

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON FISH, WILDLIFE AND PARKS

Call to Order: Chair Jeffrey W. Welborn, on March 14, 2013 at 3:00 PM, in Room 152
Capitol

ROLL CALL

Members Present:

Rep. Jeffrey W. Welborn, Chair (R)
Rep. Doug Kary, Vice Chair (R)
Rep. Franke Wilmer, Vice Chair (D)
Rep. Carlie Boland (D)
Rep. Pat Connell (R)
Rep. Virginia Court (D)
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. Kirk Wagoner (R)
Rep. Wendy Warburton (R)
Rep. Ted Washburn (R)
Rep. Kerry White (R)

Members Excused: Rep. Alan Doane (R)
Rep. Ray L. Shaw (R)
Rep. Bridget Smith (D)
Rep. Gordon Vance (R)

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: SB 197, 3/5/2013 SB 328, 3/8/2013 SB 344, 3/8/2013
Executive Action: SB 83, HB 298, SB 341, SB 249, SB 328

00:17:06 Chair Welborn
00:18:36 Rep. Smith arrived to the meeting.

EXECUTIVE ACTION ON SB 83

00:19:05 **Motion:** Rep. Kary moved that **SB 83 BE CONCURRED IN.**

Discussion:

00:19:15 Chair Welborn

00:19:49 **Motion:** Rep. Flynn moved that **SB 83 BE AMENDED.**
EXHIBIT(fih55a01)

Discussion:

00:20:13 Chair Welborn
00:20:14 Rep. Flynn
00:24:30 Rep. Jacobson
00:24:53 Rep. Flynn
00:25:05 Rep. Jacobson
00:25:54 Rep. Flynn
00:26:35 Rep. Jacobson
00:26:57 Rep. Wagoner
00:28:15 Rep. White
00:29:11 Rep. Pomnichowski

00:31:03 **Vote:** Motion carried 18-3 by roll call vote with Rep. Boland, Rep. Jacobson and Rep. Pomnichowski voting no. Rep. Doane, Rep. Shaw and Rep. Vance voted by proxy.

00:31:57 Rep. Flynn

00:32:03 **Motion:** Rep. Kary moved that **SB 83 BE CONCURRED IN AS AMENDED.**

00:32:12 **Motion:** Rep. Flynn moved that **SB 83 BE AMENDED.**
EXHIBIT(fih55a02)

Discussion:

00:36:27 Chair Welborn

00:36:41 **Vote:** Motion carried unanimously by voice vote. Rep. Doane, Rep. Shaw and Rep. Vance voted by proxy.

00:37:00 **Motion:** Rep. Flynn moved that **SB 83 BE CONCURRED IN AS AMENDED.**

Discussion:

00:37:23 Chair Welborn
00:37:36 Rep. Wagoner
00:38:31 Rep. Hoven
00:39:14 Rep. Connell

00:42:47 **Vote:** Motion failed 8-13 by roll call vote with Rep. Doane, Rep. Flynn, Rep. Shaw, Rep. Vance, Rep. Wagoner, Rep. Warburton, Rep. Welborn and Rep. White voting aye. Rep. Doane, Rep. Shaw and Rep. Vance voted by proxy.

00:43:55 **Motion/Vote:** Rep. Court moved that **SB 83 BE TABLED**. Motion carried unanimously by voice vote. Rep. Doane, Rep. Shaw and Rep. Vance voted by proxy.

EXECUTIVE ACTION ON HB 298

00:44:25 **Motion:** Rep. Warburton moved that **HB 198 DO PASS**.

Discussion:

00:45:46 Chair Welborn

00:50:05 **Motion:** Rep. Kary moved that **HB 298 BE AMENDED**.
[EXHIBIT\(fih55a03\)](#)

Discussion:

00:50:23 Hope Stockwell, LSD

00:51:05 Chair Welborn

00:51:08 Rep. Warburton

00:51:22 **Vote:** Motion carried unanimously by voice vote. Rep. Doane, Rep. Shaw and Rep. Vance voted by proxy.

00:51:38 Chair Welborn

00:51:43 **Motion:** Rep. Warburton moved that **HB 298 DO PASS AS AMENDED**.

00:51:55 Chair Welborn

00:52:11 **Motion:** Rep. Connell moved that **HB 298 BE AMENDED**.
[EXHIBIT\(fih55a04\)](#)

Discussion:

00:52:23 Chair Welborn

00:52:30 Rep. Connell

00:53:22 Chair Welborn

00:53:24 Rep. Warburton

00:54:40 Rep. Wilmer

00:55:26 Rep. Washburn

00:56:59 **Vote:** Motion carried 13-8 by roll call vote with Rep. Doane, Rep. Greef, Rep. Hoven, Rep. Kary, Rep. Vance, Rep. Wagoner, Rep. Warburton and Rep. White voting no. Rep. Doane, Rep. Shaw and Rep. Vance voted by proxy.

00:57:08 **Motion:** Rep. Warburton moved that **HB 298 DO PASS AS AMENDED**.

Discussion:

00:57:19 Rep. Flynn
00:57:49 Rep. Connell
00:58:24 Rep. Price
00:58:43 Chair Welborn

00:58:59 **Vote:** Motion carried unanimously by voice vote. Rep. Doane, Rep. Shaw and Rep. Vance voted by proxy.

00:59:27 Chair Welborn

EXECUTIVE ACTION ON HB 341

01:02:02 **Motion:** Rep. Kary moved that **SB 341 BE CONCURRED IN.**

01:02:40 **Motion:** Rep. Flynn moved that **SB 341 BE AMENDED.**

[EXHIBIT\(fih55a05\)](#)

Discussion:

01:03:20 Hope Stockwell, LSD
01:04:12 Rep. Flynn

01:04:44 **Vote:** Motion carried unanimously by voice vote. Rep. Doane, Rep. Shaw and Rep. Vance voted by proxy.

01:05:13 **Motion:** Rep. Wilmer moved that **SB 341 BE CONCURRED IN AS AMENDED.**

Discussion:

01:06:07 Rep. Welborn

01:06:54 **Vote:** Motion failed 4-17 by roll call vote with Rep. Shaw, Rep. Vance, Rep. Warburton and Rep. White voting aye. Rep. Doane, Rep. Shaw and Rep. Vance voted by proxy.

01:08:06 **Motion/Vote:** Rep. Wilmer moved that **SB 341 BE TABLED.** Motion carried unanimously by voice vote. Rep. Doane, Rep. Shaw and Rep. Vance voted by proxy.

HEARING ON SB 197**Opening Statement by Sponsor:**

01:09:13 Sen. Scott Boulanger (R), SD 44, opened the hearing on SB 197, Create apprentice hunter certificate.

[EXHIBIT\(fih55a06\)](#)

[EXHIBIT\(fih55a07\)](#)

01:15:11 Chair Welborn

Proponents' Testimony:

01:16:19 Rep. Champ Edmunds, HD 100
01:17:37 Mac Minard, Montana Outfitters and Guides Association (MOGA)
01:20:01 Andrew McKeen, Self

EXHIBIT(fih55a08)

01:23:41 Jana Waller, Self
01:26:26 John Wemple, President, Western Safari Club International (SCI)
01:32:47 Paul Fielder, Self
01:35:02 Ayden Fasbender, Self
01:37:35 Elise Bouma, Self
01:38:24 James Bouma, Self
01:39:29 Abraham Osmundson, Self
01:40:01 Jason Ellsworth, Self
01:43:54 Paul Ellis, Self

Opponents' Testimony:

01:44:29 Roger Lloyd, Self
01:46:48 Rep. Gordon Pierson, HD 85
01:49:38 Guy Rainville, Self
01:50:51 George Golie, Montana Wildlife Federation (MWF)
01:56:03 John Borggreen, Montana Sportsmans Alliance (MSA)

EXHIBIT(fih55a09)**EXHIBIT(fih55a10)****EXHIBIT(fih55a11)****EXHIBIT(fih55a12)**

02:03:13 Kirk Bushnell, Self
02:06:15 John Farley, Self
02:07:41 Rep. Tom Jacobson, HD 25

Informational Testimony:

02:11:14 Ron Aasheim, Communication and Education Director, Fish Wildlife and Parks (FWP)

EXHIBIT(fih55a13)

02:13:33 Rob Sexten, United States Sportsmen Association (USSA)

Questions from Committee Members and Responses:

02:14:38 Rep. Boland
02:15:24 Sen. Boulanger
02:15:48 Rep. Boland
02:16:09 Sen. Boulanger
02:16:48 Rep. Boland
02:17:11 Kirk Bushnell
02:18:02 Rep. Boland
02:18:25 Ron Aasheim, FWP
02:18:35 Vivica Crowser, FWP
02:19:27 Rep. Boland
02:19:34 Rep. Greef
02:20:55 Sen. Boulanger
02:22:41 Rep. Wagoner
02:23:05 Vivica Crowser, FWP

02:23:15 Rep. Wagoner
02:23:54 George Golie, MWF
02:24:31 Rep. Warburton
02:25:20 Rob Sexton, USSA
02:27:27 Rep Warburton
02:27:35 Rob Sexton, USSA
02:27:50 Rep. Warburton
02:28:23 Ayden Fasbender
02:28:37 Rep. Warburton
02:28:40 Abraham Osmundson
02:28:50 Elise Bouma
02:28:52 James Bouma
02:29:04 Ellis McKeen
02:29:18 Rep. Price
02:29:55 Sen. Boulanger
02:31:07 Rep. Price
02:31:30 Sen. Boulanger
02:31:47 Rep. Price
02:32:09 Sen. Boulanger
02:32:20 Rep. Price
02:32:23 Sen. Boulanger
02:32:44 Rep. Wilmer
02:33:24 Rob Sexton, USSA
02:33:54 Rep. Wilmer
02:34:35 Sen. Boulanger
02:35:22 Rep. Wilmer
02:35:49 Sen. Boulanger
02:37:41 Rep. Wilmer
02:37:51 Sen. Boulanger
02:38:33 Rep. Hoven
02:39:12 Rob Sexton, USSA
02:40:15 Rep. Warburton
02:40:21 Rob Sexton, USSA
02:40:27 Rep. Pomnichowski

EXHIBIT(fih55a14)

02:41:07 Ron Aasheim, FWP
02:41:36 Rep. Pomnichowski
02:42:03 Ron Aasheim, FWP
02:42:31 Rep. Pomnichowski
02:43:37 Sen. Boulanger
02:44:29 Rep. Pomnichowski
02:45:14 Sen. Boulanger
02:46:38 Rep. Pomnichowski
02:46:45 Sen. Boulanger
02:47:37 Rep. Pomnichowski
02:49:38 Sen. Boulanger
02:50:44 Rep. Pomnichowski
02:51:25 Vivica Crowser, FWP
02:52:16 Rep. Pomnichowski
02:52:42 Rep. Boland

02:53:05 Ron Sexton, USSA
02:53:35 Rep. Boland
02:54:02 Sen. Boulanger
02:54:48 Rep. Boland
02:55:13 Sen. Boulanger
02:55:52 Rep. Kary
02:56:21 John Borgreen, MSA
02:56:31 Rep. Kary
02:57:05 John Borgreen, MSA
02:57:21 Rep. Kary
02:57:35 John Borgreen, MSA
02:58:11 Rep. Kary
02:58:36 Rob Sexton, USSA
03:00:28 Rep. Kary
03:00:54 Rob Sexton, USSA
03:01:21 Rep. Price
03:03:15 Sen. Boulanger
03:03:25 Rep. Price
03:03:47 Sen. Boulanger
03:04:28 Rep. Price
03:04:31 Sen. Boulanger
03:04:51 Rep. Court
03:06:19 Sen. Boulanger
03:06:55 Rep. Court
03:07:22 Ayden Fasbender
03:07:27 Rep. Court
03:07:38 Ayden Fasbender
03:07:50 Chair Welborn
03:09:03 Rob Sexton, USSA
03:18:31 Chair Welborn
03:18:42 Rep. Warburton
03:19:21 Jana Waller
03:20:39 Chair Welborn

Closing by Sponsor:

03:20:46 Sen. Boulanger

03:20:54 Chair Welborn
03:21:00 Sen. Boulanger
03:21:24 Chair Welborn

HEARING ON SB 328

Opening Statement by Sponsor:

03:22:50 Sen. Shannon Augare (D), SD 8, opened the hearing on SB 328, Exempt law enforcement and military personnel from hunter safety training and asked for SB 328 to be tabled without a hearing.

03:31:54 Chair Welborn

EXECUTIVE ACTION ON SB 328

03:32:00 **Motion/Vote:** Rep. Kary moved that **SB 328 BE TABLED**. Motion carried unanimously by voice vote. Rep. Doane, Rep. Shaw and Rep. Vance voted by proxy.

03:32:44 Chair Welborn

EXECUTIVE ACTION ON SB 249

03:34:00 **Motion:** Rep. Wilmer moved that **SB 249 BE CONCURRED IN**.

Discussion:

03:34:30 Hope Stockwell, LSD

03:34:41 **Motion:** Rep. Wilmer moved that **SB 249 BE AMENDED**. Amendment was handed out at a previous meeting.

Discussion:

03:35:15 Chair Welborn
03:35:33 Hope Stockwell, LSD
03:36:14 Chair Welborn
03:36:19 Rep. Warburton
03:37:07 Hope Stockwell, LSD
03:37:53 Chair Welborn
03:37:56 Rep. Lieser
03:38:16 Chair Welborn
03:38:42 Rep. Lieser
03:39:07 Rep. Smith
03:39:26 Rep. Connell

03:40:05 **Vote:** Motion carried 20-1 by voice vote with Rep. Warburton voting no. Rep. Doane, Rep. Shaw and Rep. Vance voted by proxy.

03:40:49 **Motion:** Rep. Wilmer moved that **SB 249 BE CONCURRED IN AS AMENDED**.

Discussion:

03:43:04 Rep. Flynn
03:43:34 Chair Welborn
03:44:12 Rep. Smith

03:44:32 **Vote:** Motion carried 12-9 by roll call vote with Rep. Boland, Rep. Court, Rep. Hoven, Rep. Jacobson, Rep. Lieser, Rep. Pomnichowski, Rep. Price, Rep. Smith and Rep. Wilmer voting no. Rep. Doane, Rep. Shaw and Rep. Vance voted by proxy. Rep. White will carry the bill.

03:46:16 Chair Welborn
03:46:54 Hope Stockwell, LSD
03:47:17 Chair Welborn

ADJOURNMENT

Adjournment: 03:47:45

Marissa Stockton, Secretary

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Additional Documents:

EXHIBIT([fih55aad.pdf](#))