

# Montana State Legislature

**2015 SESSION**

## **ADDITIONAL DOCUMENTS**

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[Signed by Chairman]

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**\*Any other documents, which were submitted after the committee hearing has ended and/or was submitted late [within 48 hours], regarding information in the committee hearing.**

**\*Witness Statements that were not presented as exhibits.**

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**2015 Legislative**

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**BUSINESS REPORT**

**MONTANA HOUSE OF REPRESENTATIVES  
64th LEGISLATURE - REGULAR SESSION**

**HOUSE FISH, WILDLIFE AND PARKS COMMITTEE**

**Date:** Thursday, February 12, 2015  
**Place:** Capitol

**Time:** 3:00 PM  
**Room:** 152

**BILLS and RESOLUTIONS HEARD:** None

**EXECUTIVE ACTION TAKEN:**

HB 279	Do pass
HB 292	Tabled
HB 140	Do pass as amended

**Comments:**

  
\_\_\_\_\_  
REP. Kelly Flynn, Chair



*The Big Sky Country*

# MONTANA HOUSE OF REPRESENTATIVES

## FISH, WILDLIFE & PARKS COMMITTEE

### ROLL CALL

DATE: Thurs. Feb. 12, 2015

NAME	PRESENT	ABSENT/EXCUSED
REP. JEFFREY WELBORN, VICE CHAIRMAN	✓	
REP. JEAN PRICE, VICE CHAIR	✓	
REP. KERRY WHITE	✓	
REP. G. BRUCE MEYERS	✓	
REP. BRIDGET SMITH		✓ - exc.
REP. KIRK WAGONER		✓ - exc.
REP. ED LIESER	✓	
REP. STEPHANIE HESS	✓	
REP. ZACH BROWN	✓	
REP. MARK NOLAND	✓	
REP. ROB COOK		✓ - exc.
REP. TOM JACOBSON		✓ - exc.
REP. BOB BROWN	✓	
REP. CLAYTON FISCUS	✓	
REP. ANDREW PERSON	✓	
REP. RAY SHAW	✓	
REP. VIRGINIA COURT	✓	
REP. RANDALL PINOCCI	✓	
REP. KELLY FLYNN, CHAIRMAN	✓	

19 MEMBERS



**HOUSE STANDING COMMITTEE REPORT**

**February 12, 2015**

**Page 1 of 1**

Mr. Speaker:

We, your committee on **Fish, Wildlife and Parks** recommend that **House Bill 279** (first reading copy -- white) **do pass**.

Signed: \_\_\_\_\_

*Rep. Kelly Flynn*  
Representative Kelly Flynn, Chair

- END -

**Committee Vote:**

**Yes 19, No 0**

Fiscal Note Required

HB0279001SC.hbb

*M 2/12/15  
5pm*

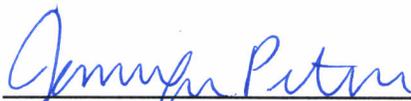
## BILL TABLED NOTICE

### HOUSE FISH, WILDLIFE AND PARKS COMMITTEE

The HOUSE FISH, WILDLIFE AND PARKS COMMITTEE TABLED

**HB 292 - Restricting the use of simulated wildlife decoys - Rep. Bob Brown**

by motion, on **Thursday, February 12, 2015** (PLEASE USE THIS ACTION DATE IN LAWS BILL STATUS).

  
\_\_\_\_\_  
(For the Committee)

  
\_\_\_\_\_  
(For the Chief Clerk of the House)

5:30pm      2/12/15  
(Time)                      (Date)

February 12, 2015 (5:26pm)

Jennifer Petersen, Secretary

Phone: 444-4666



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

F.W.P. COMMITTEE

ROLL CALL VOTE

BILL NUMBER HB 292

DATE 2/12/15

MOTION Do Pass

NAME	AYE	NO	PROXY
REP. JEFFREY WELBORN, VICE CHAIRMAN		✓	1
REP. JEAN PRICE, VICE CHAIR		✓	2
REP. KERRY WHITE	1 ✓		
REP. G. BRUCE MEYERS	2 ✓		
REP. BRIDGET SMITH		✓	3 ✓
REP. KIRK WAGONER	3 ✓		
REP. ED LIESER		✓	4
REP. STEPHANIE HESS	4 ✓		
REP. ZACH BROWN		✓	5
REP. MARK NOLAND	5 ✓		
REP. ROB COOK		✓	4 ✓
REP. TOM JACOBSON		✓	7
REP. BOB BROWN	6 ✓		
REP. CLAYTON FISCUS	7 ✓		
REP. ANDREW PERSON		✓	8
REP. RAY SHAW		✓	9
REP. VIRGINIA COURT		✓	10
REP. RANDALL PINOCCI	8 ✓		
REP. KELLY FLYNN, CHAIRMAN		✓	11

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19 MEMBERS



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

F.W.P. COMMITTEE

ROLL CALL VOTE

BILL NUMBER HB 292

DATE 2/12/15

MOTION to table

NAME		AYE	NO	PROXY
REP. JEFFREY WELBORN, VICE CHAIRMAN	1	✓		
REP. JEAN PRICE, VICE CHAIR	2	✓		
REP. KERRY WHITE	3	✓		
REP. G. BRUCE MEYERS	4	✓		
REP. BRIDGET SMITH	5	✓		✓
REP. KIRK WAGONER	6	✓		
REP. ED LIESER	7	✓		
REP. STEPHANIE HESS	8	✓		
REP. ZACH BROWN	9	✓		
REP. MARK NOLAND	10	✓		
REP. ROB COOK	11	✓		✓
REP. TOM JACOBSON	12	✓		
REP. BOB BROWN	13	✓		
REP. CLAYTON FISCUS	14	✓		
REP. ANDREW PERSON	15	✓		
REP. RAY SHAW	16	✓		
REP. VIRGINIA COURT	17	✓		
REP. RANDALL PINOCCI	18	✓		
REP. KELLY FLYNN, CHAIRMAN	19	✓		

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19 MEMBERS



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

F.W.P. COMMITTEE

ROLL CALL VOTE

BILL NUMBER HB 140

DATE 8/12/15

MOTION to amend - HB014001.ajm

NAME		AYE	NO	PROXY
REP. JEFFREY WELBORN, VICE CHAIRMAN	1	✓		
REP. JEAN PRICE, VICE CHAIR	2	✓		
REP. KERRY WHITE			✓	1
REP. G. BRUCE MEYERS	3	✓		
REP. BRIDGET SMITH	4	✓		✓
REP. KIRK WAGONER	5	✓		
REP. ED LIESER	6	✓		
REP. STEPHANIE HESS	7	✓		
REP. ZACH BROWN	8	✓		
REP. MARK NOLAND	9	✓		
REP. ROB COOK	10	✓		✓
REP. TOM JACOBSON	11	✓		
REP. BOB BROWN	12	✓		
REP. CLAYTON FISCUS	13	✓		
REP. ANDREW PERSON	14	✓		
REP. RAY SHAW	15	✓		
REP. VIRGINIA COURT	16	✓		
REP. RANDALL PINOCCI			✓	2
REP. KELLY FLYNN, CHAIRMAN	17	✓		

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19 MEMBERS



*The Big Sky Country*

# MONTANA HOUSE OF REPRESENTATIVES

## F.W.P. COMMITTEE

### ROLL CALL VOTE

BILL NUMBER HB 140

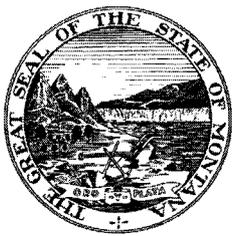
DATE 2/12/15

MOTION to amend HB 140 - hb014002.ajm

NAME		AYE	NO	PROXY
REP. JEFFREY WELBORN, VICE CHAIRMAN	1	✓		
REP. JEAN PRICE, VICE CHAIR			✓	1
REP. KERRY WHITE			✓	2
REP. G. BRUCE MEYERS			✓	3
REP. BRIDGET SMITH			✓	4
REP. KIRK WAGONER	2	✓		
REP. ED LIESER			✓	5
REP. STEPHANIE HESS			✓	6
REP. ZACH BROWN			✓	7
REP. MARK NOLAND	3	✓		
REP. ROB COOK			✓	8
REP. TOM JACOBSON			✓	9
REP. BOB BROWN	4	✓		
REP. CLAYTON FISCUS			✓	10
REP. ANDREW PERSON			✓	11
REP. RAY SHAW	5	✓		
REP. VIRGINIA COURT			✓	12
REP. RANDALL PINOCCI	6	✓		
REP. KELLY FLYNN, CHAIRMAN	7	✓		

7-12

19 MEMBERS



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

F.W.P. COMMITTEE

ROLL CALL VOTE

BILL NUMBER HB 140

DATE 2/12/15

MOTION Do pass as amended

NAME		AYE	NO	PROXY
REP. JEFFREY WELBORN, VICE CHAIRMAN	1	✓		
REP. JEAN PRICE, VICE CHAIR	2	✓		
REP. KERRY WHITE			✓	1
REP. G. BRUCE MEYERS			✓	2
REP. BRIDGET SMITH	3	✓		✓
REP. KIRK WAGONER	4	✓		
REP. ED LIESER	5	✓		
REP. STEPHANIE HESS			✓	3
REP. ZACH BROWN	6	✓		✓
REP. MARK NOLAND	7	✓		
REP. ROB COOK	8	✓		✓
REP. TOM JACOBSON	9	✓		
REP. BOB BROWN			✓	4
REP. CLAYTON FISCUS	10	✓		
REP. ANDREW PERSON	11	✓		
REP. RAY SHAW	12	✓		
REP. VIRGINIA COURT	13	✓		
REP. RANDALL PINOCCI	14	✓		✓
REP. KELLY FLYNN, CHAIRMAN	15	✓		

15-4

19 MEMBERS



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

F.W.P. COMMITTEE

ROLL CALL VOTE

BILL NUMBER HB 140

DATE 2/12/15

MOTION to amend HB 140 - hb014003. ajm

NAME	AYE	NO	PROXY
REP. JEFFREY WELBORN, VICE CHAIRMAN		✓	1
REP. JEAN PRICE, VICE CHAIR		✓	2
REP. KERRY WHITE	1 ✓		
REP. G. BRUCE MEYERS	2 ✓		
REP. BRIDGET SMITH		✓	3 ✓
REP. KIRK WAGONER	3 ✓		
REP. ED LIESER	4 ✓		
REP. STEPHANIE HESS		✓	4
REP. ZACH BROWN		✓	5 ✓
REP. MARK NOLAND		✓	6
REP. ROB COOK		✓	7 ✓
REP. TOM JACOBSON		✓	8
REP. BOB BROWN		✓	9
REP. CLAYTON FISCUS		✓	10
REP. ANDREW PERSON	5 ✓		
REP. RAY SHAW		✓	11
REP. VIRGINIA COURT		✓	12
REP. RANDALL PINOCCI		✓	13 ✓
REP. KELLY FLYNN, CHAIRMAN		✓	14

5-14

19 MEMBERS



## HOUSE STANDING COMMITTEE REPORT

February 12, 2015

Page 1 of 4

Mr. Speaker:

We, your committee on **Fish, Wildlife and Parks** recommend that **House Bill 140** (first reading copy -- white) **do pass as amended**.

Signed: *Rep. Kelly Flynn*  
*Representative Kelly Flynn, Chair*

**And, that such amendments read:**

1. Title, page 1, line 11.

**Strike:** "CAPPING"

**Insert:** "CLARIFYING"

2. Title, page 1, line 20.

**Following:** "87-2-510"

**Insert:** "87-2-511"

3. Page 4, line 11.

**Strike:** "31(2)"

**Insert:** "32(2)"

4. Page 4, line 20.

**Strike:** "31(2)"

**Insert:** "32(2)"

5. Page 7, line 13.

**Strike:** "\$897"

**Insert:** "\$981"

6. Page 7, line 21.

**Strike:** "Except as provided in subsection (5), the"

**Insert:** "The"

7. Page 7, line 24.

**Committee Vote:**

**Yes 15, No 4**

Fiscal Note Required X

HB0140002SC.hbb

*OK*  
*2/13/15*  
*9:45*

**Following:** "(CPI-U)"

**Insert:** "The adjusted cost must be rounded down to the nearest even-numbered amount"

8. Page 7, line 25 through line 26.

**Strike:** subsection (5) in its entirety

9. Page 8, line 10.

**Strike:** "31(1)"

**Insert:** "32(1)"

10. Page 8, line 21.

**Strike:** "\$527"

**Insert:** "\$577"

11. Page 8, line 28.

**Strike:** "Except as provided in subsection (1)(d), the"

**Insert:** "The"

12. Page 8, line 30.

**Following:** "(CPI-U)."

**Insert:** "The adjusted cost must be rounded down to the nearest even-numbered amount."

13. Page 9, line 1 through line 2.

**Strike:** subsection (d) in its entirety

14. Page 9.

**Following:** line 6

**Insert:** "Section 17. Section 87-2-511, MCA, is amended to read:

"87-2-511. **Sale and use of Class B-10, Class B-11, and Class B-13 licenses.** (1) The department shall offer the Class B-10 and Class B-11 licenses for sale on March 15, with 2,000 of the authorized Class B-11 licenses reserved for applicants indicating their intent to hunt with a resident sponsor on land owned by that sponsor, as provided in subsections (2) and (3).

(2) Each application for a resident-sponsored license under subsection (1) must contain a written affirmation by the applicant that the applicant intends to hunt with a resident sponsor and must indicate the name of the resident sponsor with whom the applicant intends to hunt. In addition, the application must be accompanied by a certificate that is signed by a resident sponsor and that affirms that the resident sponsor will:

(a) direct the applicant's hunting and advise the applicant of game and trespass laws of the state;

(b) submit to the department, in a manner prescribed by the

department, complete records of who hunted with the resident sponsor, where they hunted, and what game was taken; and

(c) accept no monetary consideration for enabling the nonresident applicant to obtain a license or for providing any services or assistance to the nonresident applicant, except as provided in Title 37, chapter 47, and this title.

(3) The certificate signed by the resident sponsor pursuant to subsection (2) must also affirm that the sponsor is a landowner and that the applicant under the certificate will hunt only on land owned by the sponsor. If there is a sufficient number of licenses set forth in subsection (1), the department shall issue a license to one applicant sponsored by each resident landowner who owns 640 or more contiguous acres. If enough licenses remain for a second applicant for each resident landowner sponsor, the department shall issue a license to the second applicant sponsored by each resident landowner. The department shall conduct a drawing for any remaining resident-sponsored licenses. If there is not a sufficient number of licenses set forth in subsection (1) to allow each resident landowner who owns 640 contiguous acres to sponsor one applicant, the department shall conduct a drawing for the resident-sponsored licenses. However, a resident sponsor of a Class B-11 license may submit no more than 15 certificates of sponsorship in any license year.

(4) A nonresident who hunts under the authority of a resident landowner-sponsored license shall conduct all deer hunting on the deeded lands of the sponsoring landowner.

(5) All Class B-10 and Class B-11 licenses that are not reserved under subsection (1) must be issued by a drawing among all applicants for the respective unreserved licenses.

(6) (a) An applicant who applies for a Class B-10 license and an applicable special elk permit but who is not successful in a drawing for the special elk permit may choose to retain only the Class B-7 portion of the Class B-10 license. The department shall sell the Class B-7 portion as a Class B-11 license for the fee set in 87-2-510. The provisions of this subsection (6) (a) do not affect the limits established in 87-2-510(2). The remaining elk tag portion of the Class B-10 license must be sold by the department as an elk-only combination license for a fee ~~that is \$150 less than that set for a Class B-10 license in 87-2-505 of~~ \$831.

(b) Subject to the statutory quota provided in 87-2-505, if the department determines all available elk-only combination licenses have sold by December 1 in any license year, the cost of the elk-only combination license must be adjusted for the subsequent license year based on any change to the consumer price index from the previous year. The consumer price index to be used for calculations is the consumer price index for all urban consumers (CPI-U). The adjusted cost must be rounded down to the nearest even-numbered amount and applies to subsequent license years, unless the conditions of this subsection are met.

~~(b)~~(c) The department may retain 10% of the Class B-10 license fee if an applicant chooses to buy only a portion of the Class B-10 license pursuant to subsection (6)(a) after the Class B-10 license has been issued to the applicant.

~~(c)~~(d) The revenue collected pursuant to this subsection (6) must be deposited in the state special revenue account to the credit of the department and may not be allocated pursuant to other statutory requirements generally applicable to Class B-10 or Class B-11 licenses.

(7) Subject to 87-2-522(2), at the time of application, an applicant for a Class B-13 license shall provide the name and automated licensing system number of the adult immediate family member who will accompany the youth."

**Renumber:** subsequent sections

15. Page 13, line 13.

**Strike:** "31(1)"

**Insert:** "32(1)"

16. Page 14, line 11.

**Strike:** "31(2)"

**Insert:** "32(2)"

17. Page 26, line 22.

**Strike:** "30 and 31"

**Insert:** "31 and 32"

18. Page 26, line 23.

**Strike:** "30 and 31"

**Insert:** "31 and 32"

19. Page 26, line 24.

**Strike:** "32"

**Insert:** "33"

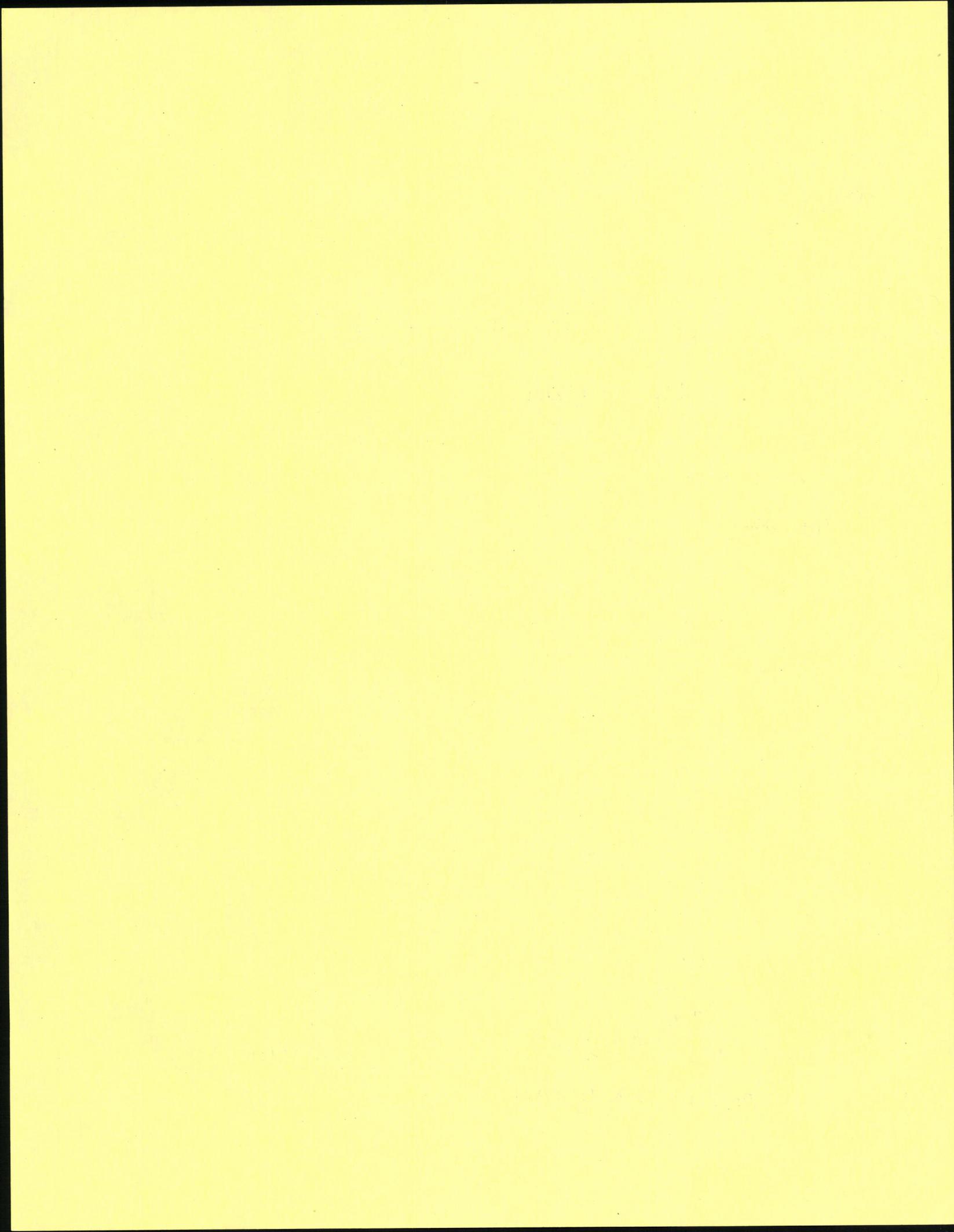
20. Page 26, line 25.

**Strike:** "32"

**Insert:** "33"

- END -







*The Big Sky Country*

# MONTANA HOUSE OF REPRESENTATIVES

## AUTHORIZED COMMITTEE PROXY

I request to be excused from the F.W.P.

Committee because of other commitments. I desire to leave my proxy vote with:

V.P., JEAN PRICE

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO	BILL/AMENDMENT	AYE	NO
HB 279	✓				
HB 292		✓			
TABLE 292	✓				
AMEND <sup>HS</sup> 14001.AJM	✓				
AMEND <sup>HD</sup> 14002.AJM		✓			
AMEND 14003.AJM		✓			
HB 140 - DO PASS AS AMENDED ONCE	✓				

Rep. Bridget Smith  
(Signature)  
Bridget Smith

Date 02/12/15

THE CHAIRMAN

MEMORANDUM FOR THE CHAIRMAN

RE: [Illegible]

[Illegible]



*The Big Sky Country*

# MONTANA HOUSE OF REPRESENTATIVES

## AUTHORIZED COMMITTEE PROXY

I request to be excused from the Fish, Wildlife & Parks

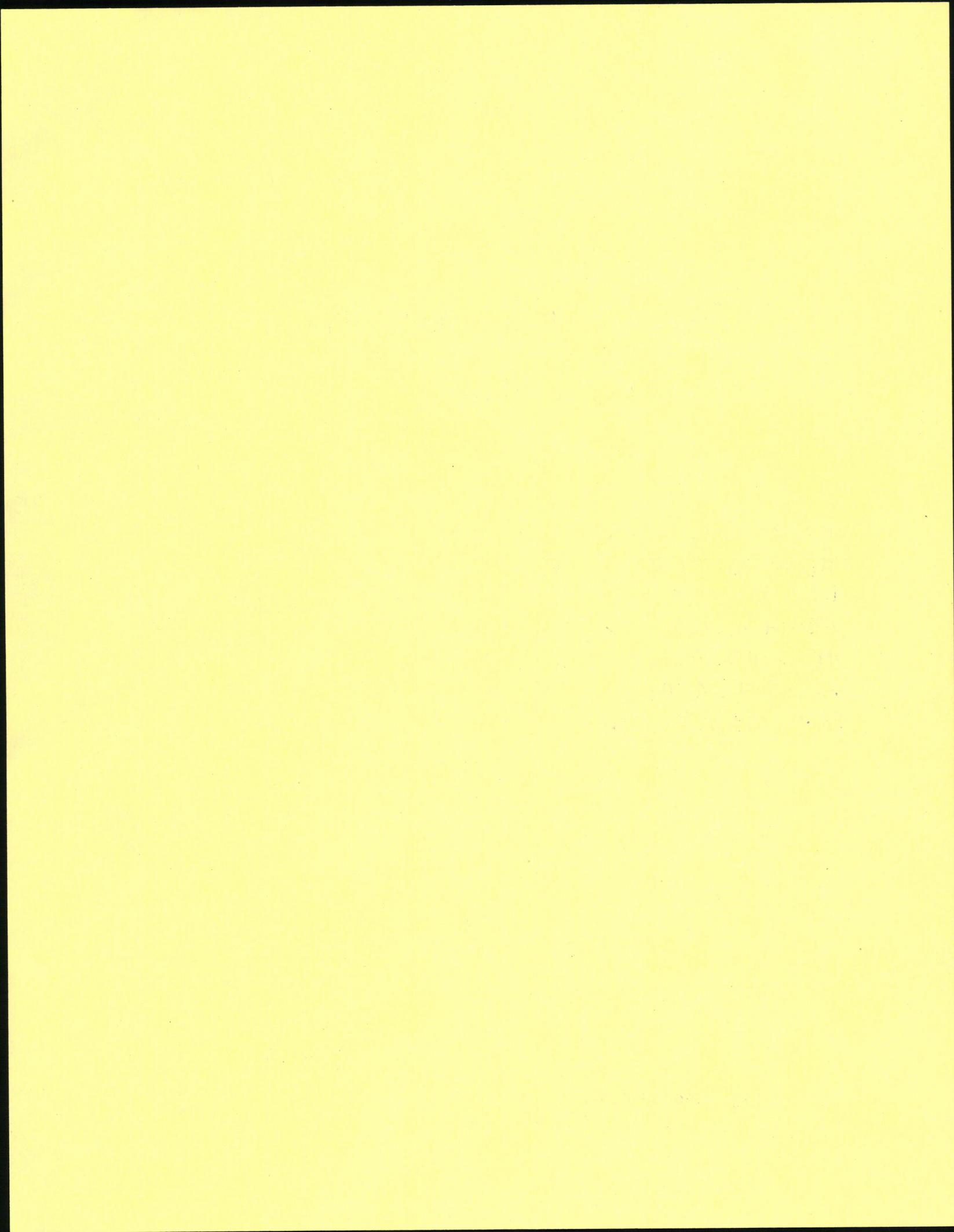
Committee because of other commitments. I desire to leave my proxy vote with:  
Rep. Welborn

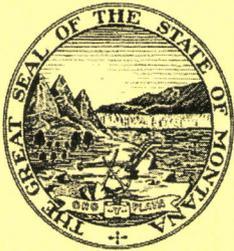
Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO	BILL/AMENDMENT	AYE	NO
HB 279 - do pass	✓				
HB 292 - do pass		✓			
HB 292 - to table	✓				
HB014001. AJM	✓				
HB014002. AJM		✓			
HB014003. AJM		✓			
HB140 - Do Pass as Amended once	✓				

Rep. Rob Cook  
(Signature)  
Rep. Rob Cook.

Date 2/12/15





*The Big Sky Country*

# MONTANA HOUSE OF REPRESENTATIVES

## AUTHORIZED COMMITTEE PROXY

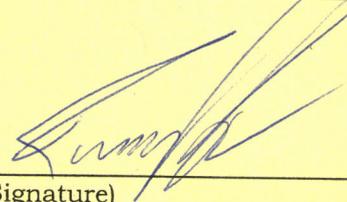
I request to be excused from the Fish, Wildlife & Parks

Committee because of other commitments. I desire to leave my proxy vote with:

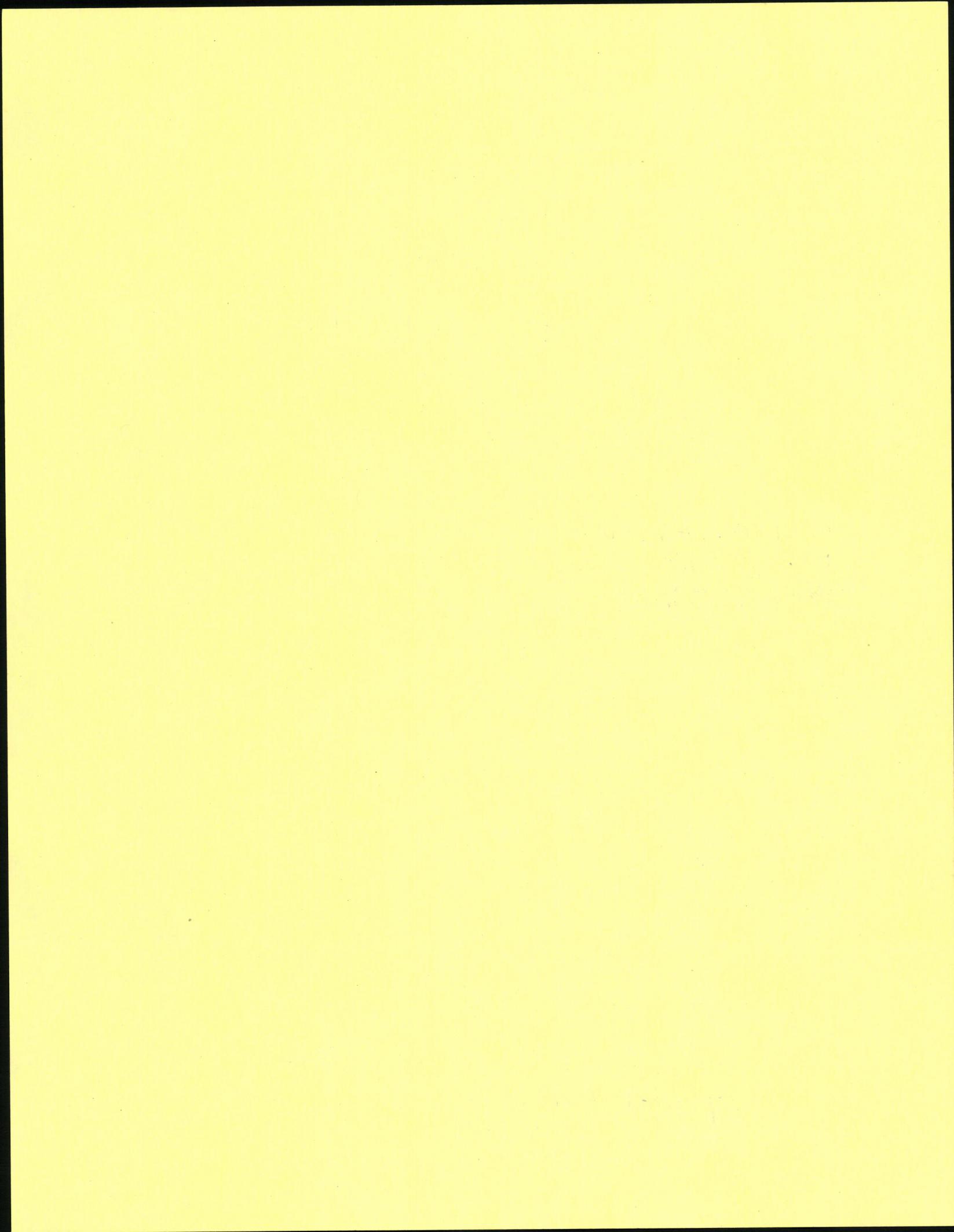
Rep. Welborn

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO	BILL/AMENDMENT	AYE	NO
HB 01 4002. AJM	✓				
HB 01 4003. AJM		✓			
HB 140 - Do Pass as amended once	✓				

Rep.   
(Signature)  
Rep. Randall Pinocci

Date 2/12/15





\_\_\_\_\_

1971  
1972  
1973  
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1976

