

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON NATURAL RESOURCES

Call to Order: Chair Gerald (Jerry) Bennett, on February 18, 2013 at 3:00 PM, in Room 172 Capitol

ROLL CALL

Members Present:

Rep. Gerald (Jerry) Bennett, Chair (R)
Rep. Pat Connell, Vice Chair (R)
Rep. Alan Doane (R)
Rep. Jennifer Eck (D)
Rep. Steve Fitzpatrick (R)
Rep. Wylie Galt (R)
Rep. Ed Lieser (D)
Rep. Ryan Lynch (D)
Rep. JP Pomnichowski (D)
Rep. Ray L. Shaw (R)
Rep. Kerry White (R)
Rep. Kathleen Williams (D)

Members Excused: Rep. Virginia Court, Vice Chair (D)
Rep. Brian Hoven (R)
Rep. Mike Miller (R)
Rep. Wendy Warburton (R)

Members Absent: None

Staff Present: Joe Kolman, Legislative Branch
Rebecca Shaw, Committee Secretary

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 483, 2/14/2013
Executive Action: HB 435, HB 381

01:10:08 Rep. Court entered

HEARING ON HB 483

Opening Statement by Sponsor:

01:10:24 Rep. Ed Lieser (D), HD 4, opened the hearing on HB 483, Require septic inspection before property transfer.

Proponents' Testimony:

01:15:50 Joan Vetter Ehrenberg, Citizen, Whitefish
01:25:14 Linda Stahl, Montana Environmental Health Association (MEHA)
01:26:54 Rep. Hoven entered.
01:27:01 Casey Perkins, Montana Smart Growth Coalition
01:28:20 Anne Hedges, Program Director, Montana Environmental Information Center
01:29:28 Rep. Miller entered.

Opponents' Testimony:

01:29:43 Amy Fisher, Montana Association of Realtors (MAR)

Informational Testimony:

01:31:56 Lori Curtis, Science and Education Director, Whitefish Lake Institute (WLI)
EXHIBIT(nah36a01)
01:37:56 George Mathieus, Administrator, Planning, Prevention and Assistance Division, Department of Environmental Quality (DEQ)
01:38:14 Beth Norberg, Registered Sanitarian, Lewis and Clark County Environmental Health Department (LC Co.)

Questions from Committee Members and Responses:

01:38:48 Rep. White
01:39:07 Rep. Lieser
01:40:09 Rep. White
01:40:40 Rep. Lieser
01:40:46 Rep. White
01:40:50 Rep. Lieser
01:42:00 Rep. White
01:44:30 George Mathieus, DEQ
01:45:16 Joe Kolman, Legislative Environmental Analyst, Legislative Services Division (LSD)
01:46:07 Rep. Connell
01:47:29 Lori Curtis, WLI
01:49:48 Rep. Williams
01:50:18 Beth Norberg, LC Co.
01:52:15 Rep. Williams
01:52:20 Beth Norberg, LC Co.
01:53:14 Rep. Williams
01:53:31 Amy Fisher, MAR
01:54:10 Rep. Miller
01:55:04 Chair Bennett
01:55:13 Rep. Miller
01:55:18 Chair Bennett
01:56:08 Rep. Miller

Additional Proponents:

01:56:41 Leslie Scott, Citizen, Whitefish
01:57:15 Bonney Baker, Citizen, Whitefish
01:57:46 Diane Yarus, Citizen, Kalispell

Closing by Sponsor:

01:58:41 Rep. Lieser

EXECUTIVE ACTION ON HB 435

02:01:55 **Motion:** Rep. Connell moved that **HB 435 DO PASS.**

Discussion:

02:02:59 Joe Kolman, LSD

02:06:52 **Motion:** Rep. Connell moved that **HB 435 BE AMENDED.**

[EXHIBIT\(nah36a02\)](#)

[EXHIBIT\(nah36a03\)](#)

Discussion:

02:07:31 Rep. Pomnichowski

02:07:40 Joe Kolman, LSD

02:08:46 Rep. Pomnichowski

02:08:54 Joe Kolman, LSD

02:09:19 **Vote:** Motion that **HB 435 BE AMENDED** carried 14-2 by voice vote with Rep. Doane and Rep. Pomnichowski voting no. Rep. Warburton voted by proxy.

02:09:53 **Motion:** Rep. Connell moved that **HB 435 DO PASS AS AMENDED.**

02:10:08 **Motion/Vote:** Rep. Hoven moved that **HB 435 BE AMENDED.** Motion carried 12-4 by voice vote with Rep. Court, Rep. Galt, Rep. Shaw and Rep. White voting no. Rep. Warburton voted by proxy.

02:11:32 **Motion/Vote:** Rep. Connell moved that **HB 435 DO PASS AS AMENDED.** Motion carried 9-7 by roll call vote with Rep. Doane, Rep. Fitzpatrick, Rep. Galt, Rep. Miller, Rep. Pomnichowski, Rep. Shaw and Rep. White voting no. Rep. Warburton voted by proxy.

EXECUTIVE ACTION ON HB 381

02:13:40 **Motion:** Rep. Lieser moved that **HB 381 DO PASS.**

Discussion:

02:18:43 Rep. Doane

02:18:51 Rep. Lieser

02:18:57 Rep. Doane

02:19:03 Rep. Lieser

02:19:13 Rep. Shaw

02:21:16 Rep. Connell

02:21:22 Joe Kolman, LSD
02:21:29 Rep. Connell
02:21:37 Joe Kolman, LSD
02:22:19 Chair Bennett
02:22:35 Rep. Miller
02:22:41 Rep. Hoven
02:23:20 Rep. Lieser
02:25:09 Joe Kolman, LSD

02:25:34 **Vote:** Motion failed 6-10 by roll call vote with Rep. Court, Rep. Eck, Rep. Lieser, Rep. Lynch, Rep. Pomnichowski and Rep. Williams voting aye. Rep. Warburton voted by proxy.

02:26:48 **Motion/Vote:** Rep. Connell moved that **HB 381 BE TABLED**. Motion carried 15-1 by voice vote with Rep. Lieser voting no. Rep. Warburton voted by proxy.

02:27:33 Chair Bennett

ADJOURNMENT

Adjournment: 02:28:21

Rebecca Shaw, Secretary

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Additional Documents:

EXHIBIT([nah36aad.pdf](#))