

MINUTES

MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON ENERGY AND TELECOMMUNICATIONS

Call to Order: Chair Alan Olson, on April 16, 2013 at 5:15 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. Christine Kaufmann (D)
Sen. Cliff Larsen (D)
Sen. Edward Walker (R)

Members Excused:

Sen. Jeff Essmann (R)
Sen. Llew Jones (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: SJ 25, 4/5/2013; SJ 29, 4/5/2013

Executive Action on:
SJ 25 - Table
SJ 29 - Do Pass
SR 56 - Adopt
SR 57 - Adopt
SR 58 - Motion Withdrawn
SR 59 - Adopt

HEARING ON SJ 25

Opening Statement by Sponsor:

00:08:50 Sen. Sue Malek (D), SD 46, opened the hearing on SJ 25, Interim study of merchant lines in Montana.

[EXHIBIT\(ens80a01\)](#)

Proponents' Testimony: None

Opponents' Testimony:

00:16:45 John Alke, representing Montana-Dakota Utilities Co. (MDU), Montana-Alberta Tie Line (MATL)

00:20:47 John Fitzpatrick, representing NorthWestern Energy

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:21:18 Sen. Malek

HEARING ON SJ 29

Opening Statement by Sponsor:

00:23:18 Sen. Mike Phillips (D), SD 33, opened the hearing on SJ 29, Study resolution to assess consequence of adopting green school standards.

Proponents' Testimony:

00:25:54 Wendy Weaver, representing herself

[EXHIBIT\(ens80a02\)](#)

00:28:51 Dennis Parman, Deputy Superintendent, Office of Public Instruction (OPI)

00:30:28 Rich Whitney, CTA Architects

00:32:51 Brittany Lynch, National Center for Appropriate Technology (NCAT)

00:35:25 Ken Justus, representing himself

00:37:07 Ron Pecarina, representing himself

00:39:39 Jon Shafer, Powerhouse-ICS, LLC

00:41:07 Jake Terzo, Operations Manager, Johnson Controls (JC)

00:42:01 Kristen Walser, representing herself

[EXHIBIT\(ens80a03\)](#)

00:46:43 Kyla Maki, Montana Environmental Information Center (MEIC)

00:48:19 Sen. Walker left the hearing.

00:49:40 Ben Brouwer, Alternative Energy Resources Organization (AERO)
00:50:16 Dawn Smith, Board Member, Montana Chapter of US Green Building Council
[EXHIBIT\(ens80a04\)](#)

00:53:42 Bonnie Rouse, Montana Department of Environmental Quality (DEQ)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:54:42 Chairman Olson
00:55:08 Mr. Parman, OPI
00:55:49 Sen. Jackson
00:56:34 Mr. Terzo, JC
00:57:28 Sen. Jackson
00:57:40 Mr. Terzo
00:58:05 Sen. Jackson
00:58:22 Mr. Terzo

Closing by Sponsor:

00:59:04 Sen. Phillips

EXECUTIVE ACTION ON SJ 25

01:02:34 **Motion:** Sen. Jackson moved that **SJ 25 DO PASS.**

Discussion:

01:02:47 Sen. Jergeson
01:04:06 Sen. Kaufmann
01:04:52 Sen. Arthun
01:05:10 Sen. Jackson

01:05:48 **Vote:** Motion failed 6-7 by roll call vote with Sen. Driscoll, Sen. Jergeson, Sen. Kaufmann, Sen. Larsen, Sen. Olson and Sen. Tropila voting aye. Sen. Essmann, Sen. Jones, Sen. Priest, Sen. Vincent and Sen. Walker voted by proxy.

01:07:08 **Motion/Vote:** Sen. Jackson moved that **SJ 25 BE TABLED AND THE VOTE REVERSED.** Motion carried 7-6 by voice vote with Sen. Driscoll, Sen. Jergeson, Sen. Kaufmann, Sen. Larsen, Sen. Olson and Sen. Tropila voting no. Sen. Essmann, Sen. Jones, Sen. Priest, Sen. Vincent and Sen. Walker voted by proxy.

EXECUTIVE ACTION ON SJ 29

01:07:47 **Motion:** Sen. Jackson moved that **SJ 29 DO PASS.**

Discussion:

01:07:58 Sen. Driscoll
01:09:20 Chairman Olson
01:09:34 Sen. Larsen
01:10:40 Sen. Jergeson
01:11:00 Sen. Jackson
01:12:00 Chairman Olson

01:13:00 **Vote:** Motion carried 8-0 by voice vote. Sen. Essmann, Sen. Jones, Sen. Priest, Sen. Vincent and Sen. Walker were excused.

EXECUTIVE ACTION ON SR 56

01:13:55 **Motion:** Sen. Olson moved that **SR 56 BE ADOPTED.**

Discussion:

01:14:40 Sen. Arthun
01:14:52 Sen. Larsen

01:15:13 **Vote:** Motion carried 8-0 by voice vote. Sen. Essmann, Sen. Jones, Sen. Priest, Sen. Vincent and Sen. Walker were excused.

EXECUTIVE ACTION ON SR 57

01:15:25 **Motion:** Sen. Olson moved that **SR 57 BE ADOPTED.**

Discussion:

01:16:13 Sen. Jergeson
01:16:50 Chairman Olson
01:17:08 Sen. Kaufmann
01:17:38 Sen. Tropila

01:17:51 **Vote:** Motion carried 8-0 by voice vote. Sen. Essmann, Sen. Jones, Sen. Priest, Sen. Vincent and Sen. Walker were excused.

Discussion:

01:18:00 Sen. Driscoll
01:18:24 Chairman Olson
01:18:40 Sen. Larsen

EXECUTIVE ACTION ON SR 58

01:18:55 **Motion:** Sen. Jergeson moved that **SR 58 BE ADOPTED.**

Discussion:

01:22:26 Sen. Larsen

01:23:17 Chairman Olson
01:28:37 Sen. Jergeson
01:28:47 Sen. Jackson
01:30:07 Sen. Jergeson
01:32:16 Chairman Olson
01:32:57 Sen. Arthun
01:33:13 Chairman Olson

01:33:18 Sen. Jergeson withdrew motion **SR 58 BE ADOPTED.**

Discussion:

01:33:28 Chairman Olson
01:33:39 Sen. Jergeson
01:33:43 Sen. Driscoll
01:33:57 Chairman Olson

EXECUTIVE ACTION ON SR 59

01:34:22 **Motion/Vote:** Sen. Olson moved that **SR 59 BE ADOPTED.** Motion carried 8-0 by voice vote. Sen. Essmann, Sen. Jones, Sen. Priest, Sen. Vincent and Sen. Walker were excused.

ADJOURNMENT

Adjournment: 6:43 pm

Julie Emge, Secretary

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Additional Documents:

EXHIBIT([ens80aad.pdf](#))