

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON FISH, WILDLIFE AND PARKS

Call to Order: Chair Ted Washburn, on April 7, 2011 at 3:00 PM, in Room 152 Capitol

ROLL CALL

Members Present:

Rep. Ted Washburn, Chair (R)
Rep. Mike Phillips, Vice Chair (D)
Rep. Jeffery W. Welborn, Vice Chair (R)
Rep. Carlie Boland (D)
Rep. Pat Connell (R)
Rep. Virginia Court (D)
Rep. Robyn Driscoll (D)
Rep. Kelly Flynn (R)
Rep. Dan Kennedy (R)
Rep. Austin Knudsen (R)
Rep. Mike Miller (R)
Rep. Jesse O'Hara (R)
Rep. Ken Peterson (R)
Rep. Jean Price (D)
Rep. Franke Wilmer (D)
Rep. Max Yates (R)

Members Excused: None

Members Absent: Rep. Bill Harris (R)
Rep. Cleve J. Loney (R)
Rep. Dan Skattum (R)
Rep. Douglas (Doug) Kary (R)

Staff Present: Cara Gold, 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: HJ 32, 4/5/2011; SB 400, 4/4/2011

Executive Action: HJ 32; SB 400; SB 390

00:00:05 The Chairman welcomed the committee and reviewed the committee rules and agenda.

HEARING ON SB 400

Opening Statement by Sponsor:

00:02:50 Sen. Chas Vincent (R), SD 1, opened the hearing on SB 400, Revise big game licensing laws.

00:05:19 Rep. Skattum entered the hearing.

Proponents' Testimony:

00:05:25 Jean Johnson, Montana Outfitters and Guides Association (MOGA)

[EXHIBIT\(fih78a01\)](#)

00:10:04 Chuck Blixrud, Self

00:13:25 Jack Rich, Self

[EXHIBIT\(fih78a02\)](#)

00:16:10 Rob Arnaud, MOGA

[EXHIBIT\(fih78a03\)](#)

00:18:41 Amy Mills, Mills Wilderness Adventures of Montana

[EXHIBIT\(fih78a04\)](#)

00:21:30 Brett Todd, MOGA

[EXHIBIT\(fih78a05\)](#)

00:24:40 Dusty Crary, Self

00:24:52 Rep. Loney entered the hearing.

00:27:09 Mac Minard, MOGA

[EXHIBIT\(fih78a06\)](#)

[EXHIBIT\(fih78a07\)](#)

00:32:13 Jason Lee, MOGA and Professional Wilderness Outfitters Association (PWOA)

[EXHIBIT\(fih78a08\)](#)

[EXHIBIT\(fih78a09\)](#)

00:34:40 Greg Gilchrist, Self

Opponents' Testimony:

00:35:39 George Golie, Montana Wildlife Federation (MWF)

00:40:33 Susan Campbell-Reneau, Self

00:43:03 Bill Orsello, Self

00:44:59 Rod Bullis, Self

00:47:23 Joelle Selk, Montana Bowhunters Association

00:48:14 Rep. Kary entered the hearing.

00:49:29 Randy Newberg, Headwaters Sportsmen's Association

00:54:05 Vito Quatraro, Headwaters Sportsmen's Association

[EXHIBIT\(fih78a10\)](#)

00:55:53 Robert Wood, Ravalli County Fish and Wildlife Association
00:58:57 Timothy Quinn, Self
01:00:53 John Gibson, Billings Rod and Gun Club
01:03:40 Gayle Joslin, Helena Hunters and Anglers Association
01:04:58 Jim Posewitz, Helena Hunters and Anglers Association

EXHIBIT(fih78a11)

01:05:18 Sam Milodrogovich, Self
01:06:07 John Farley, Self
01:06:56 Kurt Kephart, Self
01:07:14 John Borgreen, Russell County Sportsmen of Great Falls
01:07:32 Robert Aronson, Self

Informational Testimony:

01:07:56 Joe Maurier, Montana Department of Fish, Wildlife and Parks (FWP)

EXHIBIT(fih78a12)

01:09:24 Diane Taliaferro, United States Forest Service, Helena District Ranger

Questions from Committee Members and Responses:

01:09:59 Rep. Miller
01:10:25 Rob Arnaud
01:11:13 Rep. Miller
01:11:18 Joe Maurier
01:11:46 Rep. Loney
01:12:21 Joe Maurier
01:13:17 Rep. Loney
01:13:28 Joe Maurier
01:13:46 Rep. Phillips
01:14:26 Sen. Vincent
01:15:37 Rep. Phillips
01:15:54 Sen. Vincent
01:16:50 Rep. Phillips
01:17:29 Joe Maurier
01:18:08 Rep. Phillips
01:18:30 Joe Maurier
01:19:03 Rep. Phillips
01:19:40 Joe Maurier

01:19:51 Rep. Skattum left the hearing.

01:20:50 Rep. Flynn
01:21:21 Mac Minard
01:21:28 Rep. Flynn
01:21:46 Mac Minard
01:21:51 Rep. Flynn
01:22:15 Diane Taliaferro
01:22:46 Rep. Flynn
01:22:49 Diane Taliaferro
01:23:14 Rep. Flynn

01:23:21 Diane Taliaferro
01:23:48 Rep. Flynn
01:24:09 Joe Maurier
01:24:32 Rep. Flynn
01:25:27 Jack Rich
01:26:03 Rep. Connell
01:26:34 Diane Taliaferro
01:27:50 Rep. Connell
01:28:25 Diane Taliaferro
01:28:39 Rep. Connell
01:29:06 Diane Taliaferro
01:29:10 Rep. Connell
01:29:16 Diane Taliaferro
01:29:24 Rep. Connell
01:30:29 Diane Taliaferro
01:30:57 Rep. Connell
01:31:08 Rep. Yates
01:31:46 Sen. Vincent
01:32:22 Rep. Yates
01:32:56 Sen. Vincent
01:33:10 Rep. Yates
01:33:27 Sen. Vincent
01:33:59 Rep. Yates
01:34:28 Joe Maurier
01:34:30 Rep. Yates
01:34:47 Joe Maurier
01:35:07 Rep. Yates
01:35:14 Hope Stockwell, Legislative Services Division (LSD)
01:36:09 Rep. Welborn
01:36:39 Diane Taliaferro
01:36:50 Rep. Welborn
01:37:23 Mac Minard
01:37:53 Rep. Welborn
01:38:26 Mac Minard
01:39:36 Rep. Welborn
01:39:39 Mac Minard
01:39:43 Rep. Kennedy
01:40:02 Joe Maurier
01:40:20 Rep. Kennedy
01:40:33 Joe Maurier
01:40:47 Rep. Washburn
01:41:28 Mac Minard
01:41:39 Rep. Washburn
01:41:47 Mac Minard
01:41:58 Rep. Washburn
01:42:09 Rep. Peterson
01:42:42 Sen. Vincent
01:42:52 Rep. Peterson
01:43:02 Sen. Vincent
01:43:28 Rep. Peterson

01:43:53 Sen. Vincent
01:44:10 Rep. Peterson
01:44:28 Joe Maurier
01:44:39 Rep. Peterson
01:44:44 Joe Maurier
01:44:59 Rep. Wilmer
01:46:29 Joe Maurier
01:47:13 Rep. Wilmer
01:47:41 Joe Maurier
01:48:19 Rep. Wilmer
01:48:39 Randy Newberg
01:49:29 Rep. Wilmer
01:49:42 Randy Newberg
01:50:07 Rep. Washburn
01:50:30 Joe Maurier
01:50:33 Rep. Washburn
01:51:05 Sen. Vincent
01:51:36 Rep. Washburn
01:51:51 Rep. Miller
01:52:19 Randy Newberg
01:52:38 Rep. Connell
01:53:29 Joe Maurier
01:54:04 Rep. Connell
01:54:52 Joe Maurier
01:55:29 Rep. Phillips
01:56:03 Sen. Vincent
01:57:06 Rep. Phillips
01:57:33 Jean Johnson
01:58:30 Rep. Flynn
01:58:56 Sen. Vincent
01:59:03 Rep. Flynn
01:59:13 Sen. Vincent
01:59:33 Rep. Flynn
01:59:57 Sen. Vincent

02:00:39 Rep. Knudsen left the hearing.

Closing by Sponsor:

02:01:15 Sen. Vincent

02:06:17 Rep. Phillips
02:07:06 Hope Stockwell, LSD
02:07:57 Rep. Phillips

02:08:27 Recess
02:18:30 The committee resumed and Rep. Harris, Rep. Skattum, Rep. Kary were not present.

HEARING ON HJ 32

Opening Statement by Sponsor:

02:19:11 Rep. Pat Connell (R), HD 87, opened the hearing on HJ 32, Resolution to study state parks, recreation, heritage programs.

02:22:08 Rep. Kary entered the hearing.

Proponents' Testimony:

02:23:11 Joe Maurier, FWP

02:23:30 Rep. Washburn

02:23:35 Joe Maurier

02:26:24 Rep. Washburn

02:26:43 Roger Hagan, Montana Trail Vehicle Riders Association

02:27:05 Ronda Wiggers, Montana Snowmobile Association

02:27:59 Mike Penfold, Our Montana

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

02:29:10 Rep. Phillips

02:29:34 Joe Maurier

02:30:10 Rep. Phillips

02:30:35 Joe Maurier

02:30:52 Rep. Wilmer

02:31:16 Rep. Connell

02:32:59 Rep. Court

02:33:11 Rep. Connell

02:33:31 Rep. Peterson

02:33:57 Rep. Connell

Closing by Sponsor:

02:35:12 Rep. Connell

02:35:58 Rep. Washburn

EXECUTIVE ACTION ON HJ 32

02:36:10 Rep. Washburn

02:36:44 **Motion:** Rep. O'Hara moved that **HJ 32 DO PASS.**

Discussion:

- 02:36:55 Rep. Court
- 02:37:30 **Vote:** Motion carried 16-4 by voice vote with Rep. Harris, Rep. Knudsen, Rep. Peterson and Rep. Skattum voting no. Rep. Harris and Rep. Skattum voted by proxy.
- 02:39:07 Rep. Welborn
- 02:44:11 Rep. Harris entered the hearing.

EXECUTIVE ACTION ON SB 390

- 02:44:22 **Motion:** Rep. K. Peterson moved that **SB 390 BE CONCURRED IN.**

Discussion:

- 02:44:29 Hope Stockwell, LSD
EXHIBIT(fih78a13)
- 02:47:33 Rep. Phillips
- 02:48:02 **Substitute Motion/Vote:** Rep. K. Peterson moved a substitute motion that **SB 390 BE AMENDED.** Motion carried unanimously by voice vote. Rep. Skattum voted by proxy. (See Exhibit 13)
- 02:48:52 **Motion:** Rep. K. Peterson moved that **SB 390 BE CONCURRED IN AS AMENDED.**

Discussion:

- 02:49:01 Hope Stockwell
EXHIBIT(fih78a14)
EXHIBIT(fih78a15)
EXHIBIT(fih78a16)
- 02:51:51 Rep. Phillips
- 02:52:27 Hope Stockwell
- 02:53:53 Rep. Wilmer
- 02:54:32 Hope Stockwell
- 02:55:09 Rep. Wilmer
- 02:55:37 Hope Stockwell
- 02:56:36 Rep. Wilmer
- 02:56:49 Hope Stockwell
- 02:56:56 Rep. Wilmer
- 02:57:17 Rep. Phillips
- 02:58:16 Hope Stockwell
- 02:58:41 Rep. Phillips
- 02:59:26 Rep. Kary
- 02:59:34 Rep. Washburn

03:00:22 Rep. O'Hara
03:00:42 Rep. Washburn
03:01:09 Rep. Connell
03:02:23 Hope Stockwell
03:02:32 Rep. Connell

03:02:37 **Motion:** Rep. Kary moved that **SB 390 BE AMENDED.** (See Exhibit 15)

03:02:58 Rep. Phillips
03:03:26 Rep. Loney
03:03:37 Hope Stockwell

03:05:46 Rep. Kary re-stated his motion to amend SB 390.

Discussion:

03:06:08 Rep. Peterson

03:07:22 **Vote:** Motion carried 12-8 by roll call vote with Rep. Boland, Rep. Connell, Rep. Court, Rep. Driscoll, Rep. Phillips, Rep. Price, Rep. Wilmer and Rep. Yates voting no. Rep. Skattum voted by proxy.

03:08:28 Hope Stockwell
[EXHIBIT\(fih78a17\)](#)

03:10:06 **Motion:** Rep. K. Peterson moved that **SB 390 BE CONCURRED IN AS AMENDED.**

03:10:45 **Substitute Motion:** Rep. K. Peterson made a substitute motion that **SB 390 BE AMENDED.** (See Exhibit 17)

Discussion:

03:11:18 Rep. Wilmer
03:12:14 Rep. Kennedy

03:12:25 **Vote:** Motion carried 15-5 by roll call vote with Rep. Driscoll, Rep. Knudsen, Rep. Price, Rep. Welborn and Rep. Wilmer voting no. Rep. Skattum voted by proxy.

03:13:35 Rep. Harris

03:13:58 **Motion:** Rep. K. Peterson moved that **SB 390 BE CONCURRED IN AS AMENDED.**

Discussion:

03:14:06 Rep. Phillips
03:14:10 Hope Stockwell
03:14:17 Rep. Phillips

03:15:29 Rep. Loney
 03:15:42 Rep. Washburn
 03:15:48 Rep. Loney
 03:15:54 Rep. Flynn
 03:16:27 Hope Stockwell
 03:18:43 Rep. Phillips
 03:19:01 Hope Stockwell
 03:19:35 Rep. Harris

03:20:48 **Substitute Motion/Vote:** Rep. Kary made a substitute motion that **SB 390 BE TABLED**. Substitute Motion carried 13-7 by roll call vote with Rep. Flynn, Rep. Harris, Rep. Kennedy, Rep. Knudsen, Rep. Peterson, Rep. Skattum and Rep. Welborn voting no. Rep. Skattum voted by proxy.

03:21:54 Rep. O'Hara

EXECUTIVE ACTION ON SB 400

03:22:29 **Motion:** Rep. Knudsen moved that **SB 400 BE CONCURRED IN**.

Discussion:

03:22:38 Hope Stockwell, LSD

EXHIBIT(fih78a18)

03:24:38 Rep. Harris
 03:25:00 Rep. Phillips
 03:25:08 Rep. Harris
 03:25:37 Rep. Phillips
 03:25:49 Rep. Flynn
 03:27:58 Rep. Driscoll
 03:28:26 Rep. Welborn
 03:28:37 Rep. Phillips
 03:30:28 Rep. Washburn
 03:30:42 Rep. Phillips
 03:31:06 Rep. Washburn
 03:31:28 Hope Stockwell
 03:31:47 Rep. Washburn
 03:31:59 Rep. Peterson
 03:34:26 Rep. Miller
 03:34:57 Rep. Kary
 03:35:25 Rep. Court
 03:36:07 Rep. Harris
 03:37:16 Rep. Kennedy
 03:37:36 Rep. Flynn

03:41:29 **Vote:** Motion failed 10-10 by roll call vote with Rep. Harris, Rep. Kary, Rep. Knudsen, Rep. Loney, Rep. Miller, Rep. O'Hara, Rep. Peterson, Rep. Skattum, Rep. Washburn and Rep. Welborn voting aye. Rep. Skattum voted by proxy.

03:42:31 Rep. Phillips
03:43:00 Rep. Washburn
03:43:19 Rep. Phillips
03:43:24 Rep. Washburn

03:43:58 **Motion/Vote:** Rep. Kary moved that **SB 400 BE TABLED**. Motion carried 10-9 by roll call vote with Rep. Flynn, Rep. Harris, Rep. Knudsen, Rep. Loney, Rep. O'Hara, Rep. Peterson, Rep. Washburn, Rep. Welborn and Rep. Yates voting no. Rep. Skattum was not present and did not vote.

03:44:22 Hope Stockwell

ADJOURNMENT

03:46:25 Adjournment

Cara Gold, Secretary

cg

Additional Documents:

EXHIBIT([fih78aad.pdf](#))