

MINUTES

**MONTANA SENATE
61st LEGISLATURE - REGULAR SESSION**

COMMITTEE ON NATURAL RESOURCES

Call to Order: CHAIRMAN KELLY GEBHARDT, on January 16, 2009 at 3:00 P.M., in Room 422 Capitol.

ROLL CALL

Members Present:

Sen. Kelly Gebhardt, Chairman (R)
Sen. Debby Barrett, Vice Chairman (R)
Sen. Aubyn Curtiss (R)
Sen. Christine Kaufmann (D)
Sen. Jim Keane (D)
Sen. Gary L. Perry (R)
Sen. Jim Peterson (R)
Sen. Donald J. Steinbeisser (R)
Sen. Mitch Tropila (D)

Members Excused:

Sen. Ken (Kim) Hansen (D)
Sen. David E. Wanzonried (D)

Members Absent: None.

Staff Present: Lindsey Hern, Committee Secretary
Sonja Nowakowski, 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: SB 62, 1/12/2009; SB 71, 1/12/2009;
SB 100, 1/12/2009

Executive Action:

HEARING ON SB 22

00:01:10 Chairman Kelly Gebhardt, create a sub committee
00:02:44 Todd Everts, Legislative Environmental Policy Office,
Legislative Services Division (LSD)

EXHIBIT (nas10a01)

EXHIBIT (nas10a02)

EXHIBIT (nas10a03)

Questions:

00:10:43 Sen. Jim Peterson
00:11:00 Mr. Everts, LSD
00:11:22 Sen. Peterson
00:11:54 Mr. Everts, LSD
00:12:11 Sen. Peterson
00:12:49 Sen. Christine Kaufmann
00:13:23 Chairman Gebhardt

HEARING ON SB 62

Opening Statement by Sponsor:

00:16:12 **SEN. RICK LAIBLE (R), SD 44**, opened the hearing on **SB 62**, Fix discrepancy in environmental contingency account funding.

Proponents' Testimony:

None

Opponents' Testimony:

None

Informational Testimony:

00:17:46 Ray Beck, Administrator Department of Natural Resources and Conservation (DNRC)
00:18:21 Barbra Smith, LSD

Questions from Committee Members and Responses:

00:18:40 Sen. Garry Perry
00:18:53 Sen. Laible
00:19:39 Sen. Mitch Tropila
00:20:02 Ms. Smith, LSD
00:20:46 Sen. Tropila
00:20:51 Ms. Smith, LSD
00:20:56 Sen. Tropila
00:21:12 Ms. Smith, LSD
00:21:21 Sen. Tropila
00:21:36 Ms. Smith, LSD
00:22:07 Sen. Tropila

00:22:19 Ms. Smith, LSD
00:22:46 Sen. Tropila
00:22:49 Sen. Jim Keane
00:23:01 Sen. Laible
00:23:09 Sen. Keane
00:23:16 Sen. Laible
00:23:24 Chairman Gebhardt
00:24:33 Sen. Laible
00:24:58 Chairman Gebhardt

Closing by Sponsor:

00:25:03 Sen. Laible

HEARING ON SB 71

Opening Statement by Sponsor:

00:26:23 **SEN. RON ERICKSON (D)**, SD 47, opened the hearing on **SB 71**, Revise orphan share and environmental quality protection fund laws.

Proponents' Testimony:

00:31:06 Sandi Olson, Department of Environmental Quality (DEQ)
EXHIBIT (nas10a04)

00:37:35 Monte Mason, Mineral Management, DNRC

Opponents' Testimony:

None

Informational Testimony:

00:40:41 Ms. Smith, LSD
EXHIBIT (nas10a05)

Questions from Committee Members and Responses:

00:42:29 Sen. Kauffman
00:42:53 Ms. Olson, DEQ
00:43:28 Sen. Kauffman
00:43:43 Ms. Olson, DEQ
00:44:41 Sen. Kauffman
00:45:01 Ms. Olson, DEQ
00:45:50 Sen. Peterson
00:46:35 Ms. Olson, DEQ
00:47:48 Chairman Gebhardt
00:48:16 Sen. Barrett
00:48:39 Ms. Olson, DEQ
00:50:07 Sen. Tropila
00:50:15 Ms. Smith, LSD
00:50:35 Sen. Tropila
00:50:50 Ms. Smith, LSD

00:50:58 Sen. Tropila
00:51:26 Ms. Smith, LSD
00:51:55 Ms. Olson, DEQ

Closing by Sponsor:

00:52:31 Sen. Erickson

HEARING ON SB 100

Opening Statement by Sponsor:

00:54:54 **SEN. JERRY BLACK (R), SD 14**, opened the hearing on **SB 100**, Increase coal board funding.

Proponents' Testimony:

00:57:20 Rep. Duane Ankney

EXHIBIT (nas10a06)

01:02:00 Sen. Wanzenried returned to committee
01:02:04 William Duffield, Montana Association of Oil, Gas and Coal Counties (MAOGCC)
01:07:00 Bob Gilbert, City of Roundup, Rose Bud County
01:08:52 Todd O'Hair, Rio Tinto Energy America Services Company
01:11:04 Cathy Bailey, Snowy Mountain Development Corporation

EXHIBIT (nas10a07)

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

01:14:14 Sen Kaufmann
01:14:41 Sen. Black
01:14:57 Rep. Ankney
01:15:45 Sen. Kaufmann
01:15:53 Rep. Ankney
01:16:08 Sen. Kaufmann
01:16:36 Ms. Bailey, Snowy Mountain Development Corporation (SMDC)
01:16:52 Sen. Kaufmann
01:17:05 Ms. Bailey, SMDC
01:17:27 Sen. Kaufman
01:17:36 Ms. Bailey
01:17:56 Sen. Wanzenried
01:18:34 Sen. Black
01:19:26 Sen. Wanzenried

01:19:39 Sen. Black

01:20:25 Sen. Peterson
01:22:05 Mr. Duffield, MAOGCC
01:22:27 Sen. Peterson

Additional Exhibit:

[EXHIBIT \(nas10a08\)](#)

Closing by Sponsor:

01:22:51 Sen. Black

ADJOURNMENT

Adjournment: 4:27 P.M.

LINDSEY HERN, Secretary

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Additional Exhibits:

EXHIBIT ([nas10aad.pdf](#))