

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON ENERGY, TECHNOLOGY AND FEDERAL RELATIONS

Call to Order: Chair Daniel Zolnikov, on February 20, 2019 at 3:00 PM, in Room 472
Capitol

ROLL CALL

Members Present:

Rep. Daniel Zolnikov, Chair (R)
Rep. Christopher Pope, Vice Chair (D)
Rep. Derek Skees, Vice Chair (R)
Rep. Geraldine Custer (R)
Rep. Neil Duram (R)
Rep. Denise Hayman (D)
Rep. Andrea Olsen (D)
Rep. Alan Redfield (R)
Rep. Katie Sullivan (D)

Members Excused: Rep. Alan Doane (R)
Rep. Wylie Galt (R)
Rep. Sharon Stewart Peregoy (D)

Members Absent: None

Staff Present: Robyn Brown, 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: HJ 15, 2/14/2019; HB 456, 2/14/2019; HB 476, 2/15/2019; HB 496, 2/15/2019

Executive Action: HB 415, HB 438, HB 314, HB 487, HB 479, HJ 13, HB 22, HB 496

14:44:59 Chairman Zolnikov
14:45:15 The Committee recessed.
15:09:00 The Committee reconvened with Rep. Stewart Peregoy present.

HEARING ON HJ 15

Opening Statement by Sponsor:

15:10:36 Rep. Christopher Pope (D), HD 65, opened the hearing on HJ 15, Resolution encouraging the study of electric transportation.

Proponents' Testimony:

15:14:54 Jordan Hess, University of Montana
15:18:59 Bill Clem, Kerbspace
15:22:27 Brian Fadie, Montana Environmental Information Center (MEIC)
15:24:16 Jeff Fox, Renewable Northwest (RNW)

Opponents' Testimony:

None.

Informational Testimony:

None.

Questions from Committee Members and Responses:

15:24:57 Rep. Redfield
15:25:28 Vice Chair Pope
15:25:47 Rep. Olsen
15:26:14 Vice Chair Pope
15:27:06 Rep. Hayman
15:28:53 Bill Clem, Kerbspace
15:31:09 Vice Chair Skees
15:31:22 Bill Clem, Kerbspace
15:33:51 Vice Chair Skees
15:34:01 Bill Clem, Kerbspace

Closing by Sponsor:

15:34:20 Vice Chair Pope

HEARING ON HB 456

Opening Statement by Sponsor:

15:34:54 Rep. Christopher Pope (D), HD 65, opened the hearing on HB 456, Revise energy laws to allow electric utilities to participate in EV marketplace.

Proponents' Testimony:

15:38:44 Bill Clem, Kerbspace
15:40:28 Jason Brown, Montana Consumer Council (MCC)
15:42:05 Bruce Knudsen, Montana Automobile Dealers Association (MTADA)

Opponents' Testimony:

15:42:40 Brian Fadie, Montana Environmental Information Center (MEIC)

Informational Testimony:

15:44:37 Kyla Maki, Department of Environmental Quality (DEQ)

15:45:10 Robin Arnold, Public Service Commission (PSC)

Questions from Committee Members and Responses:

15:45:33 Rep. Hayman

15:46:19 Bruce Knudsen, MTADA

15:47:02 Rep. Hayman

15:47:54 Vice Chair Skees

15:49:06 Jason Brown, MCC

15:49:50 Vice Chair Skees

15:50:06 Jason Brown, MCC

15:50:30 Vice Chair Skees

15:51:25 Vice Chair Pope

15:52:23 Rep. Sullivan

15:53:05 Vice Chair Pope

Closing by Sponsor:

15:55:35 Vice Chair Pope

HEARING ON HB 476

Opening Statement by Sponsor:

15:57:56 Rep. Jim Keane (D), HD 73, opened the hearing on HB 476, Provide low-interest loans for coal-fired generation.

Proponents' Testimony:

16:00:45 Adam Haight, Montana AFL-CIO

16:01:43 David Hoffman, Northwestern Energy (NWE)

16:02:11 Jessie Luther, Rocky Mountain Power

Opponents' Testimony:

16:03:08 Anne Hedges, Montana Environmental Information Center (MEIC)

Informational Testimony:

16:09:11 Robin Arnold, PSC

Questions from Committee Members and Responses:

16:09:27 Vice Chair Skees

16:09:54 Rep. Keane

16:11:07 Rep. Hayman

16:11:43 Rep. Keane

16:12:04 Rep. Hayman

16:12:19 Rep. Keane

16:12:50 Chair Zolnikov

16:13:02 Rep. Keane

16:13:38 Vice Chair Pope
16:14:35 Rep. Keane
16:15:43 Chair Zolnikov
16:15:51 Rep. Keane
16:16:27 Chair Zolnikov
16:16:36 David Hoffman, NWE
16:17:04 Rep. Redfield
16:17:37 Rep. Keane
16:17:56 Vice Chair Skees
16:18:34 David Hoffman, NWE
16:19:51 Rep. Keane

Closing by Sponsor:

16:21:18 Rep. Keane

HEARING ON HB 496

Opening Statement by Sponsor:

16:21:43 Rep. David Dunn (R), HD 9, opened the hearing on HB 496, Revise telecommunication siting laws.

Proponents' Testimony:

None.

Opponents' Testimony:

16:32:26 Mark Baker, AT&T

[EXHIBIT\(feh36a01\)](#)

[EXHIBIT\(feh36a02\)](#)

16:46:41 Margaret Morgan, T-Mobile

16:48:22 Aimee Grmoljez, Verizon Wireless

[EXHIBIT\(feh36a03\)](#)

Informational Testimony:

None.

Questions from Committee Members and Responses:

16:51:59 Rep. Olsen
16:53:01 Mark Baker, AT&T
16:53:11 Rep. Olsen
16:54:15 Mark Baker, AT&T
16:55:02 Rep. Olsen
16:55:33 Mark Baker, AT&T
16:56:24 Rep. Hayman
16:57:51 Vice Chair Skees
16:58:36 Mark Baker, AT&T

Closing by Sponsor:

17:00:52 Rep. Dunn

17:06:51 The Committee recessed.
17:33:16 The Committee reconvened.

EXECUTIVE ACTION ON HB 415

17:33:28 **Motion/Vote:** Rep. Skees moved that **HB 415 BE TABLED**. Motion carried unanimously by voice vote. Rep. Doane and Rep. Galt voted by proxy.

EXECUTIVE ACTION ON HB 438

17:34:17 **Motion/Vote:** Rep. Skees moved that **HB 438 BE TABLED**. Motion carried unanimously by voice vote. Rep. Doane and Rep. Galt voted by proxy.

EXECUTIVE ACTION ON HB 314

17:35:19 **Motion:** Rep. Skees moved that **HB 314 DO PASS**.

17:35:30 **Motion/Vote:** Rep. Custer moved that **HB 314 BE AMENDED**. Motion carried unanimously by voice vote. Rep. Doane and Rep. Galt voted by proxy.

EXHIBIT(feh36a04)

17:38:17 **Motion/Vote:** Rep. Skees moved that **HB 314 DO PASS AS AMENDED**. Motion carried unanimously by voice vote. Rep. Doane and Rep. Galt voted by proxy.

EXECUTIVE ACTION ON HB 487

17:39:00 **Motion:** Rep. Skees moved that **HB 487 DO PASS**.

17:39:30 **Motion:** Rep. Skees moved that **HB 487 BE AMENDED**.

EXHIBIT(feh36a05)

Discussion:

17:40:01 Vice Chair Pope
17:40:39 Vice Chair Skees
17:41:26 Rep. Olsen
17:42:28 Vice Chair Pope

17:44:00 **Vote:** Motion carried 11-1 by roll call vote with Rep. Olsen voting no. Rep. Doane and Rep. Galt voted by proxy.

Discussion:

17:45:12 Rep. Hayman
17:45:35 Sonja Nowakowski, Legislative Services Division (LSD)
17:46:35 Vice Chair Pope
17:46:52 Sonja Nowakowski, LSD

17:47:20 **Motion/Vote:** Rep. Skees moved that **HB 487 DO PASS AS AMENDED**. Motion carried 7-5 by roll call vote with Rep. Hayman, Rep. Olsen, Rep. Pope, Rep. Stewart Peregoy and Rep. Sullivan voting no. Rep. Doane and Rep. Galt voted by proxy.

EXECUTIVE ACTION ON HB 479

17:48:30 **Motion:** Rep. Skees moved that **HB 479 DO PASS**.

Discussion:

17:48:52 Vice Chair Pope

17:50:00 Rep. Custer

17:50:20 **Vote:** Motion failed unanimously by voice vote. Rep. Doane and Rep. Galt voted by proxy.

17:51:00 **Motion/Vote:** Rep. Skees moved that **HB 479 BE TABLED**. Motion carried unanimously by voice vote. Rep. Doane and Rep. Galt voted by proxy.

EXECUTIVE ACTION ON HJ 13

17:53:00 **Motion:** Rep. Skees moved that **HJ 13 DO PASS**.

17:54:17 **Motion/Vote:** Rep. Olsen moved that **HJ 13 BE AMENDED**. Motion carried unanimously by voice vote. Rep. Doane and Rep. Galt voted by proxy.

[EXHIBIT\(feh36a06\)](#)

17:54:53 **Motion:** Rep. Skees moved that **HJ 13 DO PASS AS AMENDED**.

Discussion:

17:55:21 Rep. Redfield

17:55:45 Chair Zolnikov

17:55:50 Vice Chair Skees

17:56:00 **Vote:** Motion carried 9-3 by roll call vote with Rep. Custer, Rep. Pope and Rep. Stewart Peregoy voting no. Rep. Doane and Rep. Galt voted by proxy.

EXECUTIVE ACTION ON HB 22

17:59:00 **Motion:** Rep. Skees moved that **HB 22 DO PASS**.

17:59:22 **Motion:** Rep. Skees moved that **HB 22 BE AMENDED**.

[EXHIBIT\(feh36a07\)](#)

Discussion:

18:00:43 Rep. Redfield

18:00:48 Vice Chair Skees

18:01:00 **Vote:** Motion carried unanimously by voice vote. Rep. Doane and Rep. Galt voted by proxy.

18:01:27 **Motion/Vote:** Rep. Skees moved that **HB 22 DO PASS AS AMENDED**. Motion carried unanimously by voice vote. Rep. Doane and Rep. Galt voted by proxy.

EXECUTIVE ACTION ON HB 496

18:02:00 **Motion:** Rep. Skees moved that **HB 496 DO PASS**.

18:02:30 **Substitute Motion/Vote:** Rep. Skees made a substitute motion that **HB 496 BE TABLED**. Substitute Motion carried 11-1 by voice vote with Rep. Olsen voting no. Rep. Doane and Rep. Galt voted by proxy.

EXECUTIVE ACTION ON HB 476

18:04:06 **Motion:** Rep. Skees moved that **HB 476 DO PASS**.

Discussion:

18:05:34 Rep. Sullivan
18:06:00 Rep. Hayman
18:06:41 Chair Zolnikov
18:07:52 Vice Chair Skees
18:08:17 Rep. Hayman

18:09:23 **Motion:** Rep. Skees moved that **HB 476 BE AMENDED**.
[EXHIBIT\(feh36a08\)](#)

Discussion:

18:09:51 Rep. Stewart Peregoy

18:12:11 **Vote:** Motion carried unanimously by voice vote. Rep. Doane and Rep. Galt voted by proxy.

18:12:35 **Motion:** Rep. Skees moved that **HB 476 DO PASS AS AMENDED**.

Discussion:

18:12:40 Vice Chair Pope
18:13:48 Chair Zolnikov
18:14:13 Rep. Redfield

18:14:39 **Motion:** Rep. Redfield moved that **HB 476 BE AMENDED TO INCLUDE "Montana Coal"**.

Discussion:

18:15:57 Rep. Custer
18:17:07 Sonja Nowakowski, LSD
18:17:15 Rep. Duram

- 18:17:23 **Substitute Motion:** Rep. Duram made a substitute motion that **HB 476 BE TABLED.**
- 18:17:48 Without objection, Rep. Duram withdrew the BE TABLED motion.
- 18:18:09 Without objection, Rep. Redfield withdrew the BE AMENDED motion.
- 18:19:21 Without objection, Rep. Skees withdrew the DO PASS AS AMENDED motion.
- 18:19:48 Chair Zolnikov

ADJOURNMENT

Adjournment: 18:20:34

Robyn Brown, Secretary

rb

Additional Documents:

EXHIBIT([feh36aad.pdf](#))