

HOUSE OF REPRESENTATIVES  
 FISH, WILDLIFE & PARKS COMMITTEE  
**ROLL CALL**

DATE: 2.1.05

NAME	PRESENT	ABSENT	EXCUSED
Chair, Rep. George Golie	✓		
Vice Chair, Rep. Paul Clark	✓		
Vice Chair, Rep. Scott Sales	✓		
Rep. John Balyeat	✓		
Rep. Arlene Becker	✓		
Rep. Dee Brown	✓		
Rep. Jill Cohenour	✓		
Rep. Robyn Driscoll	✓		
Rep. George Everett	✓		
Rep. Tom Facey	✓		
Rep. George Groesbeck	✓		
Rep. Robin Hamilton	✓		
Rep. Larry Jent	✓		
Rep. Harry Klock	✓		
Rep. Roger Koopman	✓		
Rep. Mike Milburn	✓		
Rep. Art Noonan	✓		
Rep. Don Roberts	✓		
Rep. John Ward	✓		
Rep. Bill Warden	✓		



## HOUSE STANDING COMMITTEE REPORT

February 2, 2005

Page 1 of 1

Mr. Speaker:

We, your committee on **Fish, Wildlife and Parks** recommend that **House Bill 79** (first reading copy -- white) **do pass as amended.**

Signed:

*Rep George Golie*  
Representative George Golie, Chair

**And, that such amendments read:**

1. Title, line 8 through line 9.

**Strike:** "AMENDING" on line 9 through "MCA;" on line 9

2. Title, line 10.

**Following:** "PROVIDING"

**Insert:** "AN IMMEDIATE"

3. Title, line 11.

**Strike:** "DATES"

**Insert:** "DATE"

4. Page 1, line 15 through page 2, line 16.

**Strike:** section 1 in its entirety

**Renumber:** subsequent sections

5. Page 2, line 21 through line 23.

**Strike:** section 3 in its entirety

**Insert:** "NEW SECTION. Section 2. Effective date. [This act] is effective on passage and approval."

- END -

**Committee Vote:**

Yes 19, No 1.

260953SC.hkh

2/2/05

jen



## HOUSE STANDING COMMITTEE REPORT

February 2, 2005

Page 1 of 1

Mr. Speaker:

We, your committee on Fish, Wildlife and Parks recommend that **House Bill 298** (first reading copy -- white) **do pass**.

Signed:

*Rep. George Golie*  
Representative George Golie, Chair

- END -

Committee Vote:  
Yes 20, No 0.

260956SC.hkh

2/2/05

jbn



## HOUSE STANDING COMMITTEE REPORT

February 2, 2005

Page 1 of 1

Mr. Speaker:

We, your committee on **Fish, Wildlife and Parks** recommend that **House Bill 312** (first reading copy -- white) do pass.

Signed:

*Rep George Golie*  
Representative George Golie, Chair

- END -

Committee Vote:  
Yes 18, No 2.

260954SC.hkh

2/2/05

jbn



## HOUSE STANDING COMMITTEE REPORT

February 2, 2005

Page 1 of 3

Mr. Speaker:

We, your committee on **Fish, Wildlife and Parks** recommend that **House Bill 208** (first reading copy -- white) do pass as amended.

Signed:

*Rep George Golie*  
Representative George Golie, Chair

And, that such amendments read:

1. Title, line 9.

Strike: "SECTION"

Insert: "SECTIONS"

Following: "87-1-209"

Insert: "AND 87-1-301"

2. Page 2, line 27.

Following: "acquire"

Insert: "from willing sellers"

3. Page 2, line 28.

Following: "conveyance,"

Insert: "and"

Following: "pipelines"

Strike: ", and access"

Following: "."

Insert: "Whenever possible, easements must include a weed management plan."

4. Page 3, line 1.

Following: "(3)."

Insert: "The director shall report any easement grant or acquisition made pursuant to this subsection to the commission at its next regular meeting."

5. Page 3, line 12.

Insert: "Section 2. Section 87-1-301, MCA, is amended to read:

Committee Vote:

Yes 20, No 0.

260955SC.hkh

2/2/05

jbn

**"87-1-301. Powers of commission.** (1) The commission:

(a) shall set the policies for the protection, preservation, management, and propagation of the wildlife, fish, game, furbearers, waterfowl, nongame species, and endangered species of the state and for the fulfillment of all other responsibilities of the department as provided by law;

(b) shall establish the hunting, fishing, and trapping rules of the department;

(c) shall establish the rules of the department governing the use of lands owned or controlled by the department and waters under the jurisdiction of the department;

(d) must have the power within the department to establish wildlife refuges and bird and game preserves;

(e) shall approve all acquisitions or transfers by the department of interests in land or water, except as provided in 87-1-209(4);

(f) shall review and approve the budget of the department prior to its transmittal to the budget office;

(g) shall review and approve construction projects that have an estimated cost of more than \$1,000 but less than \$5,000; and

(h) shall manage elk, deer, and antelope populations based on habitat estimates determined as provided in 87-1-322 and maintain elk, deer, and antelope population numbers at or below population estimates as provided in 87-1-323.

(2) The commission may adopt rules regarding the use and type of archery equipment that may be employed for hunting and fishing purposes, taking into account applicable standards as technical innovations in archery equipment change.

(3) The commission may adopt rules regarding the establishment of special licenses or permits, seasons, conditions, programs, or other provisions that the commission considers appropriate to promote or enhance hunting by Montana's youth and persons with disabilities.

(4) (a) The commission may adopt rules regarding nonresident big game combination licenses to:

(i) separate deer licenses from nonresident elk combination licenses;

(ii) set the fees for the separated deer combination licenses and the elk combination licenses without the deer tag;

(iii) condition the use of the deer licenses; and

(iv) limit the number of licenses sold.

(b) The commission may exercise the rulemaking authority in subsection (4) (a) when it is necessary and appropriate to regulate the harvest by nonresident big game combination license holders:

(i) for the biologically sound management of big game populations of elk, deer, and antelope;

(ii) to control the impacts of those elk, deer, and antelope populations on uses of private property; and

(iii) to ensure that elk, deer, and antelope populations are

at a sustainable level as provided in 87-1-321 through 87-1-325.

(5) The commission may adopt rules establishing license preference systems to distribute hunting licenses and permits:

(a) giving an applicant who has been unsuccessful for a longer period of time priority over an applicant who has been unsuccessful for a shorter period of time; and

(b) giving a qualifying landowner a preference in drawings. As used in this subsection (5)(b), "qualifying landowner" means the owner of land that provides some significant habitat benefit for wildlife, as determined by the commission.

(6) (a) The commission may adopt rules to:

(i) limit the number of nonresident mountain lion hunters in designated hunting districts; and

(ii) determine the conditions under which nonresidents may hunt mountain lion in designated hunting districts.

(b) The commission shall consider, but is not limited to consideration of, the following factors:

(i) harvest of lions by resident and nonresident hunters;

(ii) history of quota overruns;

(iii) composition, including age and sex, of the lion harvest;

(iv) historical outfitter use;

(v) conflicts among hunter groups;

(vi) availability of public and private lands; and

(vii) whether restrictions on nonresident hunters are more appropriate than restrictions on all hunters." "

**Renumber:** subsequent section

- END -

HOUSE OF REPRESENTATIVES  
 FISH, WILDLIFE & PARKS COMMITTEE  
 ROLL CALL VOTE

DATE: 2.1.05 BILL NUMBER: HB312  
 MOTION/MOTION NUMBER: TO AMEND WITH SALES AMENDMENT

NAME	AYE	NO	PROXY
Vice Chair, Rep. Paul Clark		✓	
Vice Chair, Rep. Scott Sales	✓		
Rep. Arlene Becker		✓	
Rep. Robyn Driscoll		✓	
Rep. Bill Warden	✓		
Rep. Dee Brown	✓		
Rep. George Groesbeck		✓	
Rep. Tom Facey		✓	
Rep. George Everett	✓		
Rep. John Balyeat	✓		
Rep. Harry Klock	✓		
Rep. Roger Koopman	✓		
Rep. Larry Jent		✓	
Rep. John Ward	✓		
Rep. Don Roberts	✓		
Rep. Robin Hamilton		✓	
Rep. Jill Cohenour		✓	
Rep. Mike Milburn	✓		
Rep. Art Noonan		✓	
Chair, Rep. George Golie		✓	

10-10 tie  
 (failed)

# VISITORS REGISTER

Montana

House of Representatives

Fish, Wildlife & Parks Committee

Date: February 1, 2005 Bill Number: HB 260

Sponsor: Rep. W. Jones

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Name	Representing	Support	Oppose	Informational
KAIS Gagnon	self		X	
Dave Gulbrandson	Self		X	
John Wilson	MT Trout Unlimited		X	
ROBIN CUNNINGHAM	FISHING OUTFITTERS ASSN OF MONTANA		<input checked="" type="checkbox"/>	
MaryAlice Chester	self		X	
NATHAN BIRKHEAD	MT Wildlife Federation		X	
JoAnne Thum	SELF		X	
DOUG MOUGER	FWP	X		

Please leave prepared testimony with Committee Secretary. Witness Statement forms are available if you care to submit written testimony.





