

## MINUTES

### MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON ENERGY AND TELECOMMUNICATIONS

**Call to Order:** Chair Alan Olson, on January 22, 2013 at 3:00 PM, in Room 317 Capitol

#### ROLL CALL

**Members Present:**

Sen. Alan Olson, Chair (R)  
Sen. Verdell Jackson, Vice Chair (R)  
Sen. Ron Arthun (R)  
Sen. Robyn Driscoll (D)  
Sen. Greg Jergeson (D)  
Sen. Llew Jones (R)  
Sen. Christine Kaufmann (D)  
Sen. Cliff Larsen (D)  
Sen. Mitch Tropila (D)  
Sen. Edward Walker (R)

**Members Excused:**

Sen. Jeff Essmann (R)  
Sen. Jason Priest (R)  
Sen. Chas Vincent (R)

**Members Absent:** None

**Staff Present:** Julie Emge, Committee Secretary  
Sonja Nowakowski, 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 90, 1/18/2013; SB 141, 1/18/2013

Executive Action: SB 31 Do Pass  
SB 45 Do Pass  
70 Do Pass  
SJ 6 Do Pass  
SB 26 Do Pass as Amended  
SB 90 Do Pass as Amended  
SB 141 Do Pass

**HEARING ON SB 141**

**Opening Statement by Sponsor:**

00:23:51 Sen. Alan Olson (R), SD 23, opened the hearing on SB 141, Revise definitions for certain common carrier pipelines.

**Proponents' Testimony:**

00:25:35 Mark Baker, representing Denbury Resources (DR)  
[EXHIBIT\(ens13a01\)](#)

00:29:25 Dave Galt, Executive Director, Montana Petroleum Association (MPA)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:** None

**Closing by Sponsor:**

00:30:24 Sen. Olson

**HEARING ON SB 90**

**Opening Statement by Sponsor:**

00:30:54 Sen. Alan Olson (R), SD 23, opened the hearing on SB 90, Establish voting and transparency requirements for rural electric cooperatives.

[EXHIBIT\(ens13a02\)](#)

**Proponents' Testimony:**

00:38:23 Dave Kelsey, Director, Yellowstone Valley Electric Cooperative (YVEC), Director, Southern Montana Electric Cooperative GNT (SMECGNT)

00:40:05 Doug Hardy, Montana Electric Cooperatives' Association (MECA)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:45:35 Sen. Arthun

00:46:59 Sen. Olson

00:47:22 Sen. Tropila

00:47:36 Sen. Olson

00:47:54 Sen. Jergeson

00:49:29 Sen. Olson

**Closing by Sponsor:**

00:51:20 Sen. Olson

**EXECUTIVE ACTION ON SB 31**

00:54:13 Chairman Olson

00:54:16 **Motion:** Sen. Walker moved that **SB 31 DO PASS.**

**Discussion:**

00:54:28 Sen. Driscoll

00:55:21 Sen. Kaufmann

00:57:22 Sen. Jackson

00:58:44 Sen. Walker

00:59:47 Sen. Jones

01:01:47 Sen. Driscoll

01:02:39 Sen. Jergeson

01:04:32 Sen. Larsen

01:06:05 Sen. Walker

01:06:58 **Vote:** Motion carried 7-6 by roll call vote with Sen. Driscoll, Sen. Jergeson, Sen. Jones, Sen. Kaufmann, Sen. Larsen and Sen. Tropila voting no. Sen. Essmann, Sen. Priest and Sen. Vincent voted by proxy.

**EXECUTIVE ACTION ON SB 45**

01:08:46 **Motion:** Sen. Jackson moved that **SB 45 DO PASS.**

01:09:18 **Motion:** Sen. Kaufmann moved that **SB 45 BE AMENDED.**

[\*\*EXHIBIT\(ens13a03\)\*\*](#)

**Discussion:**

01:10:30 Sen. Jergeson

01:15:02 Sen. Walker

01:16:21 Sen. Olson

01:18:12 Sen. Kaufmann

01:19:22 **Vote:** Motion failed 5-8 by roll call vote with Sen. Driscoll, Sen. Jergeson, Sen. Kaufmann, Sen. Larsen and Sen. Tropila voting aye. Sen. Essmann, Sen. Priest and Sen. Vincent voted by proxy.

**Discussion:**

01:20:36 Sen. Driscoll

01:21:17 Sen. Larsen

01:21:46 Sen. Jergeson

01:23:38 **Vote:** Motion carried 12-1 by roll call vote with Sen. Kaufmann voting no. Sen. Essmann, Sen. Priest and Sen. Vincent voted by proxy.

**EXECUTIVE ACTION ON SB 70**

01:24:54 **Motion:** Sen. Walker moved that **SB 70 DO PASS.**

**Discussion:**

01:25:33 Sen. Walker

01:25:40 **Vote:** Motion carried unanimously by voice vote. Sen. Essmann, Sen. Priest and Sen. Vincent voted by proxy.

**EXECUTIVE ACTION ON SJ 6**

01:26:25 **Motion:** Sen. Olson moved that **SR 6 DO PASS.**

**Discussion:**

01:27:09 Sen. Jones

01:28:10 Chairman Olson

01:28:34 **Vote:** Motion carried unanimously by voice vote. Sen. Essmann, Sen. Priest and Sen. Vincent voted by proxy.

**EXECUTIVE ACTION ON SB 26**

01:29:31 **Motion:** Sen. Jergeson moved that **SB 26 DO PASS.**

01:29:39 **Motion:** Sen. Jergeson moved that **SB 26 BE AMENDED.**

01:30:28 **Vote:** Motion carried unanimously by voice vote. Sen. Essmann, Sen. Priest and Sen. Vincent voted by proxy.

**Discussion:**

01:30:44 Sen. Jergeson

01:33:09 Chairman Olson

01:33:35 **Motion/Vote:** Sen. Jergeson moved that **SB 26 DO PASS AS AMENDED.** Motion carried unanimously by voice vote. Sen. Essmann, Sen. Priest and Sen. Vincent voted by proxy.

**EXECUTIVE ACTION ON SB 90**

01:34:23 **Motion:** Sen. Olson moved that **SB 90 DO PASS.**

**Discussion:**

01:34:36 Sen. Larsen

01:35:19 **Motion:** Sen. Olson moved that **SB 90 BE AMENDED.**

**Discussion:**

01:35:48 Sen. Jergeson

01:36:07 **Vote:** Motion carried unanimously by voice vote. Sen. Essmann, Sen. Priest and Sen. Vincent voted by proxy.

01:36:16 **Motion:** Sen. Olson moved that **SB 90 DO PASS AS AMENDED.**

**Discussion:**

01:36:25 Sen. Jergeson

01:38:57 Sen. Driscoll

01:39:20 Sen. Arthun

01:39:47 **Vote:** Motion carried unanimously by voice vote. Sen. Essmann, Sen. Priest and Sen. Vincent voted by proxy.

**EXECUTIVE ACTION ON SB 141**

01:40:19 **Motion/Vote:** Sen. Olson moved that **SB 141 DO PASS.** Motion carried unanimously by voice vote. Sen. Essmann, Sen. Priest and Sen. Vincent voted by proxy.

**Committee Business:**

01:42:31 Sen. Jackson

01:45:03 Sen. Kaufmann

01:45:46 Sen. Jergeson

01:46:38 Chairman Olson

**ADJOURNMENT**

Adjournment: 4:28 p.m.

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Julie Emge, Secretary

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Additional Documents:

**EXHIBIT([ens13aad.pdf](#))**