

**BUSINESS REPORT**  
**MONTANA SENATE**  
**62nd LEGISLATURE - REGULAR SESSION**  
**SENATE FISH AND GAME COMMITTEE**

**Date:** Tuesday, February 15, 2011  
**Place:** Capitol

**Time:** 3:00 PM  
**Room:** 422

**BILLS and RESOLUTIONS HEARD:**

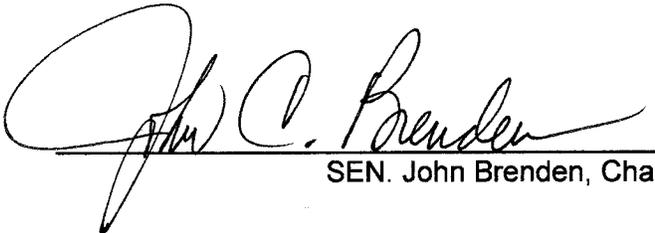
SB 301 - Moratorium on land purchases by dept. of fish, wildlife, and parks

**EXECUTIVE ACTION TAKEN:**

SB 212 - Do pass as amended

SB 255 - Do pass as amended

**Comments:**



SEN. John Brenden, Chair

MONTANA STATE SENATE  
ROLL CALL  
FISH & GAME  
COMMITTEE

DATE: February 15, 2011

NAME	PRESENT	ABSENT/ EXCUSED
Vice Chair Balyeat	✓	
Senator Barrett	✓	
Chairman Brenden	✓	
Senator Facey	✓	
Senator Gallus	✓	
Senator Hamlett		✓
Senator Hinkle	✓	
Senator Jent		✓
Senator Shockley		✓
Senator Wittich	✓	

*10 Committee Members*



**SENATE STANDING COMMITTEE REPORT**

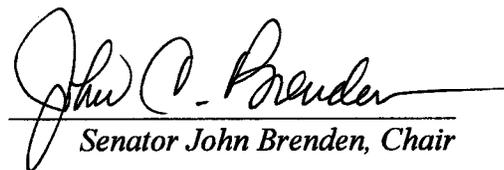
February 15, 2011

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Mr. President:

We, your committee on **Fish and Game** recommend that **Senate Bill 212** (first reading copy -- white) **do pass as amended**.

Signed:

  
Senator John Brenden, Chair

**And, that such amendments read:**

1. Title, line 5.

**Strike:** "ELIMINATING RULEMAKING AUTHORITY;"

2. Page 2, line 7.

**Following:** line 6

**Insert:** "(3) The department may adopt rules with regard to wild buffalo or bison that have not been exposed to or infected with a contagious disease but are in need of management because of potential damage to person or property."

**Re-number:** subsequent subsections

3. Page 2, line 7.

**Strike:** "Subject to subsection (6), the"

**Insert:** "The"

4. Page 2, line 13.

**Strike:** "(3) (c); and"

**Insert:** "(4) (d);

(c) measures to maintain existing multiple uses of state and federal land, including livestock grazing, that comply with existing land management plans;"

**Re-number:** subsequent subsection

5. Page 2, line 17.

**Strike:** "and"

6. Page 2, line 19.

**Committee Vote:**

**Yes 9, No 1**

Fiscal Note Required



**Following:** "authorized"

**Insert:** ";

(iii) contingency plans to expeditiously fund and construct effective containment measures in the event of an escape; and

(iv) contingency plans to eliminate or decrease the size of a relocation site, including the expeditious removal or relocation of bison if the department is unable to effectively manage or contain the bison.

(e) a reasonable means of protecting public safety and emergency measures to be implemented if public safety may be threatened;

(f) a reasonable maximum carrying capacity for any proposed relocation area using sound management principles and methods for not exceeding that carrying capacity; and

(g) identification of long-term, stable funding sources that would be dedicated to implementing the provisions of the management plan for each relocation site"

7. Page 2, line 20.

**Strike:** "(3)"

**Insert:** "(4)"

8. Page 2, line 21.

**Following:** "counties."

**Strike:** "The"

**Insert:** "Prior to making a decision to release or transplant wild buffalo or bison onto private land in Montana, the"

9. Page 2, line 24.

**Following:** "incurred"

**Insert:** ", including costs arising from protecting public safety,"

10. Page 2, line 25.

**Strike:** "(3)"

**Insert:** "(4)"

11. Page 2, line 26 through line 28.

**Strike:** subsection (6) in its entirety

**ReNUMBER:** subsequent subsection

- END -



**SENATE STANDING COMMITTEE REPORT**

**February 15, 2011**

**Page 1 of 2**

Mr. President:

We, your committee on **Fish and Game** recommend that **Senate Bill 255** (first reading copy -- white) **do pass as amended.**

Signed:

A handwritten signature in cursive script, reading "John C. Brenden".

*Senator John Brenden, Chair*

**And, that such amendments read:**

1. Title, line 5 through line 6.  
**Following:** "HUNT" on line 5  
**Strike:** ", " on line 5 through "TRAP" on line 6
2. Page 1, line 10.  
**Strike:** ", fishing, and trapping"
3. Page 1, line 11.  
**Strike:** "fish and"
4. Page 1, line 13.  
**Strike:** "fish and"
5. Page 1, line 15.  
**Strike:** "fish and"
6. Page 1, line 21.  
**Following:** "hunting"  
**Strike:** ", fishing, or trapping"  
**Following:** "wildlife,"  
**Strike:** "fish,"
7. Page 1, line 22 through line 23.  
**Following:** "hunt" on line 22  
**Strike:** ", " on line 22 through "trap" on line 23

**Committee Vote:**

**Yes 8, No 2**

Fiscal Note Required

SB0255001SC.sdr

Handwritten initials, possibly "JCB", in the bottom right corner of the page.

**MONTANA STATE SENATE**  
**Roll Call Vote**  
**FISH AND GAME COMMITTEE**

DATE 2/15/11 BILL NO SB 255 MOTION NO. \_\_\_\_\_  
 MOTION: amendment

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR JOE BALYEAT, VICE CHAIR	✓		
SENATOR DEBBY BARRETT		✓	
SENATOR TOM FACEY	✓		
SENATOR STEVE GALLUS	✓		
SENATOR BRADLEY MAXON HAMLETT	✓		
SENATOR GREG HINKLE		✓	
SENATOR LARRY JENT	✓		✓
SENATOR JIM SHOCKLEY	✓		✓
SENATOR ART WITTICH	✓		
SENATOR JOHN BRENDAN, CHAIR		✓	

# AUTHORIZED SENATE COMMITTEE PROXY

I, Senator Larry Jent, request to be excused from the  
**Fish and Game COMMITTEE**  
due to my other commitment. I desire to leave my proxy vote with:

Sen. Hamlett

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
212 1 <sup>st</sup> Amend	*	
212 2 <sup>nd</sup> Amend	*	
212 as Amended	*	
255 amend	*	
→ 255 as amended	<del>*</del>	*

BILL/AMENDMENT	AYE	NO

Sen. Larry Jent Date \_\_\_\_\_  
(Signature)

Note: audio reports Sen. Jent's vote  
ON SB 255 as "aye". (By proxy)  
D. Polhemus

## AUTHORIZED SENATE COMMITTEE PROXY

I, Senator Jim Shockley, request to be excused from the

### Fish and Game COMMITTEE

due to my other commitment. I desire to leave my proxy vote with:

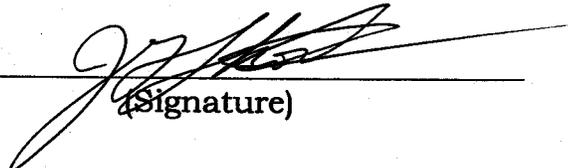
Vice Chair Joe Balyeat

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
SB 212 AMEND	X	
SB 212 AMEND	X	
SB 212	X	
SB 235 AMEND	X	
SB 235	X	

BILL/AMENDMENT	AYE	NO

Sen. \_\_\_\_\_

  
(Signature)

Date

7 JAN 2011

