

## MINUTES

### MONTANA SENATE 66th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON NATURAL RESOURCES

**Call to Order:** Chair Jeffrey W. Welborn, on February 15, 2019 at 2:19 P.M., in Room 303 Capitol

#### ROLL CALL

**Members Present:**

Sen. Jeffrey W. Welborn, Chair (R)  
Sen. JP Pomnichowski, Vice Chair (D)  
Sen. Tom Richmond, Vice Chair (R)  
Sen. Duane Ankney (R)  
Sen. Dick Barrett (D)  
Sen. Jill Cohenour (D)  
Sen. John Esp (R)  
Sen. Bruce Gillespie (R)  
Sen. Brian Hoven (R)  
Sen. Tom Jacobson (D)

**Members Excused:** Sen. Pat Flowers (D)  
Sen. Scott Sales (R)

**Members Absent:** None

**Staff Present:** Jason Mohr, Legislative Branch  
Mary Vandenbosch, 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: SB 252, 2/13/2019; HB 45, 2/13/2019; HB 70, 2/13/2019

Executive Action: HB 45 - Be Concurred In  
SB 201 - Motion Withdrawn

**EXECUTIVE ACTION ON SB 201**

14:21:18 **Motion:** Sen. Ankney moved that **SB 201 DO PASS.**

14:22:14 **Motion:** Sen. Ankney moved that **SB 201 BE AMENDED.**  
**EXHIBIT(nas32a01)**

**Discussion:**

14:22:28 Sen. Pomnichowski  
14:22:40 Sen. Ankney  
14:23:18 Sen. Pomnichowski  
14:23:29 Sen. Ankney  
14:23:33 Sen. Pomnichowski  
14:23:38 Sen. Ankney  
14:23:47 Sen. Richmond entered the meeting.  
14:24:04 Sen. Gillespie entered the meeting.  
14:25:17 Sen. Ankney  
14:25:57 Sen. Barrett  
14:26:32 Sen. Ankney  
14:26:43 Sen. Pomnichowski  
14:27:52 Sen. Barrett  
14:28:54 Sen. Ankney  
14:29:41 Sen. Cohenour  
14:30:16 Sen. Ankney  
14:30:38 Sen. Hoven entered the meeting.  
14:30:44 Sen. Cohenour  
14:31:04 Sen. Ankney  
14:31:49 Sen. Richmond  
14:32:24 Sen. Ankney  
14:32:34 Sen. Barrett  
14:33:19 Sen. Ankney  
14:34:40 Sen. Barrett  
14:35:17 Sen. Ankney  
14:35:47 Sen. Gillespie

14:36:20 **Vote:** Motion failed 5-7 by roll call vote with Sen. Ankney, Sen. Hoven, Sen. Richmond, Sen. S. Sales and Sen. Welborn voting aye. Sen. Flowers and Sen. S. Sales voted by proxy.

**Discussion:**

14:37:54 Sen. Esp  
14:38:19 Sen. Cohenour  
14:38:57 Sen. Pomnichowski  
14:42:02 Sen. Ankney

**EXHIBIT(nas32a02)**

14:44:06 Sen. Pomnichowski  
14:44:17 Sen. Barrett  
14:45:05 Chairman Welborn  
14:45:13 Sen. Ankney

14:45:16 Chairman Welborn  
 14:45:25 Without objection, Sen. Ankney withdrew the DO PASS motion.

**HEARING ON HB 70**

**Opening Statement by Sponsor:**

14:46:39 Rep. Ray Shaw (R), HD 71, opened the hearing on HB 70, Increase the amount of green timber that can be harvested by commercial permit.

**Proponents' Testimony:**

14:49:05 Dan Rogers, Forest Management Bureau chief, Trust Lands Management Division, Department of Natural Resources and Conservation  
 14:52:39 Jason Todhunter, Montana Logging Association; Montana Wood Products Association; Treasure State Resources Association  
 14:54:30 Jessie Luther, Idaho Forest Group

**Opponents' Testimony:** None

**Informational Testimony:** None

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

**Closing by Sponsor:**

14:55:51 Rep. Shaw

**HEARING ON SB 252**

**Opening Statement by Sponsor:**

14:57:20 Sen. Duane Ankney (R), SD 20, opened the hearing on SB 252, Revise major facility siting act amendment process.

**Proponents' Testimony:**

14:59:09 Mark Taylor, Talen Montana  
 15:00:52 Jan Rouse, NorthWestern Energy  
 15:01:24 Adam Haight, Montana American Federation of Labor and Congress of Industrial Organizations (AFL-CIO)  
 15:01:51 Cary Hegreberg, Montana Chamber of Commerce

**Opponents' Testimony:**

15:02:38 Anne Hedges, Montana Environmental Information Center (MEIC)

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

15:08:11 Sen. Barrett  
 15:08:32 Mr. Haight, AFL-CIO  
 15:08:58 Sen. Cohenour  
 15:09:37 Ms. Hedges, MEIC  
 15:10:39 Sen. Cohenour  
 15:10:48 Ms. Hedges

15:11:18 Sen. Cohenour  
 15:11:25 Jason Mohr, Legislative Services Division (LSD)  
 15:11:57 Sen. Cohenour  
 15:12:17 Mr. Mohr, LSD  
 15:12:27 Sen. Esp  
 15:13:05 Sen. Ankney  
 15:13:33 Sen. Cohenour  
 15:14:03 Sen. Ankney  
 15:14:09 Sen. Cohenour  
 15:14:19 Sen. Ankney  
 15:14:30 Sen. Jacobson  
 15:14:47 Sen. Ankney  
 15:15:14 Sen. Jacobson  
 15:15:28 Sen. Ankney

**Closing by Sponsor:**

15:16:33 Sen. Ankney

**HEARING ON HB 45**

**Opening Statement by Sponsor:**

15:18:29 Rep. Zach Brown (D), HD 63, opened the hearing on HB 45, Clarify criteria for water right permit relying on waiver of adverse effect.

**Proponents' Testimony:**

15:21:00 Krista Lee Evans, Association of Gallatin Agricultural Irrigators; Senior Water Rights Coalition; Montana Stockgrowers Association; Montana Water Resources Association  
 15:22:11 Liv Stavick, Montana Farm Bureau  
 15:22:32 Jan Langel, Water Resources Division administrator, Department of Natural Resources and Conservation  
 15:22:53 Clayton Elliott, Montana Trout Unlimited; Montana Building Industry Association

**Opponents' Testimony:** None

**Informational Testimony:** None

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

**Closing by Sponsor:**

15:23:47 Rep. Brown

Sen. Pomnichowski was not present.

**EXECUTIVE ACTION ON HB 45**

15:24:35 **Motion/Vote:** Sen. Esp moved that **HB 45 BE CONCURRED IN**. Motion carried unanimously by voice vote. Sen. Flowers, Sen. Pomnichowski and Sen. S. Sales voted by proxy. Sen. Cohenour will carry the bill.

**ADJOURNMENT**

Adjournment: 3:26 PM

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Mary Vandebosch, Secretary

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Additional Documents:

**EXHIBIT**([nas32aad.pdf](#))