Call to Order: Chair Rob Cook, on January 21, 2013 at 8:00 AM, in Room 317B Capitol

ROLL CALL

Members Present:
- Rep. Rob Cook, Chair (R)
- Sen. Dave Lewis, Vice Chair (R)
- Rep. Carl Glimm (R)
- Rep. Bill McChesney (D)
- Sen. Rick Ripley (R)
- Sen. Jon C. Sesso (D)

Members Excused: None

Members Absent: None

Natural Resources and Transportation Joint Subcommittee Members Present:
- Rep. Mike Cuffe, Chair (R)
- Rep. Galen Hollenbaugh (D)
- Sen. John Brenden (R)
- Sen. Jim Keane (D)
- Rep. Duane Ankney (R)
- Rep. Lea Whitford (D)

Members Excused: Sen. Matthew Rosendale, Vice Chair (R)

Staff Present: Catherine Duncan, Legislative Fiscal Division
- Mary Ann Mackay, Committee Secretary
- Christine Hultin, Office of Budget and Program Planning
- Colleen Dever, Committee Secretary
- Christina Butler, Legislative Fiscal Division

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 7, 1/17/2013
HEARING ON HB 7

Opening Statement by Sponsor:

00:19:17 Rep. Rob Cook (R), HD 27, opened the hearing on HB 7, Reclamation and development grants.

Hearings on HB 7 Projects

00:21:30 Alice Stanley, Bureau Chief, Resource Development Bureau, Department of Natural Resources and Conservation (DNRC)

00:29:44 Alicia Stickney, Reclamation and Developments Grants Program, DNRC

EXHIBIT (jlh12a01)

00:32:24 Sen. Sesso left.

EXHIBIT (jlh12a02)

EXHIBIT (jlh12a03)

Comments:

00:36:49 Chair Cook

00:36:52 Ms. Stickney, DNRC

00:36:55 Chair Cook

00:37:12 Ms. Stickney, DNRC

00:37:33 Chair Cook

00:37:41 Ms. Stickney, DNRC

00:37:48 Ms. Stanley, DNRC

00:37:59 Tom Richmond, Division Administrator and Petroleum Engineer, Oil and Gas Commission, DNRC

00:41:13 Chair Cook

Questions from Committee Members and Responses:

00:41:16 Chair Cook

00:41:32 Mr. Richmond, DNRC

00:42:32 Chair Cook

00:42:38 Mr. Richmond, DNRC

00:42:43 Chair Cook

Comments:

00:42:51 Jeff Teberi, Executive Director, Montana Association of Conservation Districts (MACD)

00:44:13 Chair Cook

00:44:18 Shelby Demars, Montana Weed Control Association (MWCA)

00:44:54 Rep. Mike Lang, HD 35

00:45:24 Chair Cook

00:45:50 Ms. Stickney, DNRC

Missoula County, Kennedy Creek: Lost Cabin and Nugget Mine Reclamation

00:46:23 Nancy Heil, Missoula Community Services

EXHIBIT (jlh12a04)
00:48:20  Sen. Sesso returned.

Questions from Committee Members and Responses:
00:49:25  Sen. Ripley
00:49:33  Ms. Heil
00:50:03  Chair Cook
00:50:07  Ms. Heil
00:50:10  Ms. Stickney, DNRC

Montana Department of Environmental Quality, Abandoned Mine Lands Bureau, South Fork Lower Willow Creek-Black Pine Mine Reclamation

00:50:33  Devin Clary, Reclamation Specialist, Abandoned Mines Program, DNRC
00:54:16  Sen. Ripley left.

00:55:13  Ms. Stickney, DNRC

Town of Philipsburg, Tailings-Contaminated Sludge Disposal from Decommissioned Wastewater Lagoons

00:55:32  Anne Fillmore, Town of Phillipsburg

00:58:26  Ms. Stickney, DNRC
00:58:41  Chair Cook

Montana Department of Environmental Quality, Harlowton Petroleum Product Delineation and Mitigation

00:58:55  Scott Gestring, Lost Brownfields Section, DEQ
01:00:05  Sen. Ripley returned.
01:01:45  Chair Cook left.
01:02:10  Vice Chair Lewis

Questions from Committee Members and Responses:
01:02:21  Vice Chair Lewis
01:02:25  Mr. Gestring, DEQ
01:02:30  Chair Cook returned.
01:02:38  Ms. Stickney, DNRC

Confederated Salish & Kootenai Tribes, Elmo Cash Store and Joseph Allotment Cleanup Implementation

01:02:57  Wilhelm Welzenbach, Project Scientist, Newfields Consultant Firm

EXHIBIT(jlh12a05)

01:06:27  Ms. Stickney, DNRC

Powell County, Milwaukee Roundhouse Recreational Subarea-Interim Cleanup Action, Phase 2

01:07:01  Bryan Bender, Planning Director, Powell County

EXHIBIT(jlh12a06)

01:09:21  Ms. Stickney, DNRC

Missoula County, Sawpit Creek and Ninemile Creek Mine Reclamation

01:09:41  Nancy Heil, Missoula County Community and Planning Services

EXHIBIT(jlh12a07)
Questions from Committee Members and Responses:

City of Malta, Former Malta Airport Facility- Herbicide/Pesticide Cleanup

01:14:29 Courtney Moles, Executive Director, Philco Economic Growth Council, Malta
01:16:51 Chair Cook
01:17:01 Ms. Moles
01:17:08 Chair Cook

01:17:15 Ms. Stickney, DNRC

Cascade County Conservation District, Barker-Hughesville Reclamation Area Fish Barrier

01:17:59 Gayla Wortman, Chairman, Cascade County Conservation District

Questions from Committee Members and Responses:

Butte-Silver Bow Consolidated City-County Government, Butte Mining District: Reclamation and Protection, Phase 4

01:25:15 Jim Jarvis, City of Butte/Silver Bow

Questions from Committee Members and Responses:

Town of Ryegate, Former Ryegate Conoco Groundwater Remediation

01:31:32 Kevin Rauch, Engineer, Lompas Technical Services, on behalf of Ryegate
01:33:12 Sen. Ripley left.

Questions from Committee Members and Responses:

01:33:48 Sen. Lewis
01:34:38  Mr. Rauch
01:34:42  Sen. Lewis
01:34:52  Sen Sesso returned.
01:35:08  Chair Cook

01:35:16  Ms. Stickney, DNRC  
**Cascade County Commission, County Shops Continued Remediation of Wood Treatment Preservatives**  
01:35:37  Joe Murphy, Cascade County

01:38:15  Ms. Stickney, DNRC  
**Butte-Silver Bow Local Government Planning Department, Irrigation Project for Butte Acidic Mine Waters**  
01:38:50  Mr. Jarvis, City of Butte/Silver Bow  
**EXHIBIT (jlh12a11)**

01:40:34  Rep. Amanda Curtis, HD 76
01:41:20  Sen. Jon Sesso, SD 37
01:46:50  Chair Cook
01:46:58  Sen. Sesso
01:48:02  Chair Cook

01:48:14  Ms. Stickney, DNRC  
**Custer County Conservation District, Addressing Cumulative Effects on the Yellowstone River through Best Management Practices (BMP) Development and Implementation**  
01:48:56  Nicole Divine McClain, Executive Director, Yellowstone River Conservation District Council (YRCDC)  
**EXHIBIT (jlh12a12)**

01:55:51  Paul Gilbert, Supervisor, Sweet Grass County Conservation, and Councilman, (YRCDC)
01:57:57  Warren Kellogg, Chairman, Technical Advisory Committee, YRCDC
02:00:13  Sen. Ripley returned.
02:00:16  Tony Thatcher, Bozeman
02:00:22  Rep. McChesney left.

02:01:09  Ms. Stickney, DNRC  
**Ruby Valley Conservation District, Upper Missouri Headwaters River/Flood Hazard Map Development**  
02:01:27  Rebecca Ramsey, Ruby Watershed Coordinator for Ruby Water Conservation District and Ruby Watershed Council; and Chair, Missouri River Watershed Project  
**EXHIBIT (jlh12a13)**

02:06:23  Dave Schulz, Commissioner, Madison County; Second Vice President, Montana Association of Counties (MACo)
02:08:25  Chair Cook
02:08:34  Rep Glimm left.
02:08:40  Sen. Lewis left.
Questions from Committee Members and Responses:

02:12:15 Sen. Sesso
02:12:38 Mr. Kron, DEQ
02:14:17 Sen. Sesso
02:14:45 Mr. Kron, DEQ
02:15:04 Sen. Sesso
02:15:29 Mr. Kron, DEQ
02:16:37 Sen. Ripley
02:17:15 Mr. Kron, DEQ
02:17:47 Chair Cook
02:18:20 Mr. Kron, DEQ
02:19:40 Chair Cook
02:19:51 Mr. Kron, DEQ
02:20:19 Chair Cook
02:20:26 Mr. Kron, DEQ
02:20:32 Sen. Sesso
02:22:30 Mr. Kron, DEQ
02:22:52 Chair Cook
02:23:00 Ms. Stanley, DNRC
02:26:22 Mr. Kron, DEQ
02:26:45 Chair Cook
02:26:55 Rep. McChesney
02:28:50 Chair Cook
02:29:21 Ms. Stanley, DNRC
02:30:31 Chair Cook
02:30:34 Ms. Stanley, DNRC
02:30:51 Chair Cook
02:30:57 Ms. Stanley, DNRC
02:30:59 Chair Cook

02:31: Ms. Stickney, DNRC

Missoula County, Sawpit Creek and Ninemile Creek Mine Reclamation

02:31:20 Sen Cliff Larsen, SD 50
02:32:22 Sen. Sesso left.

02:32:46 Ms. Stickney, DNRC

Yellowstone Conservation District, Lower Pryor Creek Stabilization and Restoration

EXHIBIT(jlh12a14)
Questions from Committee Members and Responses:
02:43:39 Sen. Sesso
02:44:03 Mr. Janssen, DEQ
02:44:30 Sen. Sesso
02:45:03 Mr. Janssen, DEQ
02:45:25 Sen. Sesso
02:46:10 Mr. Janssen, DEQ
02:46:15 John Kortch, Program Manager, Abandoned Mines Program, DEQ
02:47:30 Sen. Sesso
02:48:09 Mr. Kortch, DEQ

Questions from Committee Members and Responses:
02:51:29 Chair Cook
02:51:34 Mr. Davis, DEQ

Continuation:
02:51:47 Bob Goffena, Chair, Board of Deadman's Basin

Questions from Committee Members and Responses:
02:59:14 Sen. Sesso
02:59:27 Mr. Koerth, DEQ
03:02:07 Ms. Stickney, DNRC

Montana Board of Oil and Gas Conservation, 2013 Southern District Orphaned Well Plug and Abandonment, and Site Restoration
and Montana Board of Oil and Gas Conservation, 2013 Northeastern District Orphaned Well Plug and Abandonment, and Site Restoration

03:02:38 Steven Saski, Chief Field Inspector, Montana Board of Oil and Gas Commission (MBOGC), DNRC

Questions from Committee Members and Responses:

03:07:09 Chair Cook
03:07:16 Mr. Saski, DNRC
03:07:37 Chair Cook
03:08:21 Mr. Saski, DNRC

03:11:18 Recessed
03:29:37 Resumed

Joint Meeting with Natural Resources and Transportation Subcommittee on Aquatic Invasion Species (AIS)

03:29:42 Chair Cook
03:31:20 Rep. Cuffe
03:32:55 Chair Cook

Legislative Fiscal Division, Overview of Aquatic Invasive Species (AIS)

03:32:59 Christina Butler, Legislative Fiscal Division (LFD)

EXHIBIT(jlh12a17)

03:35:28 Chair Cook
03:35:45 Sen. Brendan
03:35:50 Chair Cook

DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION, DNRC

03:36:01 Ray Beck, Administrator, Conservation and Resource Development Division, DNRC

EXHIBIT(jlh12a18)

Questions from Committee Members and Responses:

03:40:54 Sen Ripley
03:41:01 Mr. Beck, DNRC
03:42:02 Chair Cook
03:42:18 Mr. Beck, DNRC

Continuation:

03:42:37 Glen Magera, Sanders County Commissioner and Rancher

EXHIBIT(jlh12a19)

03:46:35 Sunny Heikes-Knapton, Coordinator, Madison Watershed

EXHIBIT(jlh12a20)

03:48:43 Jerry Marks, Department Head, Missoula Extension Office and Weed District; and Clark Fork Coalition

EXHIBIT(jlh12a21)
03:50:24 Bryce Christiaens, Missoula County Weed District

EXHIBIT (jlh12a22)

03:52:24 Jim Beck, Associate Supervisor, Broadwater Conservation District, Townsend

03:56:35 Dave Shulz, Commissioner, Madison County and Second Vice President, Montana Association of Counties (MACo)

03:58:57 Jill Allen, Jefferson County Weed Coordinator

Questions from Committee Members and Responses:
04:00:48 Sen. Lewis
04:01:11 Ms. Allen

Continuation:
04:01:54 Christi Buffington, Flathead Lakers

EXHIBIT (jlh12a23)

Questions from Committee Members and Responses:
04:04:20 Rep. Cuffe
04:04:32 Ms. Buffington
04:04:39 Rep. Cuffe
04:04:42 Ms. Buffington

Continuation:
04:05:05 Sarah Holden, private contractor, Mountain Valley Plant Management

EXHIBIT (jlh12a24)

04:07:48 Chair Cook
04:07:54 Shane Morigeau, Confederated Salish Kootenai Tribes

EXHIBIT (jlh12a25)

04:10:05 Chair Cook

FISH WILDLIFE AND PARKS (FWP)

04:10:24 Mike Volesky, Deputy Director, Fish Wildlife and Parks (FWP)

04:14:04 Eileen Ryce, Hatchery Bureau Chief, Supervisor of AIS, FWP

04:20:15 Allison Begley, Coordinator, AIS, FWP

EXHIBIT (jlh12a26)

Questions from Committee Members and Responses:
04:26:03 Rep. Hollenbaugh
04:27:22 Mr. Volesky, FWP

04:29:56 Ray Ames, Administrator, Agricultural Science Division, Montana Department of Agriculture (AGR)

EXHIBIT (jlh12a27)

Questions from Committee Members and Responses:
04:37:02 Rep. Whitford
04:37:4 Mr. Ames, AGR
Comments:
04:39:01 Rep. Duane Ankney, HD 43
04:40:42 Chair Cook
04:40:58 Kim Baker, Advisor, Office of the Governor, Natural Resource Policy

Questions from Committee Members and Responses:
04:43:15 Chair Cook
04:43:25 Mr. Baker
04:43:50 Chair Cook
04:43:53 Mr. Baker
04:44:10 Chair Cook
04:44:18 Chair Cook
04:45:01 Chair Cook

Closing by Sponsor:
04:45:12 Rep. Cook

Comments:
04:45:44 Chair Cook
ADJOURNMENT

Adjournment:  04:45:58

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Mary Ann Mackay, Secretary

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Additional Documents:

EXHIBIT (jih12aad.pdf)