

## MINUTES

### MONTANA SENATE 66th LEGISLATURE - REGULAR SESSION COMMITTEE ON NATURAL RESOURCES

**Call to Order:** Vice Chair Tom Richmond, on March 11, 2019 at 3:01 PM, 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. Pat Flowers (D)  
Sen. Bruce Gillespie (R)  
Sen. Brian Hoven (R)  
Sen. Tom Jacobson (D)

**Members Excused:** 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: HB 229, 2/28/2019; HB 276, 2/28/2019; HB 383, 2/28/2019

Executive Action: HB 229 - Be Concurred In

**HEARING ON HB 383**

**Opening Statement by Sponsor:**

15:03:13 Rep. Kerry White (R), HD 64, opened the hearing on HB 383, Extend deadline for appeal of streambed permit.

**Proponents' Testimony:**

15:04:25 Abigail St. Lawrence, Rocky Mountain Stockgrowers Association  
15:05:08 Dan McGowan, executive director, Montana Association of Conservation Districts

**Opponents' Testimony:** None

**Informational Testimony:**

15:06:19 Mark Bostrom, Conservation and Resource Development Division administrator, Department of Natural Resources and Conservation (DNRC)

**Questions from Committee Members and Responses:**

15:06:52 Sen. Pomnichowski  
15:07:10 Rep. White  
15:08:30 Sen. Pomnichowski  
15:09:03 Rep. White  
15:10:37 Sen. Flowers  
15:11:01 Rep. White  
15:11:14 Laurie Zeller, Conservation Districts Bureau chief, DNRC

**Closing by Sponsor:**

15:12:02 Rep. White

**HEARING ON HB 276**

**Opening Statement by Sponsor:**

15:12:25 Rep. Greg Hertz (R), HD 12, opened the hearing on HB 276, Require 2/3 vote to transfer from fire suppression account.

**EXHIBIT(nas49a01)**

**Proponents' Testimony:**

15:17:27 Abigail St. Lawrence, Rocky Mountain Stockgrowers Association  
15:18:00 Jessie Luther, Idaho Forest Group; Montana Wood Products Association

**Opponents' Testimony:**

15:19:12 Raph Graybill, chief legal counsel, Governor's Office

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

15:25:11 Sen. Hoven  
15:25:35 Mr. Graybill, Governor's Office  
15:26:16 Sen. Esp  
15:26:39 Mr. Graybill

15:26:52 Sen. Hoven  
 15:27:15 Rep. Hertz  
 15:28:49 Sen. Ankney  
 15:29:04 Rep. Hertz  
 15:29:33 Sen. Ankney  
 15:30:01 Sen. Gillespie  
 15:30:20 Rep. Hertz  
 15:30:50 Sen. Gillespie  
 15:31:06 Rep. Hertz  
 15:31:26 Sen. Barrett  
 15:31:50 Rep. Hertz  
 15:32:09 Sen. Barrett  
 15:32:56 Mr. Graybill

15:33:49 Chairman Welborn entered the hearing.

15:34:40 Sen. Barrett  
 15:35:05 Mr. Graybill

**Closing by Sponsor:**

15:35:59 Rep. Hertz

15:36:39 Chairman Welborn assumed the responsibilities of the Chair.

**HEARING ON HB 229**

**Opening Statement by Sponsor:**

15:36:45 Rep. Bradley Hamlett (D), HD 23, opened the hearing on HB 229, Clarify dinosaur bones and fossils are part of surface estate.

**Proponents' Testimony:**

15:44:52 Karen Porter  
[EXHIBIT\(nas49a02\)](#)

15:48:33 Mary Ann Murray  
[EXHIBIT\(nas49a03\)](#)

15:51:43 Justin Baisch  
[EXHIBIT\(nas49a04\)](#)

15:54:26 Shana Baisch, Baisch's Dinosaur Digs

15:56:05 Sen. Ankney left the hearing.

15:57:27 Christopher Morrow  
 16:00:58 Clayton Phipps, Dueling Dinosaurs LLC; Garfield County Museum  
[EXHIBIT\(nas49a05\)](#)

16:03:37 Luke Phipps  
[EXHIBIT\(nas49a06\)](#)

16:05:07 Sue Frary

[EXHIBIT\(nas49a07\)](#)

16:09:26 Liv Stavick, Montana Farm Bureau; Rocky Mountain Stockgrowers Association

16:09:53 Cindy Palmer, Montana Farmers Union

16:10:36 Dave Trexler, Two Medicine Dinosaur Center

[EXHIBIT\(nas49a08\)](#)

16:14:11 Mark Eatman

16:17:57 Chuck Denowh, United Property Owners of Montana; Montana Association of Realtors

16:18:49 Tom Ebzery, Severson family

[EXHIBIT\(nas49a09\)](#)

16:23:11 Beth Hinebauch

**Opponents' Testimony:** None

**Informational Testimony:**

16:24:29 John Metesh, Montana Bureau of Mines and Geology

**Questions from Committee Members and Responses:**

16:24:54 Sen. Barrett

16:26:07 Mr. Ebzery, Severson family

16:28:40 Sen. Flowers

16:29:13 Mr. Ebzery

16:30:06 Sen. Cohenour

16:30:31 Rep. Hamlett

**Closing by Sponsor:**

16:31:09 Rep. Hamlett

**EXECUTIVE ACTION ON HB 229**

16:35:08 **Motion:** Sen. Pomnichowski moved that **HB 229 BE CONCURRED IN.**

**Discussion:**

16:35:27 Sen. Pomnichowski

16:36:31 **Vote:** Motion carried unanimously by voice vote. Sen. Ankney and Sen. S. Sales voted by proxy. Sen. Richmond will carry the bill.

16:37:42 Sen. Pomnichowski

16:38:02 Chairman Welborn

**ADJOURNMENT**

Adjournment: 4:38 PM

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Mary Vandebosch, Secretary

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**Additional Documents**

Additional Documents:

**EXHIBIT([nas49aad.pdf](#))**