

MINUTES

MONTANA SENATE 59th LEGISLATURE - REGULAR SESSION

COMMITTEE ON NATURAL RESOURCES

Call to Order: By **CHAIRMAN GLENN ROUSH**, on March 30, 2005 at
3:00 P.M., in Room 102 Capitol.

ROLL CALL

Members Present:

Sen. Glenn Roush, Chairman (D)
Sen. Aubyn Curtiss (R)
Sen. Kelly Gebhardt (R)
Sen. Dan Harrington (D)
Sen. Gary L. Perry (R)
Sen. Bill Tash (R)

Members Excused: Sen. Greg Lind, (D) Sen. Mike Wheat (D),
Sen. Ken Toole (D)

Members Absent: None.

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

00:00:00

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 470, 3/23/2005
Executive Action: HB 399, HB 470

EXECUTIVE ACTION ON HB 399

00:01:46

Motion: SEN. TASH moved that HB 399 BE CONCURRED IN.

00:01:46

Discussion:

Motion: SEN. HARRINGTON moved amendments to HB 399.

00:03:39

Discussion:

EXHIBIT (nas67a01)

00:06:56

Motion/Vote: SEN. HARRINGTON moved AMENDMENT HB039904.akl be concurred in. Motion to failed 5-4 by voice vote with SEN. LIND, SEN. HARRINGTON, SEN. TOOLE, and SEN. WHEAT voting aye. SEN. LIND, SEN. TOOLE, and SEN. WHEAT voted by Proxy.

Discussion:

00:20:00 Jack Stults, Division Administrator, Water Resources Division, Department of Natural Resources and Conservation (DNRC)

00:34:00

Motion/Vote: SEN. TASH moved that HB 399 BE CONCURRED IN AS AMENDED. Motion failed 3-6 by roll call vote with SEN. CURTISS, SEN. GEBHARDT, and SEN. TASH voting aye. SEN. LIND, SEN. TOOLE, and SEN. WHEAT voted no by Proxy.

00:35:29

Motion/Vote: SEN. HARRINGTON moved that HB 399 BE TABLED AND THE VOTE REVERSED. Motion carried 6-3 by roll call vote with SEN. CURTISS, SEN. GEBHARDT, and SEN. TASH voting no. SEN. LIND, SEN. TOOLE, and SEN. WHEAT voted by Proxy.

HEARING ON HB 470

00:37:34

Opening Statement by Sponsor:

REP. PAUL CLARK (D), HD 13, opened the hearing on HB 470, Applicants to pay for certain environmental impact statements.

EXHIBIT (nas67a02)

Proponents' Testimony:

00:42:26 Tom Liebers, Deputy Director, Montana Department of
 Environmental Quality (DEQ)
00:51:42 Don Quander, Attorney, Holland and Hart
00:54:38 Don Allen, Western Environmental Trade Association
 (WETA)
00:55:32 Ann Hedges, MEIC
00:56:22 Ed Bartlett, Attorney for Golden Sunlight Mine
00:57:03 Bud Clinch, Montana Coal Council

Opponents' Testimony: None.

Informational Testimony:

00:58:14 Jack Stults, Water Resources Division, DEQ

Questions from Committee Members and Responses:

00:58:52 John North, Chief Legal Council, DEQ

00:59:59

Closing by Sponsor:

EXECUTIVE ACTION ON HB 470

01:01:20

Motion/Vote: SEN. HARRINGTON moved that HB 470 BE CONCURRED IN.
Motion carried unanimously by voice vote.

01:05:34

ADJOURNMENT

Adjournment: 4:50 P.M.

SEN. GLENN ROUSH, Chairman

PEG HOLWICK, Secretary

GR/ph

Additional Exhibits:

EXHIBIT ([nas67aad0.PDF](#))