

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON FISH, WILDLIFE AND PARKS

Call to Order: Vice Chairman Dave McAlpin, on March 19, 2009 at
3:25 P.M., in Room 152 Capitol

ROLL CALL

Members Present:

Rep. Gordon R. Hendrick, Vice Chairman (R)
Rep. Dave McAlpin, Vice Chairman (D)
Rep. Dick Barrett (D)
Rep. Paul Beck (D)
Rep. Carlie Boland (D)
Rep. Joel Boniek (R)
Rep. Frosty Boss Ribs (D)
Rep. Mike Miller (R)
Rep. Jesse O'Hara (R)
Rep. Ken Peterson (R)
Rep. Mike Phillips (D)
Rep. Cary Smith (R)
Rep. Ted Washburn (R)
Rep. Jeffery Welborn (R)

Members Excused: Rep. Kendall Van Dyk, Chairman (D)
Rep. JP Pomnichowski (D)
Rep. Scott Sales (R)

Members Absent: Rep. Jill Cohenour (D)

Staff Present: Bryce Bennett, Committee Secretary
Doug Sternberg, 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 213; SB 337

Executive Action: SB 202; SB 404; SJ 15

HEARING ON SB 337

Opening Statement by Sponsor:

00:01:18 Sen. John Brenden (R), SD 18, opened the hearing on SB 337, Revise laws governing bison--re: translocation of quarantined bison.

[EXHIBIT\(fih61a01\)](#)

Proponents' Testimony:

00:07:49 Sen. Ken (Kim) Hansen, SD 17, Harlem
00:11:32 Troy Blunt, Commissioner, Phillips County Commission
00:12:46 Dave Reinhardt, Commissioner, Valley County Commission
00:13:07 Jay Bodner, Montana Stockgrowers Association
00:16:31 Nancy Schlepp, Montana Farm Bureau Federation
00:16:49 Ariel Overstreet, Montana Cattlewomen

Opponents' Testimony:

00:19:48 Chris Smith, Deputy Director, Department of Fish, Wildlife, and Parks (FWP)

[EXHIBIT\(fih61a02\)](#)

00:23:40 Martin Zaluski, State Veterinarian, Animal Health Division, Department of Livestock

[EXHIBIT\(fih61a03\)](#)

00:27:32 Joe Gutkoski, Yellowstone Buffalo Foundation

00:29:20 Mike Volesky, Office of the Governor

00:31:01 Rep. Pomnichowski arrived.

00:32:23 John Mundinger, self

00:35:37 Tracy King, Councilman, Fort Belknap Indian Community Council

[EXHIBIT\(fih61a04\)](#)

00:40:14 Mike Fox, Fort Belknap FWP

00:43:11 Robert Magnam, self

[EXHIBIT\(fih61a05\)](#)

00:47:02 Pam Bucy, Confederated Salish and Kootenai Tribes

00:48:34 Jeff Stiffarm

[EXHIBIT\(fih61a06\)](#)

00:49:25 Tom Jones, Senior Game Warden, Fort Belknap FWP

[EXHIBIT\(fih61a07\)](#)

00:50:13 Fred Matt, self
00:52:44 Carolyn Duckworth, Bear Creek Council
[EXHIBIT\(fih61a08\)](#)
00:56:44 Richard Parks, self
00:57:45 Tim Stevens, National Parks Conservation Association
[EXHIBIT\(fih61a09\)](#)
00:59:47 Amy McNamara, Greater Parks Coalition
[EXHIBIT\(fih61a10\)](#)
01:02:14 Jonathon Proctor, Defenders of Wildlife
[EXHIBIT\(fih61a11\)](#)
01:04:15 Matt Skoglund, Natural Resource and Defense Council
[EXHIBIT\(fih61a12\)](#)
01:05:48 Ben Lamb, Montana Wildlife Federation
01:07:01 Jennifer Nitz, self
01:09:20 Linda Stevens, self

Informational Testimony: None

Questions from Committee Members and Responses:

01:10:11 Rep. Phillips
01:10:57 Sen. Brenden
01:11:07 Rep. Phillips
01:11:20 Sen. Brenden
01:11:27 Rep. Phillips
01:11:43 Sen. Brenden
01:11:54 Rep. Phillips
01:12:13 Sen. Brenden
01:12:55 Rep. Phillips
01:13:14 Sen. Brenden
01:14:05 Rep. Phillips
01:14:28 Sen. Brenden
01:14:41 Rep. Phillips
01:14:59 Sen. Brenden
01:15:59 Rep. Phillips
01:16:39 Sen. Brenden
01:17:24 Rep. Washburn
01:17:55 Dr. Zaluski
01:18:14 Rep. Washburn
01:18:31 Dr. Zaluski
01:18:57 Rep. Washburn
01:19:37 Doug Sternberg, Legislative Services Division (LSD)
01:21:09 Rep. Washburn
01:21:25 Rep. Barrett
01:22:26 Mr. Fox
01:23:06 Rep. Welborn
01:23:34 Mr. Smith
01:24:41 Rep. Welborn
01:25:02 Mr. Smith

01:26:59 Rep. Cohenour arrived.
01:27:00 Rep. Welborn
01:27:09 Mr. Smith
01:27:33 Rep. Beck
01:28:14 Dr. Zaluski
01:28:26 Rep. Beck
01:28:34 Dr. Zaluski
01:28:45 Rep. Beck
01:28:55 Dr. Zaluski
01:29:17 Rep. Beck
01:29:36 Dr. Zaluski
01:30:16 Rep. Boniek
01:30:41 Mr. Smith
01:31:03 Rep. Boniek
01:31:15 Mr. Smith
01:32:18 Rep. Boniek
01:32:30 Mr. Smith
01:34:18 Rep. Boniek
01:34:42 Sen. Brenden
01:38:21 Rep. Boniek
01:38:30 Sen. Brenden
01:39:03 Rep. Boniek
01:39:26 Dr. Zaluski
01:40:41 Rep. Boniek
01:40:55 Dr. Zaluski
01:41:06 Rep. Boniek
01:41:14 Dr. Zaluski
01:42:01 Rep. Peterson
01:42:58 Sen. Brenden
01:43:09 Rep. Peterson
01:43:41 Mr. Smith
01:44:52 Rep. Peterson
01:45:11 Mr. Smith
01:46:13 Rep. Smith
01:46:32 Mr. Smith
01:47:00 Rep. Smith
01:47:05 Mr. Smith

Closing by Sponsor:

01:47:34 Sen. Brenden

HEARING ON SB 213

Opening Statement by Sponsor:

01:53:24 Sen. Keith Bales (R), SD 20, opened the hearing on SB 213, Require FWP plan to manage wildlife to prevent disease transmission.

Proponents' Testimony:

01:56:44 Mr. Smith

[EXHIBIT\(fih61a13\)](#)

01:58:22 Vice Chairman McAlpin asked Vice Chairman Gordon Hendrick to act as temporary Chair.

02:01:52 Vice Chair Hendrick

02:02:04 Ms. Schlepp

02:02:49 Vice Chairman McAlpin resumed as Chair.

02:05:20 Mr. Bodner

02:07:38 Ms. Overstreet

Opponents' Testimony: None

Informational Testimony:

02:09:14 Christian Mackay, Executive Officer, Montana Board of Livestock

Questions from Committee Members and Responses:

02:09:40 Rep. Barrett

02:11:05 Mr. Smith

02:12:23 Rep. Barrett

02:12:37 Mr. Smith

02:13:05 Rep. Miller

02:13:19 Mr. Smith

02:14:47 Rep. Washburn

02:15:21 Mr. Smith

02:16:22 Rep. Washburn

02:16:42 Mr. Smith

02:17:34 Rep. Washburn

02:18:30 Mr. Mackay

02:19:17 Rep. Phillips

02:19:53 Mr. Smith

02:21:21 Vice Chairman McAlpin asked Rep. J.P. Pomnichowski to act as temporary Chairwoman.

Closing by Sponsor:

02:21:32 Sen. Bales

02:22:13 Rep. McAlpin resumed as Chairman.

EXECUTIVE ACTION ON SJ 15

02:24:23 **Motion:** Rep. Pomnichowski moved that **SJ 15 BE CONCURRED IN.**

02:24:34 **Motion:** Rep. Cohenour moved that **SJ 15 BE AMENDED.**
EXHIBIT(fih61a14)

Discussion:

02:25:05 Rep. Cohenour

02:25:49 **Vote:** Motion carried unanimously by voice vote. Rep. Sales and Rep. Van Dyk voted by proxy.

02:26:07 **Motion:** Rep. Hendrick moved that **SJ 15 BE CONCURRED IN AS AMENDED.**

Discussion:

02:26:14 Rep. Washburn

02:26:42 Rep. Cohenour

02:27:23 Rep. Phillips

02:27:56 **Vote:** Motion carried unanimously by voice vote. Rep. Sales and Rep. Van Dyk voted by proxy. Rep. Cohenour will carry the bill in the House.

EXECUTIVE ACTION ON SB 404

02:28:28 **Motion:** Rep. Pomnichowski moved that **SB 404 DO PASS.**

02:28:57 **Motion:** Rep. Cohenour moved that **SB 404 BE AMENDED.**
EXHIBIT(fih61a15)

Discussion:

02:29:22 Rep. Washburn

02:30:35 **Vote:** Motion carried 13-5 by voice vote with Rep. Barrett, Rep. Boniek, Rep. Cohenour, and Rep. O'Hara voting no. Rep. Phillips, Rep. Sales, and Rep. Van Dyk voted by proxy.

02:31:17 **Motion:** Rep. Pomnichowski moved that **SB 404 BE CONCURRED IN AS AMENDED.**

02:31:23 **Vote:** Motion carried unanimously by voice vote. Rep. Phillips, Rep. Sales and Rep. Van Dyk voted by proxy. Rep. O'Hara will carry the bill in the House.

EXECUTIVE ACTION ON SB 202

02:32:35 **Motion:** Rep. Hendrick moved that **SB 202 BE CONCURRED IN.**

02:32:45 **Motion:** Rep. Hendrick moved that **SB 202 BE AMENDED.**
[EXHIBIT \(fih61a16\)](#)

Discussion:

02:33:27 Rep. Hendrick

02:34:00 **Vote:** Motion carried unanimously by voice vote. Rep. Phillips, Rep. Sales and Rep. Van Dyk voted by proxy.

02:34:15 **Motion:** Rep. Hendrick moved that **SB 202 BE CONCURRED IN AS AMENDED.**

02:34:27 **Vote:** Motion passed 17-1 with Rep. Miller voting no. Rep. Phillips, Rep. Sales, and Rep. Van Dyk voted by proxy. Rep. Hendrick will carry the bill in the House.

ADJOURNMENT

02:34:03 Adjournment: 6:00 P.M.

Bryce Bennett, Secretary

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Additional Exhibits:

Joe Gutkoski, President, Yellowstone Buffalo Foundation

EXHIBIT ([fih61a17](#))

Additional Documents:

EXHIBIT ([fih61aad.pdf](#))