

MINUTES

MONTANA SENATE 59th LEGISLATURE - REGULAR SESSION

COMMITTEE ON NATURAL RESOURCES

00:00:30

Call to Order: By **CHAIRMAN GLENN ROUSH**, on February 16, 2005 at
3:00 P.M., in Room 405 Capitol.

ROLL CALL

Members Present:

Sen. Glenn Roush, Chairman (D)
Sen. Aubyn Curtiss (R)
Sen. Kelly Gebhardt (R)
Sen. Dan Harrington (D)
Sen. Greg Lind (D)
Sen. Gary L. Perry (R)
Sen. Bill Tash (R)
Sen. Ken Toole (D)
Sen. Mike Wheat (D)

Members Excused: None.

Members Absent: None.

Staff Present: Peg Holwick, Committee Secretary
Krista Lee Evans, Legislative Branch

Please Note. 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 417, 2/14/2005; SB 461,
2/14/2005; SB 489 2/14/2005, SB 449
2/14/2005
Executive Action: SB 376; SB 377

HEARING ON SB 417

00:02:11

Opening Statement by Sponsor:

SEN. AUBYN CURTISS (R), SD 1, opened the hearing on **SB 417**, Governor petition U.S. government for rules on roadless areas in nat't. forests.

Proponents' Testimony:

00:03:29 **Al Kington, on behalf of self**

00:04:50 **Ed Regan, Ry Timber, Inc.**

EXHIBIT (nas38a01)

00:06:35 **Ellen Engstad, Montana Wood Products Association**

00:07:45 **Gary Hall, VP Montanans for Multiple Use**

00:09:17 **Keri White, Citizens for Balanced Use**

00:10:05 **Clarice Ryan, Montanans for Multiple Use**

EXHIBIT (nas38a02)

00:13:11 **Doug Alben, Montana Trail Vehicle Riders Association**

EXHIBIT (nas38a03)

00:13:52 **Gary Hall, Flathead County Commissioner**

EXHIBIT (nas38a04)

00:19:04 **Newton, Haleblan, on behalf of self**

EXHIBIT (nas38a05)

00:19:04 **Mary Allan, Western Environmental Trade Association**

00:24:13 **SEN. TASH, SEN. GEPHARDT, and SEN. PERRY** went on record as proponents of the bill.

Opponents' Testimony:

00:24:42 **John Gatchell, Montana Wilderness Association (MWA)**

EXHIBIT (nas38a06)

00:33:29 **David Rusoff, on behalf of self**

00:40:21 Christine Phillips, Sierra Club

EXHIBIT (nas38a07)

00:43:39 Marlin Husson, on behalf of self

00:45:27 Norm Mullen, on behalf of self

Informational Testimony:

00:46:54 Terry Chute, US Forest Service, Montana Capital
City Coordinator

EXHIBIT (nas38a08)

Questions from Committee Members and Responses:

00:48:23 SEN. PERRY for David Rusoff and David Gatchell

01:00:15 SEN. TOOLE for SEN. PERRY

01:01:45 SEN. LIND for Terry Chute

01:07:17

Closing by Sponsor:

HEARING ON SB 461

01:12:19

Opening Statement by Sponsor:

SEN. DONALD STEINBEISSER (R), SD 19, opened the hearing on SB
461, Wolf collaring near livestock or population center.

EXHIBIT (nas38a09)

Proponents' Testimony:

01:13:57 Todd O'Hara, on behalf of self

01:18:12 Nancy Schlepp Montana Farm Bureau

01:21:44 Steve Pilcher, Montana Stock Grower's Association

01:23:36 Bob Gilbert, Montana Wool Grower's Association

01:24:45 Mark Bridges, Board of Livestock

Opponents' Testimony: None.

Informational Testimony: None.

01:25:40 Jeff Hagener, Director, Montana Fish Wildlife and
Parks (FWP)

01:31:24 Larry Handeguard, Department of Agriculture

01:32:39

Questions from Committee Members and Responses:

01:46:46 Chris Smith, Chief of Staff, FWP

02:03:40

Closing by Sponsor:

02:06:25 Break

02:15:51 Resume

HEARING ON SB 489

02:16:05

Opening Statement by Sponsor:

SEN. GREG LIND (D), SD 50, opened the hearing on SB 489, Use orphan share fund for feasibility studies for releases at some facilities.

Proponents' Testimony:

02:17:48 Mary Sexton, Director, Department of Natural Resources and Conservation (DNRC)

02:22:42 Richard Oppen, Director Department of Environmental Quality (DEQ)

EXHIBIT(nas38a10)

02:29:17 SEN. GREGORY BARKUS, SD 4, KALISPELL

02:34:16 CHAIRMAN ROUSH allowed follow up questions from the committee for SEN. BARKUS

Opponents' Testimony:

02:42:04 Jane Mitchell, Swank Enterprises

EXHIBIT(nas38a11)

02:50:38 John Hammette, on behalf of self

Informational Testimony: Denise Martin, Site Response Manager, DEQ

Questions from Committee Members and Responses:

02:55:26 Denise Martin, Site Response Manager, DEQ

03:30:05 Sandi Olsen, DEQ

03:35:36 Cindy Brooks, Attorney, DEQ

03:46:46

Closing by Sponsor:

03:48:27 SEN. TOOLE assumed the chair.

HEARING ON SB 449

03:48:40

Opening Statement by Sponsor:

SEN. GLENN ROUSH (D), SD 8, opened the hearing on SB 449, Board of Oil and Gas Conservation to promote state's oil and gas industry.

Proponents' Testimony:

03:50:43 Ed Bartlett, Northern Alliance of Independent Oil and Gas Producers

03:52:13 Jerome Anderson, Encore Acquisition Company

03:52:45 Gail Abercrombie, Montana Petroleum Association

03:53:12 William Duffield, Montana Association of Oil and Gas

03:53:30 Bruce Williams, Fidelity E&N Company

03:54:04 Patrick Montalban, NMOGA

03:54:35 Don Allen, WETA

Opponents' Testimony: None.

Informational Testimony:

03:55:40 Tom Richmond, Board of Oil and Gas Association

03:57:51_____

Questions from Committee Members and Responses:

04:01:42

Closing by Sponsor:

04:01:42 **SENATOR ROUSH** resumed the chair.

04:01:42 Break

04:13:00 Resume

EXECUTIVE ACTION ON SB 376

04:13:32

Motion: SEN. WHEAT moved that SB 376 DO PASS.

Discussion:

04:14:54 Clarification of amendments by **Krista Lee Evans**

EXHIBIT(nas38a12)

04:15:00

Motion/Vote: SEN. WHEAT moved that amendment on SB 376 DO PASS.

Motion carried unanimously by voice vote.

04:14:54

Motion: SEN. WHEAT moved that SB 376 DO PASS AS AMENDED.

04:19:11

Discussion:

04:21:27

Motion/Vote: SEN. WHEAT moved that SB 376 DO PASS AS AMENDED.

Motion carried 5-4 by voice vote with SEN. CURTISS, SEN. GEBHARDT, SEN. PERRY, and SEN. TASH voting no.

EXECUTIVE ACTION ON SB 377

04:28:45

Motion: SEN. WHEAT moved that SB3 77 DO PASS.

04:29:32

Discussion:

EXHIBIT(nas38a13)

04:32:36

Motion: SEN. WHEAT moved that amendment on SB 377 DO PASS.

Discussion:

04:37:18 **Jack Stoltz**

04:44:22

Motion/Vote: SEN. WHEAT moved that SB 377 DO PASS AS AMENDED.

Motion carried unanimously by voice vote.

ADJOURNMENT

Adjournment: 8:26 P.M.

SEN. GLENN ROUSH, Chairman

PEG HOLWICK, Secretary

GR/ph

Additional Exhibits:

EXHIBIT ([nas38aad0.PDF](#))