

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON NATURAL RESOURCES

Call to Order: Chairman Mike Milburn, on January 19, 2009 at
3:00 P.M., in Room 472 Capitol.

ROLL CALL

Members Present:

Rep. Mike Milburn, Chairman (R)
Rep. Gordon R. Hendrick, Vice Chairman (R)
Rep. JP Pomnichowski, Vice Chairman (D)
Rep. Tony Belcourt (D)
Rep. Gerald Bennett (R)
Rep. Anders Blewett (D)
Rep. Jill Cohenour (D)
Rep. Sue Dickenson (D)
Rep. Betsy Hands (D)
Rep. Brian Hoven (R)
Rep. Tom McGillvray (R)
Rep. Mike Menahan (D)
Rep. Scott Mendenhall (R)
Rep. Mike Miller (R)
Rep. Michele Reinhart (D)
Rep. Kendall Van Dyk (D)
Rep. Chas Vincent (R)
Rep. Wendy Warburton (R)

Members Excused: None.

Members Absent: None.

Staff Present: Shirley Chovanak, Committee Secretary
Joe Kolman, 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 75, 1/14/2009; HB 79, 1/14/2009;
HB 84

Executive Action: HB 22

00:00:01 Chairman Milburn

HEARING ON HB 79

Opening Statement by Sponsor:

00:01:20 Rep. Wayne Stahl (R), HD 35, opened the hearing on HB 79, Uniform provisions for state land transactions.

EXHIBIT (nah12a01)

Proponents' Testimony:

00:07:36 John Youngberg, Montana Farm Bureau

00:08:59 Jay Bodner, Montana Stock Growers Association

Opponents' Testimony:

00:11:43 Bob Lane, Chief Legal Counsel, Montana Fish, Wildlife, and Parks

00:15:46 Janet Ellis, Montana Audubon

Informational Testimony:

00:18:16 Mary Sexton, Director, Montana Department of Environment Quality (DEQ)

00:22:35 Barbara Smith, Fiscal Analyst, Legislative Fiscal Division

Questions from Committee Members and Responses:

00:24:38 Rep. Cohenour

00:24:44 Ms. Smith

00:25:08 Rep. Dickinson

00:26:20 Ms. Sexton

00:28:06 Rep. Reinhart

00:28:27 Rep. Stahl

00:28:34 Rep. Reinhart

00:28:45 Rep. Stahl

00:28:53 Rep. Reinhart

00:29:12 Rep. Milburn

00:29:56 Rep. Reinhart

00:30:03 Ms. Sexton

00:30:08 Rep. Reinhart

00:30:37 Ms. Sexton

00:31:44 Rep. Reinhart

00:31:56 Ms. Sexton

00:32:47 Rep. Reinhart

00:32:58 John Arrigo, DEQ

00:33:22 Chairman Milburn
00:33:28 Mr. Arrigo
00:33:37 Rep. Vincent
00:34:13 Mr. Lane
00:34:43 Rep. Vincent
00:35:07 Mr. Lane
00:35:41 Rep. Vincent
00:35:50 Mr. Lane
00:36:19 Rep. Vincent
00:36:32 Mr. Lane
00:36:43 Rep. Vincent
00:36:56 Mr. Lane

EXHIBIT (nah12a02)

00:37:27 Rep. Vincent
00:38:12 Mr. Lane
00:38:21 Rep. Vincent
00:38:27 Ms. Smith
00:38:45 Rep. Vincent
00:38:51 Rep. McGillvray
00:39:23 Mr. Lane
00:39:43 Mr. Paul Sihler, Administrator, Field Services
Division, FWP
00:40:34 Rep. McGillvray
00:41:02 Mr. Sihler
00:41:49 Rep. McGillvray
00:42:20 Mr. Sihler
00:43:30 Rep. Hendrick
00:44:17 Ms. Sexton
00:45:43 Rep. Hendrick
00:46:03 Ms. Sexton
00:46:24 Chairman Milburn
00:46:48 Mr. Lane
00:47:54 Chairman Milburn
00:48:17 Mr. Lane
00:49:38 Rep. Vincent
00:50:05 Mr. Lane
00:51:59 Rep. Vincent
00:52:08 Mr. Lane
00:52:19 Rep. Vincent
00:52:25 Mr. Lane
00:53:38 Rep. Vincent
00:54:16 Mr. Lane
00:55:35 Chairman Milburn
00:55:21 Rep. Cohenour
00:56:07 Mr. Lane

EXHIBIT (nah12a03)

00:57:15 Rep. Cohenour
00:57:50 Ms. Sexton
00:59:04 Chairman Milburn
00:59:17 Rep. Hoven

00:59:30 Mr. Burns
01:00:07 Rep. Hoven
01:00:26 Mr. Lane
01:01:06 Rep. Hoven
01:01:09 Mr. Sihler
01:02:07 Rep. Warburton
01:03:00 Ms. Sexton

Closing by Sponsor:

01:04:13 Rep. Stahl

HEARING ON HB 84

Opening Statement by Sponsor:

01:12:39 Rep. Bill Wilson (D), HD 22, opened the hearing on HB 84, Extend duration of fire emergency.

Proponents' Testimony:

01:16:00 Brigadier General Stan Putnam, Assistant Adjutant General, Montana Army National Guard
01:19:41 Ms. Sexton
01:21:47 Rhonda Fitzgerald, Montana Tourism Council
EXHIBIT (nah12a04)
01:26:07 Jan Metzmaker, Executive Director, Whitefish Convention/Visitor Bureau
01:27:19 Betsy Baumgart, Travel Montana Program
01:27:58 Stuart Doggett, Montana Innkeepers Association
01:28:32 Drew Geiger, Montana Car Rental Association

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:29:01 Rep. Pomnichowski
01:29:26 Rep. Wilson
01:29:33 Ms. Sexton
01:29:42 Rep. Pomnichowski
01:30:27 Ms. Sexton
01:31:17 Rep. Pomnichowski
01:31:29 Ms. Sexton
01:32:10 Rep. Pomnichowski
01:32:46 Ms. Baumgart
01:33:15 Rep. McGillvray

01:33:40 Ms. Sexton
01:33:51 Rep. McGillvray
01:34:00 Rep. Wilson
01:34:20 Rep. McGillvray
01:34:30 Rep. Wilson
01:34:41 Rep. Hendrick
01:35:21 Ms. Sexton
01:36:24 Rep. Warburton
01:36:57 Brig. Gen. Putnam
01:37:35 Ms. Sexton

Closing by Sponsor:

01:38:43 Rep. Wilson

01:39:20 Break
01:50:33 Resume

EXECUTIVE ACTION ON HB 22

01:51:20 **Motion:** Rep. Dickenson moved that **HB 22 DO PASS.**

01:51:38 Rep. Mendenhall withdrew his amendment to HB 22.
01:52:14 Rep. Dickenson

Discussion:

01:53:19 Rep. Vincent
01:54:02 Rep. Van Dyk
01:55:11 Rep. Pomnichowski
01:56:26 Rep. Bennett
01:57:29 Rep. Dickenson
01:58:16 Joe Kolman, LFD
01:58:23 Rep. Mendenhall

01:59:10 **Vote:** Roll call vote failed 10-8, with Reps. Hendrick, Van Dyk, Mendenhall, Miller, Hoven, McGillvray, Bennett, Vincent, Warburton, and Chairman Milburn voting no. Rep. Belcourt voted by proxy.

02:00:00 **Motion/Vote:** Rep. Van Dyk moved to reverse vote to table. Motion carried unanimously by voice vote.

HEARING ON HB 75

Opening Statement by Sponsor:

02:00:58 Rep. Kendall Van Dyk (D), HD 49, opened the hearing on HB 75, Revise environmental rehabilitation and response account use.

Proponents' Testimony:

02:04:06 John Arrigo

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

02:12:16 Rep. Hendrick
02:14:35 Mr. Arrigo
02:16:55 Rep. Hendrick
02:17:49 Mr. Arrigo
02:18:53 Rep. Vincent
02:19:59 Mr. Arrigo
02:22:04 Rep. Reinhart
02:22:17 Mr. Arrigo
02:23:30 Rep. Reinhart
02:23:41 Mr. Arrigo
02:24:20 Rep. Warburton
02:24:44 Mr. Arrigo
02:24:57 Rep. Warburton
02:25:04 Mr. Arrigo
02:25:34 Rep. Warburton
02:26:01 Mr. Arrigo
02:27:13 Rep. Warburton
02:27:26 Mr. Arrigo
02:27:43 Rep. Vincent
02:27:56 Mr. Arrigo
02:28:46 Rep. Vincent
02:29:17 Mr. Arrigo
02:29:53 Rep. Bennett
02:30:18 Mr. Arrigo
02:31:00 Rep. Hoven
02:31:28 Mr. Arrigo
02:32:27 Rep. Hands
02:33:06 Mr. Arrigo
02:34:22 Rep. Hands
02:34:40 Mr. Arrigo

02:35:02 Rep. Hendrick

02:35:58 Mr. Arrigo

Closing by Sponsor:

02:37:21 Rep. Van Dyk

ADJOURNMENT

02:38:09 Adjournment

SHIRLEY CHOVANAK, Secretary

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Additional Documents:

EXHIBIT ([nah12aad.pdf](#))