

MINUTES

MONTANA HOUSE OF REPRESENTATIVES

68th LEGISLATURE - REGULAR SESSION

COMMITTEE ON (H) ENERGY, TECHNOLOGY AND FEDERAL RELATIONS

Call to Order: Chair Katie Zolnikov-R, on February 24, 2023 at 4:20 PM, in 472

ROLL CALL

Members Present: Rep. Katie Zolnikov, Chair (R)
Rep. Steven Galloway, Vice Chair (R)
Rep. Katie Sullivan, Vice Chair (D)
Rep. Laurie Bishop (D)
Rep. Larry Brewster (R)
Rep. Paul Fielder (R)
Rep. Derek Harvey (D)
Rep. Joshua Kassmier (R)
Rep. Casey Knudsen (R)
Rep. Kelly Kortum (D)
Rep. Bob Phalen (R)

Members Excused: Rep. Paul Green (R)
Rep. Greg Kmetz (R)

Staff Present: Lucinda Blair, Secretary
Trevor Graff, Research Analyst

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 597 02/22/2023

HB 723 02/22/2023

HB 737 02/24/2023

HB 770 02/22/2023

HJ 5 02/22/2023

HJ 8 02/22/2023

HJ 10 02/22/2023

HJ 12 02/24/2023

Executive Action:

HB 492 DO PASS AS AMENDED
HB 524 DO PASS AS AMENDED
HB 477 DO PASS
HB 484 DO PASS
HB 597 DO PASS
HB 723 TO TABLE
HB 770 DO PASS AS AMENDED
HJ 8 TO TABLE
HJ 5 TO TABLE
HJ 10 DO PASS
HJ 12 DO PASS

HEARING ON HJ 10 – Resolution for reaffirming Montana’s commitment to its relationship with Taiwan

Opening Statement:

16:21:26 Rep. Sue Vinton (R), HD 56, opened the hearing on HJ 10, Resolution for reaffirming Montana’s commitment to its relationship with Taiwan.

Proponent Testimony:

None

Opponent Testimony:

None

Informational Witness Testimony:

None

Questions from Committee:

None

Closing Statement:

16:22:07 Rep. Sue Vinton (R), HD 56, closed the hearing on HJ 10.

HEARING ON HJ 12 – Joint resolution to request a ban on pharmaceutical ads on public airwaves

Opening Statement:

16:22:45 Rep. Casey Knudsen (R), HD 33, opened the hearing on HJ 12, Joint resolution to request a ban on pharmaceutical ads on public airwaves.

Proponent Testimony:

None

Opponent Testimony:

None

Informational Witness Testimony:

None

Questions from Committee:

None

Closing Statement:

16:24:54 Rep. Casey Knudsen (R), HD 33, closed the hearing on HJ 12.

HEARING ON HJ 5 – Resolution for congressional term limits

Opening Statement:

16:26:20 Rep. Terry Moore (R), HD 54, opened the hearing on HJ 5, Resolution for congressional term limits.

Proponent Testimony:

16:28:46 Senator Mark Noland, SD 5
16:29:12 Ed Walker, Self
16:33:45 Senator Tom McGillvray, SD 23
16:36:44 Terry Kramer, Self
16:37:40 Wendy Jorgenson, Self
16:39:16 Steve Allen, Self

16:40:59 Ron Hooper, U.S. Term Limits

16:42:30 Kenn Quinn, U.S. Term Limits

Opponent Testimony:

16:45:07 Ed Regan, Broadwater County Republican Central Committee

16:50:07 Daniel Keder, Self

16:53:09 Dan Skattum, Self

16:54:22 Kathy Love, Self

16:57:04 Leah Southwell, Self

16:58:33 Robyn Morrison, League of Women Voters of Montana

16:59:20 Shawn Meehan, Self

17:01:06 Glenda Edgeworth, Self

17:01:16 Terri Lackey, Self

17:01:26 Joanna Martin, Self

17:01:52 Alan Lackey, Self

17:02:08 Scott Dunphey, Self

17:02:22 Gina Barnes, Self

Informational Witness Testimony:

None

Questions from Committee:

17:03:06 Rep. Paul Fielder

17:03:45 Senator Tom McGillvray

17:04:31 Vice Chair Steven Galloway

Closing Statement:

17:06:30 Rep. Terry Moore (R), HD 54, closed the hearing on HJ 5.

HEARING ON HJ 8 – Joint resolution regarding Yellowstone and Glacier National Parks

Opening Statement:

17:09:29 Rep. Tom France (D), HD 94, opened the hearing on HJ 8, Joint resolution regarding Yellowstone and Glacier National Parks.

Proponent Testimony:

17:13:55 Raylee Honeycutt, Montana Stock Growers Association
17:14:56 Katjana Stutzer, Montana Chapter of Backcountry Hunters and Anglers
(BHA)

Opponent Testimony:

None

Informational Witness Testimony:

None

Questions from Committee:

17:17:00 Rep. Bob Phalen
17:17:25 Katiana Stutzer, BHA

Closing Statement:

17:17:50 Rep. Tom France (D), HD 94, closed the hearing on HJ 8.

HEARING ON HB 770 – Generally revise regulation of electronic and social media communications

Opening Statement:

17:20:01 Rep. Matt Regier (R), HD 4, opened the hearing on HB 770, Generally revise regulation of electronic and social media communications.

Proponent Testimony:

None

Opponent Testimony:

None

Informational Witness Testimony:

None

Questions from Committee:

17:24:40 Vice Chair Katie Sullivan
17:25:20 Rep. Matt Regier
17:26:00 Rep. Kelly Kortum
17:28:00 Rep. Derek Harvey

Closing Statement:

17:29:31 Rep. Matt Regier (R), HD 4, closed the hearing on HB 770.

HEARING ON HB 723 – Revising class D motor carrier regulation

Opening Statement:

17:31:20 Rep. Brad Barker (R), HD 58, opened the hearing on HB 723, Revising class D motor carrier regulation.

Proponent Testimony:

None

Opponent Testimony:

17:36:00 EJ Redding, Montana Solid Waste Contractors Association (MSWCA)
17:38:43 Brandon Sandbak, MacKenzie Disposal
17:43:17 Billy Fisher, Grizzly Disposal
17:43:54 Lonnie Johnson, Plentywood Sanitation
17:44:39 Jennifer Bernosky, Bitterroot Disposal and Evergreen Disposal
17:46:38 Russell Giulio, Giulio Disposal
17:47:00 Jessica Murphy, Bitterroot Disposal and Victor Transfer Station
17:47:40 Chad Bauer, Republic Services
17:48:15 Tom McGree, McGree Trucking
17:49:03 Jacqueline Papez, Self
17:50:35 Lance Johnson, L&L Site Service and Grizzly Disposal
17:51:21 Chance Sparrow

Informational Witness Testimony:

None

Questions from Committee:

17:52:10 Vice Chair Katie Sullivan
17:52:44 Rep. Brad Barker
17:54:30 Chair Katie Zolnikov

Closing Statement:

17:56:57 Rep. Brad Barker (R), HD 58, closed the hearing on HB 723.

18:00:01 **Recessed**

18:06:04 **Reconvened**

HEARING ON HB 597 – Generally revising laws related to reallocation of 911 fees

Opening Statement:

18:06:25 Rep. Neil Duram (R), HD 2, opened the hearing on HB 597, Generally revising laws related to reallocation of 911 fees.

Proponent Testimony:

18:10:30 Laura Schultz, Department of Justice (DOJ)
18:13:03 Alan Doane, Department of Justice (DOJ)
18:14:25 Alex Sterhan, Department of Justice (DOJ)
18:15:18 Jessie Luther, Association of Montana Troopers (AMT)
18:16:05 Thomas Jodoin, Montana League of Cities and Towns (MTLCT)

Opponent Testimony:

18:16:58 Geoff Feiss, Broadband Montana
18:23:43 Zae Hudson, Ravalli County Sheriffs, Ravalli County 911 and Montana Sheriffs and Peace Officers Association (MSPOA)
18:26:10 Tim Martindale, Gallatin County 911 and Association of Public Safety Communications Officials (APCO)

Informational Witness Testimony:

18:28:35 Will Selph, Department of Justice (DOJ)

Questions from Committee:

18:29:00 Rep. Casey Knudsen
18:29:20 Laura Schultz, DOJ
18:30:25 Will Selph, DOJ
18:31:55 Rep. Kelly Kortum
18:34:47 Rep. Derek Harvey
18:35:38 Tim Martindale, APCO
18:37:10 Vice Chair Katie Sullivan
18:37:45 Geoff Feiss, Broadband MT
18:39:51 Alan Doane, DOJ
18:42:32 Vice Chair Steven Galloway
18:46:07 Rep. Neil Duram
18:49:57 Rep. Laurie Bishop
18:50:18 Trevor Graff
18:47:45 Rep. Bob Phalen

Closing Statement:

19:00:31 Rep. Neil Duram (R), HD 2, closed the hearing on HB 597.

HEARING ON HB 737 – Revise laws related to coal fired generating unit remediation

Opening Statement:

19:05:40 Rep. Gary Parry (R), HD 39, opened the hearing on HB 737, Revise laws related to coal fired generating unit remediation.

Proponent Testimony:

19:10:56 Bob Gilbert, on behalf of City of Colstrip
19:12:57 Thomas Jodoin, Montana League of Cities and Towns (MTLCT)

Opponent Testimony:

19:13:48 Ann Hedges, Montana Environmental Information Center (MEIC)
19:15:54 Jessie Luther, Talen Montana
19:18:00 Ryan McLane, NorthWestern Energy (NWE)
19:20:22 Krista Lee Evans, Senior Water Rights Coalition

19:22:35 Amy Steinmetz, Department of Environmental Quality (DEQ)
19:24:19 George Harris, Montana Coal Council
19:26:36 Charles Robison, Montana Chamber of Commerce

Informational Witness Testimony:

None

Questions from Committee:

19:28:16 Vice Chair Katie Sullivan
19:28:29 Rep. Gary Parry
19:28:37 Vice Chair Steven Galloway
19:31:59 Chair Katie Zolnikov
19:33:40 Jessie Luther, Talen MT
19:34:55 Ryan McLane, NWE

Closing Statement:

19:36:50 Rep. Gary Parry (R), HD 39, closed the hearing on HB 737.

19:38:30 **Recessed**
20:05:30 **Reconvened**

EXECUTIVE ACTION ON HB 492 – Revise telecommunications regulation

20:06:02 **Motion:** Rep. Josh Kassmier moved that **HB 492 DO PASS**.
20:06:20 **Motion:** Rep. Josh Kassmier moved that **HB 492 BE AMENDED**.
Vote: Motion carried unanimously by voice vote.
20:07:45 **Motion:** Rep. Josh Kassmier moved that **HB 492 DO PASS AS AMENDED**.
Vote: Motion carried 11-2 by roll call vote with Rep. Kortum, Rep. Sullivan, voting no.

EXECUTIVE ACTION ON HB 524 – Revise energy laws relating to solar panels

20:08:30 **Motion:** Rep. Josh Kassmier moved that **HB 524 DO PASS**.
20:08:55 **Motion:** Rep. Josh Kassmier moved that **HB 524 BE AMENDED**.

Vote: Motion carried unanimously by voice vote.

20:10:40

Motion: Rep. Josh Kassmier moved that **HB 524 DO PASS AS AMENDED.**

Vote: Motion carried 7-6 by roll call vote with Rep. Bishop, Rep. Brewster, Rep. Fielder, Rep. Harvey, Rep. Kmetz, Rep. Kortum, voting no.

Rep. Kmetz, By Proxy

EXECUTIVE ACTION ON HB 477 – Generally revise corporation laws regarding tribal entities

20:11:50

Motion: Vice Chair Steven Galloway moved that **HB 477 DO PASS.**

Vote: Motion carried 12-1 by roll call vote with Rep. Fielder, voting no.

EXECUTIVE ACTION ON HB 484 – Establish broadband advisory commission

20:15:10

Motion: Vice Chair Katie Sullivan moved that **HB 484 DO PASS.**

Vote: Motion carried 7-6 by roll call vote with Rep. Brewster, Rep. Fielder, Rep. Galloway, Rep. Kmetz, Rep. Knudsen, Rep. Phalen, voting no.

Rep. Kmetz, By Proxy

EXECUTIVE ACTION ON HB 597 – Generally revising laws related to reallocation of 911 fees

20:17:25

Motion: Vice Chair Steven Galloway moved that **HB 597 DO PASS.**

Vote: Motion carried 9 - 4 by roll call vote with Rep. Bishop, Rep. Kassmier, Rep. Kortum, Rep. Sullivan, voting no.

EXECUTIVE ACTION ON HB 723 – Revising class D motor carrier regulation

20:20:05

Motion: Vice Chair Steven Galloway moved that **HB 723 DO PASS.**

Vote: Motion failed 9 - 4 by roll call vote with Rep. Green, Rep. Kassmier, Rep. Knudsen, Rep. Zolnikov, voting yes.

Rep. Green, By Proxy

20:24:30

Motion: Vice Chair Steven Galloway moved that **HB 723 BE TABLED.**

Vote: Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 770 – Generally revise regulation of electronic and social media communications

- 20:25:33 **Motion:** Vice Chair Steven Galloway moved that **HB 770 DO PASS.**
- 20:25:50 **Motion:** Vice Chair Steven Galloway moved that **HB 770 BE AMENDED.**
Vote: Motion carried unanimously by voice vote.
- 20:27:09 **Motion:** Vice Chair Steven Galloway moved that **HB 770 DO PASS AS AMENDED.**
Vote: Motion carried 9 - 4 by roll call vote with Rep. Bishop, Rep. Harvey, Rep. Kortum, Rep. Sullivan, voting no.

EXECUTIVE ACTION ON HJ 8 – Joint resolution regarding Yellowstone and Glacier National Parks

- 20:29:25 **Motion:** Vice Chair Steven Galloway moved that **HJ 8 DO PASS.**
Vote: Motion failed 9 - 4 by roll call vote with Rep. Bishop, Rep. Harvey, Rep. Kortum, Rep. Sullivan, voting yes.
- 20:31:07 **Motion:** Vice Chair Steven Galloway moved that **HJ 8 BE TABLED.**
Vote: Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HJ 5 – Resolution for congressional term limits

- 20:31:30 **Motion:** Vice Chair Steven Galloway moved that **HJ 5 DO PASS.**
Vote: Motion failed 10 - 3 by roll call vote with Rep. Brewster, Rep. Kmetz, Rep. Zolnikov, voting yes.
Rep. Kmetz, By Proxy
- 20:33:10 **Motion:** Vice Chair Steven Galloway moved that **HJ 5 BE TABLED.**
Vote: Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HJ 10 – Resolution for reaffirming Montana’s commitment to its relationship with Taiwan

- 20:33:30 **Motion:** Vice Chair Steven Galloway moved that **HJ 10 DO PASS.**
Vote: Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HJ 12 – Joint resolution to request a ban on pharmaceutical ads on public airwaves

20:34:30

Motion: Vice Chair Steven Galloway moved that **HJ 12 DO PASS**.

Vote: Motion carried unanimously by voice vote.

ADJOURNMENT

Adjournment: 20:37:08

Lucinda Blair, Secretary

Additional Documents: EXHIBIT(230224FEH)



House Standing Committee Report

February 24, 2023

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To the Speaker,

We, your committee on **(H) Energy, Technology and Federal Relations** recommend that **House Bill 477** (first reading copy – white) **Do Pass**.

Signed: Katie Zolnikov
Rep. Katie Zolnikov-R, Chair

-End-

Committee Vote:

Yes 12, No 1

2/24/23



House Standing Committee Report

February 24, 2023

page 1 of 1

To the Speaker,

We, your committee on **(H) Energy, Technology and Federal Relations** recommend that **House Bill 484** (first reading copy – white) **Do Pass**.

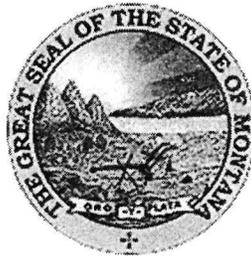
Signed: Katie Zolnikov
Rep. Katie Zolnikov-R, Chair

-End-

Committee Vote:

Yes 7, No 6

2/27



House Standing Committee Report

February 24, 2023

page 1 of 1

To the Speaker,

We, your committee on **(H) Energy, Technology and Federal Relations** recommend that **House Bill 597** (first reading copy – white) **Do Pass**.

Signed: _____


Rep. Katie Zolnikov-R, Chair

-End-

Committee Vote:

Yes 9, No 4

2023



House Standing Committee Report

February 24, 2023

page 1 of 1

To the Speaker,

We, your committee on **(H) Energy, Technology and Federal Relations** recommend that **House Joint Resolution 10** (first reading copy – white) **Do Pass**.

Signed: 
Rep. Katie Zolnikov-R, Chair

-End-

Committee Vote:

Yes 13, No 0

2/27



House Standing Committee Report

February 24, 2023

page 1 of 1

To the Speaker,

We, your committee on **(H) Energy, Technology and Federal Relations** recommend that **House Joint Resolution 12** (first reading copy – white) **Do Pass**.

Signed: *Katie Zolnikov*
Rep. Katie Zolnikov-R, Chair

-End-

Committee Vote:

Yes 13, No 0

Handwritten initials or mark

BILL TABLED NOTICE

House (H) Energy, Technology and Federal Relations

The House (H) Energy, Technology and Federal Relations
TABLED

HJ5-Resolution for congressional term limits- Rep. Terry Moore

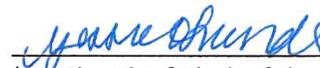
HJ8-Joint resolution regarding Yellowstone and Glacier National Parks- Rep. Tom France

HB723-Revising class D motor carrier regulation- Rep. Brad Barker

by motion, on Friday February 24, 2023, (PLEASE USE THIS ACTION DATE IN LAWS BILL STATUS).



(For the Committee)



(For the Chief Clerk of the House)
7:07am 2-27-23
(time) (date)



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

(H) ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS

COMMITTEE ROLL CALL VOTE

VOICE

BILL NUMBER 492

DATE 2-24-23

MOTION Be amended 001.002

NAME	AYE	NO	PROXY
REP. BISHOP	✓		
REP. BREWSTER	✗		
REP. FIELDER	✗		
VICE CHAIR GALLOWAY	/		
<u>REP. GREEN</u>	/		Absent
REP. HARVEY	/		
REP. KASSMIER	/		
REP. KMETZ	/		✗
REP. KNUDSEN	/		
REP. KORTUM	/		
Rep. PHALEN	/		
VICE CHAIR SULLIVAN	/		
CHAIR ZOLNIKOV	/		

13 MEMBERS



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

(H) ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS
COMMITTEE ROLL CALL VOTE

BILL NUMBER 492

Voice

DATE 2-24-23

MOTION do pass as amended

NAME	AYE	NO	PROXY
REP. BISHOP	X		
REP. BREWSTER	X		
REP. FIELDER	X		
VICE CHAIR GALLOWAY	X		
REP. GREEN			X abstain
REP. HARVEY	X		
REP. KASSMIER	X		
REP. KMETZ			X abstain
REP. KNUDSEN	X		
REP. KORTUM		X	
Rep. PHALEN	X		
VICE CHAIR SULLIVAN		X	
CHAIR ZOLNIKOV	X		

9 - 2 - 2

13 MEMBERS



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

(H) ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS

COMMITTEE ROLL CALL VOTE

voice

BILL NUMBER 524

DATE 2-24-23

MOTION Be amended .001.001 Rep. Kassmier

NAME	AYE	NO	PROXY
REP. BISHOP	X		
REP. BREWSTER	X		
REP. FIELDER	X		
VICE CHAIR GALLOWAY	X		
REP. GREEN	X		X
REP. HARVEY	X		
REP. KASSMIER	X		
REP. KMETZ	abstain		
REP. KNUDSEN	X		
REP. KORTUM	X		
Rep. PHALEN	X		
VICE CHAIR SULLIVAN	X		
CHAIR ZOLNIKOV	X		

13 MEMBERS



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

(H) ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS
COMMITTEE ROLL CALL VOTE

BILL NUMBER 597
Galloway

DATE 2-24-23

MOTION Vice Chair .. ' Do Pass

NAME	AYE	NO	PROXY
REP. BISHOP		✓	
REP. BREWSTER	✓		
REP. FIELDER	✓		
VICE CHAIR GALLOWAY	✓		
REP. GREEN	✓		✓
REP. HARVEY	✓		
REP. KASSMIER		✓	
REP. KMETZ	✓		✓
REP. KNUDSEN	✓		
REP. KORTUM		✓	
Rep. PHALEN	✓		
VICE CHAIR SULLIVAN		✓	
CHAIR ZOLNIKOV	✓		

9 4

13 MEMBERS



(H) ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS

COMMITTEE ROLL CALL VOTE

Voice

BILL NUMBER HB 723 —

DATE 2-24-23

MOTION Vice chair Galloway To Table

NAME	AYE	NO	PROXY
REP. BISHOP	X		
REP. BREWSTER	X		
REP. FIELDER	X		
VICE CHAIR GALLOWAY	X		
REP. GREEN	Abstain		
REP. HARVEY	X		
REP. KASSMIER	X		
REP. KMETZ	Abstain		
REP. KNUDSEN	X		
REP. KORTUM	X		
Rep. PHALEN	X		
VICE CHAIR SULLIVAN	X		
CHAIR ZOLNIKOV	X		



(H) ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS

COMMITTEE ROLL CALL VOTE

HB

BILL NUMBER 770

DATE 2-24-23

MOTION Do pass as amended V.C. Galloway

NAME	AYE	NO	PROXY
REP. BISHOP		X	
REP. BREWSTER	X		
REP. FIELDER	X		
VICE CHAIR GALLOWAY	X		
REP. GREEN	X		X
REP. HARVEY		X	
REP. KASSMIER	X		
REP. KMETZ	X		X
REP. KNUDSEN	X		
REP. KORTUM		X	
Rep. PHALEN	X		
VICE CHAIR SULLIVAN		X	
CHAIR ZOLNIKOV	X		

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13 MEMBERS



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

(H) ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS
COMMITTEE ROLL CALL VOTE

BILL NUMBER HJ 5

DATE 2-24-23

MOTION: To table without objection So ordered

Do Pass			
Be Amended	#	#	#
Do Pass As Amended	Times		
To Table	X Vice Chair Galloway		

NAME	AYE	NO	PROXY	ABSTAIN
REP. BISHOP	X			
REP. BREWSTER	X			
REP. FIELDER	X			
VICE CHAIR GALLOWAY	X			
REP. GREEN				X
REP. HARVEY	X			
REP. KASSMIER	X			
REP. KMETZ				X
REP. KNUDSEN	X			
REP. KORTUM	X			
Rep. PHALEN	X			
VICE CHAIR SULLIVAN	X			
CHAIR ZOLNIKOV	X			
TOTAL VOTE COUNT	11			

13 MEMBERS



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

(H) ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS

COMMITTEE ROLL CALL VOTE

Voice

BILL NUMBER H.J. 8

DATE 2-21-23

MOTION :

Do Pass			
Be Amended	#	#	#
Do Pass As Amended Times			
To Table <i>V.C. Galloway</i>	<i>X</i>		

NAME	AYE	NO	PROXY	ABSTAIN
REP. BISHOP	<i>X</i>			
REP. BREWSTER	<i>X</i>			
REP. FIELDER	<i>X</i>			
VICE CHAIR GALLOWAY	<i>X</i>			
REP. GREEN				<i>X</i>
REP. HARVEY	<i>X</i>			
REP. KASSMIER	<i>X</i>			
REP. KMETZ				<i>X</i>
REP. KNUDSEN	<i>X</i>			
REP. KORTUM	<i>X</i>			
Rep. PHALEN	<i>X</i>			
VICE CHAIR SULLIVAN	<i>X</i>			
CHAIR ZOLNIKOV	<i>X</i>			
TOTAL VOTE COUNT	<i>X</i>			

13 MEMBERS



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

(H) ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS
COMMITTEE ROLL CALL VOTE

BILL NUMBER H. J. 10

DATE 2-21-23

MOTION :

Do Pass	X vice chair Galloway		
Be Amended	#	#	#
Do Pass As Amended	Times		
To Table			

NAME	AYE	NO	PROXY	ABSTAIN
REP. BISHOP	X			
REP. BREWSTER	X			
REP. FIELDER	X			
VICE CHAIR GALLOWAY	X			
REP. GREEN	X		X	
REP. HARVEY	X			
REP. KASSMIER	X			
REP. KMETZ	X		X	
REP. KNUDSEN	X			
REP. KORTUM	X			
Rep. PHALEN	X			
VICE CHAIR SULLIVAN	X			
CHAIR ZOLNIKOV	X			
TOTAL VOTE COUNT	13			

13 MEMBERS



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

(H) ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS
COMMITTEE ROLL CALL VOTE

Voice

BILL NUMBER H.J. 12

DATE 2-24-23

MOTION :

Do Pass	<input checked="" type="checkbox"/>	Vice Chair Galloway	
Be Amended	#	#	#
Do Pass As Amended	Times		
To Table			

NAME	AYE	NO	PROXY	ABSTAIN
REP. BISHOP	X			
REP. BREWSTER	X			
REP. FIELDER	X			
VICE CHAIR GALLOWAY	X			
REP. GREEN	X		X	
REP. HARVEY	X			
REP. KASSMIER	X			
REP. KMETZ	X		X	
REP. KNUDSEN	X			
REP. KORTUM	X			
Rep. PHALEN	X			
VICE CHAIR SULLIVAN	X			
CHAIR ZOLNIKOV	X			
TOTAL VOTE COUNT	13			

13 MEMBERS



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES
AUTHORIZED
COMMITTEE PROXY
68TH LEGISLATIVE SESSION

I request to be excused from the Energy Committee.

I desire to leave my proxy vote with Rep. CASEY KUDDSEN

PLEASE USE PEN

Table with 4 columns: BILL, MOTION (Include AMENDMENT #), AYE, NO. Contains handwritten entries for bills HB524, HB477, HB484, AB597, HB723, HB770, HB770, HJ8, HJ5, HJ10, HJ12.

Table with 4 columns: BILL, MOTION (Include AMENDMENT #), AYE, NO. This table is currently empty.

I authorize my vote to be matched with that of Rep. for any amendments proposed on this date.

Rep. [Signature] PAUL GREEN 2-24-2023
(Signature) (Print Name) (Meeting Date)



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES
AUTHORIZED
COMMITTEE PROXY
68TH LEGISLATIVE SESSION

I request to be excused from the Emergency TELECOMS FED Committee.

I desire to leave my proxy vote with Rep. BREWSTER.

PLEASE USE PEN

BILL	MOTION (Include AMENDMENT #)	AYE	NO
492	Amendment	X	
492	Bill	X	
524	Amend DO PASS	X	
524	Bill DO PASS		X
477	Bill	X	
484	Bill		X
597	Bill	X	
723	Bill		X
770	Amend 770 1.1	X	
770	Bill	X	
HJ8	Bill		X
HJ5	Resolution	X	

BILL	MOTION (Include AMENDMENT #)	AYE	NO
HJ10	Resolution	X	
HJ12	Resolution	X	

I authorize my vote to be matched with that of Rep. Brewster
for any amendments proposed on this date.

Rep. [Signature] KMETZ
(Signature) (Print Name) (Meeting Date)



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

VISITOR REGISTER

FEDERAL RELATIONS, ENERGY & TECHNOLOGY COMMITTEE

DATE: 2/24/2023

BILL NO **HB 597**

SPONSOR(S): Representative **Neil Duram**

SHORT TITLE: **Generally revising laws related to reallocation of 911 fees**

Please leave prepared testimony with the clerk.

Witness Statement forms are available if you care to submit written testimony.

PLEASE PRINT

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Name	Representing	Support	Oppose	Info witness
JEN HENSLEY	County of Missoula		X	
Tim Martindale	Gallatin Co & APCO		X	
Geoff Solberg	Gallatin Co & APCO		X	
Zoe Hudson	Beaumont County SD		X	
Chanel Wayles	MT APCO		X	
ZACH SLATTERY	MT APCO		X	
Adrian Beck	Missoula County		X	
Scott O'Connell	MT NEMA		+	
Geoff Poiss	Broadband MT		Armed	
Rich Cronox	MT Fire Alliance		X	
Jessie Luther	AMT	X		
Alan Dornie	DOJ	X		
Laura Schultz		V		
Alex Stehman	DOJ	X		



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

VISITOR REGISTER

FEDERAL RELATIONS, ENERGY & TECHNOLOGY COMMITTEE

DATE: 2/24/2023

BILL NO: HB 723

SPONSOR(S): Representative Brad Barker

SHORT TITLE: Revising class D motor carrier regulation

Please leave prepared testimony with the clerk. Witness Statement forms are available if you care to submit written testimony.

PLEASE PRINT

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PLEASE PRINT

PLEASE PRINT

Table with 5 columns: Name, Representing, Support, Oppose, Info witness. Contains handwritten entries for various individuals and organizations like Waste Connections, Republic Services, and Teamsters Local #2.



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

VISITOR REGISTER

FEDERAL RELATIONS, ENERGY & TECHNOLOGY COMMITTEE

DATE: 2/24/2023

BILL NO: **HB 737**

SPONSOR(S): Representative Gary Parry

SHORT TITLE: **Revise laws related to coal fired generating unit remediation**

Please leave prepared testimony with the clerk.
 Witness Statement forms are available if you care to submit written testimony.

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Name	Representing	Support	Oppose	Info witness
Duane Wack	IBEW 233	X		
Amee Grmouez	AVISMA		X	
MONTANA BUREAU Amy Steinmetz	DEQ		X	
Dwight Rose	IBEW 44	X		
Luke Hoffer	IBEW 233	X		
Ryan McLane	NWE		X	
Charles Robinson	MT Chamber		X	
Bob Gilbert	Colstrip-Rosebud Co	X		
Jesse Luther	MT Talen Montana		X	
Krista Lee Evans	Sr Water Rights Coalition		X	
THOMAS JODWIN	MLCT	X		
A. Gary P. Carr			X	



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

VISITOR REGISTER

FEDERAL RELATIONS, ENERGY & TECHNOLOGY COMMITTEE

DATE: 2/24/2023

BILL NO HJ 5

SPONSOR(S): Representative Terry Moore

SHORT TITLE: Resolution for congressional term limits

Please leave prepared testimony with the clerk.

Witness Statement forms are available if you care to submit written testimony.

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Name	Representing	Support	Oppose	Info witness
Ed REGAN	BRAUNATOR Republican Comm.		X	
Daniel Keder	self		X	
Dan Skattum	montana		X	
Rufus Ruter	self		X	
TERRY KEAMER	SELF	X		
Ed WALKER	Self	X		
Wendy Jorgenson	self	X		
Steven Allen	self	X		
Patrick YAWARIZ	Blackfeet		X	



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

VISITOR REGISTER

FEDERAL RELATIONS, ENERGY & TECHNOLOGY COMMITTEE

DATE: 2/24/2023

BILL NO HJ 8

SPONSOR(S): Representative Tom France

SHORT TITLE: Joint resolution regarding Yellowstone and Glacier National Parks

Please leave prepared testimony with the clerk.

Witness Statement forms are available if you care to submit written testimony.

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Name	Representing	Support	Oppose	Info witness
Patrick YAWARIE	Blackfeet	X		
Roylee Honeycutt	MT Stockgrowers	X		
Kayana Stutzer	MT BHA	X		



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

VISITOR REGISTER

FEDERAL RELATIONS, ENERGY & TECHNOLOGY COMMITTEE

DATE: 2/24/2023

BILL NO: HJ 10

SPONSOR(S): Representative Sue Vinton

SHORT TITLE: Resolution for reaffirming Montana's commitment to its relationship with Taiwan

Please leave prepared testimony with the clerk.
Witness Statement forms are available if you care to submit written testimony.

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Table with 5 columns: Name, Representing, Support, Oppose, Info witness. Multiple empty rows for data entry.

Committee Roles and Responsibilities Outline

I. Form and staff the committee

- a. Staff this joint committee adequately to accomplish the following tasks II – V within 1 year. Then staff as appropriate subsequent years to maintain full and constant oversight of the federal government.
 - i. Full caution and discretion is paramount *Do Not Obtain Advice From Constitutional Lawyers*. A full reliance upon the Ratification Debates and source documents of the federal Constitution and formal records will be necessary. Many of these resources can be provided or obtained to assist in this work.

II. Declaration to all other Parties in the Constitution

- a. Promulgate to all Parties (i.e. the sister States) of the Constitution for the United States that the State of Wyoming or South Dakota will be:
 - i. Definitizing the Constitution to only be the text of the original Constitution and all ratified amendments. Do not get caught up on the legitimacy of any amendments at this time. Auditing the veracity of amendments will come later when the Parties (i.e. the States) begin working together.
 - 1. Each clause in the Constitution that was defined by the proponents of the Constitution during the Ratification Debates will be grouped as referenced “legal” footnotes to the Constitution as the legal definitions and terms of the Constitution.
 - 2. Declare that the Federal annotated Constitution based upon jurist interpretation is not constitutional nor congruent with Contract Law; only the Parties can determine what is to be Constitutional and what is not constitutional and how each clause and line was stipulated by the proponents and authors of the Constitution; therefore, based upon the fundamental tenants of contract law, these definitions and terms provided during the ratification Debates by the States ratifying the federal Constitution are legally binding. James Madison stated:

“But whatever might have been the opinions entertained in forming the Constitution, **it was the duty of all to support it in its true meaning as understood by the Nation at the time of its ratification.** No one

felt this obligation more than I have done; and there are few perhaps whose ultimate & deliberate opinions on the merits of the Constitution, accord in a greater degree with that obligation.”¹

- ii. Auditing the Definitive Constitution for the United States
- iii. Auditing the federal government against the Definitive Constitution
- iv. Auditing all Legislation
- v. Auditing all Treaties
- vi. Reporting and providing the findings and final work to all the Parties of the Constitution and declare that the State of Wyoming will be auditing the Constitution to define the delegated roles, responsibilities, powers, and properties granted to the federal government.

III. Audit the Constitution

- a. For the purpose of auditing both the Constitution and the federal government, a “federal entity(s)” is a federal department, agency, office, branch, organization, structure, resource, and or any other potential form of entity.
- b. An audit or accounting of the roles, responsibilities, powers, and properties delegated within the Constitution or ratified amendments is what must occur first in the audit to determine what legitimate roles, responsibilities, powers, and properties have been delegated to the federal government within the Constitution and its amendments.
 - i. Delineate the roles delegated to each branch of government and determine which branch has the role of legislation and the creation of law delegated to it.
 - ii. Lay out all the roles for each branch as well as legislative body differentiating which legislative body has which role and responsibility.
 - iii. Congress may have the role and responsibility regarding regulations of other branches such as establishing inferior courts but Congress cannot delegate any role, responsibility, power, or property to the judiciary or executive that was delegated to the legislative branch. This would require an amendment. The roles, responsibilities, powers, and properties not delegated to Congress or the federal government in the Constitution will be delineated as violations.
- c. The powers delegated within the Constitution or ratified amendments
 - i. Many roles and responsibilities are not powers such as the role and responsibility of admitting States into the union.
 - ii. Formal powers are placed after the following preamble of Article I Section 8:

“The Congress shall have Power To lay and collect Taxes, Duties, Imposts and Excises, to pay the Debts and provide for the common Defence and general Welfare of the United States; but all Duties, Imposts and Excises shall be uniform throughout the United States:”

¹ James Madison Letter to John George Jackson, December 27, 1821,
<https://founders.archives.gov/documents/Madison/04-02-02-0367>

- d. The properties delegated to the federal government to possess within the Constitution or ratified amendments
 - i. The property being formally delegated is “Forts, Magazines, Arsenals, dock-Yards, and other needful Buildings.”
 - ii. To be clear, territories are not permanent delegated properties, only a transitory role and responsibility in preparing the territory to become a party in the union with full equal footing as all parties in the union.
 - 1. See Article IV Section 3, the responsibility of regulating and disposing of territories follows the role and responsibility of Congress to admit new States into the union.
 - 2. No power is delegated to Congress to abridge the sovereignty or retain any land of a new sovereign state, except for the aforementioned delegated properties.
- e. Create a filtering process to be used as a metric to be applied to the following audit of the federal government to parse and determine which “federal entity(s)” established by the federal government are within the enumerated roles, responsibilities, powers, and properties
- f. Provide all findings and analysis of what roles, responsibilities, powers, and properties have been delegated to the federal government and report these findings to all Parties of the Constitution.

IV. Audit the federal government

- a. Examine all “federal entity(s)” established by the federal government and parse through the aforementioned metric to identify whether the “federal entity(s)” are within the enumerated roles, responsibilities, powers, and properties or not.
 - i. If the “federal entity” is within the enumerated roles, responsibilities, powers, and properties then identify how the individual “federal entity” is in direct pursuance to the Constitution and classify the “federal entity” as to how it is Constitutional by providing the direct role, responsibility, power, or property enumerated in the Constitution and place the “federal entity” onto a list of Constitutionally established “federal entity’(s)”.
 - 1. Note 1, there is no allowance within the Constitution for implied roles, responsibilities, powers, and properties; consequently, a “federal entity” must be directly tied to a role, responsibility, power, and property.
 - 2. Note 2, for precedence and example see Presidents Madison, Monroe, and Jackson’s vetoes of Congress’s attempts to create the footings for a
 - ii. If the “federal entity” is not within the enumerated roles, responsibilities, powers, and properties then the “federal entity” must be defined as an unconstitutional “federal entity” and placed onto a list of unconstitutionally established “federal entity’(s)”.
 - 1. Note 1, there is no allowance within the Constitution for implied roles, responsibilities, powers, and properties; consequently, a “federal entity” must be directly tied to a role, responsibility, power, and property.
 - 2. Note 2, for precedence and example see Presidents Madison, Monroe, and Jackson’s vetoes of Congress’s attempts to create the footings for a

Department of Transportation, informing Congress that before the federal government can assume and execute the roles, responsibilities, powers, and properties of a Department of Transportation, the Constitution must be amended in accordance with Article V first. See this video and citations for an overview:

<https://www.youtube.com/watch?v=fstc1d1m5Tw>

V. Audit all new and existing federal legal publications

- a. Audit all new and existing federal legal publications, which the State of Wyoming receives or received from the federal government to ensure all are pursuant to the Constitution for the United States.
 - i. Definition: "Federal legal publications" Federal legal publications are all laws, statutes, Acts, session laws, resolutions, rules, regulations, decrees, orders, mandates, judgments, and any other dictate having the force and effect of law.
 - ii. Examine and review the origins of all federal laws to determine if:
 1. The law originated from Congress and not a court ruling or opinion, or an executive order
 2. The law was based upon the enumerated roles, responsibilities, powers, and properties within the Definitive Constitution.
 - iii. Based upon Article I Section I "All legislative Powers herein granted shall be vested in a Congress of the United States, which shall consist of a Senate and House of Representatives;" thus, only Congress can create law and based upon Article VI "This Constitution, **and the Laws of the United States which shall be made in Pursuance thereof; all Treaties made, or which shall be made, under the Authority of the United States**, shall be the supreme Law of the Land." This means that the only laws that can be applied to the States or the Parties to the Constitution are laws that are derived and solely based upon the enumerated roles, responsibilities, powers, and properties within the Definitive Constitution and its ratified amendments.
 - iv. Consequently, the federal court or executive branch cannot make any laws whatsoever. All laws must originate from Congress; therefore court rulings cannot create law nor can the President legislate with executive orders to create or redefine laws.
 - v. Determine if:
 1. The "Federal legal publication" came from Congress or a federal entity that was determined as Constitutional based upon the Definitive Constitution, such as a law regulating foreign trade. Then the law must be labeled as Constitutional and maintained.
 2. The "Federal legal publication" came from a source or federal entity that was not constitutional, then the law is to be labeled as unconstitutional and placed into a queue for final disposition based

upon the Parties' ultimate judgment in the course of executing Republic Review as a final tribunal where a basic majority of States controls both houses of Congress.

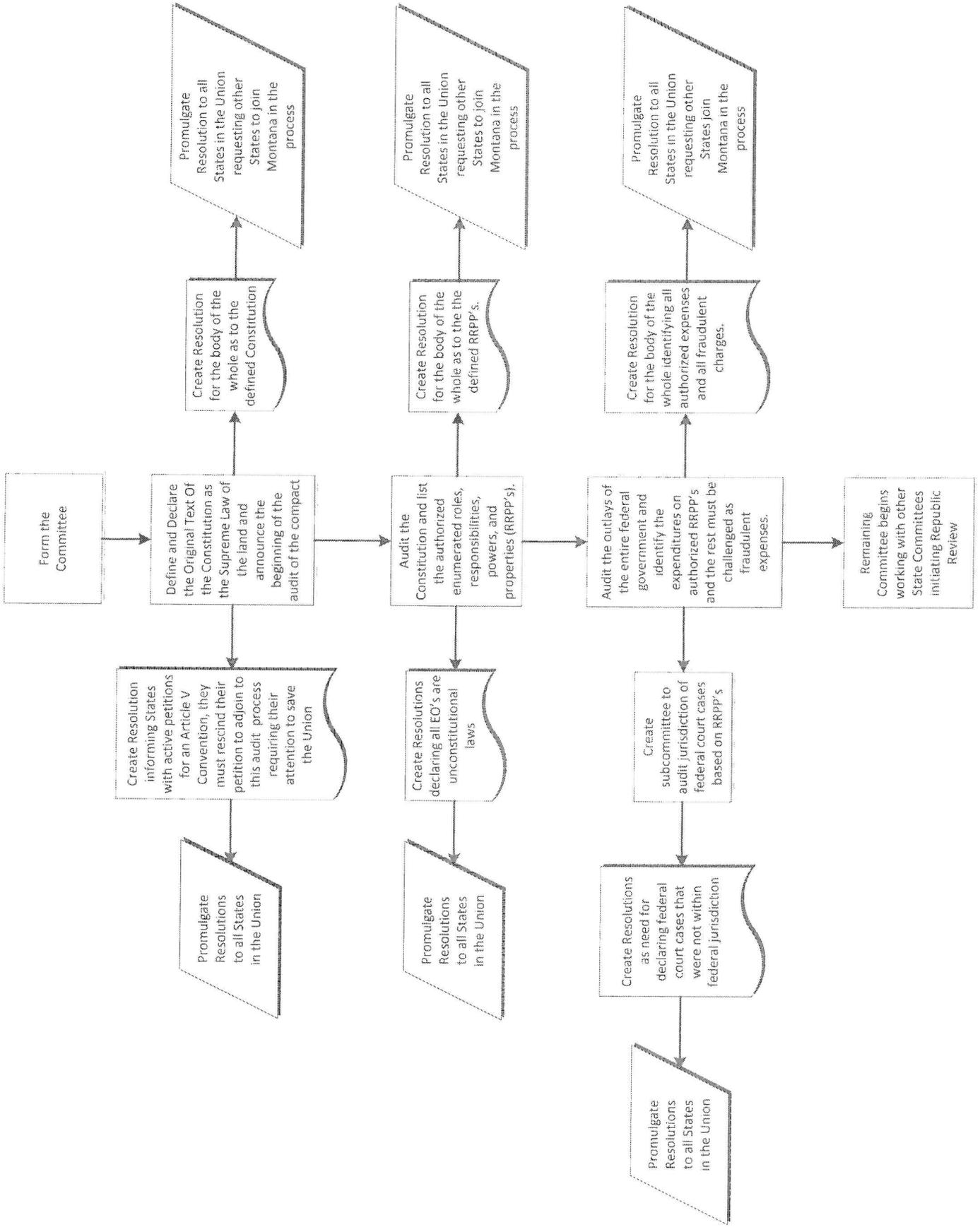
- a. Note 1, Congress cannot make a law based upon a court ruling or opinion in a case that is not within the jurisdiction of the federal government.
- b. Note 2, federal jurisdiction is strictly limited to the enumerated roles, responsibilities, powers, and properties within the Definitive Constitution that have been formally delegated to the federal government.
- c. Note 3, a "federal entity" such as the Department of Treasury cannot create an enforcement agency as law, unless the Constitution be amended to remove this delegated power that is currently granted to the Militia in Article I Section 8 subsection 14 "Congress shall have the power to provide for calling forth the Militia to execute the Laws of the Union, suppress Insurrections and repel Invasions." Nowhere in the Constitution has the power of executing and enforcement been taken away from the Militia as a ultimate check and balance of the people over government.

VI. Declare final Finding and Call for Republic Review

- a. Prepare and promulgate a Declaration on the findings of the full audit of the Constitution and the federal government
- b. Prepare a set of resolutions and a call upon all States to coalesce into a tribunal referred to as Republic Review based upon Thomas Jefferson's Kentucky Resolutions of 1798 and James Madison's Virginia Resolutions of 1798 to ensure that all States take "the necessary and proper measures that will be taken by each, for co-operating with" the State of Wyoming "in maintaining the Authorities, Rights, and Liberties, referred to the States respectively, or to the people" within the Definitive Constitution.
- c. Begin preparing the Body of the Whole to participate in the Republic Review Process

VII. Resume the Federal Review Committee

- a. After the Republic Review tribunal has completed and decommissioned and disbanded all unconstitutional roles, responsibilities, powers, and properties; reform the Federal Review committee to monitor all federal legislation and the exercising of roles, responsibilities, powers, and properties to ensure full federal compliance to the Definitive Constitution.



Bill No.: HJ0005 **Effective:** Immediately

LSO No.: 18LSO-0160

Enrolled Act No.: HEJR No. 0002

Chapter No.: N/A

Prime Sponsor: Sommers

Catch Title: **Yellowstone and Grand Teton wildlife conservation fees.**

Subject: Yellowstone and Grand Teton wildlife conservation fees.

Summary/Major Elements:

- This is a joint resolution to the U.S. Secretary of the Interior and the Director of the National Park Service.
- The joint resolution relates to wildlife in Yellowstone National Park and Grand Teton National Park and the costs to the State of Wyoming to protect and mitigate impacts to such wildlife outside the boundaries of the parks.
- The joint resolution requests the U.S. Secretary of the Interior and the Director of the National Park Service to enter into an agreement with the State of Wyoming to collect a wildlife conservation fee at Grand Teton National Park and the States of Wyoming, Montana and Idaho to collect a wildlife conservation fee at Yellowstone National Park. The agreements shall provide that revenue collected from the fee be transferred back to these states for wildlife conservation efforts.
- The joint resolution requires the Secretary of State of Wyoming to transmit copies of the resolution to the Wyoming Congressional Delegation, to the United States Secretary of the Interior, to the Director of the National Park Service, to the Governors of Wyoming, Montana and Idaho and to the directors of the Wyoming, Montana and Idaho game and fish agencies.

The above summary is not an official publication of the Wyoming Legislature and is not an official statement of legislative intent. While the Legislative Service Office endeavored to provide accurate information in this summary, it should not be relied upon as a comprehensive abstract of the bill.

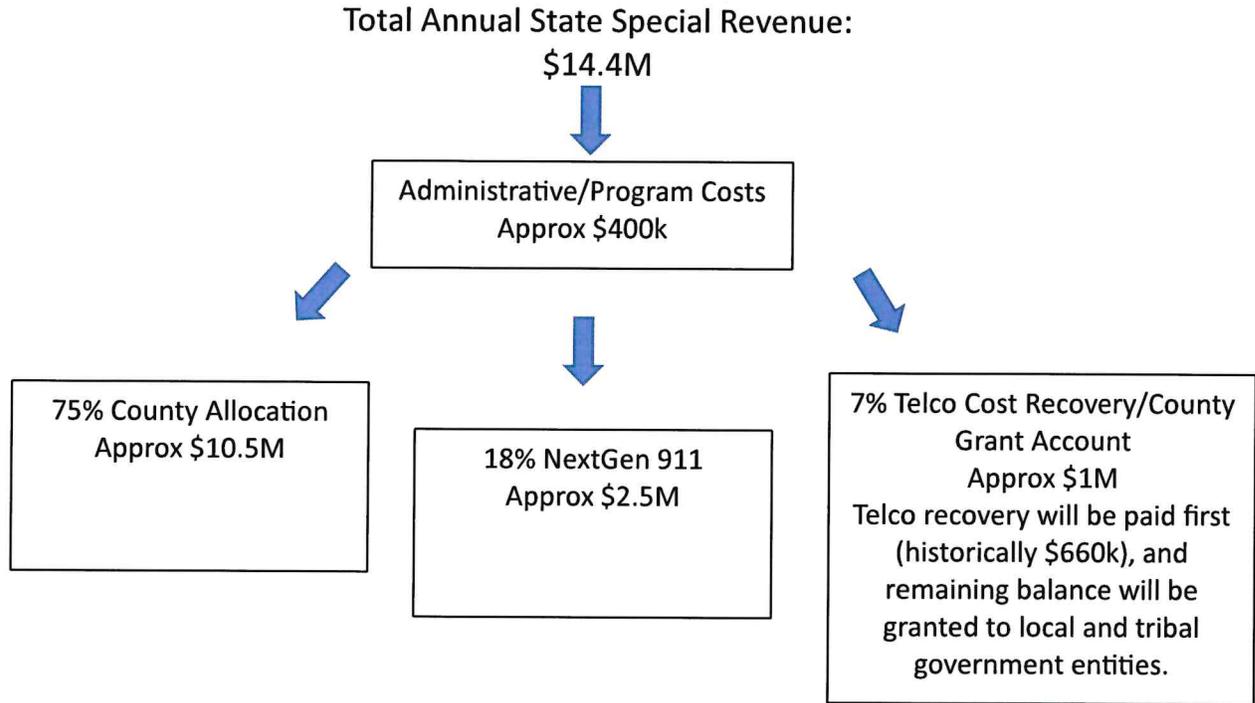
Key Capabilities of a NextGeneration 9-1-1 system:

A statewide NextGeneration 9-1-1 system would allow every dispatch center in the state to utilize state-of-the-art technology, offering the following capabilities:

The current legacy emergency services network only has the capability for voice calls.

- **Text to 9-1-1.** The ability to send a text message to 9-1-1 can be lifesaving if a caller is hearing impaired or is in a situation that it is not safe to make a voice call. Also, in areas with limited cell phone service, there are times when a text message will transmit when a voice call cannot.
- **Live Video Streaming.** Videos can be live streamed into the dispatch center, which can provide for real time information and provide crucial on-scene information valuable to emergency responders.
- **Pinpoint locations.** Latitude and longitude caller location can be determined and relayed with the call. Current technology only allows for location based on cell tower radius. A caller location will be immediately identified, rather than “narrowed down” to a larger area.
- **Operational Flexibility.** In the case of a dispatch center becoming inoperable due to a natural disaster, a dispatcher can log into the 911 system on a computer wherever there is a network connection and still be able to handle calls. Likewise, a dispatch center can transfer all calls to another dispatch center in the event of dispatcher shortage, call overload due to a major event or if a dispatch center is only operated on a part-time basis.

Proposed Fund Allocation*:



There is an existing balance in the current 25% account of approximately \$16.7M (as of 1/1/23), which will be transferred to the newly established 18% account. This balance, in addition to the annual revenue, over 5 years, will total approximately \$31M.

DOJ plans to enter a contractual agreement with a consultant for 5 years to oversee vendor procurement, project implementation and operation of the NG911 system. Total consultant service costs are estimated at \$200k annually or \$1M over the 5-year contract period.

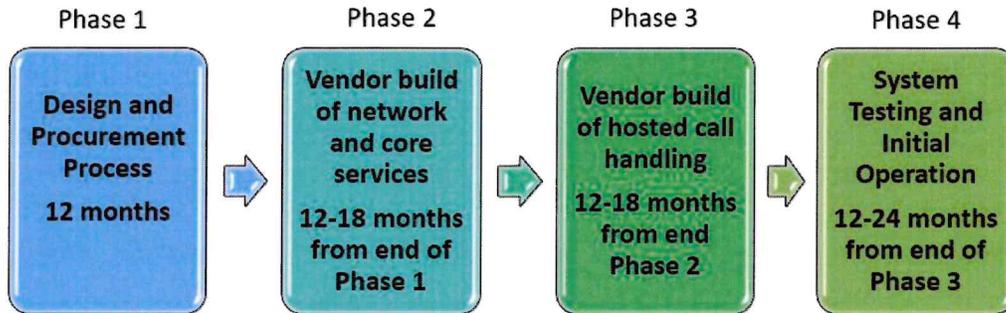
The vendor procurement would result in a managed services contract for a minimum of five (5) years. Based on cost estimates provided to DOJ, the estimated cost for the network, core services, and hosted call handling is approximately \$30M. Depending on the contract, an example of payment structure would be a \$20M down payment and annual payments of \$2M over a 5-year period.

Total estimated project cost is \$31M**

*pending passage of HB 597

**costs are best estimate, as DOJ will not have exact amounts until vendor selection process

Estimated Timeline for NextGen 911 Implementation*



*Timelines are approximate, and dependent on vendor schedule and local availability

Montana Code Annotated 2021

THE CONSTITUTION OF THE STATE OF MONTANA
ARTICLE V. THE LEGISLATURE
Part V. THE LEGISLATURE

EXHIBIT 4
DATE 2-24-23
HB HB 597

Bills

Section 11. Bills. (1) A law shall be passed by bill which shall not be so altered or amended on its passage through the legislature as to change its original purpose. No bill shall become law except by a vote of the majority of all members present and voting.

(2) Every vote of each member of the legislature on each substantive question in the legislature, in any committee, or in committee of the whole shall be recorded and made public. On final passage, the vote shall be taken by ayes and noes and the names entered on the journal.

(3) Each bill, except general appropriation bills and bills for the codification and general revision of the laws, shall contain only one subject, clearly expressed in its title. If any subject is embraced in any act and is not expressed in the title, only so much of the act not so expressed is void.

(4) A general appropriation bill shall contain only appropriations for the ordinary expenses of the legislative, executive, and judicial branches, for interest on the public debt, and for public schools. Every other appropriation shall be made by a separate bill, containing but one subject.

(5) No appropriation shall be made for religious, charitable, industrial, educational, or benevolent purposes to any private individual, private association, or private corporation not under control of the state.

(6) A law may be challenged on the ground of noncompliance with this section only within two years after its effective date.

**WITNESS
STATEMENT**

TO: (H) Energy , Technology, and Federal Relations

FROM: Patrick Yawakie- Blackfeet Tribe- Lobbyist-email: yawakiework@gmail.com

DATE: 02/24/2023

RE: Testimony on HJ 8

Good Afternoon,

My name is Patrick Yawakie, I am representing the Blackfeet Tribe today in support of HJ 8.

Wildlife management in the Blackfeet Nation is under the jurisdiction of the Blackfeet Fish and Wildlife Department. The Blackfeet Tribe's traditional Homelands include the lands located within Glacier National Park. In fact, these lands were originally part of the Blackfeet Reservation signed in the original 1855 treaty. In 1895, The Blackfeet Tribe was forced to sell the Western Portion of the reservation for the creation of Glacier National Park.

Our Traditional Ecological Knowledge and stewardship of the area predates the creation of the Park since Time Immemorial, or as far back as we can remember. Our knowledge on how to manage and maintain large migratory Elk, Moose, and large predatory animals are practices that we still use today. We assist in preventing disease in our local herds, help mitigate loss to livestock, damage to property, and in the prevention of animal-vehicle collisions.

The creation of a Wildlife Conservation Fee would assist in the management activities of the Blackfeet Fish and Wildlife Department.

We appreciate Representative France for bringing HJ 8, to pass a resolution to assist in the advocacy to the US Department of Interior and National Park Service.

Please support HJ 8 with a do pass

Thank You,

Patrick Yawakie

February 24, 2023

HOUSE ENERGY, TECHNOLOGY AND FEDERAL RELATIONS COMMITTEE
MEMBERS

Re: House Bill 723

Dear Committee Members:

I would urge you to oppose this bill for the following reasons.

In my over fifty years in the refuse industry this bill is so vague and another attempt to deregulate the Class D system in Montana. This bill would result in years of litigation between numerous parties causing disruption in the industry, costs to permit holders and customers and uncertainty for all. Due process was upheld by District and Supreme courts which this bill intends to take away.

There is also a "takings" element to this as if a permit could be obtained in this manner it would make current permits of little value.

This would also reduce any innovation in the industry as a permit holder would be unwilling to make investments with the uncertainty in the system.

Eliminating the "use it or lose it " provision is also harmful as this provision was put in the past to eliminate holding permits for speculation and not being an actual provider of services.

Bill would allow an applicant to "cherry pick" the best areas and not worry about having to provide service in less profitable areas . It is common knowledge that municipal areas partially subsidize service in rural areas. This would increase costs to rural areas.

The Class System is working well in Montana. All major markets have multiple competitors and service is available all across Montana from current permit holders. The current system allows the PSC to make corrections in markets if justified in a hearing process - the latest being Grizzly Disposal being issued a permit in Missoula. The current system meets the goals of sustainability in the industry and service availability to all in Montana who wish it.

Thanks for your consideration in this matter.

Max Bauer Jr
5074 Gardner Ln
Florence Mt 59833
bauermtranch@gmail.com

