



# ENVIRONMENTAL QUALITY COUNCIL

PO BOX 201704  
HELENA, MONTANA 59620-1704  
(406) 444-3742

**GOVERNOR STEVE BULLOCK  
DESIGNATED REPRESENTATIVE  
PATRICK HOLMES**

**HOUSE MEMBERS**  
WILLIS CURDY  
JANET ELLIS  
STEVE GUNDERSON  
BRADLEY MAXON HAMLETT  
THERESA MANZELLA  
KERRY WHITE

**SENATE MEMBERS**  
MIKE LANG  
MIKE PHILLIPS  
JP POMNICHOWSKI  
CARY SMITH  
CHAS VINCENT  
GENE VUCKOVICH

**PUBLIC MEMBERS**  
SCOTT ASPENLIEDER  
JOHN C. BRENDEN  
KYLIE PAUL  
MATT VINCENT

**COUNCIL STAFF**  
JASON MOHR, Research Analyst  
HOPE STOCKWELL, Research Analyst  
NADINE SPENCER, Secretary  
JOE KOLMAN, Legislative Environmental Analyst

## FINAL AGENDA ENVIRONMENTAL QUALITY COUNCIL

State Capitol, Room 317  
September 12-13, 2018

**NOTE: AGENDA ITEM TIMES ARE APPROXIMATE--SOME ITEMS MAY TAKE MORE OR LESS TIME THAN IS ALLOTTED.**

### **Wednesday, September 12, 2018**

- 10:00 a.m.      **Call to Order - Roll Call**  
Sen. Chas Vincent, chair
- 10:05 a.m.      **Administrative matters--Mr. Kolman**
- Budget review
  - Adoption of EQC minutes from [July 25](#) and [26](#) (Tab 1)
- 10:10 a.m.      **Water Policy Interim Committee update --Mr. Mohr**
- Energy & Telecommunications Interim Committee update --**  
                    Mr. Graff
- 10:30 a.m.      **Fire-related study topics (Tab 2)**
- Fire season update
    - Director John Tubbs, DNRC
    - Ken Schmid, BLM state fire management officer
  - Options for landowner assessment fees
    - Overview of Bill Drafts [LCFPA1](#), [2](#), [3](#), Mr. Kolman
    - Overview of funding options - Ed Caplis, director tax policy and research, Department of Revenue
    - EQC discussion
    - Public comment
    - EQC questions & discussion
    - EQC action, if any
- 11:00 a.m.
- 11:45 a.m.      **Road closures and restrictions on state lands report, 77-1-820,**  
MCA ([Tab 3](#))
- DNRC
  - Public comment
  - EQC questions & discussion
  - EQC action, if any

- 12 p.m. Lunch
- 1:00 p.m. **Natural Heritage Program funding** ([Tab 4](#))
- Review of [draft letter](#) to governor - Mr. Kolman
  - Public comment
  - EQC questions & discussion
  - EQC action, if any
- 1:15 p.m. **State Parks program evaluation** (Tab 5)
- Parks in Focus update
    - Chairman Vincent
  - [OHV1](#) and [snowmobile1](#): gas tax allocation proposals - Ms. Stockwell
  - Public comment
  - EQC questions & discussion
  - EQC action, if any
- 1:45 p.m. **Aquatic invasive species program evaluation** (Tab 6)
- FWP Update - Paul Sihler, Chief of Staff
  - Montana Invasive Species Council [update](#) - Bryce Christiaens, chair
  - Upper Columbia Conservation Commission [update](#) - Lori Curtis, chair
  - Program funding proposal ([LCaisr](#)) and comments received - Ms. Stockwell
  - [Public Comment](#)
  - EQC questions & discussion
  - EQC action, if any
- 2:45 p.m. BREAK
- 3:00 p.m. **Public comment** on any matter not contained in this agenda and that is within the jurisdiction of the EQC.
- 3:10 p.m. **Dog training in upland game bird areas** ([Tab 7](#))
- Overview of public comment - Mr. Kolman
  - Public comment
  - EQC questions & discussion
  - Committee action, if any
- 3:40 p.m. **Libby asbestos Superfund legislation** ([Tab 8](#))
- Overview of LIB1 bill draft - Mr. Kolman
  - Public comment
  - EQC questions & discussion
  - Committee action, if any
- 4:00 p.m. **SJ 5 Study** ([Tab 9](#))
- Overview -- Ms. Nowakowski
  - Carbon Sequestration in Montana -- Todd O'Hair, Senior Government Affairs, Cloud Peak Energy and Richard Reavey, CPE VP of Public Affairs

- Carbon Engineering -- Geoffrey Holmes, Business Development
- Big Sky Carbon Sequestration Partnership -- Dr. Lee Spangler, Director BSCSP
- Basin Electric Power Cooperative, Dry Fork Station -- Tyler Hamman
- Public comment
- EQC questions & discussion
- Committee action, if any

5:15 p.m. Recess

**Thursday, September 13, 2018**

8:00 a.m. **Sanitation Review for Subdivisions, HB 507 (2017)**

- Tim Davis, DEQ
- Public comment
- EQC questions & discussion
- Committee action, if any

8:30 a.m. **Statutory administrative rule review [\(Tab 10\)](#)**

- Ms. Bills
- Public comment
- EQC questions & discussion
- EQC action, if any

8:45 a.m. **Montana State University lab study**

- Staff update - Ms. Albrecht
- EQC member updates - Rep. Hamlett, Rep. White
- Public comment
- EQC questions & discussion
- EQC action, if any

9:00 a.m. **FWP Financial Review Advisory Council update**

- Dustin Temple, Chief of Administration and Technology
- Public comment
- EQC questions & discussion
- Committee action, if any

9:15 a.m. **Wildlife Habitat Improvement Act Report, HB 434 (2017) [\(Tab 11\)](#)**

- Ken McDonald, Wildlife Division Administrator, FWP
- Public comment
- EQC questions & discussion
- Committee action, if any

9:45 a.m. **Mountain sheep report, 87-2-702, MCA [\(Tab 12\)](#)**

- Quentin Kujala, Wildlife Division Bureau Coordinator, FWP
- Public comment
- EQC questions & discussion
- Next steps for study

10:00 a.m. Break

- 10:15 a.m.           **Sage grouse population report**, 87-1-201(11)
- Ken McDonald, Wildlife Division Administrator, FWP
  - Public comment
  - EQC questions & discussion
  - Next steps for study
- 10:30 a.m.           **Sage Grouse conservation program**
- Habitat Quantification Tool demonstration - Carolyn Sime, Program Manager
  - Public comment
  - EQC questions & discussion
  - Committee action, if any
- 11:30 a.m.           **Land Board acquisition authority**
- Overview of legal issues - Ms. Bills
    - FWP memos ([March](#) and [July](#) 2018)
    - [Draft Attorney General Opinion](#)
    - [EQC staff analysis](#)
  - Public comment
  - EQC questions & discussion
  - Committee action, if any
- 12:00 p.m.           Lunch
- 1:00 p.m.           **Agency Legislative Proposals** (Tab 13)
- [DEQ](#)
  - Public comment
  - EQC questions & discussion
  - EQC action, if any
- 1:30 p.m.           • [DNRC](#)
- Public comment
  - EQC questions & discussion
  - EQC action, if any
- 2:00 p.m.           • [FWP](#) - Becky Dockter, chief legal council
- Public comment
  - EQC questions & discussion
  - EQC action, if any
- 2:30 p.m.           **Private Land/Public Wildlife Council update** ([Tab 14](#))
- Hank Worsech, FWP Legislative Liaison
  - EQC bill draft - LCELK1
  - Public comment
  - EQC questions & discussion
  - Committee action, if any

3:00 p.m.

**Montana Office of Outdoor Recreation**

- Director Rachel VandeVoort
- Public comment
- EQC questions & discussion
- EQC action, if any

3:30 p.m.

**Financial aid programs update**

- Mark Bostrom, DNRC
- Alice Stanley, DNRC
- Commerce Director Pam Haxby-Cote
- Public comment
- EQC questions & discussion
- Committee action, if any

4:00 p.m.

**Public comment** on any matter not contained in this agenda and that is within the jurisdiction of the EQC

**Other business**

**Instructions to staff**

**Adjourn**

**Please note:**

- All meeting materials are available on the EQC website at <http://leg.mt.gov/eqc>
- **Public comment** provided in person at a committee meeting is a public record that is videotaped, archived, and available on the Internet. Public comment submitted in writing at a committee meeting is a public record that will be posted to the legislative website as part of the minutes log for the committee meeting.
- The Montana Legislative Services Division will make reasonable accommodations for persons with disabilities who wish to participate in this public meeting. For questions about accessibility or to request accommodations, please contact Lenore Adams at 406-444-4456 or leadams@mt.gov as soon as possible before the meeting date.