

MINUTES

MONTANA SENATE 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON FISH AND GAME

Call to Order: Chairman Gregory D. Barkus, on March 17, 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)
Sen. Joseph (Joe) Tropila (D)

Members Excused:

Sen. Trudi Schmidt (D)
Sen. Jim Shockley (R)

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: HB 382, 2/25/2009; HJ 15, 3/11/2009

Executive Action: HB 221; HB 222; HB 317; HB 337

HEARING ON HJ 15

Opening Statement by Sponsor:

00:00:56 Rep. Mike Milburn (R), HD 19, opened the hearing on HJ 15, Study resolution on funding for a recreation and tourism enhancement program.

Proponents' Testimony:

None

Opponents' Testimony:

None

Informational Testimony:

00:03:36 Chas Van Genderen, Fish, Wildlife and Parks (FWP)

Questions from Committee Members and Responses:

00:04:04 Sen. Tropila
00:04:12 Rep. Milburn
00:04:50 Sen. Barrett
00:04:59 Chairman Barkus
00:05:15 Rep. Milburn
00:05:26 Chairman Barkus
00:05:29 Rep. Milburn

Closing by Sponsor:

00:06:26 Rep. Milburn

HEARING ON HB 382

Opening Statement by Sponsor:

00:07:02 Rep. Robin Hamilton (D), HD 92, opened the hearing on HB 382, Hunter mentoring for certain hunters.

00:10:25 Sen. Schmidt came to the committee.

Proponents' Testimony:

00:11:13 Mac Minard, Self

[EXHIBIT\(fis59a01\)](#)

[EXHIBIT\(fis59a02\)](#)

00:22:06 Isaac Scott Welch, Hunters Education Instructor,
Missoula
00:24:43 George Cobb, Montana Regional Representative, Safari
Club International (SCI)
00:25:11 Brian Judy, Montana Liaison, National Rifle Association
(NRA)
00:26:40 Ray Wrobel Jr., Self; Hunters Education Instructor
00:28:20 Aine Lawlor, Self
00:30:05 Sean Lawlor, Self
00:30:42 Robert Sanders, Manager, Ducks Unlimited
00:31:24 Chris Fortune, Director, Northwestern Turkey
Foundation (NWTF)
00:35:18 Ron Moody, Lewistown, Self
EXHIBIT(fis59a03)

00:36:40 Sen. Jent left the committee.
00:39:49 John McDunn, 4H Instructor
00:42:22 Roland Horst, Self, NRA
00:43:32 Dennis Mills, Kila, Self; NRA

Opponents' Testimony:

00:45:37 Bill Tiddy, Helena, Self
00:49:55 Chuck Houk, Self; Hunters Education Instructor
00:52:24 Sen. Jent came to the committee.

Informational Testimony:

00:52:55 Ron Aasheim, Communication Division, FWP

Questions from Committee Members and Responses:

00:54:20 Sen. Balyeat
00:54:52 Mr. Tiddy, Self
00:55:16 Sen. Balyeat
00:55:21 Mr. Tiddy, Self
00:56:01 Sen. Balyeat
00:56:08 Mr. Tiddy, Self
00:56:18 Sen. Balyeat
00:56:41 Mr. Tiddy, Self
00:57:00 Sen. Balyeat
00:57:25 Mr. Tiddy, Self
00:57:39 Sen. Balyeat
00:59:00 Mr. Houk, Self; Hunters Education Instructor
01:00:14 Sen. Brenden
01:01:46 Mr. Cobb, SCI
01:02:21 Sen. Brenden
01:03:17 Mr. Cobb, SCI
01:03:27 Sen. Brenden

01:03:59 Mr. Judy, NRA
 01:04:23 Sen. Brenden
 01:04:33 Mr. Judy, NRA
 01:05:06 Sen. Brenden
 01:05:53 Mr. Judy, NRA
 01:06:26 Sen. Barrett
 01:06:55 Rep. Hamilton
 01:06:57 Sen. Barrett
 01:07:33 Rep. Hamilton
 01:08:31 Sen. Barrett
 01:08:37 Chairman Barkus
 01:09:27 Mr. Welch, Hunters Education Instructor
 01:11:06 Chairman Barkus
 01:11:17 Mr. Welch, Hunters Education Instructor
 01:11:34 Chairman Barkus
 01:12:04 Mr. Welch, Hunters Education Instructor
 01:12:41 Chairman Barkus
 01:13:04 Mr. Welch, Hunters Education Instructor
 01:13:52 Chairman Barkus
 01:15:04 Mr. Lawlor, Self
 01:16:46 Chairman Barkus
 01:17:39 Mr. Lawlor, Self
 01:18:48 Chairman Barkus
 01:18:53 Sen. Barrett

Closing by Sponsor:

01:19:20 Rep. Hamilton

01:20:40 Recess

Sen. Balyeat left the committee before executive action.

EXECUTIVE ACTION ON HB 221

01:32:02 **Motion:** Sen. Gallus moved that **HB 221 BE CONCURRED IN.**

01:32:14 **Motion:** Sen. Barkus moved that **HB 221 BE AMENDED.**
EXHIBIT(fis59a04)

Discussion:

01:33:31 Sen. Gallus
 01:33:51 Hope Stockwell, Legislative Service Division (LSD)
 01:34:09 Sen. Brenden
 01:34:35 Chairman Barkus
 01:35:00 Sen. Brenden
 01:35:15 Sen. Barrett
 01:35:32 Chairman Barkus

01:35:45 Ms. Stockwell, LSD
 01:35:59 Sen. Barrett
 01:36:05 Chairman Barkus
 01:36:11 Sen. Barrett
 01:36:22 Chairman Barkus
 01:36:43 Sen. Brenden

01:36:53 **Vote:** Motion that **HB 221 BE AMENDED** carried 7-1 by voice vote with Sen. Barrett voting no. Sen. Balyeat voted by proxy.

01:37:25 **Motion/Vote:** Sen. Gallus moved that **HB 221 BE CONCURRED IN AS AMENDED**. Motion carried 6-2 by voice vote with Sen. Barrett and Sen. Jent voting no. Sen. Balyeat voted by proxy. Sen. Barkus will carry the bill in the Senate

EXECUTIVE ACTION ON HB 222

01:38:16 **Motion:** Sen. Gallus moved that **HB 222 BE CONCURRED IN**.

01:38:23 Chairman Barkus

01:38:56 **Motion:** Sen. Barkus moved that **HB 222 BE AMENDED**.
[EXHIBIT\(fis59a05\)](#)

Discussion:

01:39:15 Ms. Stockwell, LSD
 01:41:00 Sen. Jent
 01:41:27 Chairman Barkus
 01:41:54 Ron Aasheim, FWP
 01:42:04 Chairman Barkus
 01:42:18 Mr. Aasheim, FWP
 01:42:26 Sen. Brenden
 01:42:32 Jim Maurier, Director, FWP
 01:43:08 Chairman Barkus
 01:43:44 Sen. Jent
 01:43:48 Sen. Schmidt suggested a conceptual amendment with a word change to "may" (not adopted).
 01:44:00 Sen. Gallus
 01:44:04 Ms. Stockwell, LSD
 01:44:28 Chairman Barkus
 01:44:34 Ms. Stockwell, LSD
 01:45:01 Chairman Barkus
 01:45:13 Ms. Stockwell, LSD
 01:45:19 Sen. Brenden

01:45:47 **Vote:** Motion that **HB 222 BE AMENDED** carried unanimously by voice vote. Sen. Balyeat voted by proxy.

01:46:05 **Motion:** Sen. Gallus moved that **HB 222 BE CONCURRED IN AS AMENDED.**

Discussion:

01:46:16 Sen. Barrett

01:47:19 Sen. Gallus

01:48:29 Sen. Tropila

01:48:37 **Vote:** Motion that **HB 222 BE CONCURRED IN AS AMENDED** carried 6-2 by voice vote with Sen. Barrett and Sen. Brenden voting no. Sen. Balyeat voted by proxy. Sen. Jent will carry the bill in the Senate.

EXECUTIVE ACTION ON HB 317

01:49:33 **Motion:** Sen. Gallus moved that **HB 317 BE CONCURRED IN.**

01:49:43 **Motion:** Sen. Barkus moved that **HB 317 BE AMENDED.**
EXHIBIT(fis59a06)

Discussion:

01:50:00 Ms. Stockwell, LSD

01:52:27 **Vote:** Motion that **HB 317 BE AMENDED** carried unanimously. Sen. Balyeat voted by proxy.

01:52:45 **Motion/Vote:** Sen. Tropila moved that **HB 317 BE CONCURRED IN AS AMENDED.** Motion carried unanimously by voice vote. Sen. Balyeat voted by proxy. Sen. Tropila will carry the bill in the Senate.

01:53:16 Sen. Tropila

EXECUTIVE ACTION ON HB 337

01:54:00 **Motion:** Sen. Gallus moved that **HB 337 BE CONCURRED IN.**

01:54:18 **Motion:** Sen. Gallus moved that **HB 337 BE AMENDED.**
EXHIBIT(fis59a07)

Discussion:

01:54:54 Chairman Barkus

01:54:58 Sen. Gallus

01:55:06 Ms. Stockwell, LSD

01:55:07 Sen. Gallus

01:55:09 Ms. Stockwell, LSD

01:55:37 **Vote:** Motion that **HB 337 BE AMENDED** carried 6-2 by voice vote with Sen. Balyeat and Sen. Brenden voting no. Sen. Balyeat voted by proxy.

01:56:04 **Motion:** Sen. Gallus moved that **HB 337 BE CONCURRED IN AS AMENDED.**

Discussion:

01:56:13 Sen. Brenden

01:56:32 Chairman Barkus

01:57:11 Sen. Barrett

01:57:37 Chairman Barkus

01:57:40 **Substitute Motion/Vote:** Sen. Jent made a substitute motion that **HB 337 BE TABLED.** Substitute motion carried 7-2 by roll call vote with Sen. Gallus and Sen. Schmidt voting no. Sen. Balyeat and Sen. Shockley voted by proxy.

01:58:40 Sen. Barrett

ADJOURNMENT

Adjournment: 5:00 P.M.

Lindsey Hern, Secretary

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Additional Documents:

EXHIBIT ([fis59aad.pdf](#))