

MINUTES

MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON NATURAL RESOURCES

Call to Order: Chair Chas Vincent, on February 18, 2013 at 3:00 PM, in Room 422
Capitol

ROLL CALL

Members Present:

Sen. Chas Vincent, Chair (R)
Sen. John Brenden, Vice Chair (R)
Sen. Debby Barrett (R)
Sen. Jennifer Fielder (R)
Sen. Bradley Hamlett (D)
Sen. Verdell Jackson (R)
Sen. Jim Keane (D)
Sen. Cliff Larsen (D)
Sen. Mike Phillips (D)
Sen. Rick Ripley (R)
Sen. Mitch Tropila (D)
Sen. Edward Walker (R)

Members Excused:

Sen. Christine Kaufmann (D)
Sen. Matthew M. Rosendale Sr (R)

Members Absent: None

Staff Present: Mary Kulawik, 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 288, 2/9/2013; SB 330, 2/15/2013; SB 281, 2/9/2013; SB 316,
2/15/2013

Discussion:

00:30:01 Chairman Vincent
00:30:21 Chris Tweeten, Chairman, Montana Reserved Water Rights Compact
Commission (MRWRCC)
00:36:53 Chairman Vincent
00:37:03 Sen. Hamlett
00:37:12 Chris Tweeten, MRWRCC
00:37:52 Sen. Ripley
00:38:04 Chairman Vincent

HEARING ON SB 288**Opening Statement by Sponsor:**

00:38:51 Sen. Chas Vincent (R), SD 1, opened the hearing on SB 288, Revise
condemnation procedures.

Proponents' Testimony:

00:43:28 Kristen Walser, self (testimony was for SB 281)
00:44:22 John Youngberg, Montana Farm Bureau Federation (MFBF)
00:45:48 Tom Hopgood, Montana Mining Association (MMA)
00:47:21 Jay Bodner, Montana Stockgrowers Association (MSGA)

Opponents' Testimony:

00:48:17 Tom Ebzery, Attorney, Century Link (CL)
00:55:123 Peter Scott, Concerned Citizens of Montana (CCM)

Informational Testimony:

01:03:12 Edward Beaudette, Staff Attorney, Montana Department of Transportation (MDT)

Questions from Committee Members and Responses:

01:03:58 Sen. Tropila
01:04:42 Peter Scott, CCM
01:06:20 Sen. Barrett
01:06:35 Sen. Vincent
01:08:19 Sen. Hamlett
01:08:36 Peter Scott
01:09:04 Sen. Larsen
01:14:03 Edward Beaudette, MDT
01:14:57 Sen. Walker
01:15:30 Sen. Vincent
01:16:11 Sen. Keane
01:16:37 Sen. Vincent
01:16:54 Sen. Tropila
01:19:57 Sen. Vincent

Closing by Sponsor:

01:22:20 Sen. Vincent

HEARING ON SB 330

Opening Statement by Sponsor:

01:27:12 Sen. Debby Barrett (R), SD 36, opened the hearing on SB 330, Revise water court jurisdiction laws.

Proponents' Testimony:

01:29:11 Abigail St. Lawrence, Montana Association of Realtors (MAR)

Opponents' Testimony:

01:32:28 Holly Franz, PPL Montana

01:36:44 Krista Lee Evans, Senior Water Rights Coalition (SWRC) and Association of Gallatin Agricultural Irrigators (AGAI)

01:38:11 Mike Murphy, Montana Water Resources Association (MWRA)

01:39:22 Tim Davis, Water Resources Division Administrator, Montana Department of Natural Resources and Conservation (DNRC)

[EXHIBIT\(nas36a01\)](#)

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

01:41:59 Sen. Barrett

HEARING ON SB 281

Opening Statement by Sponsor:

01:45:44 Sen. Mike Phillips (D), SD 33, opened the hearing on SB 281, Require DEQ collaboration on climate change efforts.

[EXHIBIT\(nas36a02\)](#)

[EXHIBIT\(nas36a03\)](#)

Proponents' Testimony:

01:59:51 Derf Johnson, Montana Environmental Information Center (MEIC)

02:02:51 Shelby Dontag, Montana Conservation Voters (MCV)

02:03:59 Kristen Walser, self

[EXHIBIT\(nas36a04\)](#)

[EXHIBIT\(nas36a05\)](#)

[EXHIBIT\(nas36a06\)](#)

02:08:25 Mark Aagenes, Conservation Director, Montana Trout Unlimited (MTU)
02:09:29 Rev. Nina Grey, Minister, Unitarian Universalist Fellowship of Bozeman (UUFB)

Opponents' Testimony:

02:12:20 Bob Winger, President, Montana Boilermakers Union- Local II (MBU)
02:14:39 Tom Hopgood, Montana Mining Association (MMA)
02:17:48 Josh Shomate, Montana Boilermakers Union (MBU)

Informational Testimony:

02:18:45 Louise Moore, Bureau Chief, Montana Department of Environmental Quality (DEQ)
02:19:06 Kelsey Jencso, State Climatologist and Assistant Professor, University of Montana (UM)

EXHIBIT(nas36a07)

02:20:06 James Burchfield, Dean, College of Forestry and Conservation, University of Montana (UM)

Questions from Committee Members and Responses:

02:20:35 Sen. Brenden
02:23:05 Derf Johnson MEIC
02:23:46 Sen. Jackson
02:29:46 Sen. Phillips
02:31:02 Sen. Ripley
02:32:56 Louise Moore, DEQ
02:33:06 Sen. Keane
02:34:51 Louise Moore
02:35:05 Chairman Vincent
02:39:19 Sen. Phillips

Closing by Sponsor:

02:39:47 Sen. Phillips

HEARING ON SB 316

Opening Statement by Sponsor:

02:45:08 Sen. Jennifer Fielder (R), SD 7, opened the hearing on SB 316, Generally revise subdivision laws regarding encroachment onto private property.

EXHIBIT(nas36a08)

EXHIBIT(nas36a09)

Proponents' Testimony:

02:51:42 Anne Hedges, Montana Environmental Information Center (MEIC)
02:52:23 Mark Aagenes, Conservation Director, Montana Trout Unlimited (MTU)

02:53:19 Joe Roberts, Montana Association of Registered Land Surveyors (MARLS)

Opponents' Testimony:

02:54:06 Maureen Connor, Montana Association of Counties (MACo)

Informational Testimony:

02:55:31 Barb Kingery, Subdivision Section, Montana Department of Environmental Quality (DEQ)

Questions from Committee Members and Responses:

02:56:18 Sen. Jackson

02:57:54 Sen. Fielder

02:58:18 Sen. Tropila

02:58:39 Sen. Fielder

02:59:02 Sen. Hamlett

Closing by Sponsor:

02:59:31 Sen. Fielder

Committee Business:

03:00:35 Chairman Vincent

ADJOURNMENT

Adjournment: 5:35 PM

Mary Kulawik, Secretary

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Additional Documents:

EXHIBIT([nas36aad.pdf](#))