

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON NATURAL RESOURCES

**Call to Order:** Chair Gordon R. Hendrick, on March 16, 2011 at 3:19 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. Virginia Court (D)  
Rep. Kelly Flynn (R)  
Rep. Alan Hale (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:** Rep. Pat Connell (R)  
Rep. Bill Harris (R)

**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: SB 9, 3/9/2011; SB 286, 3/9/2011; SB 292, 3/9/2011; SB 297,  
3/9/2011; SB 327, 3/9/2011

**HEARING ON SB 9****Opening Statement by Sponsor:**

- 00:02:41 Sen. Jim Keane (D), SD 38, opened the hearing on SB 9, Authorize use of petroleum mixing zones for petroleum release sites.
- 00:03:10 Rep. Connell joined the meeting.

**Proponents' Testimony:**

- 00:05:06 Ronna Alexander, Montana Petroleum Marketers and Convenience Store Association (MPMCSA)

**EXHIBIT(nah59a01)**

- 00:05:28 Rep. Warburton joined the meeting.
- 00:05:49 Rep. Harris joined the meeting.
- 00:11:20 Lee Bruner, MPMCSA
- 00:12:01 Sandy Olsen, Department of Environmental Quality (DEQ)
- 00:13:07 Roger Noble, Chairman, Petroleum Tank Release Compensation Board

**EXHIBIT(nah59a02)****EXHIBIT(nah59a03)**

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

- 00:24:21 Rep. Reinhart
- 00:24:36 Ms. Olsen
- 00:25:00 Rep. Reinhart
- 00:25:05 Mr. Bruner
- 00:25:56 Rep. Reinhart
- 00:26:01 Mr. Bruner
- 00:26:30 Rep. Hands
- 00:26:47 Ms. Olsen
- 00:27:40 Rep. Hands
- 00:28:11 Ms. Olsen
- 00:29:03 Rep. Hands
- 00:29:30 Ms. Olsen
- 00:30:19 Rep. Hands
- 00:30:42 Ms. Olsen
- 00:31:17 Rep. Williams
- 00:31:46 Ms. Olsen
- 00:32:57 Rep. Williams
- 00:33:46 Ms. Olsen
- 00:34:14 Rep. Williams
- 00:34:32 Ms. Olsen
- 00:35:17 Mike Trombeta, DEQ
- 00:37:03 Rep. Williams

00:37:17 Rep. Flynn  
00:37:54 Ms. Olsen  
00:39:00 Vice Chair Hoven  
00:39:17 Ms. Olsen

**Closing by Sponsor:**

00:40:14 Sen. Keane

**HEARING ON SB 286**

**Opening Statement by Sponsor:**

00:43:01 Sen. Alan Olson (R), SD 23, opened the hearing on SB 286, Revise certain coal prospecting procedures.  
00:43:28 Rep. Reinhart left the meeting.  
00:43:52 Rep. Barrett left the meeting.

**Proponents' Testimony:**

00:44:25 Steve Wade, Coal Mountain Mining  
00:44:40 Rep. Bennett left the meeting.  
00:46:15 Bud Clinch, Executive Director, Montana Coal Council  
00:46:58 Don Allen, Western Environmental Trade Association (WETA)  
00:47:13 Rep. Reinhart rejoined the meeting.

**Opponents' Testimony:** None

**Informational Testimony:**

00:47:59 Ed Coleman, DEQ

**Questions from Committee Members and Responses:**

00:48:37 Rep. Hands  
00:48:58 Mr. Coleman  
00:49:00 Rep. Hands  
00:49:10 Mr. Coleman

**Closing by Sponsor:**

00:49:26 Sen. Olsen

**HEARING ON SB 292****Opening Statement by Sponsor:**

00:49:55 Sen. Alan Olson (R), SD 23, opened the hearing on SB 292, Regulate underground coal gasification.

**Proponents' Testimony:**

00:52:34 Rick Southwick, Great Northern Properties (GNP)

**EXHIBIT(nah59a04)**

00:54:24 Chairman Hendrick left the meeting.

00:59:11 Chairman Hendrick rejoined the meeting.

01:00:37 Rep. Bennett rejoined the meeting.

01:01:24 Rep. Miller left the meeting.

01:02:27 Don Allen, WETA

**Opponents' Testimony:**

01:03:54 Anne Hedges, Montana Environmental Information Center (MEIC)

01:05:10 Rep. Miller rejoined the meeting.

01:07:51 Richard Parks, Northern Plains Resource Council (NPRC)

**EXHIBIT(nah59a05)**

01:09:14 Rep. Warburton left the meeting.

01:09:40 Rep. Hale left the meeting.

**Informational Testimony:**

01:12:16 Ed Coleman, DEQ

**Questions from Committee Members and Responses:**

01:12:47 Rep. Loney

01:13:15 Mr. Coleman

01:13:45 Rep. Loney

01:14:11 Mr. Southwick

01:15:16 Rep. Loney

01:15:49 Mr. Southwick

01:18:13 Rep. Reinhart

01:18:52 Mr. Coleman

01:19:30 Rep. Reinhart

01:19:48 Mr. Coleman

01:20:18 Rep. Reinhart

01:20:32 Mr. Coleman

01:21:03 Rep. Reinhart

01:21:21 Mr. Southwick

01:21:43 Rep. Hands

01:22:21 Rep. Hale rejoined the meeting.

01:22:29 Rep. Barrett rejoined the meeting.

01:23:04 Mr. Coleman

01:23:51 Rep. Hands  
01:24:13 Rep. Connell  
01:24:41 Sen. Olsen  
01:25:17 Rep. Connell  
01:25:48 Sen. Olsen  
01:25:52 Rep. Williams  
01:26:29 Mr. Coleman  
01:26:55 Rep. Williams  
01:27:02 Mr. Coleman  
01:27:19 Rep. Williams  
01:28:37 Mr. Coleman  
01:28:53 Rep. Williams  
01:29:07 Mr. Coleman  
01:29:24 Rep. Williams  
01:29:36 Mr. Coleman  
01:30:19 Rep. Loney  
01:30:34 Mr. Southwick  
01:30:53 Rep. Loney  
01:31:10 Mr. Southwick

**Closing by Sponsor:**

01:31:57 Sen. Olsen  
01:34:40 Sen. Essmann

**HEARING ON SB 327**

**Opening Statement by Sponsor:**

01:35:31 Sen. Cliff Larsen (D), SD 50, opened the hearing on SB 327, Require DNRC to assess each dam owned or controlled for hydroelectric potential.

**EXHIBIT(nah59a06)**

01:36:44 Rep. Hands left the meeting.

**Proponents' Testimony:**

01:39:52 Tim Davis, Water Resources Administrator, Department of Natural Resources and Conservation (DNRC)  
01:41:36 Anne Hedges, MEIC

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:42:39 Rep. Harris  
01:43:12 Mr. Davis

01:43:57 Vice Chairman Hoven  
01:44:33 Mr. Davis

**Closing by Sponsor:**

01:45:04 Sen. Larsen  
  
01:46:33 Rep. Williams  
01:47:04 Chairman Hendrick  
01:47:35 Rep. Warburton  
01:47:40 Rep. Williams  
01:47:56 Chairman Hendrick  
01:48:46 Joe Kolman, Legislative Services Division (LSD)  
01:49:28 Rep. Miller  
01:49:35 Mr. Kolman  
01:49:47 Chairman Hendrick  
01:51:55 Vice Chair Hoven  
01:52:19 Chairman Hendrick  
01:53:49 Mr. Kolman  
01:54:10 Rep. Barrett  
01:54:22 Chairman Hendrick

**ADJOURNMENT**

01:54:46      Adjournment

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Lauren Head, Secretary

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Additional Documents:

**EXHIBIT([nah59aad.pdf](#))**