

MINUTES

**MONTANA SENATE
61st LEGISLATURE - REGULAR SESSION**

COMMITTEE ON FISH AND GAME

Call to Order: Chairman Gregory D. Barkus, on March 12, 2009 at
3:00 P.M., in Room 422 Capitol

ROLL CALL

Members Present:

Sen. John Brenden, Vice Chairman (R)
Sen. Joe Balyeat (R)
Sen. Debby Barrett (R)
Sen. Steven Gallus (D)
Sen. Joseph (Joe) Tropila (D)

Members Excused:

Sen. Gregory D. Barkus, Chairman (R)
Sen. Larry Jent (D)
Sen. Trudi Schmidt (D)
Sen. Jim Shockley (R)

Members Absent: None

Staff Present: Lindsey Hern, Committee Secretary
Hope Stockwell, 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 317, 2/25/2009; HB 337,
2/25/2009; HB 366, 2/25/2009

Executive Action: HB 366; HB 222; HB 221

Vice Chairman Brenden took the position of Chair.

HEARING ON HB 337

Opening Statement by Sponsor:

00:01:17 Rep. Anders Blewett (D), HD 21, opened the hearing on HB 337, Authorize gift certificates for all FWP licenses and permits.

EXHIBIT (fis55a01)

Proponents' Testimony:

00:03:58 Hank Worschech, License Bureau Chief, Fish, Wildlife and Parks (FWP)

EXHIBIT (fis55a02)

00:04:35 Sen. Barkus came to the committee.

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

00:05:10 Sen. Balyeat
00:05:48 Sen. Jent came to the committee.
00:05:56 Rep. Blewett
00:06:21 Mr. Worschech, FWP
00:06:45 Sen. Balyeat
00:07:54 Mr. Worschech, FWP
00:08:19 Sen. Balyeat
00:08:22 Sen. Schmidt came to the committee.
00:08:43 Mr. Worschech, FWP
00:08:48 Sen. Balyeat
00:09:23 Mr. Worschech, FWP
00:09:32 Sen. Balyeat
00:10:00 Sen. Barkus
00:10:55 Sen. Bakus
00:11:06 Joe Maurier, Acting Director, FWP
00:11:59 Sen. Shockley came to the committee.
00:12:08 Sen. Schmidt
00:12:24 Mr. Maurier, FWP
00:12:45 Sen. Schmidt
00:12:51 Mr. Maurier, FWP

00:13:23 Sen. Shockley
00:14:02 Mr. Maurier, FWP
00:14:05 Sen. Shockley
00:14:17 Mr. Maurier, FWP

Closing by Sponsor:

00:14:32 Rep. Blewett
00:15:20 Chairman Barkus took the position of Chair.

HEARING ON HB 317

Opening Statement by Sponsor:

00:15:33 Rep. Timothy Furey (D), HD 91, opened the hearing on HB 317, Guarantee special hunting license forfeited because of military deployment.

Proponents' Testimony:

00:19:07 Mr. Warsech, FWP
[EXHIBIT \(fis55a03\)](#)

00:20:15 Roger Hagan, Montana National Guard Officer and Enlisted Associations
00:20:56 Jim Jacobson, Colonel, Montana American Legion

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

00:21:35 Sen. Shockley
00:22:12 Rep. Furey
00:22:44 Sen. Shockley
00:22:55 Rep. Furey
00:23:01 Chairman Barkus
00:23:05 Sen. Gallus
00:23:30 Hope Stockwell, Legislative Service Division (LSD)
00:23:50 Chairman Barkus
00:23:53 Sen. Balyeat
00:24:15 Mr. Warsech, FWP
00:24:33 Sen. Balyeat

00:24:47 Mr. Worsch, FWP
00:24:58 Sen. Shockley
00:25:19 Ms. Stockwell, LSD
00:25:24 Sen. Shockley
00:25:34 Sen. Brenden
00:25:54 Mr. Worsch, FWP
00:26:11 Sen. Brenden
00:26:17 Sen. Shockley
00:26:40 Mr. Worsch, FWP
00:26:52 Sen. Shockley
00:27:06 Sen. Barrett
00:27:33 Mr. Worsch, FWP
00:27:54 Chairman Barkus
00:28:28 Mr. Worsch, FWP
00:28:29 Chairman Barkus
00:28:40 Mr. Worsch, FWP
00:28:54 Chairman Barkus
00:29:03 Mr. Worsch, FWP
00:29:10 Chairman Barkus
00:29:18 Sen. Balyeat
00:29:47 Rep. Furey
00:30:00 Chairman Barkus
00:30:25 Mr. Worsch, FWP
00:30:59 Sen. Gallus

Closing by Sponsor:

00:31:43 Rep. Furey

HEARING ON HB 366

Opening Statement by Sponsor:

00:33:17 Rep. Tom McGillvray (R), HD 50, opened the hearing on HB 366, Authorize reciprocal fishing with adjoining states on contiguous river & stream.

[EXHIBIT\(fis55a04\)](#)

[EXHIBIT\(fis55a05\)](#)

[EXHIBIT\(fis55a06\)](#)

00:33:36 Sen. Balyeat

Proponents' Testimony:

00:37:13 Todd O'Hair, Rio Tinto Energy America Services Company (RTEA)

00:38:59 Mark Aagenes, Montana Trout Unlimited (MTU)

00:39:36 Jim Kropp, Chief, Administrator Law Enforcement
Officer, FWP

EXHIBIT (fis55a07)

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

00:40:36 Sen. Schmidt
00:40:53 Mr. Kropp, FWP
00:41:35 Sen. Schmidt
00:41:37 Rep. McGillvray
00:42:16 Sen. Balyeat
00:42:42 Mr. Kropp, FWP
00:43:09 Sen. Balyeat
00:43:21 Mr. Kropp, FWP
00:43:28 Sen. Brenden
00:44:10 Mr. Kropp, FWP
00:45:13 Sen. Shockley
00:45:26 Sen. Brenden
00:45:28 Sen. Shockley

Closing by Sponsor:

00:45:37 Rep. McGillvray
00:46:10 Recess
00:53:44 Chairman Barkus

EXECUTIVE ACTION ON HB 366

00:54:19 **Motion:** Sen. Gallus moved that **HB 366 BE CONCURRED IN.**

00:54:27 **Motion/Vote:** Sen. Gallus moved that **HB 366 BE AMENDED.**
Motion carried unanimously by voice vote. (Exhibit 6)

00:55:14 **Motion/Vote:** Sen. Gallus moved that **HB 366 BE
CONCURRED IN AS AMENDED.** Motion carried unanimously by
voice vote. Sen. Balyeat will carry the bill in the
Senate.

EXECUTIVE ACTION ON HB 222

00:56:04 Ms. Stockwell, LSD

00:56:20 **Motion:** Sen. Gallus moved that **HB 222 BE CONCURRED IN.**

00:56:27 **Motion:** Sen. Gallus moved that **HB 222 BE AMENDED.**
EXHIBIT (fis55a08)

Discussion:

00:56:47 Ms. Stockwell, LSD

00:57:57 Chairman Barkus

00:58:12 Sen. Jent

00:59:50 Chairman Barkus

01:00:11 Sen. Jent

01:00:26 Chairman Barkus

01:00:39 Sen. Jent

01:00:43 Chairman Barkus

01:00:45 Sen. Jent

01:00:56 Sen. Balyeat

01:02:14 Chairman Barkus

01:02:27 Bob Lane, FWP

01:02:33 Chairman Barkus

01:03:04 Mr. Lane, FWP

01:04:32 Sen. Jent

01:04:54 Sen. Gallus withdrew the motion Be Amended.

01:05:04 Sen. Gallus withdrew the motion Be Concurred In.

01:05:16 Chairman Barkus

01:05:28 Sen. Balyeat

01:06:22 Mr. Lane, FWP

01:06:54 Sen. Balyeat

01:06:58 Mr. Lane, FWP

01:07:29 Sen. Gallus

01:08:05 Chairman Barkus

EXECUTIVE ACTION ON HB 221

01:08:26 Chairman Barkus

01:08:50 **Motion:** Sen. Gallus moved that **HB 221 BE CONCURRED IN.**

01:09:01 **Motion:** Sen. Barkus moved that **HB 221 BE AMENDED.**
EXHIBIT (fis55a09)

Discussion:

01:09:13 Ms. Stockwell, LSD

01:10:17 Chairman Barkus

01:10:33 Sen. Brenden
01:10:56 Chairman Barkus
01:10:59 Mr. Kropp, FWP
01:11:52 Sen. Balyeat
01:12:22 Chairman Barkus
01:12:24 Sen. Jent
01:12:30 Sen. Balyeat
01:12:40 Chairman Barkus
01:12:50 Sen. Tropila left the committee.
01:13:12 Sen. Balyeat
01:13:48 Ms. Stockwell, LSD
01:13:59 Chairman Barkus
01:14:11 Ms. Stockwell, LSD
01:15:07 Sen. Balyeat
01:15:28 Mr. Kropp, FWP
01:16:30 Sen. Gallus
01:16:52 Sen. Balyeat
01:17:02 Sen. Gallus
01:17:04 Sen. Balyeat
01:17:23 Ms. Stockwell, LSD
01:17:53 Chairman Barkus withdrew the motion Be Amended.
01:17:55 Sen. Gallus withdrew the motion to Be Concurred In.
01:17:59 Ms. Stockwell, LSD
01:18:07 Sen. Brenden
01:18:37 Sen. Jent
01:19:07 Ms. Stockwell, LSD
01:19:28 Chairman Barkus

ADJOURNMENT

Adjournment: 4:37 P.M.

Lindsey Hern, Secretary

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Additional Documents:

EXHIBIT ([fis55aad.pdf](#))