

## MINUTES

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

#### JOINT APPROPRIATIONS SUBCOMMITTEE ON NATURAL RESOURCES AND TRANSPORTATION

**Call to Order:** Chair Mike Cuffe, on February 12, 2013 at 8:30 AM, in Room 317C  
Capitol

#### ROLL CALL

**Members Present:**

Rep. Mike Cuffe, Chair (R)  
Sen. Matthew M. Rosendale Sr, Vice Chair (R)  
Rep. Duane Ankney (R)  
Sen. John Brenden (R)  
Rep. Galen Hollenbaugh (D)  
Sen. Jim Keane (D)  
Rep. Lea Whitford (D)

**Members Excused:** None

**Members Absent:** None

**Staff Present:** Christina Butler, Legislative Branch  
Shawn Graham, OBPP  
Tia Hunter, Committee Secretary  
Gerry Murphy, OBPP

**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:**

Department of Fish, Wildlife, and Parks Follow-Up  
Executive Action - To Draft a bill to amend the Aquatic Invasive Species Act, PL 304, PL 401,  
DP 507, PL 602, PL 603, PL 604, PL 605, NP 606, DP 607, NP 609, PL 901, PL 902

JOINT APPROPRIATIONS SUBCOMMITTEE ON NATURAL RESOURCES AND  
TRANSPORTATION

February 12, 2013

PAGE 2 of 11

00:08:42 Chairman Cuffe  
00:09:40 Christina Butler, Legislative Fiscal Division (LFD)  
00:10:37 Chairman Cuffe

**Department of Fish Wildlife and Parks Follow-Up**

00:10:49 Jeff Hagener, Director, Department of Fish, Wildlife, and Parks (FWP)  
00:11:22 Sue Daly, Administrator, Finance Division, FWP

**EXHIBIT(jnh31a01)**

00:12:45 Chairman Cuffe  
00:12:56 Ms. Daly, FWP  
00:13:25 Sen. Brenden  
00:13:59 Ms. Daly, FWP  
00:15:34 Chairman Cuffe  
00:15:37 Ms. Daly, FWP  
00:15:48 Sen. Brenden  
00:17:43 Ms. Daly, FWP  
00:17:53 Sen. Brenden  
00:18:02 Ms. Daly, FWP  
00:18:14 Chairman Cuffe  
00:18:18 Ms. Daly, FWP  
00:19:51 Sen. Brenden  
00:20:02 Ms. Daly, FWP  
00:21:19 Chairman Cuffe  
00:21:43 Paul Sihler, Administrator, Field Services Division, FWP

**EXHIBIT(jnh31a02)**

00:22:18 Chairman Cuffe  
00:22:43 Mr. Sihler, FWP  
00:24:53 Sen. Keane  
00:25:15 Mr. Sihler, FWP  
00:25:23 Sen. Brenden  
00:26:48 Chairman Cuffe  
00:26:50 Mr. Sihler, FWP  
00:27:01 Chairman Cuffe  
00:27:11 Mr. Sihler, FWP  
00:28:01 Sen. Keane  
00:28:12 Mr. Sihler, FWP  
00:28:19 Chairman Cuffe  
00:28:27 Mr. Sihler, FWP  
00:29:22 Sen. Brenden  
00:29:52 Mr. Sihler, FWP  
00:32:06 Chairman Cuffe  
00:32:15 Mr. Sihler, FWP  
00:32:36 Chairman Cuffe  
00:33:07 Mr. Sihler, FWP  
00:33:28 Sen. Rosendale  
00:34:13 Mr. Sihler, FWP  
00:35:06 Sen. Rosendale  
00:35:11 Mr. Sihler, FWP

JOINT APPROPRIATIONS SUBCOMMITTEE ON NATURAL RESOURCES AND  
TRANSPORTATION

February 12, 2013

PAGE 3 of 11

00:36:33 Chairman Cuffe  
00:36:39 Sen. Keane  
00:37:07 Mr. Sihler, FWP  
00:37:21 Sen. Brenden left.  
00:37:27 Sen. Keane  
00:37:48 Chairman Cuffe  
00:37:52 Sen. Keane  
00:37:59 Chairman Cuffe  
00:38:09 Sen. Keane  
00:38:17 Mr. Sihler, FWP  
00:38:39 Chairman Cuffe  
00:38:58 Mr. Sihler, FWP  
**EXHIBIT(jnh31a03)**  
00:40:38 Rep. Hollenbaugh  
00:40:59 Mr. Sihler, FWP  
00:41:42 Chairman Cuffe  
00:41:53 Mr. Sihler, FWP  
00:42:07 Chairman Cuffe  
00:42:25 Mr. Sihler, FWP  
00:42:42 Chairman Cuffe  
00:43:26 Mr. Hagener, FWP  
00:43:59 Barney Benkelman, Chief of Technology Services, FWP

**EXHIBIT(jnh31a04)**  
00:46:15 Chairman Cuffe  
00:46:19 Mr. Benkelman, FWP  
00:46:50 Chairman Cuffe  
00:46:55 Mr. Benkelman, FWP  
00:47:22 Sen. Keane  
00:47:44 Mr. Benkelman, FWP  
00:48:11 Chairman Cuffe  
00:48:14 Sen. Keane  
00:48:20 Mr. Benkelman, FWP  
00:49:09 Chairman Cuffe  
00:49:16 Sen. Keane  
00:49:26 Chairman Cuffe  
00:49:34 Rep. Ankney  
00:50:01 Bruce Rich, Chief of Fisheries, FWP

**EXHIBIT(jnh31a05)**  
00:56:57 Rep. Hollenbaugh  
00:58:03 Mr. Rich, FWP  
00:58:48 Chairman Cuffe

00:59:05 Recessed  
01:07:29 Reconvened

**Aquatic Invasive Species Presentation**

01:08:00 Chairman Cuffe

JOINT APPROPRIATIONS SUBCOMMITTEE ON NATURAL RESOURCES AND  
TRANSPORTATION

February 12, 2013

PAGE 4 of 11

01:08:17 Tim Baker, Natural Resource Policy Advisor, Governor's Office (GOV)  
**EXHIBIT(jnh31a06)**  
**EXHIBIT(jnh31a07)**  
01:10:45 Chairman Cuffe  
01:11:00 Mr. Baker, GOV  
01:13:14 Chairman Cuffe  
01:13:19 Mr. Baker, GOV  
01:18:02 Chairman Cuffe  
01:18:16 Mr. Baker, GOV  
01:18:42 Chairman Cuffe  
01:18:57 Sen. Rosendale  
01:19:30 Mr. Baker, GOV  
01:20:02 Chairman Cuffe  
01:20:28 Mr. Baker, GOV  
01:20:37 Sen. Keane  
01:21:26 Dan Villa, Budget Director, GOV  
01:23:06 Sen. Keane  
01:23:28 Chairman Cuffe  
01:23:59 Mr. Villa, GOV  
01:24:38 Chairman Cuffe  
01:24:56 Rep. Ankney  
01:25:38 Mr. Villa, GOV  
01:26:18 Rep. Ankney  
01:27:09 Mr. Villa, GOV  
01:27:51 Rep. Hollenbaugh  
01:28:22 Mr. Villa, GOV  
01:28:44 Rep. Hollenbaugh  
01:29:01 Mr. Villa, GOV  
01:29:35 Sen. Keane  
01:30:24 Rep. Ankney  
01:31:20 Mr. Villa, GOV  
01:31:38 Rep. Hollenbaugh  
01:32:15 Duane Williams, Administrator, Motor Carrier Services Division, Department of  
Transportation (MDT)  
01:33:47 Sen. Keane  
01:34:17 Mr. Williams, MDT  
01:34:22 Chairman Cuffe  
01:35:35 Mr. Williams, MDT  
01:35:40 Chairman Cuffe  
01:35:54 Sen. Keane  
01:36:09 Mr. Williams, MDT  
01:36:35 Ray Beck, Administrator, Conservation and Resource Development Division,  
Department of Natural Resources and Conservation (DNRC)  
01:36:47 Chairman Cuffe  
  
01:37:28 **Motion:** Rep. Cuffe moved **TO DRAFT A BILL TO AMEND THE AQUATIC  
INVASIVE SPECIES ACT.**

**Discussion:**

01:37:58 Rep. Hollenbaugh  
01:38:21 Mr. Villa, GOV  
01:38:35 Rep. Hollenbaugh  
01:38:42 Hope Stockwell, Research Analyst, Legislative Services Division (LSD)  
01:39:47 Rep. Hollenbaugh  
01:40:26 Ms. Stockwell, LSD

**EXHIBIT(jnh31a08)**

01:50:16 Rep. Hollenbaugh  
01:50:42 Ms. Stockwell, LSD

01:51:56 **Motion:** Rep. Cuffe moved **TO RENEW MOTION TO DRAFT A BILL TO AMEND THE AQUATIC INVASIVE SPECIES ACT.**

**Discussion:**

01:52:14 Ms. Stockwell, LSD  
01:52:21 Sen. Brenden returned.  
01:52:46 Sen. Keane  
01:53:04 Rep. Hollenbaugh  
01:53:30 Ms. Stockwell, LSD  
01:53:43 Rep Hollenbaugh

01:53:50 **Motion:** Rep. Cuffe moved **TO AMEND THE PREVIOUS MOTION TO INCLUDE 500,000 DOLLARS AS PROPOSED IN THE AQUATIC INVASIVE SPECIES BLUEPRINT.**

**Discussion:**

01:54:14 Rep. Hollenbaugh  
01:54:25 Ms. Stockwell, LSD  
01:54:30 Rep. Hollenbaugh  
01:54:32 Chairman Cuffe

01:54:55 **Vote:** Motion carried unanimously by voice vote.

01:55:02 Chairman Cuffe  
01:33:36 Mr. Williams, MDT  
01:33:43 Chairman Cuffe

01:57:17 Recessed  
01:59:02 Rep. Ankney left.  
02:12:23 Reconvened

**Department of Fish Wildlife and Parks Follow-Up**

02:13:55 Mr. Rich, FWP  
02:15:42 Chairman Cuffe  
02:15:57 Sen. Brenden  
02:16:06 Rep. Hollenbaugh  
02:17:12 Sen. Brenden

JOINT APPROPRIATIONS SUBCOMMITTEE ON NATURAL RESOURCES AND  
TRANSPORTATION

February 12, 2013

PAGE 6 of 11

02:17:23 Rep. Hollenbaugh  
02:17:48 Jim Kropp, Chief of Law Enforcement, FWP  
**EXHIBIT(jnh31a09)**  
02:20:05 Chairman Cuffe  
02:20:45 Mr. Kropp, FWP  
02:20:54 Chairman Cuffe  
02:20:57 Mr. Kropp, FWP  
02:21:05 Chairman Cuffe  
02:21:09 Mr. Kropp, FWP  
02:21:29 Chairman Cuffe  
02:21:31 Sen. Keane  
02:21:40 Mr. Kropp, FWP  
02:22:34 Sen. Rosendale  
02:22:57 Mr. Kropp, FWP  
02:23:29 Sen Keane  
02:23:49 Mr. Kropp, FWP  
02:24:07 Sen. Keane  
02:24:28 Mr. Kropp, FWP  
02:25:13 Sen. Keane  
02:25:56 Mr. Kropp, FWP  
02:26:56 Chairman Cuffe  
02:27:22 Rep Hollenbaugh  
02:27:33 Mr. Kropp, FWP  
02:27:47 Rep. Hollenbaugh  
02:28:55 Mr. Kropp, FWP  
02:29:45 Chairman Cuffe  
02:29:52 Mr. Kropp, FWP  
02:30:30 Sen. Keane  
02:30:50 Mr. Kropp, FWP  
02:31:29 Sen. Keane  
02:31:45 Mr. Kropp, FWP  
02:31:53 Sen. Keane  
02:31:58 Chairman Cuffe  
02:32:22 Ms. Butler, LFD  
02:32:43 Rep. Hollenbaugh  
02:32:59 Chairman Cuffe  
02:33:28 Jeff Hagner, FWP  
02:33:41 Chas Van Genderen, Administrator, Parks Division, FWP  
**EXHIBIT(jnh31a10)**  
02:34:30 Sen. Brenden  
02:35:50 Mr. Van Genderen, FWP  
02:36:17 Ken McDonald, Administrator, Wildlife, FWP  
**EXHIBIT(jnh31a11)**  
02:40:15 Sen. Keane  
02:40:36 Mr. McDonald, FWP  
02:40:50 Rep. Hollenbaugh  
02:41:15 Mr. McDonald, FWP  
02:42:24 Sen. Keane  
02:42:36 Mr. McDonald, FWP

JOINT APPROPRIATIONS SUBCOMMITTEE ON NATURAL RESOURCES AND  
TRANSPORTATION

February 12, 2013

PAGE 7 of 11

02:43:00 Sen. Keane  
02:43:19 Sen. Brenden  
02:43:54 Mr. McDonald, FWP  
02:43:57 Sen. Brenden  
02:44:03 Mr. McDonald, FWP  
02:44:40 Sen. Brenden  
02:44:53 Mr. McDonald, FWP  
02:45:01 Sen. Brenden  
02:45:06 Mr. McDonald, FWP  
02:45:30 Sen. Brenden  
02:45:41 Mr. McDonald, FWP  
02:45:54 Sen. Brenden  
02:46:05 Mr. McDonald, FWP  
02:46:09 Sen. Brenden  
02:47:09 Chairman Cuffe  
02:47:14 Mr. McDonald, FWP  
02:47:27 Sen. Keane  
02:47:36 Mr. McDonald, FWP  
02:47:48 Sen. Keane  
02:47:52 Mr. McDonald, FWP  
02:48:03 Sen. Keane  
02:48:14 Mr. McDonald, FWP  
02:50:52 Sen. Brenden  
02:51:53 Chairman Cuffe  
02:51:59 Sen. Brenden  
02:52:30 Mr. McDonald, FWP  
02:53:14 Sen. Brenden  
02:53:31 Rep. Hollenbaugh  
02:55:26 Mr. McDonald, FWP  
02:56:27 Chairman Cuffe  
02:57:44 Sen. Keane  
02:59:14 Mr. McDonald, FWP  
02:59:31 Sen. Keane  
02:59:42 Mr. McDonald, FWP  
02:59:45 Sen. Keane  
02:59:50 Mr. McDonald, FWP  
03:00:03 Chairman Cuffe  
03:00:05 Sen. Brenden  
03:01:07 Chairman Cuffe  
03:01:49 Sen. Keane  
03:02:13 Mr. McDonald, FWP  
03:02:48 Chairman Cuffe  
03:03:15 Mr. McDonald, FWP  
03:07:31 Chairman Cuffe  
03:07:55 Mr. McDonald, FWP  
03:12:14 Chairman Cuffe  
03:12:19 Mr. McDonald, FWP  
03:12:47 Chairman Cuffe  
03:12:52 Mr. McDonald, FWP

03:12:58 Chairman Cuffe  
03:13:43 Mr. McDonald, FWP  
03:14:26 Chairman Cuffe  
03:14:32 Mr. McDonald, FWP  
03:14:42 Chairman Cuffe  
03:14:46 Mr. McDonald, FWP  
03:14:54 Chairman Cuffe  
03:15:00 Mr. McDonald, FWP  
03:15:46 Chairman Cuffe  
03:15:52 Ms. Butler, LFD  
03:16:37 Chairman Cuffe  
03:16:56 Sen. Rosendale  
03:17:17 Mr. McDonald, FWP  
03:17:53 Sen. Brenden  
03:18:05 Mr. McDonald, FWP  
03:18:14 Sen. Brenden  
03:18:29 Mr. McDonald, FWP  
03:18:44 Chairman Cuffe  
03:18:59 Mr. McDonald, FWP  
03:21:02 Chairman Cuffe  
03:21:35 Mr. McDonald, FWP  
03:22:54 Chairman Cuffe  
03:23:05 Mr. McDonald, FWP  
03:24:40 Chairman Cuffe  
03:24:44 Sen. Brenden

**EXECUTIVE ACTION ON DEPARTMENT OF FISH, WILDLIFE, AND PARKS**

03:25:48 Chairman Cuffe

03:26:13 **Motion:** Sen. Keane moved **APPROVAL OF PRESENT LAW ADJUSTMENT 304 - FISHING LAND ACCESS, ONE-TIME ONLY.**

**Discussion:**

03:26:41 Sen. Rosendale

03:26:49 Sen. Keane

03:26:56 **Vote:** Motion carried unanimously by voice vote. Rep. Ankney voted by proxy.

03:27:06 **Motion/Vote:** Sen. Brenden moved **APPROVAL OF PRESENT LAW ADJUSTMENT 401 - GAME WARDEN OVERTIME.** Motion carried unanimously by voice vote. Rep. Ankney voted by proxy.

03:27:30 Chairman Cuffe

03:27:49 **Motion/Vote:** Rep. Whitford moved **APPROVAL OF DECISION PACKAGE 507 - GAME HERDERS FOR GAME DAMAGE PROGRAM, ONE-TIME-ONLY, RESTRICTED.** Motion carried unanimously by voice vote. Rep. Ankney voted by proxy.

- 03:28:24 **Motion/Vote:** Sen. Brenden moved **APPROVAL OF PRESENT LAW ADJUSTMENT 602 - PARKS OPERATIONS AND MAINTENANCE STAFF.** Motion carried unanimously by voice vote. Rep. Ankney voted by proxy.
- 03:28:43 **Motion/Vote:** Sen. Keane moved **APPROVAL OF PRESENT LAW ADJUSTMENT 603 - LAND AND WATER CONSERVATION FUND PROGRAM STAFF.** Motion carried unanimously by voice vote. Rep. Ankney voted by proxy.
- 03:28:57 **Motion/Vote:** Sen. Keane moved **APPROVAL OF PRESENT LAW ADJUSTMENT 604 - PROGRAM BASE OPERATIONS.** Motion carried unanimously by voice vote. Rep. Ankney voted by proxy.
- 03:29:11 **Motion/Vote:** Sen. Keane moved **APPROVAL OF PRESENT LAW ADJUSTMENT 605 - SNOWMOBILE PROGRAM, RESTRICTED, BIENNIAL.** Motion carried unanimously by voice vote. Rep. Ankney voted by proxy.
- 03:29:26 **Motion/Vote:** Sen. Keane moved **APPROVAL OF NEW PROPOSAL 606 - PARKS BOAT SAFETY.** Motion carried unanimously by voice vote. Rep. Ankney voted by proxy.
- 03:29:42 **Motion/Vote:** Rep. Hollenbaugh moved **APPROVAL OF DECISION PACKAGE 607 - PARKS RESERVATION SYSTEM, ONE-TIME-ONLY, RESTRICTED.** Motion carried unanimously by voice vote. Rep. Ankney voted by proxy.
- 03:30:00 **Motion/Vote:** Sen. Keane moved **APPROVAL OF NEW PROPOSAL 609 - PARKS OPERATING AND MAINTENANCE, RESTRICTED.** Motion carried unanimously by voice vote. Rep. Ankney voted by proxy.
- 03:30:29 **Motion:** Sen. Brenden moved **APPROVAL OF PRESENT LAW ADJUSTMENT 00052 - ADJUSTMENT OF STATEWIDE OPERATIONS.**
- 03:30:40 Sen. Brenden **withdrew previous motion.** Without objection.
- 03:30:43 **Motion:** Rep. Whitford moved **APPROVAL OF PRESENT LAW ADJUSTMENT 901 - LEGAL UNIT AND PRESENT LAW ADJUSTMENT 902 - SEARCH AND RESCUE .**
- Discussion:**
- 03:30:54 Sen. Brenden
- 03:31:06 Rep. Whitford **withdrew previous motion.** Without objection.
- 03:31:10 **Motion/Vote:** Rep. Whitford moved **APPROVAL OF PRESENT LAW ADJUSTMENT 901 - LEGAL UNIT.** Motion carried 6-1 by voice vote with Sen. Brenden voting no. Rep. Ankney voted by proxy.

03:31:31 **Motion/Vote:** Rep. Whitford moved **APPROVAL OF PRESENT LAW  
ADJUSTMENT 902 - SEARCH AND RESCUE**. Motion carried unanimously by  
voice vote. Rep. Ankney voted by proxy.

03:31:43 Chairman Cuffe

**ADJOURNMENT**

Adjournment: 03:32:30

---

Tia Hunter, Secretary

th

Additional Documents:

**EXHIBIT([jnh31aad.pdf](#))**