MONTANA SENATE
2007 LEGISLATURE

ROLL CALL

NATURAL RESOURCES AND ENERGY

DATE 2-23-07

NAMES	PRESENT	ABSENT	EXCUSED
SEN. AUBYN CURTISS (R)	✓		
SEN. KELLY GEBHARDT (R)	✓		
SEN. DAN HARRINGTON (D)	✓		
SEN. CHRISTINE KAUFMANN (D)	✓		
SEN. GARY PERRY (R)	✓		
SEN. BILL TASH (R)	✓		
SEN. MITCH TROPILA (D)	✓		
SEN. DAVID WANZENRIED (D)		✓	
SEN. GREG LIND (D) - CHAIR	✓		
JOE KOLMAN, LEPO	✓		
Agnes Palmer ~~CLAUDIA JOHNSON~~, SECRETARY	✓		

SENATE STANDING COMMITTEE REPORT

Mr. President:

We, your committee on **Natural Resources and Energy** recommend that **Senate Bill 452** (first reading copy -- white) **do pass as amended**.

Signed: _____
Senator Greg Lind, Chair

And, that such amendments read:

1. Page 2, line 15.
Following: "forest"
Insert: "management"

2. Page 2.
Following: line 25
Insert: "(8) "Ranches" and "farms" mean agricultural lands as provided for in 15-7-202."
Renumber: subsequent subsections

3. Page 2, line 28.
Strike: the second "and"
Insert: "products and continued generation of"

4. Page 3.
Following: line 5
Insert: "(b) promote historical uses of property, including common ranching, farming, and timber harvest activities;"
Renumber: subsequent subsections

5. Page 3, line 13 through line 15.
Strike: "Historical" on line 13 through "property." on line 15

6. Page 3, line 27.
Strike: "a timber interest"
Insert: "forest landowners"

Committee Vote:
Yes 4, No 2
Fiscal Note Required ___ KF

7. Page 3, line 28.
Strike: "an"
Strike: "interest"
Insert: "landowners"

8. Page 5.
Following: line 18
Insert: "(5) Funds in this account may not be used for fee simple title acquisitions of working ranches and farms."

9. Page 6.
Following: line 6
Insert: "(h) provision for lost property tax revenue for affected political subdivisions;"
Renumber: subsequent subsections

- END -

SENATE STANDING COMMITTEE REPORT

Mr. President:

We, your committee on **Natural Resources and Energy** recommend that **Senate Bill 195** (first reading copy -- white) **do pass as amended.**

Signed: _____
Senator Greg Lind, Chair

And, that such amendments read:

1. Title, line 5 through line 14.
Strike: "ELIMINATING" on line 5 through "MCA" on line 14
Insert: "ELIMINATING THE REQUIREMENT THAT A PUBLIC UTILITY FUNCTIONALLY SEPARATE ITS ELECTRICITY SUPPLY, RETAIL TRANSMISSION, RETAIL DISTRIBUTION, AND REGULATED AND UNREGULATED RETAIL ENERGY SERVICES IN MONTANA; AND AMENDING SECTION 69-8-204, MCA"

2. Page 1, line 18 through page 20, line 18
Strike: everything after the enacting clause
Insert: "Section 1. Section 69-8-204, MCA, is amended to read:

"69-8-204. Public utility -- ~~functional separation, divestiture, and nondiscrimination.~~ ~~(1) To the extent that a public utility is vertically integrated, a public utility shall functionally separate the public utility's electricity supply, retail transmission, retail distribution, and regulated and unregulated retail energy services operations in the state of Montana, upon application to and approval from the commission.~~

~~(2)~~ (1) Public utilities shall:

(a) prevent undue discrimination in favor of their own power supply, other services, divisions, or affiliates, if any;

(b) prevent any other forms of self-dealing that could result in noncompetitive electricity prices to customers; and

(c) grant customers and their electricity suppliers access to the public utility's retail transmission and distribution system on a nondiscriminatory basis at rates, terms, and conditions of service comparable to the use of the retail transmission and distribution system by the public utility and the public utility's affiliates.

Committee Vote:
Yes 5, No 4
Fiscal Note Required ___ KA

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~~(3)~~(2) The provisions of this section are satisfied if the public utility adopts and complies with a code of conduct consistent with the federal energy regulatory commission approved code of conduct pursuant to 18 CFR, part 37, and commission rules and orders.""

- END -

SENATE Secretary of the Senate COPY

TABLED BILL

The **SENATE NATURAL RESOURCES AND ENERGY COMMITTEE** TABLED **SB 420**, by motion, on **Friday, February 23, 2007**.

Agnes M Palmer
(For the Committee)

(Secretary of the Senate)

2-23
(Time) (Date)

February 23, 2007 Agnes M. Palmer, Secretary Phone: 444-4814

SENATE Secretary of the Senate COPY

TABLED BILL

The **SENATE NATURAL RESOURCES AND ENERGY COMMITTEE** TABLED **SB 180**, by motion, on **Friday, February 23, 2007**.

Agnes M Palmer
(For the Committee)

KD
(Secretary of the Senate)

_____ / 2-23
(Time) (Date)

February 23, 2007 Agnes M. Palmer, Secretary Phone: 444-4814

SENATE Secretary of the Senate COPY

TABLED BILL

The **SENATE NATURAL RESOURCES AND ENERGY COMMITTEE** TABLED **SB 407**, by motion, on **Friday, February 23, 2007**.

Agnes M Palmer
(For the Committee)

KD
(Secretary of the Senate)

12-23
(Time) (Date)

February 23, 2007 | Agnes M. Palmer, Secretary | Phone: 444-4814

MONTANA STATE SENATE
2007 LEGISLATURE

NATURAL RESOURCES AND ENERGY

ROLL CALL VOTE

DATE 2/23/07 BILL NO. SB 195 NUMBER 1

MOTION: SB 195 as amended - Do Pass

NAME	AYE	NO
SEN. AUBYN CURTISS (R)		✓
SEN. KELLY GEBHARDT (R)		✓
SEN. DAN HARRINGTON (D)	✓	
SEN. CHRISTINE KAUFMANN (D)	✓	
SEN. GARY PERRY (R)		✓ P
SEN. BILL TASH (R)		✓
SEN. MITCH TROPILA (D)	✓	
SEN. DAVID WANZENRIED (D)	✓ P	
SEN. GREG LIND (D) - CHAIRMAN	✓	
	5	4

MONTANA STATE SENATE
2007 LEGISLATURE

NATURAL RESOURCES AND ENERGY

ROLL CALL VOTE

DATE 2/23/07 BILL NO. SB 407 NUMBER 1

MOTION: Amendment 40702.ASK be adopted

NAME	AYE	NO
SEN. AUBYN CURTISS (R)		✓
SEN. KELLY GEBHARDT (R)		✓
SEN. DAN HARRINGTON (D)	✓	
SEN. CHRISTINE KAUFMANN (D)	✓	
SEN. GARY PERRY ()R)		✓ Proxy
SEN. BILL TASH (R)		✓
SEN. MITCH TROPILA (D)	✓	
SEN. DAVID WANZENRIED (D)	✓ Proxy	
SEN. GREG LIND (D) - CHAIRMAN	✓	
	5	4

MONTANA STATE SENATE
2007 LEGISLATURE

NATURAL RESOURCES AND ENERGY

ROLL CALL VOTE

DATE 2/23/07 BILL NO. SB 407 NUMBER 2

MOTION: Do Pass SB 407 as amended

NAME	AYE	NO
SEN. AUBYN CURTISS (R)	✓	
SEN. KELLY GEBHARDT (R)	✓	
SEN. DAN HARRINGTON (D)		✓
SEN. CHRISTINE KAUFMANN (D)		✓
SEN. GARY PERRY ()R)	✓ Proxy	
SEN. BILL TASH (R)	✓	
SEN. MITCH TROPILA (D)		✓
SEN. DAVID WANZENRIED (D)		✓ Proxy
SEN. GREG LIND (D) - CHAIRMAN		✓
	4	5

SENATE PROXY FORM

According to Senate Rule 30-70 (13) (f) , a committee member may vote by proxy using a standard form.

PROXY VOTE

I, the undersigned, hereby authorize Senator Pasha

to vote my proxy on any issue before the Senate _____

_____ Committee

held on _____, 2007.

SB 152
SB 195 No
SB 180 Table
SB 407 No (amends 3 yes)

SENATOR
STATE OF MONTANA

513

SENATE PROXY FORM

According to Senate Rule 30-70 (13) (f) , a committee member may vote by proxy using a standard form.

PROXY VOTE

I, the undersigned, hereby authorize Senator LIND

to vote my proxy on any issue before the Senate Nat. Res. + Energy

SB40701.ajk - NO ~~SB40774~~

SB40705.ajk - NO Committee

held on _____, 2007.

SB452 A1 — Yes

SB452 — Yes

SB195 Amend — Yes

SB195A — Yes

SB040702.ajk — Yes

SB0407 amended — No

[signature]

SENATOR

STATE OF MONTANA