNRC
 03:34:36 Ted Dodge, representing John Moodry, Supervisor, Mile High Conservation District

EXHIBIT(jlh14a15)

03:37:39 Farley Hicks, Jefferson River Water Council and volunteer, Remediation Foundation
 03:38:50 Chair Cuffe

**DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC),
AQUATIC INVASION SPECIES (AIS), GRANTS PROJECTS**

03:39:08 Alicia Stickney, DNRC

[EXHIBIT\(jlh14a16\)](#)

[EXHIBIT\(jlh14a17\)](#)

Missoula County Aquatic Invasion Species Program

03:40:47 Bryce Christiaens, Supervisor, Missoula County Aquatic Invasion Species Program

Madison County Weed Board

03:42:19 Margie Edsall, Weed Coordinator, Madison County Weed Board

[EXHIBIT\(jlh14a18\)](#)

03:43:49 Chair Cuffe

Broadwater Conservation District

03:44:00 Jim Beck, Broadwater Conservation District and Vice Chair, Missouri River Conservation Districts Council

03:45:53 Chair Cuffe

Flathead Basin Commission

03:46:28 Caryn Miske, Executive Director, Flathead Basin Commission and member, Flathead Aquatic Invasion Species

[EXHIBIT\(jlh14a19\)](#)

[EXHIBIT\(jlh14a20\)](#)

03:50:14 Chair Cuffe

Green Meadow Conservation District - Sanders County

03:50:26 Dennis Schwehr, Green Meadow Conservation District, Sanders County, and Sanders County AIS Task Force

[EXHIBIT\(jlh14a21\)](#)

03:52:09 Chair Cuffe

03:52:15 Dennis Schwehr, Green Meadow Conservation District

03:52:16 Chair Cuffe

03:52:24 Dennis Schwehr, Green Meadow Conservation District
Rep. Tropila

03:52:43 Dennis Schwehr, Green Meadow Conservation District

03:52:54 Chair Cuffe

03:53:01 Dennis Schwehr, Green Meadow Conservation District

03:53:20 Curtis Spindler, Sanders County AIS Task Force, Montana BASS Federation

[EXHIBIT\(jlh14a22\)](#)

03:54:51 Chair Cuffe

03:54:58 Tom Ebzery, attorney on behalf of Avista, owners of Noxon Dam and Cabinet Gorge Dam and member, Sanders County AIS Task Force

03:55:50 Chair Cuffe

Questions from Committee Members and Responses:

03:56:02 Rep. Tropila

03:56:34 Tom Ebzery, Attorney, Avista

03:57:31 Chair Cuffe

JOINT APPROPRIATIONS SUBCOMMITTEE ON LONG-RANGE PLANNING

January 22, 2015

PAGE 10 of 11

03:58:03	Rep. Tropila
03:58:13	Chair Cuffe
03:58:19	Cathy Duncan, LFD
03:59:27	Chair Cuffe
03:59:36	Cathy Duncan, LFD
04:00:43	Chair Cuffe
04:00:52	Rep. Tropila
04:00:56	Chair Cuffe
04:01:20	Cathy Duncan, LFD
04:01:21	Chair Cuffe

ADJOURNMENT

Adjournment: 04:01:46

Mary Ann Mackay, Secretary

mam

Additional Documents:

EXHIBIT([jlh14aad.pdf](#))