

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON FISH, WILDLIFE AND PARKS

**Call to Order:** Chair Ted Washburn, on February 10, 2011 at 3:20 PM, in Room 152  
Capitol

#### ROLL CALL

**Members Present:**

Rep. Ted Washburn, Chair (R)  
Rep. Mike Phillips, Vice Chair (D)  
Rep. Jeffery W. Welborn, Vice Chair (R)  
Rep. Carlie Boland (D)  
Rep. Pat Connell (R)  
Rep. Virginia Court (D)  
Rep. Kelly Flynn (R)  
Rep. Bill Harris (R)  
Rep. Douglas (Doug) Kary (R)  
Rep. Dan Kennedy (R)  
Rep. Austin Knudsen (R)  
Rep. Cleve J. Loney (R)  
Rep. Mike Miller (R)  
Rep. Jesse O'Hara (R)  
Rep. Ken Peterson (R)  
Rep. Jean Price (D)  
Rep. Dan Skattum (R)  
Rep. Franke Wilmer (D)  
Rep. Max Yates (R)

**Members Excused:** Rep. Robyn Driscoll (D)

**Members Absent:** None

**Staff Present:** Katie Butcher for Cara Gold, 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 363, 2/4/2011; HB 370, 2/4/2011; HB 387, 2/4/2011  
Executive Action: HB 361; HB 337; HB 372; HB 228; HB 173; LC 2194

00:00:03 The Chair welcomed the committee and reviewed the committee agenda.  
00:00:29 Rep. Connell  
00:01:44 Hope Stockwell, Legislative Services Division (LSD)  
[EXHIBIT\(fih33a01\)](#)

**HEARING ON HB 363****Opening Statement by Sponsor:**

00:03:00 Rep. Mike Cuffe (R), HD 2, opened the hearing on HB 363, Provide for use of wolf license money.

**Proponents' Testimony:**

00:12:52 Jim Brown, Montana Wool Growers Association  
[EXHIBIT\(fih33a02\)](#)  
00:20:08 Nicole Rolf, Montana Farm Bureau Federation, Montana Stockgrowers Association, Montana Cattle Women, Inc.

**Opponents' Testimony:**

00:21:50 Dave Risley, Montana Fish, Wildlife and Parks (FWP)  
[EXHIBIT\(fih33a03\)](#)  
00:29:17 George Golie, Montana Wildlife Federation (MWF)

**Informational Testimony:**

00:32:13 George Edwards, Livestock Loss and Mitigation  
[EXHIBIT\(fih33a04\)](#)  
00:33:10 Kraig Glazier, Western District Supervisor, United States Department of Agriculture, Wildlife Services (USDA)

**Questions from Committee Members and Responses:**

00:37:08 Rep. Loney  
00:37:26 Dave Risley  
00:41:24 Rep. Kennedy  
00:41:35 Dave Risley  
00:42:38 Rep. Phillips  
00:42:46 Rep. Wilmer  
00:43:55 Dave Risley  
00:46:31 Rep. Phillips  
00:46:43 Dave Risley  
00:47:23 Rep. Flynn  
00:47:48 Jim Brown

00:50:15 Rep. Kennedy  
00:50:34 Kraig Glazier  
00:51:57 Rep. Loney  
00:52:26 Jim Brown  
00:54:36 Rep. Loney  
00:55:10 Dave Risley  
00:56:20 Rep. Phillips  
00:56:58 Rep. Cuffe  
01:01:55 Rep. Harris  
01:02:47 Dave Risley  
01:03:14 Rep. Washburn  
01:03:29 Dave Risley  
01:03:33 Rep. Washburn  
01:03:53 Kraig Glazier

**Closing by Sponsor:**

01:04:44 Rep. Cuffe

**HEARING ON HB 370**

**Opening Statement by Sponsor:**

01:07:36 Rep. Carolyn Squires (D), HD 96, opened the hearing on HB 370, Increase motor vehicle fee for state parks and Virginia & Nevada Cities.

[EXHIBIT\(fih33a05\)](#)

01:17:10 Rep. Court

**Proponents' Testimony:**

01:17:27 Chas Van Genderen, FWP

[EXHIBIT\(fih33a06\)](#)

01:24:20 Marilyn Ross, Montana Heritage Commission

01:27:48 Susan Stout, Friends of the Caverns

01:29:47 Mike Penfold, Frontier Heritage Alliance

[EXHIBIT\(fih33a07\)](#)

01:33:21 Chuck Erickson, Self

01:36:16 Howard Boggess, Frontier Heritage Alliance

01:39:11 Judy Matson, Self

01:40:37 Jana Suchy, Way Out West Creative

01:42:45 Anna Marie Moe, Montana Office of Tourism, Department of Commerce

[EXHIBIT\(fih33a08\)](#)

**Opponents' Testimony:**

01:43:50 Ronda Wiggers, Montana County Treasurers Association

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:45:11 Rep. Connell  
01:46:00 Chas Van Genderen  
01:47:04 Rep. Wilmer  
01:47:22 Ronda Wiggers  
01:47:52 Rep. Court  
01:48:04 Ronda Wiggers  
01:48:31 Rep. Court  
  
01:49:01 Chas Van Genderen  
01:49:54 Marilyn Ross

**Closing by Sponsor:**

01:50:28 Rep. Squires  
[EXHIBIT\(fih33a09\)](#)  
  
01:54:39 Rep. Price

**HEARING ON HB 387**

**Opening Statement by Sponsor:**

01:55:55 Rep. Kelly Flynn (R), HD 68, opened the hearing on HB 387, Revise issuance of B-10 and B-11 hunting licenses & related permits.  
[EXHIBIT\(fih33a10\)](#)

**Proponents' Testimony:**

02:08:28 John Munding, Self  
02:13:04 Jean Johnson, Montana Outfitters and Guides Association (MOGA)  
02:13:24 Robin Cunningham, Fishing Outfitters Association of Montana (FOAM)  
02:13:47 Russ Kipp, Self  
02:14:52 Jack Rich, Self

**Opponents' Testimony:**

02:16:52 George Golie, MWF  
02:20:10 Dave Risley, FWP  
[EXHIBIT\(fih33a11\)](#)

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

02:22:02 Rep. Connell  
02:22:07 Rep. Flynn  
02:23:30 Rep. Skattum  
02:23:47 Rep. Flynn

02:24:05 Rep. Skattum  
02:24:09 George Golie  
02:25:14 Rep. Miller  
02:25:17 George Golie  
02:26:38 Rep. Harris  
02:26:50 George Golie  
02:27:03 Rep. Knudsen  
02:27:09 Rep. Flynn  
02:29:01 Rep. Welborn  
02:29:07 George Golie  
02:32:15 Rep. Loney  
02:32:21 Russ Kipp  
02:33:26 Rep. Yates  
02:33:46 George Golie  
02:34:28 Rep. Washburn  
02:34:44 Rep. Flynn  
02:36:16 Rep. Phillips  
02:36:30 Rep. Flynn

**Closing by Sponsor:**

02:37:04 Rep. Flynn  
02:50:34 Rep. Driscoll left the hearing.

**EXECUTIVE ACTION ON HB 361**

02:51:59 **Motion:** Rep. Kary moved that **HB 361 DO PASS.**

**Discussion:**

02:52:25 Hope Stockwell, LSD

02:52:38 **Motion:** Rep. Welborn moved that **HB 361 BE AMENDED.**  
**EXHIBIT(fih33a12)**

**Discussion:**

02:52:54 Hope Stockwell  
02:54:00 Rep. Washburn  
02:54:29 Rep. Phillips  
02:54:45 Rep. Washburn

02:55:45 **Vote:** Motion carried unanimously by voice vote. Rep. Driscoll voted by proxy.

02:56:02 **Motion:** Rep. Phillips moved that **HB 361 DO PASS AS AMENDED.**

**Discussion:**

02:56:25 Dave Risley, FWP  
02:56:36 Rep. Peterson  
02:57:08 Rep. Washburn  
02:58:12 Rep. Flynn  
02:59:03 Dave Risley  
02:59:31 Rep. Washburn  
02:59:45 Rep. Harris  
03:01:21 Rep. Yates  
03:01:59 Ken McDonald, FWP  
03:04:15 Rep. Yates  
03:04:23 Rep. Washburn  
03:04:37 Rep. Phillips  
03:05:19 Rep. Skattum  
03:05:38 Rep. Washburn  
03:05:49 Rep. Harris  
03:06:17 Rep. Flynn  
03:06:40 Rep. Washburn

03:06:55 **Vote:** Motion carried 11-9 by roll call vote with Rep. Boland, Rep. Court, Rep. Driscoll, Rep. Kennedy, Rep. Miller, Rep. O'Hara, Rep. Phillips, Rep. Price and Rep. Wilmer voting no. Rep. Driscoll voted by proxy.

**EXECUTIVE ACTION ON HB 337**

03:08:33 **Motion:** Rep. Welborn moved that **HB 337 DO PASS.**

**Discussion:**

03:08:46 Hope Stockwell

03:09:52 **Motion/Vote:** Rep. Welborn moved that **HB 337 BE AMENDED.** Motion carried unanimously by voice vote. Rep. Driscoll voted by proxy.

**EXHIBIT(fih33a13)**

03:10:16 **Motion/Vote:** Rep. Welborn moved that **HB 337 DO PASS AS AMENDED.** Motion carried 17-3 by voice vote with Rep. Kennedy, Rep. Knudsen and Rep. Skattum voting no. Rep. Driscoll voted aye by proxy.

**EXECUTIVE ACTION ON HB 372**

03:11:43 **Motion:** Rep. O'Hara moved that **HB 372 DO PASS.**

**Discussion:**

03:12:37 Hope Stockwell  
03:14:37 Rep. O'Hara  
03:14:54 Rep. Washburn

03:14:58 **Motion:** Rep. O'Hara moved that **HB 372 BE AMENDED.**  
**EXHIBIT(fih33a14)**

**Discussion:**

03:15:17 Rep. Wilmer  
03:15:51 Rep. Flynn  
03:16:05 Rep. Phillips  
03:16:27 Rep. Flynn  
03:17:05 Joe Maurier, FWP  
03:17:22 Rep. Flynn  
03:17:43 Rep. Washburn  
03:17:46 Rep. Phillips  
03:18:08 Rep. Washburn  
03:18:11 Rep. Flynn  
03:18:20 Rep. Peterson  
03:18:44 Hope Stockwell  
03:18:52 Rep. Phillips  
03:19:04 Hope Stockwell

03:19:49 **Vote:** Motion carried unanimously by voice vote. Rep. Driscoll voted by proxy.

03:20:25 **Motion/Vote:** Rep. Welborn moved that **HB 372 DO PASS AS AMENDED.**  
Motion carried unanimously by roll call vote. Rep. Driscoll voted by proxy.

03:21:48 Rep. Washburn

**EXECUTIVE ACTION ON HB 228**

HB 228 was previously amended on 1/25/2011

03:21:50 Rep. Kennedy  
03:22:03 Hope Stockwell

**EXHIBIT(fih33a15)**

03:22:52 Rep. Kennedy  
03:23:32 Rep. Peterson  
03:23:44 Rep. Wilmer  
03:23:56 Rep. Peterson  
03:24:09 Hope Stockwell  
03:24:50 Rep. Phillips

03:25:21 **Motion/Vote:** Rep. Kennedy moved that **HB 228 BE RECONSIDERED.** Motion carried 13-6 by roll call vote with Rep. Boland, Rep. Court, Rep. Phillips, Rep. Price, Rep. Welborn and Rep. Wilmer voting no. Rep. Driscoll was absent and did not vote.

03:26:37 Rep. Washburn

03:26:48 **Motion/Vote:** Rep. O'Hara moved that **HB 228 DO PASS AS PREVIOUSLY AMENDED**. Motion carried 12-8 by roll call vote with Rep. Boland, Rep. Court, Rep. Driscoll, Rep. Loney, Rep. Phillips, Rep. Price, Rep. Welborn and Rep. Wilmer voting no. Rep. Driscoll voted by proxy.

03:28:29 Rep. Phillips

**EXECUTIVE ACTION ON HB 173**

Previous Executive Action on HB 173 took place on 1/25/2011

03:28:55 **Motion:** Rep. Washburn moved that **HB 173 BE RECONSIDERED**.

**Discussion:**

03:29:34 Hope Stockwell

03:30:11 **Vote:** Motion failed 9-10 by roll call vote with Rep. Connell, Rep. Flynn, Rep. Kary, Rep. Knudsen, Rep. Loney, Rep. O'Hara, Rep. Skattum, Rep. Washburn and Rep. Welborn voting aye. Rep. Driscoll was absent and did not vote.

**EXECUTIVE ACTION ON LC 2194**

03:31:37 Hope Stockwell introduced LC 2194

03:32:12 **Motion/Vote:** Rep. Skattum moved that **LC 2194 BE ADOPTED**. Motion carried 19-1 by roll call vote with Rep. Boland voting no. Rep. Driscoll voted by proxy.

03:33:57 Rep. Phillips

**ADJOURNMENT**

03:34:14      Adjournment

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Cara Gold, Secretary

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**Additional Exhibits:**

**[EXHIBIT\(fih33a16\)](#)**

Additional Documents:

**[EXHIBIT\(fih33aad.pdf\)](#)**