

MINUTES

**MONTANA HOUSE OF REPRESENTATIVES
55th LEGISLATURE - REGULAR SESSION**

COMMITTEE ON NATURAL RESOURCES

Call to Order: By Chairman Dick Knox, on March 24, 1997, at 3:00 p.m., in Room 437

ROLL CALL

Members Present:

Rep. Dick Knox, Chairman (R)
Rep. Bill Tash, Vice Chairman (Majority) (R)
Rep. Hal Harper, Vice Chairman (Minority) (D)
Rep. Haley Beaudry (R)
Rep. Aubyn A. Curtiss (R)
Rep. Jon Ellingson (D)
Rep. Doug Mood (R)
Rep. Karl Ohs (R)
Rep. Scott J. Orr (R)
Rep. Bob Raney
Rep. Trudi Schmidt (D)
Rep. Robert R. Story, Jr. (R)
Rep. Jay Stovall (R)
Rep. Emily Swanson (D)
Rep. Lila V. Taylor (R)
Rep. Cliff Trexler (R)
Rep. Carley Tuss (D)
Rep. Douglas T. Wagner (R)

Members Excused: none

Members Absent: none

Staff Present: Kathleen Williams, Legislative Services
Stephanie Braun, Committee Secretary

Committee Business Summary:

Hearing(s) & Date(s) Posted: SB 339 (3/7), SB 334 (3/7)
Executive Action: SB 273 & SB 315 talked about &
decided to defer till next
meeting 4/2, HB 607 DO PASS
(16-2)

HEARING ON SB 339

Opening Statement by Sponsor: Sen. Lorents Grosfield, SD 13
{Tape: 1; Side: a; Approx. Time Count: 1.5; Comments: none.}

Proponents' Testimony:

Jim Richard, MT Wildlife Federation & MT Association of Planners
{Tape: 1; Side: a; Approx. Time Count: 8.2; Comments: none.}

John Schontz, MT Association of Realtors
{Tape: 1; Side: a; Approx. Time Count: 8.8; Comments: none.}

William Spilker, real estate broker
{Tape: 1; Side: a; Approx. Time Count: 12.0; Comments: none.}

Opponents' Testimony: none

Questions From Committee Members and Responses:

{Tape: 1; Side: a; Approx. Time Count: 16.5; Comments: none.}

{Tape: 1; Side: a; Approx. Time Count: end; Comments: flipped
tape at the end.}

{Tape: 1; Side: b; Approx. Time Count: 0.1; Comments: none.}

Closing by Sponsor: Sen. Grosfield closed
{Tape: 1; Side: b; Approx. Time Count: 6.9; Comments: none.}

HEARING ON SB 334

Opening Statement by Sponsor: Sen. Lorents Grosfield, SD #13
{Tape: 1; Side: b; Approx. Time Count: 10.1; Comments: none.}

Proponents' Testimony:

Leo Barry, attorney, representing MT Power Company & Pegasus Gold
submitted Exhibit #1 (sb033401.amc)
{Tape: 1; Side: b; Approx. Time Count: 16.3; Comments: Exhibit
#1.}

Frank Crowley, attorney on behalf of Asarco submitted Exhibit #2
{Tape: 1; Side: b; Approx. Time Count: 20.2; Comments: Exhibit
#2.}

John Bloomquist, MT Stockgrower's Association
{Tape: 1; Side: b; Approx. Time Count: 26.0; Comments: none.}

Don Allan, MT Woodproducts Association
{Tape: 1; Side: b; Approx. Time Count: 26.6; Comments: none.}

Steve Pilcher, Western Environmental Trade Association
{Tape: 1; Side: b; Approx. Time Count: 27.0; Comments: none.}

Opponents' Testimony:

Jim Jensen, Montana Environmental Information Center
{Tape: 1; Side: b; Approx. Time Count: 27.8; Comments: none.}

Richard Parks, Northern Plains Resource Council

{Tape: 1; Side: b; Approx. Time Count: 31.1; Comments: none.}

Rep. Ellingson submitted testimony for Prof. Vicki Watson, Professor at University of Montana, Environmental Studies, self submitted Exhibit #3 (written only)

{Tape: 2; Side: a; Approx. Time Count: 0.7; Comments: none.}

Debbie Smith, MT Chapter of the Sierra Club

{Tape: 2; Side: a; Approx. Time Count: 1.2; Comments: none.}

Verner Bertelsen, self

{Tape: 2; Side: a; Approx. Time Count: 4.9; Comments: none.}

Questions From Committee Members and Responses:

{Tape: 2; Side: a; Approx. Time Count: 6.8; Comments: none.}

Sen. Grosfield provides the Committee with copy of Article II and Article IX, marked as Exhibit #4

{Tape: 2; Side: a; Approx. Time Count: end; Comments: flipped tape at the end.}

{Tape: 2; Side: b; Approx. Time Count: 0.1; Comments: none.}

Closing by Sponsor: Sen. Grosfield closed

{Tape: 2; Side: b; Approx. Time Count: 2.2; Comments: none.}

EXECUTIVE ACTION ON SB 273

Motion: Rep. Story, DO CONCUR

{Tape: 2; Side: b; Approx. Time Count: 8.3; Comments: none.}

Discussion: Rep. Harper

{Tape: 2; Side: b; Approx. Time Count: 8.5; Comments: none.}

Rep. Story

{Tape: 2; Side: b; Approx. Time Count: 11.5; Comments: none.}

Rep Tash

{Tape: 2; Side: b; Approx. Time Count: 11.9; Comments: none.}

Rep. Knox decided to suspend action until some of the Committee's questions were answered.

{Tape: 2; Side: b; Approx. Time Count: 17.7; Comments: none.}

EXECUTIVE ACTION ON SB 315

Motion: Rep. Beaudry, DO CONCUR

{Tape: 2; Side: b; Approx. Time Count: 19.6; Comments: none.}

Discussion: Rep. Raney my understanding is that they will no longer be considered container sites, but transfer sites.

{Tape: 2; Side: b; Approx. Time Count: 19.7; Comments: none.}

Rep. Story doesn't understand why the county should pay \$4,000, would be nice if they would go to a transfer site.

{Tape: 2; Side: b; Approx. Time Count: 21.7; Comments: none.}

Rep. Curtiss says she's going to support the Bill; she feels like the Department is just trying to get a fee.

{Tape: 2; Side: b; Approx. Time Count: 23.6; Comments: none.}

Rep. Swanson the fee is one thing, but a transfer site is another; thinks that there needs to be a distinction between container site and transfer site.

{Tape: 2; Side: b; Approx. Time Count: 24.2; Comments: none.}

Rep. Story & Taylor ask Rep. Orr to speak up and address the Bill.

{Tape: 2; Side: b; Approx. Time Count: 25.7; Comments: none.}

Rep. Orr tells the Committee he's sorry he missed this hearing he doesn't know a lot about the Bill.

{Tape: 2; Side: b; Approx. Time Count: 27.3; Comments: none.}

Rep. Mood begins to tell Rep. Orr what he has been told the story is with regards to the dilemma in Granite County.

{Tape: 2; Side: b; Approx. Time Count: 28.5; Comments: none.}

Rep. Taylor won't support this Bill.

{Tape: 3; Side: a; Approx. Time Count: 0.1; Comments: none.}

Rep. Tash feels this Bill is too broad.

{Tape: 3; Side: a; Approx. Time Count: 1.8; Comments: none.}

Rep. Beaudry feels these container sites are going to receive the same amount, if we keep this Bill, they pay to go to the container sites or pay a fee to turn it into a transfer site.

{Tape: 3; Side: a; Approx. Time Count: 4.2; Comments: none.}

Rep. Mood if we kill this Bill its going to force the citizens to go to the containers themselves, they cannot afford it.

{Tape: 3; Side: a; Approx. Time Count: 6.3; Comments: none.}

Rep. Knox decided to suspend action and assigns a Subcommittee to look into the details. The Subcommittee consists of Reps. Beaudry, Swanson and Mood (Chair).

{Tape: 3; Side: a; Approx. Time Count: 7.7; Comments: none.}

EXECUTIVE ACTION ON HB 607

Motion: Rep. Trexler, DO PASS

{Tape: 3; Side: a; Approx. Time Count: 9.4; Comments: none.}

Amendments: hb060701.akw introduced by Rep. Trexler

Discussion: Rep. Trexler discusses his amendment and what it'll do for the bill.

{Tape: 3; Side: a; Approx. Time Count: 11.4; Comments: none.}

Rep. Ellingson comments on Rep. Trexler's amendment.

{Tape: 3; Side: a; Approx. Time Count: 18.0; Comments: none.}

Motion/Vote: Question is called for on the amendment, (18-0) amendment is adopted

Amendment: Rep. Harper moves Rep. Grinde's amendments, hb060701.alm

Motion/Vote: Question is called for on the amendment, (18-0) amendment is adopted

Rep. Harper proposes one more amendment. On top of page 2 line 2 he would like to add the phrase "to the present", reason being he thought the purpose of this bill was to include people who were currently still using the land.

{Tape: 3; Side: a; Approx. Time Count: 21.6; Comments: none.}

A discussion ensues about whom all is included in the land use, is it limited to property owners or does it also include people and clubs who have used the land for sportsman purposes.

{Tape: 3; Side: a; Approx. Time Count: 23.5; Comments: none.}

Motion/Vote: Question is called for, (15-3) Reps. Beaudry, Wagner, Curtiss voted no, amendment is adopted

Discussion: Reps. Curtiss & Harper discuss the difference between full vs. fair market value.

{Tape: 3; Side: a; Approx. Time Count: 31.1; Comments: none.}

{Tape: 3; Side: b; Approx. Time Count: 0.1; Comments: none.}

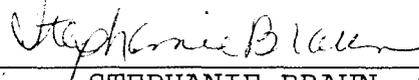
Motion/Vote: Question on the Bill with attached amendments is called for, (16-2) Reps. Wagner & Curtiss vote no, HB 607 passes out of Committee

ADJOURNMENT

Adjournment: 5:45 p.m.



REP. DICK KNOX, Chairman



STEPHANIE BRAUN, Secretary

DK/SB