

MINUTES

MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON FISH AND GAME

Call to Order: Chair John Brenden, on February 14, 2013 at 3:00 PM, in Room 422
Capitol

ROLL CALL

Members Present:

Sen. John Brenden, Chair (R)
Sen. Rick Ripley, Vice Chair (R)
Sen. Tom Facey (D)
Sen. Jennifer Fielder (R)
Sen. Bradley Hamlett (D)
Sen. Larry Jent (D)
Sen. Fred Thomas (R)
Sen. Kendall Van Dyk (D)

Members Excused:

Sen. Debby Barrett (R)
Sen. Jim Peterson (R)

Members Absent: None

Staff Present: Mary Kulawik, Committee Secretary
Jason Mohr, 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 285, 2/11/2013; SB 286, 2/11/2013; SB 256, 2/8/2013

Executive Action: SB 151 - Tabled
SB 200 - DPAA
SB 250 - DPAA
SB 249 - DPAA

HEARING ON SB 285

Opening Statement by Sponsor:

00:22:14 Sen. Scott Sales (R), SD 34, opened the hearing on SB 285, Revise hunter orange requirement.

[EXHIBIT\(fis33a01\)](#)

Proponents' Testimony: None

Opponents' Testimony:

00:29:06 Ron Aasheim, Administrator, Montana Department of Fish, Wildlife and Parks (FWP)

[EXHIBIT\(fis33a02\)](#)

00:31:08 John Borgreen, Montana Sportsmen Alliance (MSA) and Russell Country Sportsmen Alliance (RCSA)

[EXHIBIT\(fis33a03\)](#)

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:37:52 Sen. Sales

HEARING ON SB 286

Opening Statement by Sponsor:

00:40:30 Sen. Scott Sales (R), SD 34, opened the hearing on SB 286, Revise laws related to wearing hunter orange.

Proponents' Testimony: None

Opponents' Testimony:

00:43:36 John Borgreen, Montana Sportsmen Alliance (MSA) and Russell Country Sportsmen Alliance (RCSA)

[EXHIBIT\(fis33a04\)](#)

00:45:35 Ron Aasheim, Administrator, Montana Department of Fish, Wildlife and Parks (FWP)

[EXHIBIT\(fis33a05\)](#)

Informational Testimony: None

Questions from Committee Members and Responses:

00:47:00 Sen. Van Dyk
00:47:47 Sen. Sales
00:49:48 Sen. Facey
00:50:25 Jason Mohr, Legislative Services Division (LSD)
00:50:44 Sen. Barrett
00:51:03 Sen. Fielder
00:51:25 Sen. Sales

Closing by Sponsor:

00:51:33 Sen. Sales

EXECUTIVE ACTION ON SB151

00:53:45 **Motion:** Sen. Ripley moved that **SB 151 DO PASS.**

Discussion:

00:53:55 Sen. Peterson

00:55:12 **Substitute Motion/Vote:** Sen. Peterson made a substitute motion that **SB 151 BE TABLED**. Substitute motion carried 7-3 by roll call vote with Sen. Barrett, Sen. Brenden and Sen. Ripley voting no. Sen. Jent and Sen. Thomas voted by proxy.

EXECUTIVE ACTION ON SB 200

00:56:34 **Motion:** Sen. Ripley moved that **SB 200 DO PASS.**

Discussion:

00:56:43 Chairman Brenden
00:56:58 Jason Mohr, Legislative Services Division (LSD)

00:57:19 **Motion:** Sen. Ripley moved that **SB 200 BE AMENDED.**
EXHIBIT(fis33a06)

Discussion:

00:57:31 Chairman Brenden
00:57:39 Jason Mohr, LSD
00:58:14 Chairman Brenden
00:58:25 Sen. Barrett
00:58:30 Chairman Brenden
00:58:43 Mike Volesky, Montana Department of Fish, Wildlife and Parks (FWP)
00:59:20 Chairman Brenden
00:59:22 Sen. Van Dyk
00:59:33 Chairman Brenden

00:59:47 Sen. Peterson
 01:00:04 Mike Volesky, FWP
 01:00:11 Sen. Fielder
 01:00:29 Sen. Facey
 01:01:01 Sen. Ripley

01:01:08 **Vote:** Motion carried unanimously by voice vote. Sen. Jent and Sen. Thomas voted by proxy.

01:01:38 **Motion/Vote:** Sen. Ripley moved that **SB 200 DO PASS AS AMENDED.** Motion carried unanimously by voice vote. Sen. Jent and Sen. Thomas voted by proxy.

EXECUTIVE ACTION ON SB 250

01:01:58 **Motion:** Sen. De. Barrett moved that **SB 250 DO PASS.**

Discussion:

01:02:09 Sen. Barrett
[EXHIBIT\(fis33a07\)](#)

01:02:53 Jason Mohr, Legislative Services Division (LSD)
 01:03:43 Sen. Peterson
 01:04:08 Sen. Barrett
 01:04:20 Sen. Peterson
 01:04:28 Jason Mohr, LSD
 01:05:22 Chairman Brenden
 01:05:34 Sen. Barrett

01:06:57 **Motion/Vote:** Sen. De. Barrett moved that **SB 250 BE AMENDED.** Motion carried unanimously by voice vote. Sen. Jent and Thomas voted by proxy. (See exhibit 7)

01:07:12 **Motion:** Sen. De. Barrett moved that **SB 250 DO PASS AS AMENDED.**

Discussion:

01:07:25 Sen. Van Dyk
 01:07:44 Sen. Jent entered the hearing.
 01:08:04 Chairman Brenden
 01:08:50 **Vote:** Motion carried 7-3 by roll call vote with Sen. Facey, Sen. Jent and Sen. Van Dyk voting no. Sen. Thomas voted by proxy.

EXECUTIVE ACTION ON SB 249

01:09:42 **Motion:** Sen. De. Barrett moved that **SB 249 DO PASS.**

Discussion:

01:09:50 Sen. Barrett

01:10:44 **Motion/Vote:** Sen. De. Barrett moved that **SB 249 BE AMENDED**. Motion carried unanimously by voice vote. Sen. Thomas voted by proxy.

[EXHIBIT\(fis33a08\)](#)

01:10:58 **Motion:** Sen. De. Barrett moved that **SB 249 DO PASS AS AMENDED**.

Discussion:

01:11:08 Sen. Ripley

01:11:25 Sen. Barrett

01:11:54 **Vote:** Motion carried unanimously by voice vote. Sen. Thomas voted by proxy.

HEARING ON SB 256**Opening Statement by Sponsor:**

01:12:39 Sen. Frederick (Eric) Moore (R), SD 20, opened the hearing on SB 256, Making FWP liable for private property damages caused by wild buffalo/bison.

[EXHIBIT\(fis33a09\)](#)

Proponents' Testimony:

01:16:22 Richard Dunbar, Phillips County Commissioner (PCC)

01:16:46 Chelcie Cremer, Montana Farm Bureau Federation (MFBF)

01:18:20 Jim Steinbeisser, Montana Stockgrowers Association (MSGA)

Opponents' Testimony:

01:19:30 Mike Volesky, Montana Department of Fish, Wildlife and Parks (FWP)

[EXHIBIT\(fis33a10\)](#)

01:26:12 Justin Sakalis, Montana Audubon (MA)

01:27:34 Ben Lamb, National Wildlife Federation (NWF) and World Wildlife Fund (WWF)

Informational Testimony: None

Questions from Committee Members and Responses:

01:30:11 Sen. Barrett

01:30:58 Mike Volesky, FWP

01:31:58 Sen. Fielder

01:32:18 Sen. Moore

01:32:53 Sen. Facey

01:33:40 Sen. Moore

01:35:14 Sen. Jent

01:39:52 Sen. Moore
01:40:00 Sen. Hamlett
01:41:30 Mike Volesky
01:42:34 Sen. Hamlett
01:44:45 Becky Jakes Dockter, Chief Legal Counsel, Montana Department of Fish,
Wildlife and Parks (FWP)
01:46:10 Sen. Hamlett
01:47:01 Sen. Peterson
01:47:22 Sen. Barrett
01:47:47 Ben Lamb, NWF and WWF
01:48:05 Sen. Barrett
01:49:44 Justin Sakalis, MA
01:49:45 Sen. Van Dyk
01:49:50 Chairman Brenden
01:50:44 Ben Lamb
01:51:04 Chairman Brenden
01:53:01 Sen. Moore
01:53:09 Chairman Brenden
01:53:42 Sen. Van Dyk
01:54:04 Mike Volesky
01:56:06 Chairman Brenden
01:56:29 Sen. Moore

Closing by Sponsor:

01:56:32 Sen. Moore

ADJOURNMENT

Adjournment: 4:41 P.M.

Mary Kulawik, Secretary

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Additional Document

Additional Documents:

EXHIBIT([fis33aad.pdf](#))