

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON NATURAL RESOURCES

Call to Order: Chair Gordon R. Hendrick, on March 2, 2011 at 3:00 PM, in Room 472
Capitol

ROLL CALL

Members Present:

Rep. Gordon R. Hendrick, Chair (R)
Rep. Betsy Hands, Vice Chair (D)
Rep. Brian Hoven, Vice Chair (R)
Rep. Dick Barrett (D)
Rep. Gerald (Jerry) Bennett (R)
Rep. Pat Connell (R)
Rep. Virginia Court (D)
Rep. Kelly Flynn (R)
Rep. Alan Hale (R)
Rep. Bill Harris (R)
Rep. Cleve J. Loney (R)
Rep. Mike Miller (R)
Rep. Michele Reinhart (D)
Rep. Kathleen Williams (D)

Members Excused: Rep. Wendy Warburton (R)

Members Absent: None

Staff Present: Lauren Head, 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: HJ 11, 2/23/2011; HB 533, 2/23/2011; HB 568, 2/23/2011

HEARING ON HB 568**Opening Statement by Sponsor:**

00:03:38 Rep. Bob Wagner (R), HD 71, opened the hearing on HB 568, Privatize state-owned cataract dam project.

Proponents' Testimony:

00:05:51 Larry Young, Cataract Water Users Association

00:10:58 Dave Maichel, self

EXHIBIT(nah47a01)

00:11:11 Rep. Hands left the meeting.

00:14:04 Bill Jackson, Cataract Water Users Association

00:14:52 Todd Brennan, Cataract Water Users Association

00:15:35 Lezlie Kinne, Willow Creek Water Users Association, Cataract Water Users Association

00:16:46 Diane Rice, Cataract Water Users Association

00:17:48 Barry Rice, Cataract Water Users Association

00:18:37 Robert Sitz, Cataract Water Users Association

00:19:07 Brian Thomas Ohs, self

00:19:46 John Bloomquist, Attorney

00:20:51 Mary Sexton, Executive Director, Department of Natural Resources and Conservation (DNRC)

00:21:04 Rep. Hands rejoined the meeting.

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:23:17 Rep. Miller

00:23:39 Ms. Sexton

00:23:53 Rep. Miller

00:24:00 Ms. Sexton

00:24:12 Rep. Reinhart

00:24:27 Ms. Sexton

00:24:44 Rep. Reinhart

00:24:59 Mr. Berry

00:25:22 Rep. Reinhart

00:25:34 Mr. Berry

00:25:49 Rep. Connell

00:26:09 Ms. Sexton

00:26:27 Rep. Connell

00:26:44 Ms. Sexton

00:27:05 Rep. Connell

00:27:38 Ms. Sexton

00:28:10 Rep. Loney

00:28:20 Ms. Sexton

00:28:37 Rep. Loney
00:28:45 Ms. Sexton
00:28:58 Kevin Smith, State Water Projects Bureau Chief, DNRC
00:29:41 Rep. Flynn
00:30:03 Mr. Berry
00:30:12 Rep. Flynn
00:30:19 Mr. Berry
00:30:28 Rep. Flynn
00:30:37 Mr. Berry
00:31:24 Rep. Flynn
00:31:41 Mr. Berry
00:32:17 Rep. Flynn
00:32:28 Mr. Berry
00:32:59 Rep. Court
00:33:26 Mr. Bloomquist
00:34:28 Rep. Court
00:34:34 Mr. Bloomquist
00:34:57 Rep. Court
00:35:53 Ms. Sexton
00:36:17 Rep. Court
00:36:29 Mr. Smith
00:37:58 Rep. Barrett
00:39:11 Mr. Berry
00:40:20 Rep. Barrett
00:40:31 Mr. Brennan
00:42:40 Rep. Barrett
00:42:59 Mr. Brennan
00:43:36 Rep. Warburton joined the meeting.
00:43:42 Rep. Reinhart left the meeting.
00:44:25 Rep. Hoven
00:44:38 Mr. Brennan
00:45:22 Rep. Hoven
00:45:31 Mr. Brennan
00:45:37 Rep. Loney

Closing by Sponsor:

00:45:56 Rep. Wagner
00:51:18 Rep. Reinhart rejoined the meeting.

HEARING ON HB 533

Opening Statement by Sponsor:

00:52:47 Rep. Tom Berry (R), HD 45, opened the hearing on HB 533, Revise state coal leasing laws.

Proponents' Testimony:

00:53:53 Leo Berry, Great Northern Properties

[EXHIBIT\(nah47a02\)](#)

[EXHIBIT\(nah47a03\)](#)

[EXHIBIT\(nah47a04\)](#)

01:11:26 Bud Clinch, Executive Director, Montana Coal Council

01:12:22 Don Allen, Western Environmental Trade Association (WETA)

Opponents' Testimony:

01:14:10 Anne Hedges, Montana Environmental Information Center (MEIC)

[EXHIBIT\(nah47a05\)](#)

01:15:03 Rep. Hale left the meeting.

01:18:11 Rep. Hale rejoined the meeting.

01:22:57 Clayton Elliott, Northern Plains Resource Council (NPRC)

Informational Testimony:

01:26:42 Mary Sexton, DNRC

01:29:56 Ed Coleman, Bureau Chief, Department of Environmental Quality (DEQ)

Questions from Committee Members and Responses:

01:30:28 Vice Chair Hoven

01:30:46 Mr. Berry

01:30:51 Vice Chair Hoven

01:31:03 Mr. Berry

01:31:05 Vice Chair Hoven

01:31:07 Mr. Berry

01:31:25 Vice Chair Hoven

01:31:34 Mr. Berry

01:31:38 Vice Chair Hoven

01:31:40 Mr. Berry

01:31:59 Vice Chair Hoven

01:32:08 Mr. Berry

01:32:12 Vice Chair Hoven

01:32:23 Mr. Berry

01:33:02 Vice Chair Hoven

01:33:07 Mr. Berry

01:33:31 Rep. Reinhart

01:33:41 Mr. Berry

01:33:51 Rep. Reinhart

01:34:11 Mr. Berry

01:34:45 Rep. Reinhart

01:35:02 Mr. Elliott

01:35:27 Rep. Harris

01:36:05 Mr. Berry

01:37:28 Rep. Harris

01:37:52 Mr. Berry

01:38:49 Rep. Barrett
01:39:16 Mr. Berry
01:39:22 Rep. Barrett
01:40:03 Mr. Berry
01:40:30 Rep. Barrett
01:40:48 Mr. Berry
01:41:00 Rep. Williams
01:41:31 Ms. Sexton
01:41:48 Rep. Williams
01:42:17 Rep. Hands left the meeting.
01:42:21 Ms. Sexton
01:42:39 Rep. Flynn
01:43:10 Mr. Berry
01:43:59 Rep. Connell
01:44:41 Mr. Berry
01:45:02 Rep. Connell
01:45:42 Mr. Clinch
01:46:59 Rep. Connell
01:47:33 Mr. Clinch
01:48:34 Rep. Hands
01:49:17 Mr. Berry
01:49:25 Rep. Hands
01:49:49 Mr. Berry
01:50:05 Rep. Hands
01:50:25 Mr. Berry
01:50:32 Rep. Hands
01:51:08 Mr. Berry
01:52:13 Rep. Williams
01:53:00 Ms. Sexton

Closing by Sponsor:

01:53:16 Rep. Berry

01:54:26 Recess began.
02:02:36 Meeting reconvened.

HEARING ON HJ 11

Opening Statement by Sponsor:

02:03:34 Rep. Mike Phillips (D), HD 66, opened the hearing on HJ 11, Study terrestrial carbon sequestration.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

02:15:57 Rep. Barrett
02:17:29 Rep. Phillips
02:18:35 Rep. Barrett
02:19:17 Rep. Phillips
02:20:14 Rep. Phillips
02:20:26 Rep. Barrett
02:20:35 Rep. Phillips
02:21:05 Rep. Barrett
02:21:08 Rep. Phillips
02:21:17 Rep. Harris
02:21:55 Rep. Phillips
02:23:16 Rep. Harris
02:23:47 Rep. Phillips
02:24:26 Rep. Harris
02:25:02 Rep. Phillips
02:26:07 Rep. Hands
02:26:36 Rep. Phillips
02:27:59 Rep. Hands
02:28:11 Rep. Phillips
02:29:50 Rep. Hands
02:30:38 Rep. Phillips
02:31:54 Rep. Reinhart
02:33:00 Rep. Phillips
02:33:31 Rep. Reinhart
02:33:51 Rep. Phillips
02:34:09 Rep. Reinhart
02:34:22 Rep. Phillips
02:35:28 Rep. Connell
02:36:04 Rep. Phillips
02:36:19 Rep. Connell
02:36:31 Rep. Miller left the meeting.
02:36:58 Rep. Phillips
02:37:52 Rep. Barrett
02:39:28 Rep. Phillips
02:40:51 Rep. Harris
02:41:54 Rep. Phillips
02:42:41 Rep. Miller rejoined the meeting.
02:42:45 Chairman Hendrick
02:43:20 Rep. Phillips
02:44:24 Chairman Hendrick
02:45:15 Rep. Phillips
02:45:27 Rep. Hands left the meeting.

Closing by Sponsor:

02:46:45 Rep. Phillips

ADJOURNMENT

Adjournment:

Lauren Head, Secretary

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Additional Documents:

EXHIBIT([nah47aad.pdf](#))