

**REVISED MINUTES OF THE
JOINT TRANSPORTATION & ENVIRONMENTAL QUALITY
APPROPRIATIONS SUBCOMMITTEE
ROOM 416, STATE CAPITOL BUILDING**

Wednesday, January 27, 1999

MEMBERS PRESENT: Sen. Peter Knudson, Co-Chair
 Rep. Marda Dillree, Co-Chair
 Sen. Mont Evans
 Rep. Don E. Bush
 Rep. Carl W. Duckworth
 Rep. Kevin Garn
 Rep. Wayne A. Harper
 Rep. Neal B. Hendrickson
 Rep. Dennis H. Iverson
 Rep. Karen W. Morgan
 Rep. Joseph G. Murray
 Rep. David Ure

MEMBERS ABSENT: Sen. Lane Beattie
 Sen. Scott Howell

STAFF PRESENT: Mark C. Bleazard, Fiscal Analyst
 Betty Bushman , Committee Secretary

Chairman Knudson called the meeting to order at 2:10 p.m.

MOTION: Representative Bush moved to approve the minutes of January 25, 1999. The motion passed unanimously.

The analyst recommend a FY 2000 budget for the Department of Environmental Quality of \$75,890,000.

That budget included increases as follows:

\$95,000 for increased rent expense for the Air Monitoring Center, \$400,000 for hazardous materials clean ups, \$20,000 for data base maintenance for the underground storage tanks database, \$87,200 for legal support to collect Petroleum Storage Tank Trust Funds, and \$63,700 for full time support for the ground water program.

Diane Nielsen, Director - Department of Environmental Quality, reported to the committee on the status, functions and budgetary requirements of the department with the assistance of Brent Bradford, Assistant Director.

Patrick Ogden, Governor's Office of Planning and Budget, was introduced.

Directors of the various divisions of the Department of Environmental Quality who addressed the committee were:

Don Ostler, Dennis Downs, Craig Jones, Ursula Truman, Kent Gray and Steve Higley.

In response to the recommendations of the analyst, Ms. Nielsen stated that the department concurs with one exception –

The Dept. feels the \$400,000 recommendation from the General Fund Restricted Environmental Quality Account should be appropriated to the high level nuclear waste response being prepared by the Department.

Director Nielsen reported on the status of the High Level Radioactive Waste Storage Facility proposed to be built on the Goshute Indian Nation Reservation land and distributed two handouts.

She made the request that the \$400,000 be appropriated to the High Level Nuclear Waste Program and that it be considered non-lapsing.

At the request of Representative Murray, Steve Higley agreed to provide to the committee a list of department vehicles now in their use.

Chair Dillree requested information regarding the number of FTE's functioning as attorneys in the department.

MOTION: Representative Hendrickson moved to tentatively approve the following intent language:

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It is the intent of the Legislature that any unexpended funds in the Air Operating Permit Program in FY 1999 are non-lapsing and authorized for use in the Operating Permit Program in FY 2000 to reduce emission fees.

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It is the intent of the Legislature that remaining funds in the Sharon Steel litigation fund be lapsed to the Hazardous Substance Mitigation Fund to be used as matching money for the State's share of Sharon Steel Cleanup Project.

It is the intent of the Legislature that money remaining in the Underground Storage Tank Cleanup appropriations be transferred to the Petroleum Storage Tank Cleanup Fund, to be used for the purpose of cleaning up leaking underground storage tank sites that are not covered under the Petroleum Storage Tank Expendable Trust Fund.

The motion passed unanimously with Representatives Garn and Ure absent for the vote.

MOTION: Representative Harper moved to approve the fees with the exception of new fees regarding lead based paint on pages 34 and 35 of the recommended fees.

The motion was withdrawn.

MOTION: Representative Harper moved to delete the following fees from the fee document and to not fund the \$63,700 increase in the Water Quality Budget.

The motion passed with Senator Knudson and Representative Dillree voting no. Representatives Garn and Ure were absent for the vote.

MOTION: Representative Harper moved to not fund the proposed \$95,000 to assist the Air Monitoring Center to move to a new facility.

The motion passed with Senators Knudson, and Representatives Dillree, Morgan and Murray voting no. Representatives Garn and Ure were absent for the vote.

MOTION: Representative Hendrickson moved to tentatively approve the Department of Environmental Quality budget with the exception of reducing the General Fund Restricted Used Oil Account by \$275,000 and deleting waste tire recycling by \$56,000, and reduce number of FTE's by four in the areas of waste tires and used oil.

SUBSTITUTE MOTION: Senator Evans moved to defer voting on that measure today and continue the discussion at the next meeting. The motion passed with Senator Knudson and Representatives Harper, Hendrickson and Iverson voting no.

MOTION: Representative Bush moved to adjourn the meeting. The motion passed unanimously with Representatives Garn and Ure absent for the vote.

The meeting adjourned at 5:10 p.m.

Peter Knudson, Co-Chair

Marda Dillree, Co-Chair

