

## MINUTES

### MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON FISH AND GAME

**Call to Order:** Chair John Brenden, on February 15, 2011 at 3:00 PM, in Room 422  
Capitol

#### ROLL CALL

**Members Present:**

Sen. John Brenden, Chairman (R)  
Sen. Joe Balyeat, Vice Chairman (R)  
Sen. Debby Barrett (R)  
Sen. Tom Facey (D)  
Sen. Steven Gallus (D)  
Sen. Greg Hinkle (R)  
Sen. Art Wittich (R)

**Members Excused:** Sen. Bradley Hamlett (D)  
Sen. Larry Jent (D)  
Sen. Jim Shockley (R)

**Members Absent:** None

**Staff Present:** Joe Kolman, Legislative Branch  
Kevin McCue, Committee Secretary

**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 301, 2/10/2011

Executive Action: SB 212 - Do pass as amended  
SB 255 - Do pass as amended

**HEARING ON SB 301****Opening Statement by Sponsor:**

00:01:10 Sen. Rick Ripley (R), SD 9, opened the hearing on SB 301, Moratorium on land purchases by dept. of fish, wildlife, and parks.

**Proponents' Testimony:**

00:02:20 Errol Rice, lobbyist, Montana Stockgrowers Association (MSA)

**Opponents' Testimony:**

00:03:48 Joe Maurier, Director, Fish, Wildlife & Parks (FWP)

**EXHIBIT(fis37a01)**

00:13:01 Robin Cunningham, lobbyist, Fishing Outfitters Association of Montana (FOAM)

00:13:51 Jeff Barber, lobbyist, Montana Nature Conservancy (MT TNC)

00:15:06 Larry Copenhaver, lobbyist, Montana Wildlife Federation (MWF)

00:16:49 Stan Frasier, Helena Hunters and Anglers (HH&A)

**Informational Testimony:**

None

**Questions from Committee Members and Responses:**

00:18:55 Sen. Balyeat

00:19:43 Dir. Maurier, FWP

00:28:00 Sen. Wittich

00:28:16 Dir. Maurier

00:32:36 Sen. Barrett

00:32:50 Dir. Maurier

00:38:18 Sen. Brenden

00:38:45 Dir. Maurier

00:44:09 Sen. Brenden

00:45:00 Mr. Copenhaver, MWF

**Closing by Sponsor:**

00:45:24 Sen. Ripley

00:51:18 Sen. Hamlett joined the meeting

**EXECUTIVE ACTION ON SB 212**

00:53:18 **Motion:** Sen. Facey moved that **SB 212 DO PASS.**

00:53:35 **Motion:** Sen. Facey moved that **SB 212 BE AMENDED.**

**EXHIBIT(fis37a02)**

**Discussion:**

00:54:13 Sen. Facey  
00:56:29 Sen. Barrett  
00:56:58 Sen. Facey  
00:57:20 Sen. Balyeat  
00:58:22 Sen. Gallus  
00:59:01 Sen. Facey  
00:59:34 Sen. Balyeat  
00:59:54 Sen. Facey  
01:01:05 Sen. Brenden  
01:01:23 Sen. Wittich  
01:02:10 Sen. Facey  
01:02:34 Sen. Brenden  
01:02:43 Sen. Wittich  
01:03:10 Sen. Facey  
01:04:55 Sen. Brenden

01:05:37 **Vote:** Motion carried 9-1 by voice vote with Sen. Gallus voting no. Sen. Jent and Sen. Shockley voted by proxy.

01:07:00 **Motion:** Sen. Brenden moved that **SB 212 DO PASS AS AMENDED.**

01:07:05 **Motion:** Sen. Brenden moved that **SB 212 BE AMENDED.**  
**EXHIBIT(fis37a03)**

**Discussion:**

01:07:20 Mr. Kolman, LSD  
01:09:14 Sen. Facey

01:09:36 **Vote:** Motion carried 9-1 by voice vote with Sen. Gallus voting no. Sen. Jent and Sen. Shockley voted by proxy.

01:10:03 **Motion/Vote:** Sen. Facey moved that **SB 212 DO PASS AS AMENDED.** Motion carried 9-1 by voice vote with Sen. Gallus voting no. Sen. Jent and Sen. Shockley voted by proxy.

**EXECUTIVE ACTION ON SB 255**

01:10:54 **Motion:** Sen. Brenden moved that **SB 255 DO PASS.**

01:11:33 **Motion:** Sen. Wittich moved that **SB 255 BE AMENDED.**  
**EXHIBIT(fis37a04)**

**Discussion:**

01:11:45 Sen. Wittich  
01:12:40 Sen. Barrett

01:15:16 Sen. Hinkle  
01:15:48 Sen. Balyeat  
01:17:08 Sen. Wittich

01:18:38 **Vote:** Motion carried 7-3 by roll call vote with Sen. Barrett, Sen. Brenden and Sen. Hinkle voting no. Sen. Jent and Sen. Shockley voted by proxy.

01:19:38 **Motion:** Sen. Facey moved that **SB 255 DO PASS AS AMENDED.**

**Discussion:**

01:19:55 Sen. Barrett  
**EXHIBIT(fis37a05)**

01:21:59 **Vote:** Motion carried 7-3 by voice vote with Sen. Facey, Sen. Jent and Sen. Gallus voting no. Sen. Jent and Sen. Shockley voted by proxy.

**ADDITIONAL TESTIMONY**

**EXHIBIT(fis37a06)**

Testimony regarding SB 301 from Janet Ellis of the Montana Audubon submitted prior to hearing on February 15, 2011.

**ADJOURNMENT**

Adjournment:

01:23:25

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Kevin McCue, Secretary

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Additional Documents:

**EXHIBIT([fis37aad.pdf](#))**