

MINUTES

**MONTANA HOUSE OF REPRESENTATIVES
58th LEGISLATURE - REGULAR SESSION**

COMMITTEE ON NATURAL RESOURCES

Call to Order: By **CHAIRMAN CINDY YOUNKIN**, on April 2, 2003 at 3:40 A.M., in Room 152 Capitol.

ROLL CALL

Members Present:

Rep. Cindy Younkin, Chairman (R)
Rep. Gail Gutsche, Vice Chairman (D)
Rep. Jim Peterson, Vice Chairman (R)
Rep. Debby Barrett (R)
Rep. Larry Cyr (D)
Rep. Sue Dickenson (D)
Rep. Ron Erickson (D)
Rep. George Everett (R)
Rep. Kim Gillan (D)
Rep. Christopher Harris (D)
Rep. Carol Lambert (R)
Rep. Michael Lange (R)
Rep. Rick Maedje (R)
Rep. Bruce Malcolm (R)
Rep. Brad Newman (D)
Rep. John (Jack) W. Ross (R)
Rep. Scott Sales (R)
Rep. Veronica Small-Eastman (D)

Members Excused: None.

Members Absent: None.

Staff Present: Kathleen Ely, Committee Secretary
Larry Mitchell, Legislative Branch

Video-taped Committee: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. A video-taped recording of the meeting is available from the Montana Historical Society. THE TIME STAMP REPRESENTS ELAPSED TIME.

Committee Business Summary:

Hearing & Date Posted: SB 383, 3/11/2003; SB 381,
3/11/2003; SB 386, 3/11/2003
Executive Action: SB 383, BE CONCURRED IN AS
AMENDED, 17-1 [YOUNKIN]
SB 381, BE CONCURRED IN AS AMENDED,
16-2 [FISHER]
SB 386, BE CONCURRED IN AS AMENDED,
12-6 [LANGE]

HEARING ON SB 383

Opening Statement by Sponsor:

0:00 **SEN. BALES, SD 1 -- Short Title:** Revise water quality
laws.

Proponents' Testimony:

01:00 John Bloomquist, Montana Stockgrowers Association

02:00 John Youngberg, Montana Farm Bureau

02:00 Cary Hegreberg, Montana Contractors Association

EXHIBIT (nah70a01)

05:00 Mike Collins

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

06:00

07:00 Tom Ring, Department of Environmental Quality

Closing by Sponsor:

11:00

HEARING ON SB 386

Opening Statement by Sponsor:

12:00 **SEN. GEPHARDT, SD 4 -- Short Title:** Eliminate
applicability of Montana Major Facility Siting Act to
certain pipelines.

EXHIBIT (nah70a02)

Proponents' Testimony:

15:00 Jon Metropoulos, Express and Terasen Pipelines

17:00 Terrence L. Larson, Express and Terasen Pipelines

20:00 Bob Pavlovich, IBEW 223

20:00 Gail Abercrombie, Montana Petroleum Association

23:00 Don Allen, Western Environmental Trade Association

Opponents' Testimony:

23:00 Patrick Judge, Montana Environmental Information Center
EXHIBIT (nah70a03)

28:00 Michelle Reinhart, Northern Plains Resource Council

EXHIBIT (nah70a04)

EXHIBIT (nah70a05)

Informational Testimony: None.

Questions from Committee Members and Responses:

34:00

1:00:00 Tom Ring, Department of Environmental Quality

Closing by Sponsor:

1:23:00

HEARING ON SB 381

Opening Statement by Sponsor:

1:26:00 **SEN. KEENAN, SD 38 -- Short Title:** Arbitration for
dispute under streambed and land preservation act
optional.

Proponents' Testimony:

1:28:00 Jack Paulson

EXHIBIT (nah70a06)

Opponents' Testimony: None.

Informational Testimony:

1:41:00 Ray Beck, Department of Natural Resources

1:42:00 Sara Brant, Montana Conservation Boards

Questions from Committee Members and Responses:

1:43:00

Closing by Sponsor:

1:45:00

EXECUTIVE ACTION ON SB 381

Motion: REP. LAMBERT moved that SB 381 BE CONCURRED IN.

Motion/Vote: REP. LAMBERT moved that SB 381 BE AMENDED TO CHANGE
5 TO 15 ON PAGE 2, LINE 12, AND PAGE 4, LINE 14. Motion carried
unanimously by voice vote.

Motion/Vote: REP. LAMBERT moved that SB 381 BE CONCURRED IN AS AMENDED. Motion carried 16-2 with REPS. DICKENSON and MALCOLM voting no by voice vote. REP. FISHER will carry SB 381.

EXECUTIVE ACTION ON SB 386

Motion: REP. ROSS moved that SB 386 BE CONCURRED IN.

Motion/Vote: REP. PETERSON moved that SB 386 BE AMENDED. Motion carried 12-6 with REPS. DICKENSON, ERICKSON, GUTSCHE, HARRIS, NEWMAN, and SMALL-EASTMAN voting no by roll call vote.

Discussion:

1:54:00

Motion/Vote: REP. PETERSON moved that SB 386 BE CONCURRED IN AS AMENDED. Motion carried 12-6 with REPS. DICKENSON, ERICKSON, GUTSCHE, HARRIS, SALES, and SMALL-EASTMAN voting no by roll call vote. REP. LANGE will carry SB 381.

EXECUTIVE ACTION ON SB 383

Motion: REP. LAMBERT moved that SB 383 BE CONCURRED IN.

Motion: REP. PETERSON moved that SB 386 BE AMENDED.

Discussion:

2:11:00

2:20:00 REP. PETERSON withdrew his motion.

Motion/Vote: REP. HARRIS moved that SB 383 BE AMENDED. Motion carried 17-1 with REP. SALES voting no by voice vote.

Motion/Vote: REP. LAMBERT moved that SB 383 BE CONCURRED IN AS AMENDED. Motion carried 17-1 with REP. CYR voting no by voice vote.

EXECUTIVE ACTION ON SB 350

Motion/Vote: REP. PETERSON moved SB 350 BE CONCURRED IN. Motion failed 9-9 with REPS. BARRETT, EVERETT, LAMBERT, LANGE, MAEDJE, MALCOLM, PETERSON, ROSS, and YOUNKIN voting aye by roll call vote.

ADJOURNMENT

Adjournment: 5:56 P.M.

REP. CINDY YOUNKIN, Chairman

KATHLEEN ELY, Secretary

CY/KE

EXHIBIT (nah70aad)