

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON FISH, WILDLIFE AND PARKS

**Call to Order:** Chair Ted Washburn, on March 24, 2011 at 3:30 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. Bill Harris (R)  
Rep. Douglas (Doug) Kary (R)  
Rep. Dan Kennedy (R)  
Rep. Austin Knudsen (R)  
Rep. Cleve J. Loney (R)  
Rep. Mike Miller (R)  
Rep. Jean Price (D)  
Rep. Dan Skattum (R)  
Rep. Franke Wilmer (D)

**Members Excused:** Rep. Jesse O'Hara (R)  
Rep. Max Yates (R)

**Members Absent:** Rep. Ken Peterson (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: HB 617, 3/21/2011; SB 184, 3/21/2011

Executive Action: HB 617; SB 174; HB 607; SB 43; SB 144; SB 160; SB 174; SB 212; SB 135; SB 124; SB 255; SB 301; SB 90

00:00:14 The Chairman welcomed the committee and reviewed the committee rules and agenda.

00:01:27 Hope Stockwell, Legislative Services Division (LSD)

**HEARING ON HB 617****Opening Statement by Sponsor:**

00:02:14 Rep. Edith (Edie) McClafferty (D), HD 75, opened the hearing on HB 617, Revise price on come home to hunt licenses.

[EXHIBIT\(fih66a01\)](#)

**Proponents' Testimony:**

00:05:06 Joe Maurier, Montana Department of Fish, Wildlife and Parks (FWP)

[EXHIBIT\(fih66a02\)](#)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:06:53 Rep. Flynn  
00:07:24 Joe Maurier  
00:07:53 Rep. Flynn  
00:08:17 Joe Maurier  
00:08:41 Rep. Harris  
00:09:27 Joe Maurier  
00:09:50 Rep. Harris  
00:10:11 Joe Maurier  
00:10:41 Rep. Harris  
00:11:14 Joe Maurier  
00:11:24 Rep. Miller  
00:11:35 Joe Maurier  
00:12:06 Rep. Miller  
00:12:16 Joe Maurier  
00:12:33 Rep. Miller  
00:12:48 Joe Maurier  
00:13:04 Rep. Flynn  
00:13:39 Joe Maurier  
00:14:26 Rep. Washburn  
00:14:39 Joe Maurier

00:15:18 Rep. Washburn  
00:15:37 Joe Maurier  
00:15:59 Rep. Court  
00:16:08 Joe Maurier  
00:16:15 Rep. Court  
00:16:27 Joe Maurier  
00:16:57 Rep. Washburn  
00:17:06 Joe Maurier  
00:17:40 Rep. Washburn  
00:17:49 Joe Maurier  
00:18:05 Rep. Wilmer

**Closing by Sponsor:**

00:18:34 Rep. McClafferty

**HEARING ON SB 184**

**Opening Statement by Sponsor:**

00:20:51 Sen. Kendall Van Dyk (D), SD 25, opened the hearing on SB 184, Allow for bow and arrow bison hunt.

**Proponents' Testimony:**

00:24:09 Joe Maurier, FWP  
**EXHIBIT(fih66a03)**  
00:25:31 Greg Munther, Montana Backcountry and Helena Hunters and Anglers  
00:27:43 Jason Tounsley, Montana Bowhunters Association  
00:28:56 Walt Francis, Traditional Bowhunters of Montana  
00:29:50 Jesse Nelson, Self  
00:30:53 Grant Bonnice, Self  
00:32:00 Ben Lamb, Montana Wildlife Federation (MWF)  
00:32:19 Joey Nelson, Self

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:33:03 Rep. Kennedy  
00:33:26 Sen. Van Dyk  
00:34:06 Rep. Flynn  
00:34:21 Sen. Van Dyk  
00:34:39 Rep. Connell  
00:35:23 Joe Maurier

**Closing by Sponsor:**

00:36:16 Sen. Van Dyk

**EXECUTIVE ACTION ON SB 184**

00:40:01 **Motion:** Rep. Phillips moved that **SB 184 BE CONCURRED IN.**

**Discussion:**

00:40:16 Rep. Harris

00:41:50 Rep. Miller

00:42:08 Rep. Flynn

00:42:50 Rep. Connell

00:43:34 Hope Stockwell, LSD

00:44:14 Rep. Kennedy

00:44:21 Hope Stockwell

00:45:17 Rep. Kennedy

00:45:18 Rep. Peterson entered the hearing.  
Rep. Kary left the hearing.

00:45:25 Hope Stockwell

00:45:34 Rep. Wilmer

00:46:15 **Vote:** Motion carried 18-2 by voice vote with Rep. O'Hara and Rep. Peterson voting no. Rep. Kary, Rep. O'Hara and Rep. Yates voted by proxy. Rep. Kary will carry the bill.

00:46:44 Rep. Peterson

00:46:59 Sen. Van Dyk

**EXECUTIVE ACTION ON HB 617**

00:49:44 **Motion:** Rep. Phillips moved that **HB 617 DO PASS.**

**Discussion:**

00:49:50 Hope Stockwell, LSD

00:50:02 **Substitute Motion:** Rep. Phillips made a substitute motion that **HB 617 BE AMENDED.** (See exhibit 1)

**Discussion:**

00:50:22 Hope Stockwell

00:50:44 Rep. Knudsen left the hearing.

- 00:51:01 Rep. Washburn  
00:52:04 Rep. Phillips  
00:52:46 Rep. Harris  
00:53:40 Rep. Kennedy  
00:53:52 Rep. Washburn  
00:54:09 Rep. Boland  
00:54:29 Rep. Connell  
00:55:31 Rep. Driscoll  
00:55:47 Hope Stockwell  
00:56:32 Rep. Driscoll  
00:56:45 Rep. Flynn  
00:57:06 Rep. Washburn
- 00:57:16 **Vote:** Motion failed 8-12 by roll call vote with Rep. Boland, Rep. Driscoll, Rep. Flynn, Rep. Knudsen, Rep. Phillips, Rep. Welborn, Rep. Wilmer and Rep. Yates voting aye. Rep. Knudsen, Rep. O'Hara and Rep. Yates voted by proxy.
- 00:59:10 Rep. Boland  
01:00:15 Rep. Kennedy
- 01:00:45 **Vote:** Motion failed 7-13 by roll call vote with Rep. Boland, Rep. Driscoll, Rep. Flynn, Rep. Miller, Rep. Phillips, Rep. Wilmer and Rep. Yates voting aye. Rep. Knudsen, Rep. O'Hara and Rep. Yates voted by proxy.
- 01:01:54 **Motion/Vote:** Rep. Kary moved that **HB 617 BE TABLED**. Motion carried 17-0 by voice vote. Rep. O'Hara, Rep. Yates and Rep. Knudsen were not present and did not vote.

#### **EXECUTIVE ACTION ON HB 607**

- 01:02:43 **Motion:** Rep. Welborn moved that **HB 607 DO PASS**.

#### **Discussion:**

- 01:04:25 Rep. Kennedy  
01:04:46 Rep. Phillips  
01:05:18 Rep. Kary  
01:05:43 Rep. Peterson  
01:06:01 Rep. Washburn  
01:06:51 Rep. Peterson  
01:07:04 Rep. Washburn  
01:07:08 Rep. Wilmer  
01:07:20 Rep. Flynn  
01:08:07 Rep. Kennedy
- 01:08:26 **Vote:** Motion carried 16-4 by roll call vote with Rep. Boland, Rep. Harris, Rep. Kennedy and Rep. Yates voting no. Rep. Knudsen, Rep. O'Hara and Rep. Yates voted by proxy.

**EXECUTIVE ACTION ON SB 43**

01:10:18 **Motion:** Rep. Price moved that **SB 43 BE CONCURRED IN.**

**Discussion:**

01:10:51 Rep. Connell  
01:11:06 Hope stockwell, LSD

01:11:22 **Motion:** Rep. Connell moved that **SB 43 BE AMENDED.**  
**EXHIBIT(fih66a04)**

**Discussion:**

01:11:36 Hope Stockwell  
01:12:06 Rep. Loney  
01:12:12 Rep. Connell  
01:13:14 Rep. Welborn  
01:13:21 Rep. Connell  
01:13:33 Rep. Peterson

01:13:35 Rep. Phillips left the hearing.

01:14:04 Rep. Connell

01:14:37 **Vote:** Motion carried unanimously by roll call vote. Rep. Knudsen, Rep. O'Hara, Rep. Phillips and Rep. Yates voted by proxy.

01:15:56 **Motion:** Rep. Court moved that **SB 43 BE CONCURRED IN AS AMENDED.**

01:16:04 **Substitute Motion:** Rep. Court made a substitute motion that **SB 43 BE AMENDED.**  
**EXHIBIT(fih66a05)**

01:16:51 Rep. Phillips returned to the hearing.

**Discussion:**

01:18:02 Rep. Kennedy  
01:18:14 Rep. Court  
01:19:27 Rep. Boland  
01:19:45 Rep. Court

01:20:24 **Vote:** Motion carried 14-6 by roll call vote with Rep. Connell, Rep. Harris, Rep. Kennedy, Rep. O'Hara, Rep. Peterson and Rep. Skattum voting no. Rep. Knudsen, Rep. O'Hara and Rep. Yates voted by proxy.

01:21:25 **Motion:** Rep. Kary moved that **SB 43 BE CONCURRED IN AS AMENDED.**

01:21:32 **Substitute Motion:** Rep. Kary made a substitute motion that **SB 43 BE AMENDED.**

**EXHIBIT(fih66a06)**

**Discussion:**

01:23:49 Rep. Kennedy

01:23:59 Rep. Harris

01:24:03 Rep. Wilmer left the hearing.

01:24:12 Rep. Kary

01:24:21 Rep. Phillips

01:24:43 Rep. Kary

01:25:46 **Vote:** Motion carried 11-9 by roll call vote with Rep. Boland, Rep. Driscoll, Rep. Kennedy, Rep. Knudsen, Rep. Peterson, Rep. Price, Rep. Welborn, Rep. Wilmer and Rep. Yates voting no. Rep. Knudsen, Rep. O'Hara, Rep. Wilmer and Rep. Yates voted by proxy.

01:27:15 **Motion:** Rep. Kary moved that **SB 43 BE CONCURRED IN AS AMENDED.**

**Discussion:**

01:27:26 Rep. Skattum

01:27:48 Rep. Kennedy

01:28:19 Rep. Peterson

01:28:49 Rep. Price

01:29:37 Rep. Kary

01:29:51 Rep. Price

01:30:05 Rep. Court

01:31:09 Rep. Kennedy

01:31:32 Rep. Harris

01:31:40 Rep. Wilmer returned to the hearing.

01:32:24 Rep. Kary

01:32:48 Rep. Flynn

01:33:44 Hope Stockwell

01:34:13 Rep. Skattum

01:34:27 Rep. Washburn

01:34:34 Hope Stockwell

01:35:24 **Vote:** Motion carried 14-6 by roll call vote with Rep. Flynn, Rep. Kennedy, Rep. Miller, Rep. O'Hara, Rep. Peterson and Rep. Skattum voting no. Rep. Knudsen, Rep. O'Hara and Rep. Yates voted by proxy. Rep. Price will carry the bill.

01:37:45 Rep. Washburn

**EXECUTIVE ACTION ON SB 144**

01:37:59 Hope Stockwell, LSD

01:38:52 Rep. Kary and Rep. Loney left the hearing.

01:39:56 Rep. Washburn

01:40:25 **Motion:** Rep. Welborn moved that **SB 144 BE CONCURRED IN.**

**Discussion:**

01:40:45 Rep. Washburn

01:41:20 **Substitute Motion:** Rep. Flynn made a substitute motion that **SB 144 BE AMENDED.**

**EXHIBIT**(fih66a07)

01:41:41 Rep. Kary and Rep. Loney returned to the hearing.

**Discussion:**

01:42:07 Rep. Flynn

01:42:40 Rep. Kennedy

01:43:01 Hope Stockwell

01:43:35 Rep. Harris

01:43:46 Hope Stockwell

01:44:34 Rep. Harris

01:45:06 Rep. Miller

01:45:40 **Vote:** Motion carried 12-8 by roll call vote with Rep. Connell, Rep. Harris, Rep. Kennedy, Rep. Knudsen, Rep. Miller, Rep. O'Hara, Rep. Skattum and Rep. Welborn voting no. Rep. Knudsen, Rep. O'Hara and Rep. Yates voted by proxy.

01:47:23 **Motion:** Rep. Kary moved that **SB 144 BE CONCURRED IN AS AMENDED.**

**Discussion:**

01:47:42 Rep. Connell

01:48:27 Hope Stockwell

01:49:57 Joe Maurier, FWP

01:50:19 Rep. Miller

01:50:32 Hope Stockwell

01:51:21 Rep. Skattum

**EXHIBIT**(fih66a08)

01:52:20 Rep. Peterson left the hearing.

01:54:04 Rep. Phillips

- 01:55:02 Rep. Wilmer  
01:56:02 Rep. Flynn  
01:56:45 Rep. Harris
- 01:58:17 Rep. Court left the hearing.
- 01:58:23 **Vote:** Motion failed 10-10 by roll call vote with Rep. Connell, Rep. Flynn, Rep. Harris, Rep. Kary, Rep. Kennedy, Rep. Knudsen, Rep. O'Hara, Rep. Skattum, Rep. Washburn and Rep. Welborn voting aye. Rep. Court, Rep. Knudsen, Rep. O'Hara, Rep. Peterson and Rep. Yates voted by proxy.
- 01:59:37 **Motion/Vote:** Rep. Kary moved that **SB 144 BE TABLED**. Motion carried 12-3 by voice vote with Rep. Harris, Rep. Skattum and Rep. Welborn voting no. Rep. O'Hara, Rep. Yates, Rep. Knudsen, Rep. Peterson and Rep. Court were not present and did not vote.

#### **EXECUTIVE ACTION ON SB 160**

- 02:00:43 **Motion/Vote:** Rep. Kary moved that **SB 160 BE CONCURRED IN**. Motion carried 16-4 by roll call vote with Rep. Driscoll, Rep. Peterson, Rep. Price and Rep. Washburn voting no. Rep. Court, Rep. Knudsen, Rep. O'Hara, Rep. Peterson and Rep. Yates voted by proxy. Rep. Loney will carry the bill.

#### **EXECUTIVE ACTION ON SB 174**

Executive Action on SB 174 was previously taken on 03/22/2011.

- 02:03:44 **Motion:** Rep. Washburn moved that **SB 174 BE REMOVED FROM TABLE**.

#### **Discussion:**

- 02:03:56 Rep. Miller  
02:04:04 Rep. Court returned to the hearing.  
02:04:20 Rep. Washburn withdrew his motion to remove SB 174 from the table.

#### **EXECUTIVE ACTION ON SB 212**

- 02:04:36 **Motion:** Rep. Kary moved that **SB 212 BE CONCURRED IN**.  
02:04:47 **Substitute Motion:** Rep. Phillips made a substitute motion that **SB 212 BE AMENDED**.

#### **EXHIBIT(fih66a09)**

- 02:06:25 Rep. Welborn and Rep. Price left the hearing.

**Discussion:**

02:06:46 Rep. Harris

02:07:37 Rep. Welborn returned to the hearing.

02:07:38 **Vote:** Motion failed 9-11 by roll call vote with Rep. Boland, Rep. Connell, Rep. Court, Rep. Driscoll, Rep. Knudsen, Rep. Phillips, Rep. Price, Rep. Wilmer and Rep. Yates voting aye. Rep. Knudsen, Rep. O'Hara, Rep. Peterson, Rep. Price and Rep. Yates voted by proxy.

02:09:47 **Motion:** Rep. Phillips moved that **SB 212 BE AMENDED.**  
**EXHIBIT(fih66a10)**

**Discussion:**

02:11:20 Rep. Harris

02:11:35 Rep. Price returned to the hearing.

02:12:09 Rep. Connell

02:13:13 Rep. Flynn

02:13:40 **Vote:** Motion carried 14-6 by roll call vote with Rep. Harris, Rep. Kennedy, Rep. Knudsen, Rep. O'Hara, Rep. Skattum and Rep. Yates voting no. Rep. Knudsen, Rep. O'Hara, Rep. Peterson and Rep. Yates voted by proxy.

02:14:45 **Motion:** Rep. Phillips moved that **SB 212 BE AMENDED.**  
**EXHIBIT(fih66a11)**

**Discussion:**

02:16:41 Rep. Kennedy

02:16:49 Rep. Phillips

02:17:00 **Vote:** Motion failed 8-12 by roll call vote with Rep. Boland, Rep. Connell, Rep. Court, Rep. Driscoll, Rep. Phillips, Rep. Price, Rep. Washburn and Rep. Wilmer voting aye. Rep. Knudsen, Rep. O'Hara, Rep. Peterson and Rep. Yates voted by proxy.

02:17:58 **Motion/Vote:** Rep. Phillips moved that **SB 212 BE AMENDED.** Motion carried 15-5 by roll call vote with Rep. Flynn, Rep. Harris, Rep. Kary, Rep. Kennedy and Rep. Skattum voting no. Rep. Knudsen, Rep. O'Hara, Rep. Peterson and Rep. Yates voted by proxy.

**EXHIBIT(fih66a12)**

02:19:55 **Motion:** Rep. Phillips moved that **SB 212 BE AMENDED.**  
**EXHIBIT(fih66a13)**

**Discussion:**

02:21:12 Rep. Connell

02:22:23 Rep. Loney

02:22:39 Rep. Harris

02:22:56 **Vote:** Motion failed 6-14 by roll call vote with Rep. Boland, Rep. Court, Rep. Driscoll, Rep. Phillips, Rep. Price and Rep. Wilmer voting aye. Rep. Knudsen, Rep. O'Hara, Rep. Peterson and Rep. Yates voted by proxy.

02:23:57 **Motion:** Rep. Welborn moved that **SB 212 BE CONCURRED IN AS AMENDED.**

02:24:11 **Substitute Motion:** Rep. Kennedy made a substitute motion that **SB 212 BE AMENDED.**

**EXHIBIT**(fih66a14)

**Discussion:**

02:24:40 Hope Stockwell, LSD

02:25:04 Rep. Kennedy

02:25:16 Hope Stockwell

02:28:00 Rep. Miller

02:28:27 Hope Stockwell

02:28:42 Rep. Miller

02:28:53 Hope Stockwell

02:29:05 Rep. Miller

02:29:14 Rep. Phillips

02:29:31 Rep. Connell and Rep. Court left the hearing.

02:30:52 Rep. Kennedy

02:31:20 Rep. Loney

02:31:36 Rep. Harris

02:32:35 Rep. Phillips

02:33:30 Rep. Kennedy

02:33:57 Rep. Court returned to the hearing.

02:34:18 Rep. Washburn

02:34:24 Rep. Connell returned to the hearing.

02:34:32 **Vote:** Motion carried 12-8 by roll call vote with Rep. Boland, Rep. Connell, Rep. Court, Rep. Driscoll, Rep. Miller, Rep. Phillips, Rep. Price and Rep. Wilmer voting no. Rep. Knudsen, Rep. O'Hara, Rep. Peterson and Rep. Yates voted by proxy.

02:35:33 **Motion:** Rep. Kary moved that **SB 212 BE CONCURRED IN AS AMENDED.**

02:36:07 **Substitute Motion:** Rep. Welborn made a substitute motion that **SB 212 BE AMENDED.**

**EXHIBIT(fih66a15)**

**Discussion:**

02:37:30 Rep. Loney  
02:37:42 Rep. Washburn  
02:38:05 Rep. Phillips  
02:38:21 Rep. Washburn  
02:38:44 Rep. Welborn  
02:38:49 Rep. Phillips  
02:39:06 Rep. Loney  
02:39:10 Rep. Phillips

02:39:14 **Vote:** Motion carried 17-3 by roll call vote with Rep. Driscoll, Rep. Kary and Rep. Skattum voting no. Rep. Knudsen, Rep. O'Hara, Rep. Peterson and Rep. Yates voted by proxy.

02:40:20 **Motion/Vote:** Rep. Kary moved that **SB 212 BE CONCURRED IN AS AMENDED.** Motion carried 13-7 by roll call vote with Rep. Boland, Rep. Court, Rep. Driscoll, Rep. Peterson, Rep. Phillips, Rep. Price and Rep. Wilmer voting no. Rep. Knudsen, Rep. O'Hara, Rep. Peterson and Rep. Yates voted by proxy. Rep. Knudsen will carry the bill.

02:42:06 Recess

02:52:53 Resume  
Rep. Flynn, Rep. Peterson, Rep. Yates, Rep. O'Hara were not present.

02:53:10 Rep. Washburn

02:53:40 Rep. Flynn entered the hearing.

**EXECUTIVE ACTION ON SB 135**

Executive Action was previously taken on SB 135 on 03/08/2011.

02:53:45 **Motion/Vote:** Rep. Washburn moved that **SB 135 BE REMOVED FROM TABLED.** Motion carried 13-4 by roll call vote with Rep. Boland, Rep. Court, Rep. Driscoll and Rep. Price voting no. Rep. Peterson, Rep. O'Hara and Rep. Yates were not present and did not vote.

02:55:41 Hope Stockwell, LSD

02:55:54 **Motion/Vote:** Rep. Kennedy moved that **SB 135 BE CONCURRED IN AS AMENDED**. Motion carried 12-8 by roll call vote with Rep. Boland, Rep. Connell, Rep. Court, Rep. Driscoll, Rep. Flynn, Rep. Harris, Rep. Peterson and Rep. Price voting no. Rep. O'Hara, Rep. Peterson and Rep. Yates voted by proxy. Rep. Washburn will carry the bill.

### EXECUTIVE ACTION ON SB 124

02:57:57 Hope Stockwell, LSD

02:58:28 **Motion:** Rep. Kary moved that **SB 124 BE CONCURRED IN**.

#### Discussion:

02:58:39 Hope Stockwell

02:59:31 Rep. Connell

03:00:08 **Motion:** Rep. Kary moved that **SB 124 BE AMENDED**.  
[EXHIBIT\(fih66a16\)](#)

03:00:27 **Motion/Vote:** Rep. Connell moved that **SB 124 BE AMENDED**. Motion carried on both amendments unanimously by voice vote. Rep. O'Hara, Rep. Peterson and Rep. Yates voted by proxy.  
[EXHIBIT\(fih66a17\)](#)

03:02:12 **Motion/Vote:** Rep. Kennedy moved that **SB 124 BE CONCURRED IN AS AMENDED**. Motion carried unanimously by voice vote. Rep. O'Hara, Rep. Peterson and Rep. Yates voted by proxy. Rep. Menahan will carry the bill.

03:02:38 Rep. Kennedy

03:03:31 **Motion:** Rep. Wilmer moved that **SB 124 BE PLACED ON THE CONSENT CALENDAR**.

#### Discussion:

03:05:07 Hope stockwell

03:05:48 Rep. Wilmer

03:05:56 Rep. Phillips

03:06:01 Hope stockwell

03:06:05 Rep. Phillips

03:06:09 Rep. Kennedy

03:06:21 Rep. Phillips

03:06:24 Rep. Kennedy

03:06:40 Rep. Washburn

03:06:48 **Vote:** Motion failed 19-1 by voice vote with Rep. Skattum voting no. Rep. O'Hara, Rep. Peterson and Rep. Yates voted by proxy.

**EXECUTIVE ACTION ON SB 255**

03:07:51 **Motion:** Rep. Kary moved that **SB 255 BE CONCURRED IN.**

**Discussion:**

03:07:57 Hope Stockwell, LSD

03:09:23 **Substitute Motion/Vote:** Rep. Kennedy made a substitute motion that **SB 255 BE AMENDED.** Substitute Motion carried 17-3 by voice vote with Rep. Boland, Rep. Court and Rep. Price voting no. Rep. O'Hara, Rep. Peterson and Rep. Yates voted by proxy.

**EXHIBIT(fih66a18)**

03:10:38 Rep. Connell

03:10:49 Hope Stockwell

03:10:57 Rep. Connell

03:11:32 **Motion:** Rep. Kennedy moved that **SB 255 BE CONCURRED IN AS AMENDED.**

**Discussion:**

03:11:50 Rep. Phillips

03:12:43 Rep. Harris

03:13:19 Rep. Flynn

03:13:57 Rep. Phillips

03:14:20 Rep. Wilmer

03:15:11 Rep. Kennedy

03:16:00 Rep. Harris

03:16:10 **Vote:** Motion carried 12-8 by roll call vote with Rep. Boland, Rep. Court, Rep. Driscoll, Rep. Loney, Rep. Phillips, Rep. Price, Rep. Wilmer and Rep. Yates voting no. Rep. O'Hara, Rep. Peterson and Rep. Yates voted by proxy. Rep. Welborn will carry the bill.

**EXECUTIVE ACTION ON SB 301**

03:17:51 **Motion:** Rep. Kary moved that **SB 301 BE CONCURRED IN.**

**Discussion:**

03:19:18 Rep. Wilmer

03:19:28 Rep. Washburn

03:19:33 Rep. Wilmer

- 03:20:02 **Vote:** Motion failed 9-11 by roll call vote with Rep. Connell, Rep. Flynn, Rep. Harris, Rep. Kennedy, Rep. Knudsen, Rep. Miller, Rep. O'Hara, Rep. Skattum and Rep. Welborn voting aye. Rep. O'Hara, Rep. Peterson and Rep. Yates voted by proxy.
- 03:21:04 **Motion/Vote:** Rep. Phillips moved that **SB 301 BE TABLED AND THE VOTE REVERSED**. Motion carried 16-4 by voice vote with Rep. Harris, Rep. Knudsen, Rep. Skattum and Rep. Welborn voting no. Rep. O'Hara, Rep. Peterson and Rep. Yates voted by proxy.

#### **EXECUTIVE ACTION ON SB 174**

Executive Action was previously taken on SB 174 on 03/22/2011

- 03:22:04 **Motion/Vote:** Rep. Washburn moved that **SB 174 BE REMOVED FROM TABLE**. Motion carried 11-6 by roll call vote with Rep. Boland, Rep. Court, Rep. Driscoll, Rep. Phillips, Rep. Price and Rep. Wilmer voting no. Rep. Yates, Rep. Peterson and Rep. O'Hara were not present and did not vote.
- 03:23:46 **Motion:** Rep. Kennedy moved that **SB 174 BE CONCURRED IN**.

#### **Discussion:**

- 03:24:04 Rep. Phillips  
03:24:15 Rep. Washburn  
03:24:29 Rep. Kennedy  
03:24:43 Rep. Miller  
03:25:18 Rep. Connell
- 03:26:00 Rep. Price left the hearing.
- 03:26:08 **Vote:** Motion carried 13-7 by roll call vote with Rep. Boland, Rep. Court, Rep. Driscoll, Rep. Peterson, Rep. Phillips, Rep. Price and Rep. Wilmer voting no. Rep. O'Hara, Rep. Peterson and Rep. Yates voted by proxy. Rep. Miller will carry the bill.

#### **EXECUTIVE ACTION ON SB 90**

- 03:28:17 **Motion:** Rep. Kary moved that **SB 90 BE CONCURRED IN**.
- 03:28:21 **Substitute Motion:** Rep. Kennedy made a substitute motion that **SB 90 BE AMENDED**.  
[EXHIBIT\(fih66a19\)](#)

#### **Discussion:**

- 03:28:54 Hope Stockwell, LSD  
03:30:56 Rep. Knudsen

- 03:31:18 Rep. Kennedy  
03:31:51 Rep. Phillips  
03:32:18 Hope Stockwell  
03:32:33 Rep. Phillips  
03:32:58 Hope Stockwell  
03:33:16 Joe Maurier, FWP  
03:33:29 Rep. Connell  
03:34:01 Rep. Washburn  
03:34:04 Rep. Connell  
03:34:45 Joe Maurier
- 03:35:34 **Vote:** Motion carried 18-2 by roll call vote with Rep. Knudsen and Rep. O'Hara voting no. Rep. Court, Rep. O'Hara, Rep. Peterson and Rep. Yates voted by proxy.
- 03:36:44 **Motion:** Rep. Kennedy moved that **SB 90 BE CONCURRED IN AS AMENDED.**
- Discussion:**
- 03:36:54 Rep. Knudsen  
03:37:23 Rep. Flynn  
03:38:14 Rep. Harris  
03:38:45 Rep. Kennedy  
03:39:15 Rep. Washburn
- 03:39:56 **Vote:** Motion failed 7-13 by roll call vote with Rep. Boland, Rep. Court, Rep. Driscoll, Rep. Kennedy, Rep. Phillips, Rep. Price and Rep. Wilmer voting aye. Rep. Court, Rep. O'Hara, Rep. Peterson and Rep. Yates voted by proxy.
- 03:41:11 **Motion/Vote:** Rep. Kennedy moved that **SB 90 BE TABLED AND THE VOTE REVERSED.** Motion carried unanimously by voice vote. Rep. Court, Rep. O'Hara, Rep. Peterson and Rep. Yates voted by proxy.
- 03:41:49 Rep. Washburn

**ADJOURNMENT**

03:42:21      Adjournment

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Cara Gold, Secretary

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**Additional Exhibits:**

**[EXHIBIT\(fih66a20\)](#)**

Additional Documents:

**[EXHIBIT\(fih66aad.pdf\)](#)**