

MINUTES

MONTANA SENATE 59th LEGISLATURE - REGULAR SESSION COMMITTEE ON NATURAL RESOURCES

00:00:00

Call to Order: By **SEN. GARY L. PERRY**, on March 4, 2005 at 3:00 P.M., in Room 405 Capitol.

ROLL CALL

Members Present:

Sen. Glenn Roush, Chairman (D)
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)

Members Excused: Sen. Aubyn Curtiss (R)

Members Absent: None.

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

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 312, 2/23/2005; HB 347,
2/23/2005; HB 308, 2/23/2005; HJ 3,
2/23/2005; HJ 4, 2/23/2005
Executive Action: HB 308, HB 347, HB 312, HB 178, HB
144, HJ 4

HEARING ON HB 312

00:00:24

Opening Statement by Sponsor:

REP. GEORGE GOLIE (D), HD 20, opened the hearing on HB 312, Expenditure of Smith River user fees for specific purposes.

EXHIBIT(nas48a01)

Proponents' Testimony:

00:03:03 John Wilson, Montana Trout Unlimited
00:06:24 John Kowalski, PRO Outfitters
00:07:03 Robert Throssell, Montana Wildlife
00:07:36 Mike McGee, fly fishing business owner
00:09:03 Derek Goldman, Montana Audubon and Montana
 Fisheries Association
00:09:31 Doug Monger, Montana Fish Wildlife and Parks (FWP)

EXHIBIT(nas48a02)

Opponents' Testimony: None.

Informational Testimony: None.

00:10:35

Questions from Committee Members and Responses:

00:13:02

Closing by Sponsor:

HEARING ON HB 347

00:14:05

Opening Statement by Sponsor:

REP. GAIL GUTSCHE (D), HD 99, opened the hearing on HB 347, Extend time period property can be converted or diverted from open-space land.

Proponents' Testimony:

00:16:51 Mike Cadus, Mayor of the City of Missoula
00:19:45 Alec Hanson, League of Cities

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses: None.

00:20:44

Closing by Sponsor:

HEARING ON HB 308

00:21:49

Opening Statement by Sponsor:

REP. BRUCE MALCOLM (R), HD 61, opened the hearing on HB 308, Make permanent law on temporary changes in appropriation right.

[EXHIBIT](#)(nas48a03)

Proponents' Testimony:

00:28:15 Stan Bradshaw, Montana Trout Unlimited

[EXHIBIT](#)(nas48a04)

00:29:41 Sean Murphy, rancher

00:32:31 Ralph Fistead, on behalf of self

00:33:38 Gerald Mueller, Upper Clark River Basin Steering Committee

[EXHIBIT](#)(nas48a05)

00:38:09 John Ferguson, Montana Water Trust

00:38:48 Chris Corbin, Montana Water Trust

00:39:32 Brinna Randall, Montana Water Trust

00:40:03 John Blomquist, Attorney

00:41:21 Mike Murphy, Montana Water Resources Association

00:42:15 Bob Lane, Chief Legal Counsel for FWP

[EXHIBIT](#)(nas48a06)

00:44:18 Jack Stults, Department of Natural Resources (DNRC), Water Resources Division

00:46:40 Derek Goldman, Montana Audubon Society and Montana Fisheries Association

Opponents' Testimony: None.

Informational Testimony: None.

00:47:20

Questions from Committee Members and Responses:

00:54:04

Closing by Sponsor:

EXECUTIVE ACTION ON HB 308

00:55:52

Motion/Vote: SEN. TOOLE moved HB 308 . Motion carried unanimously by voice vote. SEN. TASH voted by Proxy.

EXECUTIVE ACTION ON HB 347

00:56:00

Motion/Vote: SEN. TOOLE moved that HB 347 BE CONCURRED IN. Motion carried unanimously by voice vote. SEN. TASH voted by Proxy.

EXECUTIVE ACTION ON HB 312

00:58:00

Motion/Vote: SEN. TOOLE moved that HB 312 BE CONCURRED IN. Motion carried unanimously by voice vote. SEN. TASH voted by Proxy.

EXECUTIVE ACTION ON HB 178

00:59:00

Motion/Vote: SEN. LIND moved that HB 178 BE CONCURRED IN. Motion carried unanimously by voice vote. SEN. TASH voted aye by Proxy.

EXECUTIVE ACTION ON HB 144

00:59:25

Motion/Vote: SEN. TOOLE moved that HB 144 BE CONCURRED IN. Motion carried unanimously by voice vote. SEN. TASH voted aye by Proxy.

01:01:17

Break.

01:06:00

Resume.

HEARING ON HJ 4

01:06:00

Opening Statement by Sponsor:

REP. JIM PETERSON (R), HD 30, opened the hearing on **HJ 4**, Urge management of water levels at Fort Peck.

Proponents' Testimony:

01:08:10 **Bob Lane, Chief Legal Counsel , FWP**

EXHIBIT(nas48a07)

01:11:49 **Gordon Morris, Montana Association of Counties**

EXHIBIT(nas48a08)

01:12:58 **Bob Gilbert, Walleyes Unlimited**

01:14:56 **Derek Goldman, Montana Audubon and Montana Chapter
of American Fisheries Society**

Opponents' Testimony: None.

Informational Testimony: None.

01:15:56

Questions from Committee Members and Responses:

01:21:55

Closing by Sponsor:

EXECUTIVE ACTION ON HJ 4

01:34:35

Motion/Vote: SEN. TOOLE moved that HJ 4 BE CONCURRED IN. Motion carried unanimously by voice vote.

ADJOURNMENT

Adjournment: 4:40 P.M.

SEN. GLENN ROUSH, Chairman

PEG HOLWICK, Secretary

GR/ph

Additional Exhibits:

EXHIBIT ([nas48aad0.PDF](#))