

MINUTES

**MONTANA SENATE
61st LEGISLATURE - REGULAR SESSION**

COMMITTEE ON FISH AND GAME

Call to Order: CHAIRMAN GREGORY D. BARKUS, on January 15, 2009
at 3:00 P.M., in Room 422 Capitol.

ROLL CALL

Members Present:

Sen. Gregory D. Barkus, Chairman (R)
Sen. John Brenden, Vice Chairman (R)
Sen. Joe Balyeat (R)
Sen. Debby Barrett (R)
Sen. Steven Gallus (D)
Sen. Larry Jent (D)

Members Excused:

Sen. Trudi Schmidt (D)
Sen. Jim Shockley (R)
Sen. Joseph (Joe) Tropila (D)

Members Absent: None.

Staff Present: Lindsey Hern, 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 164, 1/8/2009

Executive Action: SB 31, 1/15/2009; SB 32, 1/15/2009

HEARING ON SB 164

Opening Statement by Sponsor:

00:01:54 **SEN. DEBBY BARRETT (R), SD 36**, opened the hearing on **SB 164**, Revise FWP land management and acquisition re: Good Neighbor Policy.

00:02:53 Sen. Shockley and Sen. Tropila arrived to committee
EXHIBIT(fis09a01)

00:05:11 Sen. Schmidt arrived to committee

EXHIBIT(fis09a02)

EXHIBIT(fis09a03)

Proponents' Testimony:

00:09:49 Chuck Denowh, United Property Owners of Montana
EXHIBIT(fis09a04)

00:12:10 Jay Bodner, Montana Stockgrowers' Association (MSA)

00:14:52 Jean Johnson, Montana Outfitters' and Guide Association
EXHIBIT(fis09a05)

00:16:44 Nancy Schlepp, Montana Farm Bureau Federation

00:17:18 Aeric Reilly, Montana Wool Growers

Opponents' Testimony:

00:18:16 Chas Van Genderen, Acting Parks Division Administrator
of Montana Department of Fish, Wildlife and Parks (FWP)
EXHIBIT(fis09a06)

00:24:16 Janet Ellis, Montana Audubon

00:27:50 Jerry Davis, Montana Bow Hunters Association

00:30:17 Jim Manning

Informational Testimony:

00:31:33 Joe Murray, Performance Audit Manager Legislative Audit
Division (LAD)

Questions from Committee Members and Responses:

00:32:04 Sen. Jim Shockley

00:32:22 Mr. Murray, LAD

00:33:43 Sen. Shockley

00:33:46 Mr. Murray, LAD

00:34:34 Sen. Shockley

00:34:39 Mr. Murray, LAD

00:34:43 Sen. Shockley

00:35:05 Mr. Murray, LAD

00:35:17 Sen. Shockley

00:35:15 Mr. Murray, LAD

00:35:34 Sen. Joe Balyeat
00:37:18 Mr. Van Genderen, FWP
00:38:19 Sen. Balyeat
00:39:41 Mr. Van Genderen, FWP
00:41:01 Sen. Balyeat
00:41:19 Mr. Van Genderen, FWP
00:41:26 Sen. John Brenden
00:42:31 Mr. Van Genderen, FWP
00:43:00 Sen. Shockley
00:43:44 Mr. Van Genderen, FWP
00:45:08 Sen. Shockley
00:46:42 Chairman Barkus
00:47:09 Sen. Barrett
00:47:50 Chairman Barkus
00:48:13 Sen. Barrett
00:49:14 Chairman Barkus
00:49:32 Sen. Barrett
00:50:10 Sen. Shockley
00:50:15 Chairman Barkus
00:51:32 Mr. Van Genderen, FWP
00:53:47 Chairman Barkus
00:54:58 Mr. Van Genderen, FWP
00:56:41 Sen. Trudi Schmidt
00:57:53 Mr. Van Genderen, FWP
00:59:05 Sen. Shockley
01:00:25 Mr. Van Genderen, FWP
01:01:11 Mr. Murray, LAD
01:02:52 Hope Stockwell, Legislative Services Division (LSD)
01:03:38 Sen. Balyeat
01:06:02 Mr. Van Genderen, FWP
01:06:41 Sen. Larry Jent
01:07:24 Mr. Van Genderen, FWP
01:08:00 Sen. Schmidt
01:08:08 Sen. Brenden
01:08:38 Mr. Van Genderen, FWP
01:09:48 Sen. Brenden
01:11:06 Mr. Van Genderen, FWP

Closing by Sponsor:

01:12:03 Sen. Barrett

EXECUTIVE ACTION ON 32

Sen. Balyeat left before Executive Action

01:17:41 **Motion:** SEN. BARKUS moved that **SB 32 DO PASS.**

01:17:57 **Motion:** SEN. BRENDEN moved that **SB 32 BE AMENDED.**

EXHIBIT(fis09a07)

Discussion:

01:19:29 Chairman Barkus

01:19:58 Sen. Schmidt

01:20:19 Sen. Steve Gallus

01:21:00 Sen. Brenden

01:21:09 Sen. Shockley

01:21:40 Sen. Schmidt

01:22:09 Sen. Barrett

01:22:41 Sen. Jent

01:22:47 Chairman Barkus

01:22:52 Sen. Gallus

01:23:38 Hope Stockwell, LSD

01:23:43 Chairman Barkus

01:23:47 Hope Stockwell, LSD

01:23:59 Margaret Morgan, Montana Physical Therapists
Association (MPTA)

01:25:05 Hope Stockwell, LSD

01:25:47 **Vote:** Motion carried unanimously.

01:26:07 **Motion/Vote:** SEN. BARKUS moved that **SB 32 DO PASS AS
AMENDED.** Motion carried unanimously by voice vote. Sen.
Balyeat voted by proxy.

EXECUTIVE ACTION ON SB 31

01:27:17 **Motion:** SEN. BRENDEN moved that **SB 31 DO PASS.**

Discussion:

01:27:35 Sen. Shockley

01:28:13 Sen. Balyeat returned to meeting

01:28:54 Chairman Barkus

01:29:13 Sen. Shockley

01:29:27 Sen. Gallus

01:30:10 Sen. Brenden

01:31:50 Sen. Shockley

01:33:01 Sen. Balyeat

01:34:58 Chairman Barkus

01:35:05 Sen. Balyeat

01:36:12 Chairman Barkus

01:38:06 Sen. Balyeat

01:38:17 **Vote:** Motion carried 7-2 by roll call vote with SEN.
GALLUS and SEN. JENT voting no.

Discussion:

01:39:15 Chairman Barkus

01:39:18 Hope Stockwell, LSD

ADJOURNMENT

Adjournment: 4:40 P.M.

LINDSEY HERN, Secretary

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Additional Documents:

EXHIBIT ([fis09aad.pdf](#))