

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

JOINT APPROPRIATIONS SUBCOMMITTEE ON NATURAL RESOURCES AND TRANSPORTATION

Call to Order: Chair Mike Cuffe, on February 1, 2013 at 8:30 AM, in Room 317C Capitol

ROLL CALL

Members Present:

Rep. Mike Cuffe, Chair (R)
Sen. Matthew M. Rosendale Sr, Vice Chair (R)
Rep. Duane Ankney (R)
Sen. John Brenden (R)
Rep. Galen Hollenbaugh (D)
Sen. Jim Keane (D)
Rep. Lea Whitford (D)

Members Excused: None

Members Absent: None

Staff Present: Christina Butler, Legislative Branch
Shawn Graham, OBPP
Tia Hunter, Committee Secretary
Gerry Murphy, OBPP

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:

Executive Action: PL 1002, DP 1004, PL 1005, Approval of the language in the 1st and 3rd paragraphs on C-45, DP 2002, DP 2005, PL 3001, PL 4001, PL 4003, DP 4004, New DP 4010, DP 4005, DP 4007, DP 5001, DP 5002, DP 5005, DP 5006, PL 5007, DP 5008, DP 9001

00:06:10 Chairman Cuffe

Presentation from Montana Board of Horse Racing

00:07:17 Tom Tucker, Executive Secretary, Montana Board of Horse Racing, Department
of Livestock (LIV)

EXHIBIT(jnh22a01)

Questions and Comments from Committee Members and Responses:

00:13:49 Rep. Hollenbaugh
00:14:06 Mr. Tucker, LIV
00:14:15 Rep. Hollenbaugh
00:14:27 Mr. Tucker, LIV
00:16:52 Rep. Hollenbaugh
00:18:19 Mr. Tucker, LIV
00:22:41 Rep. Hollenbaugh
00:23:21 Mr. Tucker, LIV
00:25:38 Sen. Keane
00:25:52 Mr. Tucker, LIV
00:26:06 Sen. Keane
00:26:25 Mr. Tucker, LIV
00:26:43 Sen. Rosendale
00:27:06 Mr. Tucker, LIV
00:28:05 Sen. Rosendale
00:28:27 Mr. Tucker, LIV
00:29:50 Sen. Rosendale
00:30:20 Mr. Tucker, LIV
00:31:04 Rep. Whitford
00:32:38 Mr. Tucker, LIV
00:34:06 Rep. Ankney
00:35:29 Chairman Cuffe
00:36:56 Sen. Keane
00:37:34 Chairman Cuffe
00:37:47 Rep. Ankney
00:38:05 Chairman Cuffe
00:38:22 Mr. Tucker, LIV
00:39:00 Chairman Cuffe
00:39:04 Mr. Tucker, LIV

Presentation from State Chief Information Officer

00:40:25 Ron Baldwin, Chief Information Officer, State Information Technology Services
Division, Department of Administration (DOA)

Questions from Committee Members and Responses:

00:44:28 Rep. Hollenbaugh
00:46:24 Mr. Baldwin, DOA
00:50:22 Rep. Hollenbaugh
00:51:29 Mr. Baldwin, DOA

00:55:11 Sen. Keane
00:56:55 Mr. Baldwin, DOA
00:57:54 Sen. Keane
00:57:58 Rep. Hollenbaugh
00:58:59 Mr. Baldwin, DOA
00:59:29 Rep. Ankney left.
01:02:12 Chairman Cuffe

01:04:15 Recessed
02:15:48 Reconvened

EXECUTIVE ACTION ON DEPARTMENT OF ENVIRONMENTAL QUALITY

02:15:49 Chairman Cuffe

02:17:02 **Motion/Vote:** Sen. Keane moved **APPROVAL OF PRESENT LAW ADJUSTMENT 1002 - ENVIRONMENTAL PROTECTION AGENCY FISCAL YEAR 2011 EXCHANGE NETWORK GRANT.** Motion carried unanimously by voice vote. Rep. Ankney voted by proxy.

02:17:48 **Motion/Vote:** Rep. Hollenbaugh moved **APPROVAL OF DECISION PACKAGE 1004 - MOVE ATTORNEY FROM PROGRAM 10 TO PROGRAM 40.** Motion carried unanimously by voice vote. Rep. Ankney voted by proxy.

02:18:04 **Motion/Vote:** Sen. Rosendale moved **APPROVAL OF PRESENT LAW ADJUSTMENT 1005 - CENTRAL MANAGEMENT PROGRAM BASE ADJUSTMENT HB 2 FOR \$409,636 (FIRST ITEM ONLY).** Motion carried 6-1 by voice vote with Sen. Keane voting no. Rep. Ankney voted by proxy.

02:18:53 Rep. Hollenbaugh
02:19:50 Chairman Cuffe
02:20:08 Tom Livers, Deputy Director, Department of Environmental Quality (DEQ)
02:22:54 Chairman Cuffe
02:22:58 Rep. Hollenbaugh
02:23:19 Mr. Livers, DEQ

02:23:33 **Motion/Vote:** Rep. Hollenbaugh moved **APPROVAL OF THE LANGUAGE IN PARAGRAPHS ONE AND THREE SHOWN ON C-45.** Motion carried unanimously by voice vote. Rep. Ankney voted by proxy.

02:24:26 **Motion/Vote:** Sen. Brenden moved **APPROVAL OF DECISION PACKAGE 2002 - WATER POLLUTION CONTROL STATE SPECIAL AUTHORITY.** Motion carried unanimously by voice vote. Rep. Ankney voted by proxy.

- 02:24:51 **Motion/Vote:** Rep. Hollenbaugh moved **APPROVAL OF DECISION PACKAGE 2005 - DATABASE DEVELOPMENT ONE-TIME-ONLY, BIENNIAL, RESTRICTED APPROPRIATION AND REQUEST THAT THE GENERAL FUND REQUEST BE REPLACED WITH ORPHAN SHARE TRANSFER.** Motion carried unanimously by voice vote. Rep. Ankney voted by proxy.
- 02:25:36 **Motion:** Sen. Rosendale moved **APPROVAL OF PRESENT LAW ADJUSTMENT 3001 MINUS THE GENERAL FUND DOLLARS, WHICH WOULD BE A TOTAL OF \$31,910, AND INSTEAD MOVE A TOTAL OF \$46,857.**
- 02:26:06 Rep. Hollenbaugh
02:26:20 Sen. Rosendale **WITHDREW PREVIOUS MOTION.**
- 02:26:25 **Motion/Vote:** Sen. Rosendale moved **APPROVAL OF PRESENT LAW ADJUSTMENT 3001 WITH THE REMOVAL OF THE GENERAL FUND DOLLARS FOR 2014 AND 2015.** Motion carried unanimously by voice vote. Rep. Ankney voted by proxy.
- 02:27:00 **Motion/Vote:** Sen. Keane moved **APPROVAL OF PRESENT LAW ADJUSTMENT 4001 - REMEDIATION DIVISION OPERATING ADJUSTMENT.** Motion carried 5-2 by roll call vote with Sen. Brenden and Sen. Rosendale voting no. Rep. Ankney voted by proxy.
- 02:28:16 **Motion/Vote:** Sen. Keane moved **APPROVAL OF PRESENT LAW ADJUSTMENT 4003 - ORPHAN SHARE CLAIMS FEAS STUDIES, BIENNIAL, RESTRICTED, ONE-TIME-ONLY.** Motion carried 5-2 by roll call vote with Sen. Brenden and Sen. Rosendale voting no. Rep. Ankney voted by proxy.
- 02:29:38 **Motion/Vote:** Sen. Brenden moved **APPROVAL OF DECISION PACKAGE 4004 - LEAKING UNDERGROUND STORAGE TANK TRUST COST RECOVERY EXPENDITURES.** Motion carried unanimously by voice vote. Rep. Ankney voted by proxy.
- 02:30:06 **Motion/Vote:** Sen. Brenden moved **APPROVAL OF NEW DECISION PACKAGE 4010 - LEAKING UNDERGROUND STORAGE TANK TRUST COST RECOVERY EXPENDITURES, ONE-TIME-ONLY, AND APPROPRIATE AN ADDITIONAL \$400,000 FROM THE ORPHAN SHARE ACCOUNT FOR FISCAL YEAR 2014.** Motion carried unanimously by voice vote. Rep. Ankney voted by proxy.
- 02:30:48 **Motion/Vote:** Rep. Whitford moved **APPROVAL OF DECISION PACKAGE 4005 - BEAL AND BASIN RECLAMATION BOND EXPEND, BIENNIAL AND RESTRICTED.** Motion carried unanimously by voice vote. Rep. Ankney voted by proxy.

- 02:31:11 **Motion/Vote:** Rep. Hollenbaugh moved **APPROVAL OF DECISION PACKAGE 4007 - MOVE ATTORNEY FROM PROGRAM 10 TO PROGRAM 40.** Motion carried 6-1 by roll call vote with Sen. Brenden voting no. Rep. Ankney voted by proxy.
- 02:32:15 **Motion/Vote:** Sen. Keane moved **APPROVAL OF DECISION PACKAGE 5001 - PERMITTING AND COMPLIANCE DIVISION OPERATIONS ADJUST.** Motion carried unanimously by voice vote. Rep. Ankney voted by proxy.
- 02:33:00 **Motion:** Rep. Hollenbaugh moved **APPROVAL OF DECISION PACKAGE 5002 - HARD ROCK RECLAMATION, MAJOR FACILITY SITING ACT PROGRAMS PROJECTS, RESTRICTED AND BIENNIAL.**
- 02:33:11 Chairman Cuffe
02:33:16 Sen. Keane
- 02:33:33 **Vote:** Motion carried unanimously by voice vote. Rep. Ankney voted by proxy.
- 02:33:46 **Motion/Vote:** Sen. Keane moved **APPROVAL OF DECISION PACKAGE 5005 - ZORTMAN/LANDUSKY ADDITIONAL FUNDING, ONE-TIME-ONLY, RESTRICTED, BIENNIAL.** Motion carried unanimously by voice vote. Rep. Ankney voted by proxy.
- 02:34:13 Sen. Brenden
02:34:33 Chairman Cuffe
02:34:35 Sen. Brenden **WITHDREW PREVIOUS MOTION.** Without Objection.
02:34:41 Chairman Cuffe
- 02:34:48 **Motion/Vote:** Sen. Brenden moved **APPROVAL OF DECISION PACKAGE 5005 - ZORTMAN/LANDUSKY ADDITIONAL FUNDING, ONE-TIME-ONLY, RESTRICTED, BIENNIAL, WITH THE FUNDING SOURCE TRANSFERRED TO ORPHAN SHARE.** Motion carried unanimously by voice vote. Rep. Ankney voted by proxy.
- 02:35:03 **Motion/Vote:** Rep. Whitford moved **APPROVAL OF DECISION PACKAGE 5006 - OPENCUT MINING PROGRAM DATABASE, ONE-TIME-ONLY, RESTRICTED, BIENNIAL, REPLACING GENERAL FUND WITH OPENCUT.** Motion carried unanimously by voice vote. Rep. Ankney voted by proxy.
- 02:35:26 **Motion/Vote:** Sen. Rosendale moved **APPROVAL OF PRESENT LAW ADJUSTMENT 5007 INDUSTRIAL AND ENERGY MINERALS BUREAU, COAL AND OPENCUT, SYSTEMS SPECIALIST DESIGNATING THE FUNDING AS ONE-TIME-ONLY.** Motion carried unanimously by voice vote. Rep. Ankney voted by proxy.

- 02:35:57 **Motion/Vote:** Sen. Keane moved **APPROVAL OF DECISION PACKAGE 5008 - OPENCUT SCIENCE SPECIALIST WITH HALF THE FUNDING FROM OPENCUT AND HALF FROM GENERAL FUND DESIGNATING THE FUNDING AS ONE-TIME-ONLY.** Motion carried. Motion carried 6-1 by roll call vote with Sen. Brenden voting no. Rep. Ankney voted by proxy.
- 02:37:05 **Motion/Vote:** Sen. Keane moved **APPROVAL OF DECISION PACKAGE 9001 - PETRO BOARD STAFF OPERATING ADJUSTMENTS.** Motion carried 5-2 by roll call vote with Sen. Brenden and Sen. Rosendale voting no. Rep. Ankney voted by proxy.
- 02:38:26 Chairman Cuffe

ADJOURNMENT

Adjournment: 02:38:38

Tia Hunter, Secretary

th

Additional Documents:

EXHIBIT([jnh22aad.pdf](#))