MINUTES

MONTANA SENATE
66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON NATURAL RESOURCES

Call to Order: Chair Jeffrey W. Welborn, on April 10, 2019 at 2:45 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:

Executive Action on: HB 411 - Be Concurred In as Amended

EXECUTIVE ACTION ON HB 411

14:46:04   **Motion:** Sen. Pomnichowski moved that **HB 411 BE CONCURRED IN**.

Discussion:
14:46:07   Sen. Pomnichowski

14:50:58   **Motion:** Sen. Pomnichowski moved that **HB 411 BE AMENDED**.
EXHIBIT(nas75a01)
EXHIBIT(nas75a02)

14:52:54   Jason Mohr, Legislative Services Division (LSD)
14:53:50   Sen. Pomnichowski
14:54:57   Mr. Mohr, LSD
14:55:16   Sen. Pomnichowski

14:55:55   **Motion:** Sen. Pomnichowski moved **TO SEGREGATE ITEMS 5 AND 6 FROM AMENDMENT NO. HB041104.AJM** and whatever related hydroelectric fees might apply.

Discussion:
14:56:25   Sen. Hoven
14:56:37   Sen. Jacobson
14:57:01   Sen. Pomnichowski

14:57:14   Sen. Flowers left the hearing.

14:57:18   Mr. Mohr
14:57:36   Sen. Jacobson
14:57:46   Mr. Mohr
14:58:08   Sen. Jacobson
14:58:36   Mr. Mohr
14:59:07   Chairman Welborn
14:59:45   Sen. Jacobson
15:00:07   Sen. Cohenour
15:00:36   Sen. Jacobson

15:00:49   **Vote:** Motion carried 8-4 by roll call vote with Sen. Ankney, Sen. Esp, Sen. Gillespie and Sen. Richmond voting no. Sen. Flowers and Sen. S. Sales voted by proxy.

15:02:01   Sen. Pomnichowski

15:03:47   **Motion:** Sen. Pomnichowski moved **TO SEGREGATE FROM AMENDMENT HB041102.AJM** and to **AMEND HB 411 WITH AMENDMENT HB041102.AJM SEGREGATED ITEMS** 4, 5, and 6 and with whatever else is associated with non-motorized vessels.
EXHIBIT(nas75a03)

Discussion:
15:04:42   Sen. Esp
15:04:51   Chairman Welborn
15:05:11   Mr. Mohr
15:05:44   Chairman Welborn
15:06:41   Sen. Esp
15:06:52   Mr. Mohr
15:06:55   Chairman Welborn
15:07:02   Sen. Esp
15:07:12   Mr. Mohr
15:07:54   Sen. Hoven
15:08:29   Sen. Barrett
15:08:55   Sen. Pomnichowski
15:09:29   Sen. Esp
15:09:43   Chairman Welborn

15:09:50   **Vote:** Motion failed 4-8 by roll call vote with Sen. Cohenour, Sen. Flowers, Sen. Pomnichowski and Sen. Welborn voting aye. Sen. Flowers and Sen. S. Sales voted by proxy.

15:10:42   Sen. Pomnichowski
15:13:10   Mr. Mohr

15:14:30   **Motion:** Sen. Pomnichowski **MOVED TO SEGREGATE ITEMS 2, 4, AND 10 FROM AMENDMENT NO. HB041104.AJM** and allow staff to make any adjustments necessary.

Discussion:
15:15:03   Chairman Welborn
15:16:46   Sen. Pomnichowski
15:17:10   Mr. Mohr
15:17:39   Sen. Esp
15:18:03   Chairman Welborn

15:18:11   Without objection, Sen. Pomnichowski withdrew her motion.

15:18:28   Sen. Barrett
15:18:50   Chairman Welborn
15:19:58   Sen. Esp
15:20:14   Sen. Barrett
15:20:36   Sen. Pomnichowski
15:20:42   Chairman Welborn
15:20:47   Sen. Hoven
15:21:13   Chairman Welborn
15:21:33   Sen. Hoven
15:21:34   Sen. Barrett
15:22:05   Sen. Hoven
15:22:27   Sen. Barrett
15:22:44   Sen. Jacobson
15:23:34   Chairman Welborn

15:23:35   Sen. Jacobson
15:24:04   Chairman Welborn
15:24:05   Sen. Jacobson
15:24:37   Chairman Welborn

15:25:12   **Motion:** Sen. Esp moved that **HB 411 BE AMENDED** on page 3, line 2, strike 4.4 and insert 1.4.

Discussion:
15:25:45   Sen. Hoven
15:26:15   Sen. Pomnichowski
15:27:39   Sen. Barrett
15:27:55   Chairman Welborn
15:28:16   Mr. Mohr
15:29:36   Chairman Welborn

15:29:47   **Vote:** Motion carried unanimously by voice vote. Sen. Flowers and Sen. S. Sales voted by proxy.

15:30:09   **Motion:** Sen. Pomnichowski moved that **HB 411 BE CONCURRED IN AS AMENDED**.

Discussion:
15:30:17   Sen. Barrett
15:30:39   Chairman Welborn

15:30:40   **Motion/Vote:** Sen. Barrett moved that **HB 422 BE CONCEPTUALLY AMENDED** to adjust the quarterly invasive species fee for hydroelectric facilities so the total amount of revenue raised is approximately $2.5 million. Motion carried unanimously by voice vote. Sen. Flowers and Sen. S. Sales voted by proxy.

Discussion:
15:31:04   Chairman Welborn

15:31:23   **Motion/Vote:** Sen. Pomnichowski moved that **HB 411 BE CONCURRED IN AS AMENDED**. Motion carried 10-0 by voice vote. Sen. Flowers and Sen. S. Sales were excused.

15:31:50   Chairman Welborn
15:32:20   Sen. Pomnichowski

15:32:21   **Motion/Vote:** Sen. Welborn moved to **RECONSIDER THE MOTION THAT HB 411 BE CONCURRED IN AS AMENDED**. Motion carried 7-5 by roll call vote with Sen. Barrett, Sen. Cohenour, Sen. Flowers, Sen. Jacobson and Sen. Pomnichowski voting no. Sen. Flowers and Sen. S. Sales voted by proxy.

15:33:19   Chairman Welborn

5:33:35   **Motion:** Sen. Richmond moved that **HB 411 BE AMENDED**.
EXHIBIT(nas75a04)

Discussion:
15:34:38   Sen. Jacobson
15:34:52   Sen. Richmond
15:35:29   Sen. Jacobson
15:35:58   Sen. Richmond
15:36:15   Mr. Mohr
15:37:01   Sen. Jacobson
15:37:24   Mr. Mohr
15:37:48   Sen. Jacobson
15:38:25   Sen. Cohenour
15:38:51   Sen. Esp
15:39:26   Sen. Cohenour
15:40:25   Sen. Ankney

15:40:56   Sen. Flowers returned to the meeting.

15:41:15   Sen. Pomnichowski

15:42:07   **Vote:** Motion carried 7-5 by roll call vote with Sen. Barrett, Sen. Cohenour, Sen. Flowers, Sen. Jacobson and Sen. Pomnichowski voting no. Sen. S. Sales voted by proxy.

15:42:29   Sen. Ankney left the meeting.

15:43:21   **Motion/Vote:** Sen. Richmond moved that **HB 411 BE CONCURRED IN AS AMENDED**. Motion carried 11-1 by roll call vote with Sen. Pomnichowski voting no. Sen. Ankney and Sen. S. Sales voted by proxy. Sen. Cohenour will carry the bill.

ADJOURNMENT

Adjournment: 3:46 PM

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Mary Vandenbosch, Secretary

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Additional Documents:

EXHIBIT(nas75aad.pdf)

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