

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON FISH, WILDLIFE AND PARKS

**Call to Order:** Chair Jeffrey W. Welborn, on January 17, 2013 at 2:30 PM, in Room 152 Capitol

#### ROLL CALL

**Members Present:**

Rep. Jeffrey W. Welborn, Chair (R)  
Rep. Franke Wilmer, Vice Chair (D)  
Rep. Carlie Boland (D)  
Rep. Pat Connell (R)  
Rep. Virginia Court (D)  
Rep. Alan Doane (R)  
Rep. Kelly Flynn (R)  
Rep. Edward Greef (R)  
Rep. Brian Hoven (R)  
Rep. Tom Jacobson (D)  
Rep. Ed Lieser (D)  
Rep. JP Pomnichowski (D)  
Rep. Jean Price (D)  
Rep. Bridget Smith (D)  
Rep. Kirk Wagoner (R)  
Rep. Ted Washburn (R)  
Rep. Kerry White (R)

**Members Excused:** Rep. Ray L. Shaw (R)  
Rep. Gordon Vance (R)  
Rep. Wendy Warburton (R)  
Rep. Doug Kary, Vice Chair (R)  
Rep. Jean Price (D)

**Members Absent:** None

**Staff Present:** Marissa Stockton, 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 179, 1/12/2013; HB 136, 1/8/2013; HB 142, 1/8/2013  
Executive Action Taken: HB 136, HB 142, HB 179, HB 26, HB 33, HB 62

**EXECUTIVE ACTION ON HB 26**

00:29:51 Chair Welborn  
00:31:07 Rep. Wilmer  
00:31:23 Chair Welborn

00:31:31 **Motion:** Rep. Wilmer moved that **HB 26 DO PASS.**

**Discussion:**

00:32:13 Chair Welborn  
00:32:55 Rep. Washburn  
00:34:09 Chair Welborn  
00:34:12 Rep. White  
00:34:53 Chair Welborn  
00:34:57 Rep. Jacobson  
00:36:21 Chair Welborn  
00:36:25 Rep. Connell  
00:37:53 Chair Welborn  
00:38:01 Rep. Flynn  
00:39:26 Chair Welborn  
00:39:33 Rep. Lieser  
00:40:20 Chair Welborn

00:41:32 **Vote:** Motion carried 16-5 by roll call vote with Rep. Court, Rep. Pomnichowski, Rep. Price, Rep. Smith and Rep. Wilmer voting no. Rep. Price, Rep. Shaw, Rep. Vance and Rep. Warburton voted by proxy.

**EXECUTIVE ACTION ON HB 62**

00:41:42 **Motion:** Rep. Wilmer moved that **HB 62 DO PASS.**

**Discussion:**

00:41:58 Chair Welborn  
00:42:18 Rep. Wilmer  
00:42:35 Chair Welborn  
00:42:37 Rep. Wilmer  
00:43:23 Rep. Flynn  
00:43:50 Chair Welborn  
00:43:56 Rep. Lieser  
00:44:16 Chair Welborn  
00:44:18 Rep. Washburn  
00:44:39 Rep. Price arrived.

00:45:17 **Vote:** Motion failed 7-14 by roll call vote with Rep. Connell, Rep. Vance, Rep. Wagoner, Rep. Warburton, Rep. Washburn, Rep. Welborn and Rep. White voting aye. Rep. Kary, Rep. Shaw, Rep. Vance and Rep. Warburton voted by proxy.

00:46:42 **Motion/Vote:** Rep. Flynn moved that **HB 62 BE TABLED.** Motion carried 18-0 by voice vote.

00:47:28 Chair Welborn  
00:48:18 Rep. Kary arrived.

**EXECUTIVE ACTION ON HB 33**

00:48:47 **Motion:** Rep. Wilmer moved that **HB 33 DO PASS.**

00:49:26 **Motion:** Rep. Washburn moved that **HB 33 BE AMENDED.**  
**EXHIBIT(fih09a01)**

**Discussion:**

00:50:13 Chair Welborn  
00:50:22 Rep. Washburn  
00:50:55 Rep. Wilmer  
00:52:19 Chair Welborn  
00:52:26 Rep. Connell  
00:53:00 Chair Welborn

00:53:10 **Vote:** Motion carried 20-1 by roll call vote with Rep. Kary voting no. Rep. Shaw, Rep. Vance and Rep. Warburton voted by proxy.

00:54:09 Chair Welborn

00:54:20 **Motion:** Rep. Kary moved that **HB 33 DO PASS AS AMENDED.**

**Discussion:**

00:54:31 Rep. Washburn  
00:55:42 Chair Welborn  
00:55:49 Rep. Wilmer  
00:56:05 Chair Welborn  
00:56:13 Rep. Flynn  
00:57:10 Chair Welborn  
00:57:14 Rep. Boland  
00:57:38 Chair Welborn  
00:57:44 Rep. Doane

00:58:00 **Vote:** Motion failed 4-17 by roll call vote with Rep. Connell, Rep. Doane, Rep. Washburn and Rep. Welborn voting aye. Rep. Shaw, Rep. Vance and Rep. Warburton voted by proxy.

00:59:13 Chair Welborn

00:59:18 **Motion/Vote:** Rep. Wilmer moved that **HB 33 BE TABLED.** Motion carried 16-2 by voice vote with Rep. Pomnichowski and Rep. Welborn voting no.

00:59:51 Chair Welborn

**HEARING ON HB 179**

**Opening Statement by Sponsor:**

01:01:35 Rep. Lee Randall (R), HD 39, opened the hearing on HB 179, Allow certain hunting licenses for disabled armed forces members.

**Proponents' Testimony:**

01:03:04 Chair Welborn  
01:03:13 Mack Maynard, Montana Outfitters and Guides Association  
01:04:02 Chair Welborn

**Opponents' Testimony:** None

**Informational Testimony:**

01:04:20 Paul Sihler, Fish, Wildlife and Parks (FWP)  
**EXHIBIT(fih09a02)**  
01:05:25 Chair Welborn

**Questions from Committee Members and Responses:**

01:05:32 Rep. Wagoner  
01:06:07 Paul Sihler, FWP  
01:06:18 Chair Welborn  
01:06:38 Rep. Hoven  
01:06:52 Paul Sihler, FWP  
01:07:02 Chair Welborn  
01:07:07 Paul Sihler  
01:07:13 Hope Stockwell, LSD  
01:07:32 Chair Welborn

**Closing by Sponsor:**

01:07:44 Rep. Randall  
01:07:58 Chair Welborn

**HEARING ON HB 136**

**Opening Statement by Sponsor:**

01:08:36 Rep. Edith (Edie) McClafferty (D), HD 75, opened the hearing on HB 136, Revise nonresident youth combination hunting laws.  
01:09:40 Chair Welborn

**Proponents' Testimony:**

01:09:48 Paul Sihler, FWP  
**EXHIBIT(fih09a03)**  
01:11:49 Chair Welborn  
01:11:58 George Golie, Montana Wildlife Federation (MWF)  
01:12:17 Mack Maynard, Montana Outfitters and Guides Association  
01:12:33 Chair Welborn

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:12:56 Rep. Wagoner  
01:13:17 Paul Sihler, FWP  
01:13:27 Rep. Wagoner  
01:13:45 Paul Sihler, FWP  
01:13:57 Rep. Wagoner  
01:14:00 Chair. Welborn

**Closing by Sponsor:**

01:14:10 Rep. McClafferty  
01:14:30 Chair Wagoner

**HEARING ON HB 150****Opening Statement by Sponsor:**

01:15:27 Rep. Champ Edmunds (R), HD 100, opened the hearing on HB 150, Provide one free wolf license with game animal license.

**Proponents' Testimony:**

01:19:07 Keith Kubista, Montana Sportsman for Fish and Wildlife  
**EXHIBIT(fih09a04)**  
01:22:07 Chair Welborn  
01:22:17 Paul Rossignol, Self  
01:23:34 Chair Welborn  
01:23:43 Sen. Scott Boulanger, SD 44  
01:26:10 Chair Welborn

**Opponents' Testimony:**

01:26:24 Jeff Hagener, FWP  
**EXHIBIT(fih09a05)**  
01:29:18 Chair Welborn  
01:29:29 George Golie, MWF  
01:31:10 Marc Cooke, Wolves of the Rockies  
**EXHIBIT(fih09a06)**  
01:33:44 Chair Welborn  
01:33:54 April Lane, Self  
01:38:02 Chair Welborn  
01:38:10 Joe Perry, Montana Sportsmen Alliance (MSA)  
01:40:02 Chair Welborn

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:40:25 Rep. Washburn  
01:41:13 Paul Hagener, FWP  
01:41:17 Rep. Washburn  
01:41:36 Paul Hagener, FWP  
01:41:56 Rep. Washburn  
01:42:30 Paul Hagener, FWP  
01:42:58 Rep. Washburn  
01:43:09 Rep. Wagoner

01:43:49 Paul Hagener, FWP  
01:44:47 Chair Welborn  
01:44:51 Rep. Connell  
01:45:59 Paul Hagener, FWP  
01:46:29 Rep. Connell  
01:47:34 Rep. Edmunds  
01:48:36 Chair Welborn  
01:48:42 Rep. Lieser  
01:49:06 Paul Hagener, FWP  
01:49:17 Rep. Lieser  
01:49:23 Paul Hagener, FWP  
01:49:28 Chair Welborn  
01:49:50 Rep. Jacobson  
01:50:38 Paul Hagener, FWP  
01:51:02 Rep. Jacobson  
01:51:13 Paul Hagener, FWP  
01:51:40 Chair Welborn  
01:51:46 Rep. Flynn  
01:52:31 Paul Hagener, FWP  
01:53:03 Rep. Greef  
01:54:06 Rep. Edmunds  
01:55:05 Rep. Greef  
01:55:15 Rep. Edmunds  
01:55:22 Rep. Greef  
01:55:44 Rep. Edmunds  
01:56:32 Chair Welborn

**Closing by Sponsor:**

01:56:41 Rep. Edmunds  
01:59:15 Chair Welborn

**HEARING ON HB 142**

**Opening Statement by Sponsor:**

02:14:35 Rep. Pat Connell (R), HD 87, opened the hearing on HB 142, Restore Dingell-Johnson fish restoration and management funding assent language.

**Proponents' Testimony:**

02:17:00 Chair Welborn  
02:17:07 Jeff Hagener, FWP  
**EXHIBIT(fih09a07)**  
02:18:43 Chair Welborn  
02:18:52 George Golie, MWF  
02:19:40 Bob Gilbert  
02:19:55 Mark Aagenes, Montana Trout Unlimited  
02:20:23 Chair Welborn

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:** None**Closing by Sponsor:**

02:20:34 Rep. Connell  
02:20:41 Chair Welborn

**EXECUTIVE ACTION ON HB 142**

02:21:28 **Motion:** Rep. Connell moved that **HB 142 DO PASS.**

**Discussion:**

02:21:46 Rep. Kary  
02:21:53 Rep. Connell  
02:21:57 Chair Welborn  
02:22:07 Mark Hagener, FWP

02:22:36 **Vote:** Motion carried unanimously by voice vote. Rep. Shaw, Rep. Vance and Rep. Warburton voted by proxy.

02:22:55 Rep. Wilmer  
02:23:20 Chair Welborn  
02:23:59 Rep. Wilmer  
02:24:11 Chair Welborn  
02:24:37 Rep. Boland  
02:24:46 Chair Welborn  
02:25:39 Rep. Hoven  
02:25:55 Chair Welborn  
02:26:05 Hope Stockwell, LSD  
02:26:35 Rep. Jacobson  
02:26:42 Chair Welborn  
02:26:51 Rep. Court  
02:27:00 Chair Welborn  
02:27:29 Hope Stockwell, LSD  
02:32:20 Chair Welborn  
02:33:06 Rep. Wilmer  
02:33:40 Chair Welborn  
02:33:43 Rep. Flynn  
02:34:41 Rep. Washburn  
02:35:00 Chair Welborn  
02:35:07 Rep. Connell  
02:35:56 Chair Welborn  
02:35:58 Rep. Doane  
02:36:16 Chair Welborn  
02:36:32 Rep. Wagoner

**EXECUTIVE ACTION ON HB 136**

02:37:03 **Motion/Vote:** Rep. Wilmer moved that **HB 136 DO PASS**. Motion carried unanimously by voice vote. Rep. Shaw, Rep. Vance and Rep. Warburton voted by proxy.

02:38:10 Rep. Jacobson

02:38:32 Rep. Boland

02:39:05 Chair Welborn

02:39:13 Rep. Wilmer

**EXECUTIVE ACTION ON HB 179**

02:39:53 **Motion:** Rep. Kary moved that **HB 179 DO PASS**.

**Discussion:**

02:40:12 Rep. Connell

02:41:23 Rep. Flynn

02:41:49 Chair Welborn

02:41:56 Hope Stockwell, LSD

02:42:14 Chair Welborn

02:42:24 **Vote:** Motion carried unanimously by voice vote. Rep. Shaw, Rep. Vance and Rep. Warburton voted by proxy.

**ADJOURNMENT**

Adjournment: 02:42:42

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Marissa Stockton, Secretary

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Additional Documents:

**[EXHIBIT\(fih09a08\)](#)**

Additional Documents:

**[EXHIBIT\(fih09aad.pdf\)](#)**