

MINUTES

**MONTANA HOUSE OF REPRESENTATIVES
60th LEGISLATURE - REGULAR SESSION**

COMMITTEE ON FISH, WILDLIFE AND PARKS

Call to Order: By Chairman Mike Milburn, on March 22, 2007 at 3:00 P.M., in Room 152 Capitol.

ROLL CALL

Members Present:

Rep. Mike Milburn, Chairman (R)
Rep. Robyn Driscoll, Vice Chairman (D)
Rep. Gordon R. Hendrick, Vice Chairman (R)
Rep. Debby Barrett (R)
Rep. Arlene Becker (D)
Rep. Gary Branae (D)
Rep. Douglas Cordier (D)
Rep. Ernie Dutton (R)
Rep. Edward Hilbert (R)
Rep. Harry Klock (R)
Rep. Roger Koopman (R)
Rep. Ken Peterson (R)
Rep. Mike Phillips (D)
Rep. Kendall Van Dyk (D)
Rep. Chas Vincent (R)
Rep. John Ward (R)

Members Excused: Rep. George G. Groesbeck (D)
Rep. Rick Jore (C)
Rep. Bill Wilson (D)

Members Absent: None.

Staff Present: Debra Polhemus, Committee Secretary
Doug Sternberg, 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: SB 100, 3/14/2007; SB 115,
3/15/2007; SB 205, 3/15/2007
Executive Action: SB 77; SB 314

HEARING ON SB 100

Opening Statement by Sponsor:

00:01:27 Sen. Larry Jent (D), SD 32, opened the hearing on SB 100, Revise outfitter laws/ felony outfitting without license.

[EXHIBIT\(fih61a01\)](#)

[EXHIBIT\(fih61a02\)](#)

Proponents' Testimony:

00:10:18 Jean Johnson, representing Montana Outfitters Association and Montana Game Wardens Association

[EXHIBIT\(fih61a03\)](#)

00:12:04 Jim Kropp, Chief of Law Enforcement, Fish, Wildlife & Parks

[EXHIBIT\(fih61a04\)](#)

00:13:29 Russ Kipp, Grasshopper Valley resident

[EXHIBIT\(fih61a05\)](#)

00:16:01 Jack Rich, Outfitter and Guest Ranch Owner, Seeley Lake

00:17:18 Land Tawney, representing Private Land/Public Wildlife Advisory Council

[EXHIBIT\(fih61a06\)](#)

00:18:49 Robin Cunningham, Fishing Outfitters Association

00:19:48 Robert Throssell, representing Montana Wildlife Federation

00:20:33 Dale Burk, representing Ravalli County Fish and Wildlife Association, Stevensville

00:22:19 Ken Swain, Outfitter

00:25:28 Jeff Darrah, Montana Game Warden

00:26:14 Kelly Flynn, Outfitter and Guest Ranch Owner, Townsend

[EXHIBIT\(fih61a07\)](#)

[EXHIBIT\(fih61a08\)](#)

00:29:13 Ted Washburn, sportsman, Bozeman (Retired Game Warden)

00:30:21 Duane Moe, Special Agent, Forest Service (Retired)

00:33:25 Tony Hoyt, Hellgate Hunters and Anglers, Arlee

00:34:32 Barbara Harris, Assistant Attorney General

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:35:03 Rep. Van Dyk
00:36:01 Sen. Jent
00:40:44 Rep. Vincent
00:41:06 Sen. Jent
00:42:05 Jim Kropp
00:42:47 Rep. Vincent
00:43:17 Rep. Becker
00:43:46 Sen. Jent
00:44:38 Jim Kropp
00:44:52 Chairman Milburn
00:45:47 Barbara Harris
00:47:01 Chairman Milburn
00:47:39 Barbara Harris

Closing by Sponsor:

00:49:33 Sen. Larry Jent

HEARING ON SB 115

Opening Statement by Sponsor:

00:53:46 Sen. Larry Jent (D), SD 32, opened the hearing on SB 115, Revise allocation of wildlife crime restitution penalties to FWP.

Proponents' Testimony:

00:57:32 Jim Kropp, Chief of Law Enforcement, Fish, Wildlife & Parks

EXHIBIT (fih61a09)

EXHIBIT (fih61a10)

01:00:16 Pelah Hoyt, President, Hellgate Hunters and Anglers

01:02:00 Robert Throssell, representing Montana Wildlife Federation

01:02:23 Kelly Flynn, Rancher and Outfitter

01:02:37 Mike Fegley, Game Warden, Superior, also speaking for Game Wardens Association

01:03:21 Land Tawney, representing Private Land/Public Wildlife Council

EXHIBIT (fih61a11)

01:03:56 Nina Baucus, also speaking for John Baucus

01:04:45 Dale Burk, representing Ravalli County Fish and Wildlife Association, Stevensville

01:06:57 Jack Rich, representing Montana Outfitters and Guides Association, Seeley Lake

01:07:23 John Borgreen, representing Russell Country Sportsmen Association, Great Falls

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:08:00 Rep. Cordier
01:09:18 Jim Kropp
01:10:54 Rep. Peterson
01:11:28 Jim Kropp
01:16:18 Rep. Koopman
01:19:44 Rep. Cordier

Closing by Sponsor:

01:22:07 Sen. Larry Jent

HEARING ON SB 205

Opening Statement by Sponsor:

01:22:33 Sen. Larry Jent (D), SD 32, opened the hearing on SB 205, Eliminate vacancy saving application to game wardens.

[EXHIBIT \(fih61a12\)](#)

Proponents' Testimony:

01:28:56 Land Tawney, representing Sportsman Caucus Advisory Council
01:29:48 Mary Ellen Schnur, Townsend, wife of licensed outfitter
[EXHIBIT \(fih61a13\)](#)
01:32:39 Ted Washburn, sportsman, Bozeman
01:33:38 Nina Baucus, also speaking for John Baucus, Sieben Ranch
01:35:46 Robert Throssell, representing Montana Wildlife Federation
01:36:13 Aaron Berg, Game Warden, Missoula
01:37:22 Tim Aldrich, Director, Hellgate Hunters and Anglers, Missoula
01:39:12 Dale Burk, representing Ravalli County Wildlife Association, Stevensville
01:41:15 Max Stonesifer, Game Warden, Missoula
01:41:54 John Borgreen, representing Russell Country Sportsman, Great Falls
01:42:29 Kelly Flynn, Townsend

01:42:35 Rep. Van Dyk left the hearing

Opponents' Testimony: None

Informational Testimony:

01:43:11 Jim Kropp, Chief of Law Enforcement, Fish, Wildlife & Parks

EXHIBIT (fih61a14)

Questions from Committee Members and Responses:

01:45:16 Rep. Phillips

01:45:40 Jim Kropp

01:45:56 Rep. Koopman

01:46:21 Jim Kropp

01:49:12 Rep. Barrett

Closing by Sponsor:

01:51:41 Sen. Larry Jent

EXECUTIVE ACTION ON SB 77

01:55:03 **Motion/Vote:** Rep. Ward moved that **SB 77 BE CONCURRED IN. MOTION CARRIED** unanimously by voice vote with Reps. Wilson, Van Dyk, Groesbeck and Jore voting by proxy. Rep. Groesbeck will carry SB 77.

EXECUTIVE ACTION ON SB 314

01:56:28 **Motion:** Rep. Hendrick moved that **SB 314 BE CONCURRED IN.**

Discussion:

01:56:40 Rep. Koopman

01:56:55 Rep. Hilbert

01:57:24 Rep. Vincent

01:57:37 Rep. Hilbert

01:57:58 Rep. Van Dyk returned to hearing

01:58:27 Rep. Vincent

01:58:37 Doug Sternberg

01:58:47 Rep. Jore arrived at hearing

01:59:40 Chairman Milburn

02:00:02 **Vote:** **MOTION CARRIED** unanimously by voice vote with Reps. Wilson and Groesbeck voting by proxy. Rep. Stahl will carry SB 314.

Additional Exhibits:

EXHIBIT (fih61a15)

Letter pertaining to SB 100, SB 205, SB 115 and HB 226 was received prior to meeting date.

ADJOURNMENT

Adjournment: 5:15 P.M.

REP. MIKE MILBURN, Chairman

DEBRA POLHEMUS, Secretary

MM/dp

Additional Exhibits:

EXHIBIT ([fih61aad.pdf](#))