

**MINUTES**

**MONTANA SENATE  
59th LEGISLATURE - REGULAR SESSION**

**COMMITTEE ON FISH AND GAME**

**Call to Order:** By **CHAIRMAN JOSEPH (JOE) TROPILA**, on March 17, 2005 at 3:00 P.M., in Room 422 Capitol.

**ROLL CALL**

**Members Present:**

Sen. Joseph (Joe) Tropila, Chairman (D)  
Sen. Keith Bales (R)  
Sen. Joe Balyeat (R)  
Sen. Gregory D. Barkus (R)  
Sen. Ken (Kim) Hansen (D)  
Sen. Lane L. Larson (D)  
Sen. Don Ryan (D)  
Sen. Bill Tash (R)

**Members Excused:** Sen. Steven Gallus (D)

**Members Absent:** None.

**Staff Present:** Annie Glover, Committee Secretary  
Chris Lohse, Legislative Branch

**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 390, 3/14/2005; HB 225,  
3/14/2005; HB 668, 3/14/2005  
Executive Action: HB 269, HB 281, HB 702, HB 712, HJ  
30, HB 225

00:00:01

HEARING ON HB 390

Opening Statement by Sponsor:

REP. DAN VILLA (D), HD 86, opened the hearing on HB 390, Designate state insect.

Proponents' Testimony: None.

Opponents' Testimony:

00:02:51 Mr. Eli Ticknor, Student

[EXHIBIT\(fis59a01\)](#)

00:03:58 Ms. Bethany Ticknor, Student

[EXHIBIT\(fis59a02\)](#)

00:05:37 Ms. Hannah Ticknor, Student

[EXHIBIT\(fis59a03\)](#)

00:06:45 Ms. Dana Ticknor, Student

[EXHIBIT\(fis59a04\)](#)

Informational Testimony: None.

00:07:14

Questions from Committee Members and Responses:

00:09:39

Closing by Sponsor:

00:12:15

HEARING ON HB 225

Opening Statement by Sponsor:

REP. RICK MAEDJE (R), HD 2, opened the hearing on HB 225, Clarify constitutional right to hunt.

Proponents' Testimony:

00:15:53 Mr. Doug Nulle, Attorney

00:16:36           **Mr. Jeff Hagener, Director, Fish, Wildlife and  
Parks**

**EXHIBIT** (fis59a05)

00:17:43           **SEN. JOE BALYEAT, SD 34, BOZEMAN**

**Opponents' Testimony:** None.

**Informational Testimony:** None.

**Questions from Committee Members and Responses:** None.

00:19:13

**Closing by Sponsor:**

00:20:20

**HEARING ON HB 668**

**Opening Statement by Sponsor:**

**REP. ART NOONAN (D), HD 73,** opened the hearing on **HB 668,**  
Exceptions and exemptions to prohibitions on exotic wildlife,  
testing facilities.

**EXHIBIT** (fis59a06)

**Proponents' Testimony:**

00:23:14           **Mr. Jeff Hagener, Director, Fish, Wildlife and  
Parks**

**EXHIBIT** (fis59a07)

00:26:08           **Ms. Janet Ellis, Montana Audubon**

00:27:43           **Mr. Robert Throssell, Montana Wildlife Federation**

00:28:18           **Mr. Derek Goldman, Montana Chapter, American  
Fisheries Society**

**Opponents' Testimony:** None.

**Informational Testimony:** None.

00:28:54

**Questions from Committee Members and Responses:**

**Mr. Bob Lane, Chief Legal Counsel, Fish, Wildlife and Parks**

**Mr. Tim Feldner, Manager Commercial Wildlife Permitting Program,  
Fish, Wildlife and Parks**

00:41:41

Closing by Sponsor:

**SEN. RYAN** will carry **HB 668** on the Senate Floor.

00:44:45

EXECUTIVE ACTION ON HB 269

Motion: **SEN. LARSON** moved that **HB 269** BE CONCURRED IN.

Discussion:

**Mr. Jeff Hagener, Director, Fish, Wildlife and Parks**

Vote: Motion carried 6-3 by roll call vote with **SEN. BALES**, **SEN. BARKUS**, and **SEN. TASH** voting no. **SEN. GALLUS** voted aye by proxy.

01:13:36

EXECUTIVE ACTION ON HB 281

Motion/Vote: **SEN. BARKUS** moved that **HB 281** BE CONCURRED IN.  
Motion carried unanimously by voice vote. **SEN. GALLUS** voted aye by proxy.

01:14:03

EXECUTIVE ACTION ON HB 702

Motion: **SEN. RYAN** moved that **HB 702** BE CONCURRED IN.

Discussion:

**Mr. Robin Cunningham, Montana Fishing Outfitters Association**

Vote: Motion carried 8-1 by voice vote with **SEN. BALYEAT** voting no. **SEN. GALLUS** voted aye by proxy.

01:17:26

EXECUTIVE ACTION ON HB 712

Motion: **SEN. TASH** moved that **HB 712** BE CONCURRED IN.

Discussion:

Substitute Motion/Vote: **SEN. RYAN** made a substitute motion that **HB 712** BE TABLED. Substitute motion carried 8-1 by voice vote with **SEN. BALYEAT** voting no. **SEN. GALLUS** voted aye by proxy.

01:25:44

EXECUTIVE ACTION ON HJ 30

Motion: SEN. HANSEN moved that HJ 30 BE CONCURRED IN.

Discussion:

Vote: Motion carried unanimously by voice vote. SEN. GALLUS voted aye by proxy.

01:27:59

EXECUTIVE ACTION ON HB 225

Motion: SEN. BALYEAT moved that HB 225 BE CONCURRED IN.

Discussion:

Vote: Motion carried unanimously by voice vote. SEN. GALLUS voted aye by proxy.

**ADJOURNMENT**

Adjournment: 5:00 P.M.

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SEN. JOSEPH (JOE) TROPILA, Chairman

\_\_\_\_\_  
ANNIE GLOVER, Secretary

JT/ag

Additional Exhibits:

**EXHIBIT ([fis59aad0.PDF](#))**