

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON NATURAL RESOURCES

Call to Order: Chair Kerry White, on February 22, 2019 at 3:00 PM, in Room 172
Capitol

ROLL CALL

Members Present:

Rep. Kerry White, Chair (R)
Rep. Willis Curdy, Vice Chair (D)
Rep. Theresa Manzella, Vice Chair (R)
Rep. Bob Brown (R)
Rep. Zach Brown (D)
Rep. Robert Farris-Olsen (D)
Rep. Ross H. Fitzgerald (R)
Rep. Steve Gunderson (R)
Rep. Emma Kerr-Carpenter (D)
Rep. Marilyn Marler (D)
Rep. Marvin Weatherwax (D)

Members Excused: Rep. Casey Knudsen (R)
Rep. Rhonda Knudsen (R)
Rep. Dale Mortensen (R)
Rep. Mark Noland (R)

Members Absent: None

Staff Present: Joe Kolman, Legislative Branch
Jacie Vonada, 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 411, 2/13/2019; HJ 17, 2/14/2019; HB 451, 2/13/2019
Executive Action: HB 417, HB 286, HB 271, HB 441, HB 505

15:32:00 Chair White
15:33:40 Vice Chair Manzella assumed the Chair.

HEARING ON HB 451

Opening Statement by Sponsor:

15:33:51 Rep. Jim Keane (D), HD 73, opened the hearing on HB 451, Eliminate petroleum tank release compensation board.

Proponents' Testimony:

15:36:21 Shaun McGrath, Director, Department of Environmental Quality (DEQ)

EXHIBIT(nah38a01)

15:41:00 Earl Griffith, self

Opponents' Testimony:

15:47:38 Kary Tonjum, self

15:49:59 Greg Cross, self

15:51:29 Rick Roedocker, self

15:52:30 Brad Longcake, Montana Petroleum Marketers and Convenience Stores Association (MPMCSA)

EXHIBIT(nah38a02)

15:58:13 Rep. Rhonda Knudsen arrived to the meeting.

15:59:55 Daniel Kenney, self

16:04:02 Jerry Breen, self

Informational Testimony: None

Questions from Committee Members and Responses:

16:09:21 Rep. Gunderson

16:09:44 Director McGrath, DEQ

16:09:58 Rep. Gunderson

16:10:09 Director McGrath, DEQ

16:10:43 Rep. Kerr-Carpenter

16:11:38 Director McGrath, DEQ

16:11:54 Rep. Zach Brown

16:12:09 Rep. Keane

16:14:22 Rep. Fitzgerald

16:15:23 Rep. Keane

16:16:42 Rep. Fitzgerald

16:17:08 Rep. Keane

16:18:02 Vice Chair Manzella

16:18:21 Joe Kolman, Legislative Services Division (LSD)

16:18:30 Vice Chair Manzella

16:18:43 Rep. Fitzgerald

16:19:18 Mr. Kenney

16:19:25 Rep. Fitzgerald

16:20:01 Mr. Kenney

16:21:04 Rep. Fitzgerald
16:21:51 Mr. Longcake, MPMCSA
16:22:21 Rep. Fitzgerald
16:22:35 Mr. Cross
16:23:49 Vice Chair Manzella
16:24:10 Jenny Chambers, Department of Environmental Quality (DEQ)
16:27:05 Terry Wadsworth, self
16:27:27 Rep. Kerr-Carpenter
16:28:06 Rep. Keane
16:28:23 Ms. Chambers, DEQ
16:28:32 Rep. Kerr-Carpenter
16:28:53 Ms. Chambers, DEQ
16:29:54 Chair White
16:30:21 Mr. Wadsworth, self
16:31:05 Rep. Gunderson
16:31:46 Ms. Chambers, DEQ
16:32:06 Chair White
16:32:25 Director McGrath, DEQ
16:32:54 Vice Chair Manzella
16:33:36 Mr. Longcake, MPMCSA
16:36:07 Vice Chair Curdy
16:36:25 Mr. Longcake, MPMCSA
16:36:29 Vice Chair Curdy
16:36:46 Mr. Longcake, MPMCSA
16:37:07 Vice Chair Curdy
16:37:27 Ms. Chambers, DEQ
16:39:04 Rep. Gunderson
16:39:25 Joe Kolman, LSD
16:39:41 Rep. Gunderson
16:39:59 Rep. Kerr Carpenter
16:40:21 Rep. Keane
16:41:57 Mr. Longcake, MPMCSA

EXHIBIT(nah38a03)

Closing by Sponsor:

16:42:33 Rep. Keane

16:46:55 Rep. White assumed the Chair.

HEARING ON HB 411

Opening Statement by Sponsor:

16:47:37 Rep. Willis Curdy (D), HD 98, opened the hearing on HB 411, Revise laws related to AIS expenditures and funding.

EXHIBIT(nah38a04)

EXHIBIT(nah38a05)

EXHIBIT(nah38a06)

Proponents' Testimony:

17:06:10 Martha Williams, Director, Fish, Wildlife and Parks (FWP)

17:13:36 John Tubbs, Director, Department of Natural Resources and Conservation (DNRC)
 17:15:47 Doug Hardy, Montana Electric Cooperatives Associations (MECA)
 17:16:17 Lori Curtis, Upper Columbia Conservation Commission (UCCC)
 17:17:08 Bob Gilbert, self
 17:21:02 Cindy Palmer, Montana Farmers Union (MFU)
 17:22:02 Bryce Christaiens, Missoula County Weed District (MCWD)
 17:22:36 Dan McGowan, Montana Association of Conservation Districts (MACD)
 17:23:33 Steve Wanderwaas, self
 17:24:16 Clayton Elliott, Montana Trout Unlimited (MTU)
 17:25:44 Matt Leow, Montana Chapter of Back Country Hunters and Anglers
 17:26:55 Julian Adler, Montana Public Interest Research Group (MontPIRG)
 17:27:35 Amy Seaman, Montana Audubon
 17:28:56 Dennis Clairmont, Confederated Salish Kootenai Tribes (CSKT)

Opponents' Testimony:

17:30:13 Tom Ebzery, Avista

EXHIBIT(nah38a07)

17:36:10 Rep. Noland arrived to the meeting.

17:36:16 Jan Rouse, Northwestern Energy

Informational Testimony: None**Questions from Committee Members and Responses:**

17:37:23 Chair White
 17:38:31 Director Williams, FWP
 17:39:21 Chair White
 17:40:28 Director Tubbs, DNRC
 17:41:16 Chair White
 17:41:39 Director Tubbs, DNRC
 17:41:47 Chair White
 17:41:54 Rep. Bob Brown
 17:42:33 Rep. Curdy
 17:42:55 Director Williams, FWP
 17:43:00 Rep. Bob Brown
 17:43:31 Director Williams, FWP
 17:44:59 Rep. Bob Brown
 17:45:17 Director Williams, FWP
 17:46:23 Rep. Bob Brown
 17:46:39 Chair White
 17:47:53 Rep. Curdy
 17:48:09 Chair White
 17:48:46 Rep. Curdy
 17:49:07 Dustin Temple, Fish, Wildlife and Parks (FWP)
 17:50:05 Chair White
 17:50:45 Ms. Rouse, Northwestern Energy
 17:50:55 Chair White
 17:51:49 Ms. Rouse, Northwestern Energy

17:52:07 Chair White
17:52:14 Rep. Zach Brown
17:52:37 Ms. Rouse, Northwestern Energy

Closing by Sponsor:

17:53:00 Rep. Curdy

17:56:37 Chair White

HEARING ON HJ 17

Opening Statement by Sponsor:

17:56:58 Rep. Willis Curdy (D), HD 98, opened the hearing on HJ 17, Joint resolution to congress asking to fund aquatic invasive species programs.

Proponents' Testimony:

18:00:57 Jan Rouse, Northwestern Energy
18:01:25 Bryce Christiaens, Missoula County Weed District (MCWD)
18:01:47 Steve Wanderaas, Missouri River Conservation Districts Council (MRCDC)
18:02:10 Dennis Clairmont, Confederated Salish Kootenai Tribes (CSKT)
18:02:34 Dan McGowan, Montana Association of Conservation Districts (MACD)
18:02:57 Amy Seaman, Montana Audubon
18:03:08 Clayton Elliott, Montana Trout Unlimited
18:03:37 Julian Adler, Montana Public Interest Research Group (MontPIRG)
18:03:53 Liv Stavick, Montana Farm Bureau Association (MFBA)
18:04:21 Matt Leow, Montana Backcountry Hunters and Anglers
18:04:44 Mike Murphy, Montana Water Resources Association (MWRA)
18:05:11 Martha Williams, Director, Fish, Wildlife and Parks
18:05:25 Ray Beck, Department of Natural Resources and Conservation (DNRC)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

18:06:02 Rep. Farris-Olsen
18:06:22 Ms. Rouse, Northwestern Energy

Closing by Sponsor:

18:06:54 Rep. Curdy

18:07:40 Chair White

18:08:15 Recessed

18:27:36 Reconvened

EXECUTIVE ACTION ON HB 271

18:28:26 **Motion:** Rep. Manzella moved that **HB 271 DO PASS.**

Discussion:

18:28:49 Rep. Gunderson

18:31:27 **Substitute Motion/Vote:** Rep. Gunderson made a substitute motion that **HB 271 BE TABLED.** Substitute Motion carried 9-6 by roll call vote with Rep. Z. Brown, Rep. Curdy, Rep. Farris-Olsen, Rep. Kerr-Carpenter, Rep. Marler and Rep. Weatherwax voting no. Rep. C. Knudsen and Rep. Mortensen voted by proxy.

EXECUTIVE ACTION ON HB 286

18:32:46 **Motion:** Rep. Manzella moved that **HB 286 DO PASS.**

18:33:15 **Motion:** Rep. Manzella moved that **HB 286 BE AMENDED.**
EXHIBIT(nah38a08)

Discussion:

18:33:38 Joe Kolman, Legislative Services Division (LSD)

18:39:25 Chair White

18:39:42 Rep. Farris-Olsen

18:40:26 Joe Kolman, LSD

18:40:55 Rep. Zach Brown

18:41:11 Joe Kolman, LSD

18:41:21 **Vote:** Motion carried 14-1 by voice vote with Rep. Farris-Olsen voting no. Rep. C. Knudsen and Rep. Mortensen voted by proxy.

18:42:09 **Motion:** Rep. Manzella moved that **HB 286 DO PASS AS AMENDED.**

Discussion:

18:42:27 Rep. Curdy

18:43:14 Rep. Bob Brown

18:44:37 Rep. Farris-Olsen

18:45:54 Rep. Zach Brown

18:47:43 Chair White

18:49:13 Rep. Noland

18:50:14 Rep. Zach Brown

18:50:25 Rep. Noland

18:50:27 Chair White

18:50:33 **Vote:** Motion carried 13-2 by roll call vote with Rep. Curdy and Rep. Farris-Olsen voting no. Rep. C. Knudsen and Rep. Mortensen voted by proxy.

EXECUTIVE ACTION ON HB 417

18:52:00 **Motion:** Rep. Weatherwax moved that **HB 417 DO PASS.**

Discussion:

18:52:17 Rep. Weatherwax
18:54:12 Rep. Farris-Olsen
18:55:10 Rep. Weatherwax
18:56:32 Chair White
18:59:19 Rep. Kerr-Carpenter
19:00:21 Chair White
19:01:45 Rep. Farris-Olsen
19:02:47 Chair White
19:03:37 Rep. Weatherwax
19:04:17 Rep. Gunderson
19:06:21 Rep. Marler

19:06:34 **Vote:** Motion failed 6-9 by roll call vote with Rep. Z. Brown, Rep. Curdy, Rep. Farris-Olsen, Rep. Kerr-Carpenter, Rep. Marler and Rep. Weatherwax voting aye. Rep. C. Knudsen and Rep. Mortensen voted by proxy.

19:07:46 **Motion/Vote:** Rep. Manzella moved that **HB 417 BE TABLED.** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 441

19:08:02 **Motion:** Rep. Manzella moved that **HB 441 DO PASS.**

Discussion:

19:08:40 Rep. Zach Brown
19:09:38 Chair White

19:09:59 **Vote:** Motion carried 13-2 by voice vote with Rep. Farris-Olsen and Rep. Kerr-Carpenter voting no. Rep. C. Knudsen and Rep. Mortensen voted by proxy.

EXECUTIVE ACTION ON HB 505

19:10:43 **Motion/Vote:** Rep. Manzella moved that **HB 505 DO PASS.** Motion carried 13-2 by voice vote with Rep. C. Knudsen and Rep. Noland voting no. Rep. C. Knudsen and Rep. Mortensen voted by proxy.

ADJOURNMENT

Adjournment: 19:11:52

Jacie Vonada, Secretary

jv

Additional Documents:

EXHIBIT([nah38aad.pdf](#))