

MINUTES

MONTANA SENATE 67th LEGISLATURE - REGULAR SESSION

COMMITTEE ON NATURAL RESOURCES

Call to Order: Chair Jeffrey W. Welborn, on April 16, 2021 at 3:04 PM, in Room 303 Capitol

ROLL CALL

Members Present in the Committee Room:

Sen. Bruce Gillespie (R)

Members Present by Zoom Video Conference:

Sen. Jeffrey W. Welborn, Chair (R)

Sen. Pat Flowers, Vice Chair (D)

Sen. Duane Ankney (R)

Sen. Jill Cohenour (D)

Sen. Brian Hoven (R)

Sen. Tom Jacobson (D)

Sen. Mike Lang (R)

Sen. Ryan Lynch (D)

Sen. JP Pomnichowski (D)

Members Excused:

Sen. Jason D. Small, Vice Chair (R)

Sen. Bob Brown (R)

Members Absent: None

Staff Present: Lauren de Paepe, Committee Secretary
Jason Mohr, Legislative Branch
Jacquie Simmons, Remote Meeting Coordinator

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: SJ 28, 4/15/2021

Executive Action on: HB 320 - Be Tabled; HB 648 - Be Concurred in as Amended; SJ 28 - Do Pass as Amended

EXECUTIVE ACTION ON HB 320

15:05:53 **Motion:** Sen. Flowers moved that **HB 320 BE CONCURRED IN.**

Discussion:

15:06:08 Sen. Gillespie

15:06:13 Sen. Jacobson entered the meeting.

15:06:55 Sen. Flowers

15:08:11 Sen. Gillespie

15:08:39 Chair Welborn

15:08:59 **Vote:** Motion failed 4-8 by roll call vote with Sen. Brown, Sen. Gillespie, Sen. Hoven and Sen. Lang voting aye. Sen. Ankney, Sen. Brown, Sen. Lang and Sen. Small voted by proxy.

HEARING ON SJ 28

Opening Statement by Sponsor:

15:10:33 Sen. Mark Blasdel (R), SD 4, opened the hearing on SJ28, Study of Flathead River erosion.

Proponents' Testimony:

15:13:43 Hailey Graf, Flathead Conservation District (FCD)

EXHIBIT(nas73a01)

15:13:59 Sen. Lang entered the meeting.

15:16:40 Rachel Prevost, Montana Farmers Union

15:17:31 Kate Sheridan, Flathead Lakers, Polson

15:19:13 Kate Wilson, Flathead Basin Commission (FBC); speaking on behalf of Department of Natural Resources and Conservation

EXHIBIT(nas73a02)

15:20:48 Jeffrey Tiberi, Montana Association of Conservation Districts (MACD)

15:21:23 Rebecca Boslough, MACD

Additional Testimony Received:

EXHIBIT(nas73a03)

Opponents' Testimony: None

Informational Testimony:

15:22:53 Darrin Kron, Department of Environmental Quality (DEQ)

15:23:26 Kristy Fortman, Watershed Protection Section manager, DEQ

Questions from Committee Members and Responses:

15:23:54 Sen. Pomnichowski

15:26:57 Ms. Graf, FCD
 15:27:28 Sen. Lang
 15:28:36 Ms. Wilson, FBC
 15:29:11 Sen. Lang
 15:29:28 Chair Welborn
 15:29:40 Ms. Boslough, MACD
 15:31:31 Sen. Lang
 15:32:09 Sen. Flowers
 15:32:51 Ms. Graf
 15:33:22 Sen. Hoven
 15:34:23 Ms. Boslough
 15:34:46 Ms. Graf
 15:35:48 Sen. Hoven
 15:36:06 Ms. Graf
 15:36:18 Sen. Gillespie
 15:37:18 Sen. Pomnichowski
 15:37:57 Ms. Graf
 15:38:51 Sen. Pomnichowski
 15:39:23 Sen. Blasdel

Closing by Sponsor:

15:40:03 Sen. Blasdel

EXECUTIVE ACTION ON SJ 28

15:40:47 Chair Welborn

15:41:00 Sen. Ankney entered the meeting.

15:41:17 Sen. Pomnichowski

15:41:27 Chair Welborn

15:41:53 Jason Mohr, Legislative Services Division (LSD)

15:42:20 Chair Welborn

15:42:24 Sen. Pomnichowski

15:43:20 Sen. Cohenour

15:43:40 **Motion:** Sen. Cohenour moved that **SJ 28 DO PASS.**

Discussion:

15:44:13 Sen. Lang

15:45:31 **Motion:** Sen. Cohenour moved that **SJ 28 BE AMENDED CONCEPTUALLY.**

Discussion:

15:45:33 Chair Welborn

15:46:53 Sen. Gillespie

15:47:55 Sen. Pomnichowski

15:48:51 Sen. Flowers

15:49:24 Sen. Pomnichowski

15:49:55 Mr. Mohr, LSD

15:50:49 Sen. Cohenour

15:51:44 **Vote:** Motion carried 7-5 by roll call vote with Sen. Ankney, Sen. Brown, Sen. Gillespie, Sen. Hoven and Sen. Lang voting no. Sen. Brown and Sen. Small voted by proxy.

15:52:52 **Motion:** Sen. Cohenour moved that **SJ 28 DO PASS AS AMENDED.**

Discussion:

15:53:00 Sen. Hoven

15:54:02 Sen. Gillespie

15:54:43 **Vote:** Motion carried 7-5 by roll call vote with Sen. Ankney, Sen. Brown, Sen. Gillespie, Sen. Hoven and Sen. Lang voting no. Sen. Brown and Sen. Small voted by proxy.

EXECUTIVE ACTION ON HB 648

15:56:14 **Motion:** Sen. Lang moved to **RECONSIDER THE MOTION** on **HB 648.** (Bill was amended and failed on a tie vote on April 14, 2021.)

Discussion:

15:56:26 Chair Welborn

15:56:53 Jason Mohr, Legislative Services Division (LSD)

15:57:23 Chair Welborn

15:57:27 Sen. Lang

15:57:32 Sen. Ankney

15:57:50 Mr. Mohr, LSD

15:58:10 Sen. Lang

15:58:23 Sen. Ankney

16:00:20 Sen. Lynch

16:00:46 Mr. Mohr

16:02:54 Sen. Cohenour

16:05:21 Sen. Ankney

16:07:05 Sen. Lang

16:08:31 Sen. Pomnichowski

16:09:44 Sen. Cohenour

16:10:04 Sen. Lang

16:10:10 Chair Welborn

16:10:19 **Vote:** Motion carried 8-4 by roll call vote with Sen. Cohenour, Sen. Flowers, Sen. Lynch and Sen. Pomnichowski voting no. Sen. Brown and Sen. Small voted by proxy.

EXECUTIVE ACTION ON HB 320

16:11:51 **Motion:** Sen. Flowers moved that **HB 320 BE TABLED.**

Discussion:

16:12:00 Chair Welborn

16:12:51 **Vote:** Motion carried 9-3 by roll call vote with Sen. Brown, Sen. Hoven and Sen. Lang voting no. Sen. Brown and Sen. Small voted by proxy.

EXECUTIVE ACTION ON HB 648

16:14:03 Jason Mohr, Legislative Services Division (LSD)

16:14:25 **Motion/Vote:** Sen. Lang moved that **HB 648 BE CONCURRED IN AS AMENDED**. Motion carried 8-4 by roll call vote with Sen. Cohenour, Sen. Flowers, Sen. Lynch and Sen. Pomnichowski voting no. Sen. Brown and Sen. Small voted by proxy. Sen. Ankney will carry the bill.

Committee Business:

16:15:43 Chair Welborn
16:17:12 Sen. Flowers
16:17:16 Sen. Ankney
16:17:24 Sen. Gillespie
16:17:32 Chair Welborn
16:18:33 Mr. Mohr, LSD
16:18:37 Chair Welborn

ADJOURNMENT

Adjournment: 4:20 PM

Lauren de Paepe, Secretary

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Additional Documents:

EXHIBIT([nas73aad.pdf](#))