

REVISED AGENDA

ENVIRONMENTAL QUALITY COUNCIL

State Capitol, Room 137
1:00 p.m. to 7:00 p.m., Monday, September 11, 2006
8:00 a.m. to 4:30 p.m., Tuesday, September 12, 2006

NOTE: AGENDA ITEM TIMES ARE APPROXIMATE — SOME ITEMS MAY TAKE MORE OR LESS TIME THAN IS ALLOTTED.

Monday, September 11, 2006

- 1:00 p.m. **Call to Order - Roll Call** — Rep. Barrett, Co-Chair
- 1:05 p.m. **Adoption of Minutes** — Rep. Barrett, Co-Chair
- 1:10 p.m. **Administrative Matters** — Mr. Everts
1. Budget update
 2. Staff Evaluation Forms
- 1:15 p.m. **Agency Oversight of State Wolf Management Issues**
1. Agency Oversight Subcommittee Report — Rep. Barrett
 2. Loss, Reduction, and Mitigation Program Group Proposal
 3. Wolf Disease Issues in Montana - Mark Atkinson, DFWP Veterinarian
 4. Public comment
 5. EQC discussion and action (if any)
- 3:00 p.m. **Review of DFWP Legislative Proposals**
1. DFWP review of legislative proposals — Deputy Director Chris Smith
 2. EQC questions
 3. Public comment
 4. EQC discussion and action
- 3:45 p.m. **Break**
- 4:00 p.m. **Senate Bill 489 Update**
1. DEQ Overview -Director Opper
 2. Public Comment
 3. EQC discussion and action (if any)
- 4:30 p.m. **Reserved Water Rights Compact Commission Forest Service Proposed Compact**— Ms. Faye Bergan, Legal Counsel
1. Update on the Proposed Forest Service Compact
 2. Public comment
 3. EQC discussion and action (if any)

- 5:15 p.m. **Letter to Congressional Delegation re: Crow and Ft. Belknap Compacts**
1. Review and comment on letter
 2. Public comment
 3. EQC discussion and action (if any)
- 5:30 p.m. **Public Comment** on any matter not contained in this agenda and that is within the jurisdiction of the EQC
- 5:40 p.m. **Break**
- 6:00 p.m. **Surface Water/Ground Water Informational Presentation**
1. DNRC presentation on Work Group Process and Agency bill draft proposal.
 2. Public comment
- 6:30 p.m. **Environmental Contingency Account**
1. Review and discuss authorizing statutes, historical use, current projects, and other pertinent issues
 2. Public comment
 3. EQC discussion and action (if any)
- 7:00 p.m. **Recess**

Tuesday, September 12, 2006

- 8:00 a.m. **Reconvene Meeting** -- Rep. Barrett, Co-Chair
- 8:05 a.m. **Water Adjudication Process Oversight and action if necessary**
1. DNRC update on claims examination, billing, appeals and database progress, Mary Sexton, DNRC
 2. Water Court update on progress, Judge Loble, Montana Water Court
 3. Update on Attorney General opinion, Ms. Evans
 4. Public comment
 5. EQC discussion and action (if any)
- 9:15 a.m. **Hage v. U.S. Decision and affect on Montana Adjudication and Water Rights**
1. Review and Discussion of Decision - Greg Petesch, Chief Legal Counsel
 2. Public comment
 3. EQC discussion and action (if any)
- 10:15 a.m. **Break**
- 10:30 a.m. **Water Right Ownership Update Process, DNRC**
1. DNRC presentation and explanation of ownership update legislation.

2. Public comment
3. EQC discussion and action (if any)

11:00 a.m. **Section 85-2-125, MCA Coordination Legislation** — Ms. Evans

1. Discussion regarding EQC bill draft to address conflicts as the result of no coordination instructions for 85-2-125, MCA.
2. Public comment
3. EQC discussion and action

11:15 a.m. **House Bill 790 Report**

1. Overview of Report and Legislation — Senator Wheat
2. EQC discussion and questions
3. Public comment
4. EQC action

12:15 p.m. **Lunch**

1:15 p.m. **HJR 34 State Superfund Report**

1. Overview of Report — Rep. Harris
2. EQC discussion and questions
3. Public comment
4. EQC action

1:45 a.m. **Trust Land Study Report**

1. Overview of Report and Legislation — Rep. McNutt/Ms. Evans
2. EQC discussion and questions
3. Public comment
4. EQC action

2:15 a.m. **Water Policy Report**

1. Overview of Report - Rep. McNutt
2. EQC discussion and questions
3. Public comment
4. EQC action

2:30 p.m. **HJR 10 Fire Study Report**

1. Overview of Report and Legislation — Rep. McNutt/ Ms. Kurtz
2. EQC discussion and questions
3. Public comment
4. EQC action

3:30 p.m. **HJR 33 Contract Timber Harvesting Study White Paper**

1. Overview of White Paper and Legislation - Rep. McNutt/ Ms. Evans
2. EQC discussion and questions
3. Public comment
4. EQC action

3:50 p.m. **Public Comment** on any matter not contained in this agenda and that is within the jurisdiction of the EQC

4:10 p.m. **Other Business**

1. Assign EQC legislative members as sponsors of EQC legislation
2. Thank you for your service to the outgoing EQC members

4:20 p.m. **Instructions to Staff**

4:30 p.m. **Adjourn**

If you plan to attend this meeting and will need services or accommodations, please contact Todd Everts (406-444-3747 or teverts@mt.gov) at least 5 working days before the meeting.