

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON APPROPRIATIONS

**Call to Order:** Chair Duane Ankney, on April 12, 2013 at 9:00 A.M., in Room 102 Capitol

#### ROLL CALL

**Members Present:**

Rep. Duane Ankney, Chair (R)  
Rep. Nancy Ballance (R)  
Rep. Randy Brodehl (R)  
Rep. Rob Cook (R)  
Rep. Mike Cuffe (R)  
Rep. Kimberly Dudik (D)  
Rep. Champ Edmunds (R)  
Rep. Ron Ehli (R)  
Rep. Carl Glimm (R)  
Rep. Dave Hagstrom (R)  
Rep. Donald W. Jones (R)  
Rep. Kelly McCarthy (D)  
Rep. Robert (Bob) Mehlhoff (D)  
Rep. Pat Noonan (D)

**Members Excused:** Rep. Steve Gibson, Vice Chair (R)  
Rep. Galen Hollenbaugh, Vice Chair (D)  
Rep. Roy Hollandsworth (R)  
Rep. Bill McChesney (D)  
Rep. Ryan Osmundson (R)  
Rep. Lea Whitford (D)  
Rep. Tom Woods (D)

**Members Absent:** None

**Staff Present:** Lisa Adams, Committee Secretary  
Julie Johnson, Legislative Branch  
Joe Triem, 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 265, 4/11/2013  
Executive Action: SB 265

00:04:23 Chair Ankney

### **HEARING ON SB 265**

#### **Opening Statement by Sponsor:**

00:05:40 Sen. Verdell Jackson (R), SD 5, opened the hearing on SB 265, Extend the reserved water rights compact commission.

00:05:45 Rep. Whitford and Rep. Hollandsworth arrived.

#### **Proponents' Testimony:**

00:07:30 Jon Metropoulos, Flathead Joint Board of Control (FJBC)

00:08:39 Mike Murphy, Montana Water Resources Association (MWRA)

00:09:25 EJ Redding, Western Montana Water Users Association (WMWUA)

00:10:13 Jon Bennion, Deputy Attorney General, Department of Justice (DOJ)

00:11:11 Amy Fisher, Montana Association of Realtors (MAR)

**Opponents' Testimony:** None

**Informational Testimony:** None

#### **Questions from Committee Members and Responses:**

00:11:43 Rep. Cook

00:12:09 Sen. Jackson

00:12:52 Rep. Cook

00:13:08 Sen. Jackson

00:14:07 Rep. Cook

00:14:18 Sen. Jackson

00:15:03 Rep. Edmunds

00:15:49 Mr. Bennion, DOJ

00:17:16 Rep. Ballance

00:17:55 Mr. Bennion, DOJ

00:18:58 Rep. McCarthy

00:19:34 Mr. Metropoulos, FJBC

00:20:57 Rep. Osmundson arrived.

00:21:38 Rep. McCarthy

00:21:54 Mr. Metropoulos, FJBC

00:22:34 Rep. McCarthy

00:22:47 Mr. Metropoulos, FJBC

00:23:29 Rep. Brodehl

00:24:09 Mr. Bennion, DOJ

00:24:28 Rep. Brodehl

00:24:49 Mr. Bennion, DOJ

00:25:38 Rep. Cuffe

00:26:01 Sen. Jackson

00:26:03 Rep. Cuffe

00:26:19 Sen. Jackson

00:29:30 Rep. Cuffe

00:29:54 Sen. Jackson

00:31:07 Rep. Hagstrom

00:31:40 Mr. Murphy, MWRA  
00:33:03 Rep. Hagstrom  
00:33:24 Sen. Jackson  
00:34:53 Rep. Brodehl  
00:35:26 Sen. Jackson  
00:35:56 Rep. Whitford  
00:36:24 Sen. Jackson  
00:36:47 Rep. Whitford  
00:39:21 Rep. Dudik  
00:39:53 Sen. Jackson  
00:41:10 Rep. Dudik  
00:41:26 Sen. Jackson  
00:42:01 Rep. McCarthy  
00:42:51 Chair Ankney  
00:43:46 Rep. Cook  
00:44:14 Mr. Metropoulos, FJBC

**Closing by Sponsor:**

00:45:32 Sen. Jackson

00:46:38 Recessed.

01:56:13 Reconvened with Rep. McChesney, Rep. Osmundson, Rep. Cook, Rep. Hagstrom, Rep. Woods and Rep. Mehlhoff not present.

**EXECUTIVE ACTION ON SB 265**

01:56:25 **Motion:** Rep. Gibson moved that **SB 265 BE CONCURRED IN.**

01:56:47 **Motion:** Rep. Cuffe moved that **SB 265 BE AMENDED.**

**Discussion:**

01:57:26 Rep. Edmunds  
01:58:50 Rep. Cuffe  
01:58:53 Rep. Mehlhoff arrived.  
02:00:35 Rep. Hagstrom arrived.  
02:01:01 Rep. Edmunds  
02:01:36 Rep. Cuffe  
02:01:54 Rep. Edmunds  
02:02:01 Rep. Cuffe  
02:04:01 Rep. McCarthy  
02:05:16 Chair Ankney  
02:05:40 Rep. McCarthy  
02:05:44 Rep. Cook arrived.  
02:06:13 Rep. Edmunds  
02:06:26 Rep. Brodehl  
02:06:48 Rep. Cuffe  
02:08:36 Chair Ankney  
02:08:48 Rep. Brodehl

- 02:08:57 Rep. Cook  
02:09:17 Rep. Ballance  
02:09:46 Rep. Cuffe  
02:09:58 Mr. Metropoulos, FJBC
- 02:10:54 **Vote:** Motion carried 13-8 by roll call vote with Rep. Dudik, Rep. Hollenbaugh, Rep. McCarthy, Rep. McChesney, Rep. Mehlhoff, Rep. Noonan, Rep. Whitford and Rep. Woods voting no. Rep. McChesney, Rep. Osmundson and Rep. Woods voted by proxy.
- 02:11:59 **Motion:** Rep. Gibson moved that **SB 265 BE CONCURRED IN AS AMENDED.**
- Discussion:**
- 02:12:08 Rep. Glimm  
02:12:50 Rep. Ballance  
02:13:13 Rep. Whitford  
02:13:46 Rep. Noonan  
02:14:17 Rep. McCarthy  
02:14:32 Mr. Triem, Legislative Services Division (LSD)  
02:14:51 Rep. McCarthy  
02:15:00 Rep. Edmunds
- 02:15:42 **Vote:** Motion carried 13-8 by roll call vote with Rep. Dudik, Rep. Hollenbaugh, Rep. McCarthy, Rep. McChesney, Rep. Mehlhoff, Rep. Noonan, Rep. Whitford and Rep. Woods voting no. Rep. McChesney, Rep. Osmundson and Rep. Woods voted by proxy.
- 02:16:48 Chair Ankney  
02:17:05 Rep. McCarthy

**ADJOURNMENT**

Adjournment: 02:17:21

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Lisa Adams, Secretary

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Additional Documents:

**EXHIBIT([aph77aad.pdf](#))**