

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 64th LEGISLATURE - REGULAR SESSION

JOINT APPROPRIATIONS SUBCOMMITTEE ON NATURAL RESOURCES AND TRANSPORTATION

Call to Order: Chair Carl Glimm, on February 16, 2015 at 9:30 A.M., in Room 317C
Capitol

ROLL CALL

Members Present:

Rep. Carl Glimm, Chair (R)
Sen. John Brenden, Vice Chair (R)
Rep. Nancy Ballance (R)
Rep. Janet Ellis (D)
Sen. Jim Keane (D)
Rep. Robert (Bob) Mehlhoff (D)
Sen. Matthew M. Rosendale Sr (R)

Members Excused: Rep. Ballance (R)

Members Absent: None

Staff Present: Stephen Forrest, Legislative Branch
Sam Schaefer, Legislative Branch
Rita Tenneson, 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: Executive Action Department of Environmental Quality;
Department of Natural Resources and Conservation

00:00:17 Chairman Glimm

EXECUTIVE ACTION ON DEPARTMENT OF ENVIRONMENTAL QUALITY
EXHIBIT(jnh35a01)

00:00:32 **Motion/Vote:** Sen. Keane moved that **THE PROPRIETARY RATE FOR CENTRAL MANAGEMENT DIVISION, DEPARTMENT OF ENVIRONMENTAL QUALITY BE ADOPTED.** Motion carried 5-2 by voice vote with Sen. Brenden and Sen. Rosendale voting no. Rep. Ballance voting yes by proxy.

00:02:22 Sen. Keane

00:03:26 **Motion/Vote:** Sen. Brenden moved that **PLANNING PREVENTION AND ASSISTANCE DIVISION LANGUAGE BE ADOPTED.** Motion carried unanimously by voice vote. Rep. Ballance voting yes by proxy.

00:03:59 **Motion/Vote:** Sen. Keane moved that **NP-4004002 ABANDONED MINE LANDS BE ADOPTED.** Motion carried unanimously. Rep. Ballance voting yes by proxy.

00:04:34 **Motion/Vote:** Sen. Keane moved that **PL-5005002 HARD ROCK RECLAMATION/MFSA PROJECTS (RST/BIEN) BE ADOPTED.** Motion carried unanimously by voice vote. Rep. Ballance voting yes by proxy.

00:05:26 **Motion/Vote:** Rep. Mehlhoff moved that **PL-5005004 LEASE VEHICLE TO BE REPLACED BY OWNED VEHICLE BE ADOPTED.** Motion carried unanimously by voice vote. Rep. Ballance voting yes by proxy.

00:06:17 **Motion:** Rep. Mehlhoff moved that **NP-5005003 ZORTMAN/LANDUSKY ADDITIONAL (RST/OTO) BE ADOPTED.**

Discussion

00:06:40 Rep. Ellis

00:07:06 **Vote:** Motion carried unanimously by voice vote. Rep. Ballance voting yes by proxy.

00:07:20 **Motion/Vote:** Rep. Ellis moved that **NP-5005005 LEASE VEHICLE FOR MISSOULA OFFICE BE ADOPTED.** Motion carried 4-3 by voice vote with Sen. Brenden, Chairman Glimm and Rep. Ballance voting no. Rep. Ballance voting by proxy.

00:09:07 **Motion/Vote:** Sen. Keane moved that **NP-5301001 ORPHAN SHARE EXPANDED USAGE (RST/BIEN/OTO) BE ADOPTED.** Motion carried unanimously by voice vote. Sen. Balance voting yes by proxy.

00:09:59 **Motion/Vote:** Sen. Keane moved that **NP-5301002 HAZARDOUS WASTE/CERCLA FEES BE ADOPTED**. Motion carried unanimously by voice vote. Rep. Ballance voting yes by proxy.

00:10:28 **Motion/Vote:** Rep. Ellis moved that **PL-02 PETROLEUM TANK RELEASE COMPENSATION BOARD LANGUAGE BE ADOPTED**. Motion carried unanimously by voice vote. Rep. Ballance voting yes by proxy.

**EXECUTIVE ACTION FOR DEPARTMENT OF NATURAL RESOURCES AND
CONSERVATION**

EXHIBIT(jnh35a02)

00:11:17 **Motion:** Sen. Rosendale moved that **P-L5706001 DEPARTMENT RENT (RST) BE ADOPTED**.

Discussion:

00:12:07 Rep. Ellis

00:12:58 Sen. Rosendale

00:13:34 **Vote:** Motion carried 4-3 by roll call vote with Rep. Ellis, Rep. Mehlhoff and Sen. Keane voting no. Rep. Ballance voting yes by proxy.

00:15:15 **Motion:** Sen. Rosendale moved that **ALL THE CP'S ASSOCIATED WITH OPERATIONAL ADJUSTMENT COSTS: PL-2102101, PL-2302301, PL-2402401, PL-3535012, PL-2202201 LESS ANY ADJUSTMENTS FOR RENT CONTAINED IN THESE PACKAGES BE ADOPTED**.

Discussion:

00:15:32 Rep. Ellis

00:16:23 Sen. Rosendale

00:16:40 **Vote:** Motion carried 4-3 by roll call vote with Rep. Ellis, Rep. Mehlhoff and Sen. Keane voting no. Rep. Ballance voting yes by proxy.

00:17:40 Sen. Brenden

00:18:06 **Motion/Vote:** Sen. Brenden moved that **PL-2302306 CARDD REGIONAL WATER ADMINISTRATION OPERATING EXPENSES; PL2302307 CARDD REGIONAL WATER ADMINISTRATION 65000 LOCAL ASSISTANCE CONTINGENT ON PASSAGE OF HB180; AND 2302308 CARDD DRINKING WATER LOAN FORGIVENESS (OTO/RST) BE ADOPTED**. Motion carried unanimously by voice vote. Rep. Ballance voting yes by proxy.

00:19:07 Sen. Brenden

00:19:27 Rep. Ellis

00:19:40 Sen. Brenden

00:20:49 Sen. Keane

00:21:30 Chairman Glimm

00:21:47 **Motion/Vote:** Rep. Ellis moved that **NP-2302310 CARDD COAL SEVERANCE TAX SHARED REDUCTION BE ADOPTED**. Motion carried unanimously by voice vote. Rep. Ballance voting yes by proxy.

00:22:27 **Motion/Vote:** Sen. Keane moved that **NP-2302311 INVASIVE SPECIES STAFF BE ADOPTED**. Motion carried 5-2 by voice vote. Sen. Brenden and Rep. Ballance voting no. Rep. Ballance voting by proxy.

00:23:09 **Motion:** Sen. Keane moved that **NP-2302312 SAGE GROUSE CONSERVATION FUND (OTO/BIEN/RST) BE ADOPTED**.

Discussion:

00:24:05 Sen. Brenden
00:25:21 Chairman Glimm
00:25:35 Sen. Keane
00:26:52 Rep. Ellis
00:27:51 Sen. Rosendale
00:28:59 Rep. Mehlhoff
00:30:12 Sen. Brenden
00:30:36 Sen. Keane
00:31:49 Chairman Glimm
00:33:00 Sen. Keane
00:33:17 Rep. Ellis
00:33:35 Sen. Keane
00:33:52 Sen. Brenden

00:34:15 **Vote:** Motion carried 6-1 by voice vote. Sen. Brenden voted no. Rep. Ballance voting yes by proxy.

00:34:40 Sen. Brenden
00:34:56 Sen. Keane
00:35:22 Sen. Brenden
00:35:40 Rep. Ballance entered the room.

00:35:44 **Motion/Vote:** Rep. Ellis moved that **PL-LANG03 LANGUAGE BE ADOPTED**. Motion carried unanimously by voice vote. .

00:36:29 **Motion:** Sen. Brenden moved that **PL-5706002 FUND THE ST. MARY REHABILITATION WORKING GROUP (RST) BE ADOPTED**.

Discussion:

00:36:57 Rep. Ellis
00:37:15 Sen. Brenden

00:38:35 **Vote:** Motion carried unanimously by voice vote.

00:38:47 **Motion/Vote:** Sen. Brenden moved that **NP-5706003 MONTANA GRASS CONSERVATION COMMISSION BE ADOPTED**. Motion carried unanimously by voice vote.

00:40:21 Rep. Mehlhoff

00:40:51 **Motion/Vote:** Chairman Glimm moved **TO REMOVE THE CONNECTION LANGUAGE WITH HB 180 FROM PL-2302307 AND ATTACH IT TO PL-2302306 BE ADOPTED.** Motion carried unanimously by voice vote..

00:41:01 Stephen Forrest, Legislative Finance Division (LFD)

00:41:53 **Motion:** Rep. Ellis moved that **PL-2402405 WATER RIGHTS DATA BASE AND ONLINE FORM (OTO) BE ADOPTED.**

Discussion:

00:42:28 Sam Schaefer, Legislative Fiscal Division (LFD)

00:42:44 Rep. Ellis

00:42:53 **Vote:** Motion carried unanimously by voice vote.

00:43:06 **Motion:** Rep. Ellis moved that **PL-2402408 WRD FEMA CAP GRANT BE ADOPTED.**

Discussion:

00:43:09 Rep. Ellis

00:44:17 Rep. Mehlhoff

00:45:15 Sen. Keane

00:45:41 **Vote:** Motion failed 1-6 by voice vote with Rep. Ellis voting yes.

00:46:29 **Motion:** Sen. Keane moved that **NP-CSKT MONTANA WATER COMPACT IMPLEMENTATION BE ADOPTED.**

Discussion:

00:47:22 Rep. Mehlhoff

00:49:04 Rep. Ballance

00:51:08 **Vote:** Motion failed 3-4 by roll call vote with Rep. Ellis, Rep. Mehlhoff and Sen. Keane voting yes.

00:51:23 **Motion:** Sen. Keane moved that **NP-2402402 WRD SURFACE WATER ASSESSMENT MONITOR BE ADOPTED.** Motion carried unanimously by voice vote.

Discussion:

00:51:46 Sen. Keane

00:51:50 John Metesh, Director Montana Bureau of Mines and Geology (MBMG)

00:52:23 **Vote:** Motion carried unanimously by voice vote.

- 00:52:37 **Motion/Vote:** Rep. Ellis moved that **NP-2402407 WRD STATE WATER PROJECT DAM ANALYSIS BE ADOPTED**. Motion carried unanimously by voice vote.
- 00:52:45 **Motion/Vote:** Sen. Brenden moved that **PL-LANG04-LANGUAGE BE ADOPTED**. Motion carried unanimously by voice vote.
- 00:52:56 **Motion/Vote:** Sen. Brenden moved that **PL-LANG05 AND PL-LANG06-LANGUAGE BE ADOPTED**. Motion carried unanimously by voice vote.
- 00:54:03 **Motion:** Chairman Glimm moved that **PL-3535015 FORESTRY AIR OPS FIXED COSTS TRANSFER FORESTRY COUNTY-COOP BASE RESTORATION BE ADOPTED**.
- Discussion:**
- 00:54:23 Stephen Forrest, LFD
00:54:30 Chairman Glimm
- 00:54:51 **Vote:** Motion carried unanimously by voice vote.
- 00:55:04 **Motion/Vote:** Sen. Keane moved that **PL-3535022 TLMD MSU-MORRILL TRUST PROJECTS RESTORATION BE ADOPTED**. Motion carried unanimously by voice vote.
- 00:55:42 **Motion/Vote:** Sen. Keane moved that **PL-3535023 TLMD CROP INSURANCE BE ADOPTED**. Motion carried unanimously by voice vote.
- 00:55:57 **Motion/Vote:** Sen. Brenden moved that **PL-3535024 TLMD LAND TRANSACTION BASE RESTORATION BE ADOPTED**. Motion carried unanimously by voice vote.
- 00:56:19 **Motion/Vote:** Sen. Mehlhoff moved that **NP-3535014 FORESTRY-FIRE COMMUNICATION REPLACEMENT BE ADOPTED**. Motion carried unanimously by voice vote.
- 00:57:05 **Motion/Vote:** Rep. Mehlhoff moved that **PL-LANG07 LANGUAGE FOR FUNDS BE ADOPTED**. Motion carried unanimously by voice vote.
- 00:57:50 **Motion/Vote:** Rep. Mehlhoff moved that **THE PROPRIETARY RATE FOR AIR OPERATIONS BE ADOPTED**. Motion carried unanimously by voice vote.
- 00:58:39 Chairman Glimm
00:59:06 Rep. Ellis
00:59:25 Sen. Brenden
00:59:34 Stephen Forrest, LFD
00:59:55 Sen. Keane
01:00:20 Stephen Forrest, LFD
01:00:44 Sen. Keane

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01:00:58 Rep. Ballance
01:01:35 Rep. Mehlhoff
01:02:04 Chairman Glimm

ADJOURNMENT

Adjournment:
01:03:21

Rita Tenneson, Secretary

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Additional Documents:

EXHIBIT([jnh35aad.pdf](#))