

MINUTES
MONTANA SENATE
68th LEGISLATURE - REGULAR SESSION
COMMITTEE ON (S) NATURAL RESOURCES

Call to Order: Chair Sen. Jeffrey Welborn-R, on January 18, 2023 at 2:45 PM, in 303

ROLL CALL

Members Present: Sen. Jeffrey Welborn, Chair (R)
Sen. Walt Sales, Vice Chair (R)
Sen. Willis Curdy (D)
Sen. Pat Flowers (D)
Sen. Bruce Gillespie (R)
Sen. Mike Lang (R)
Sen. Ryan Lynch (D)
Sen. Jason Small (R)
Sen. Barry Usher (R)

Members Excused: Sen. Bob Brown (R)
Sen. Shane Morigeau (D)

Staff Present: Jason Mohr, Research Analyst
Jacelyn Sterling, 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 138 01/16/2023

Executive Action:

SB 39 DO PASS AS AMENDED

14:46:27 Sen. Morigeau has arrived

14:46:40 Sen. Brown has arrived

15:14:12

Committee Discussion:

15:14:12 Sen. Jeffrey Welborn

15:14:47 Rich Janssen Department Head of CSKT Natural Resources
(CSKTNRD)

15:17:27 Katie Finley-Sque Sque Aquatic Invasive Species CSKT Natural
Resources (CSKTNRD)

15:18:37 Sen. Jeffrey Welborn

15:18:43 Sen. Mike Lang

15:19:04 Katie Finley-Sque Sque, CSKTNRD

15:19:35 Sen. Mike Lang

15:19:43 Sen. Willis Curdy

15:20:31 Katie Finley-Sque Sque, CSKTNRD

15:21:18 Sen. Willis Curdy

15:21:20 Sen. Jeffrey Welborn

15:21:49 Rich Janssen, CSKTNRD

15:22:03 Whisper Camel-Means CSKT Wildlife Management Program,
(CSKTNRD)

15:24:57 Sen. Jeffrey Welborn

15:25:02 Sen. Bruce Gillespie

15:25:32 Whisper Camel-Means, CSKTNRD

15:27:35 Sen. Jeffrey Welborn
15:27:50 Sen. Bob Brown
15:28:55 Whisper Camel-Means, CSKTNRD
15:28:58 Sen. Bob Brown
15:29:19 Whisper Camel-Means, CSKTNRD
15:29:51 Sen. Jeffrey Welborn
15:30:29 Sen. Pat Flowers
15:32:29 Sen. Jeffrey Welborn
15:33:04 Whisper Camel-Means, CSKTNRD
15:33:09 Sen. Jeffrey Welborn

EXECUTIVE ACTION ON SB 39 - Revise permitting for incinerators

14:47:06 **Motion:** Sen. Walt Sales moved that **SB 39 DO PASS.**
14:47:30 **Motion:** Sen. Willis Curdy moved that **SB 39 BE AMENDED.**
Discussion:
14:49:49 Jason Mohr Staffer
14:52:14 Sen. Barry Usher
14:53:06 Sen. Jeffrey Welborn
14:53:12 Sen. Barry Usher
14:53:18 Sen. Walt Sales
15:01:41 Chris Dorrington, Department of Environmental Quality (DEQ)
15:02:22 Sen. Jeffrey Welborn
15:02:38 Sen. Barry Usher
15:02:54 Sen. Jeffrey Welborn
14:47:30 **Vote:** Motion carried 8 - 3 by roll call vote with Sen. Brown, Sen. Lang, Sen. Usher, voting no.
15:05:18 **Motion:** Sen. Willis Curdy moved that **SB 39 DO PASS AS AMENDED.**

Discussion:

15:03:22 Sen. Jeffrey Welborn
15:03:42 Sen. Pat Flowers
15:05:13 Sen. Jeffrey Welborn
15:05:18 **Vote:** Motion carried 8 - 3 by roll call vote with Sen. Flowers, Sen. Lynch,
Sen. Morigeau, voting no.
Sen. Morigeau, By Proxy

**HEARING ON SB 138 - Provide for preservation of prescriptive easements on land
acquired by state**

Opening Statement:

15:06:39 Sen. Steve Fitzpatrick (R), SD 10, opened the hearing on SB 138,
Provide for preservation of prescriptive easements on land acquired by
state.

Proponent Testimony:

None

Opponent Testimony:

None

Informational Witness Testimony:

None

Questions from Committee:

14:53:29 Recessed
14:59:33 Sen. Morigeau has left
15:01:04 Reconvened
15:09:06 Sen. Pat Flowers
15:09:49 Sen. Steve Fitzpatrick-R
15:11:25 Sen. Walt Sales
15:11:45 Sen. Steve Fitzpatrick-R
15:12:23 Sen. Bruce Gillespie

15:12:52 Sen. Jeffrey Welborn
15:12:56 Sen. Steve Fitzpatrick-R
15:13:01 Sen. Jeffrey Welborn

Closing Statement:

15:13:17 Sen. Steve Fitzpatrick (R), SD 10, closed the hearing on SB 138.

Discussion:

14:46:27 Sen. Morigeau has arrived
14:46:40 Sen. Brown has arrived
15:14:12

ADJOURNMENT

Adjournment: 15:33:33

Jacelyn Sterling, Secretary

Additional Documents: [EXHIBIT\(230118NASaad\)](#)