

**MINUTES**

**MONTANA HOUSE OF REPRESENTATIVES  
61st LEGISLATURE - REGULAR SESSION**

**COMMITTEE ON NATURAL RESOURCES**

**Call to Order:** Chairman Mike Milburn, on February 2, 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 270, HB 275, HB 285

Executive Action: None

00:00:00 Chairman Milburn

**HEARING ON HB 275**

**Opening Statement by Sponsor:**

00:20:50 Rep. Robin Hamilton (D), HD 92, opened the hearing on  
HB 275, Emergency streamflow for fisheries.

**EXHIBIT (nah24a01)**

**Proponents' Testimony:**

00:03:04 Joe Gutkoski, President, Montana River Action

**EXHIBIT (nah24a02)**

00:08:44 Mark Aagenes, Montana Trout Unlimited

**Opponents' Testimony:**

00:11:18 Abigail St. Lawrence, Montana Association of Realtors

**EXHIBIT (nah24a03)**

00:13:34 Krista Lee Evans, Association of Gallatin Agricultural  
Irrigators, Senior Water Rights Coalition

00:16:12 Mike Murphy, Montana Water Resources Association

00:17:04 John Youngberg, Montana Farm Bureau

00:18:01 Jay Bodner, Montana Stockgrowers Association

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:21:00 Rep. Pomnichowski

00:21:31 Mr. Aagenes

00:21:57 Rep. Pomnichowski

00:22:21 Rep. Hamilton

**Closing by Sponsor:**

00:22:35 Rep. Hamilton

**HEARING ON HB 270**

**Opening Statement by Sponsor:**

00:23:40 Rep. Michele Reinhart (D), HD 97, opened the hearing on  
HB 270, Revise floodplain laws.

**Proponents' Testimony:**

00:27:13 Todd Klietz, Administrator, Missoula County Floodplain,  
City of Missoula

**EXHIBIT (nah24a04)**

00:31:27 Linda Stoll, Representative, Missoula County and the  
Montana Association of Planners

00:32:18 Mike McGinley, President, Montana Association of  
Counties

00:32:41 John Tubbs, Department of Natural Resources and  
Conservation

00:33:50 Mr. Gutkoski

**Opponents' Testimony:**

00:34:35 Rick Hill, Montana Building Industry Association

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:36:04 Rep. Mendenhall

00:36:46 Mr. Klietz

00:37:09 Rep. Mendenhall

00:37:23 Mr. Klietz

00:37:57 Rep. Cohenour

00:38:19 Rep. Reinhart

00:40:41 Chairman Milburn

**Closing by Sponsor:**

00:41:03 Rep. Reinhart

**HEARING ON HB 285**

**Opening Statement by Sponsor:**

00:46:03 Rep. Michele Reinhart (D), HD 97, opened the hearing  
on HB 285, Authorize use of gray water in commercial  
and multifamily structures.

**EXHIBIT (nah24a05)**

**Proponents' Testimony:**

00:48:57 Ms. Stoll

00:49:42 Tyler Evilsizer, S.A.V.E. Foundation

00:50:31 Steve Kilbreath, Department of Environmental Quality

**Opponents' Testimony:** None

**Informational Testimony:**

00:53:57 David Cook, Department of Labor and Industry Building  
Codes Bureau

**Questions from Committee Members and Responses:**

00:53:57 Rep. Pomnichowski

00:54:20 Mr. Kilbreath

00:54:47 Rep. Pomnichowski

00:55:02 Mr. Kilbreath

**Closing by Sponsor:**

00:55:34 Rep. Reinhart

**ADJOURNMENT**

00:56:41 Adjournment

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Shirley Chovanak, Secretary

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**Additional Exhibits**

Additional Documents:

**EXHIBIT ([nah24aad.pdf](#))**