

MINUTES

MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON FISH AND GAME

Call to Order: Chairman John Brenden, on January 13, 2011 at 3:00 PM, in Room 422 Capitol

ROLL CALL

Members Present:

Sen. John Brenden, Chairman (R)
Sen. Joe Balyeat, Vice Chairman (R)
Sen. Debby Barrett (R)
Sen. Tom Facey (D)
Sen. Steven Gallus (D)
Sen. Bradley Hamlett (D)
Sen. Greg Hinkle (R)
Sen. Larry Jent (D)
Sen. Jim Shockley (R)
Sen. Art Wittich (R)

Members Excused: None

Members Absent: None

Staff Present: Joe Kolman, Legislative Branch
Kevin McCue, Committee Secretary

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 124, 1/7/2011; SB 133, 1/10/2011; SB 160, 1/12/2011

Executive Action: SB 124, SB 112

HEARING ON SB 124

Opening Statement by Sponsor:

00:01:10 Sen. Rick Ripley (R), SD 9, opened the hearing on SB 124, Reorganize and recodify fish and game criminal statutes.

Proponents' Testimony:

00:04:29 John L. "Pete" Howard, Montana Magistrates Association (MMA)

[EXHIBIT\(fis10a01\)](#)

00:12:16 Barbara Harris, Assistant Attorney General

00:14:27 Larry Carver, Justice of Peace, MMA

00:15:38 Larry Epstein, Montana County Attorney's Association (MCAA)

00:16:44 Ben Lamb, Montana Wildlife Association (MWA)

00:17:42 Bob Lane, Chief Legal Counsel, Fish Wildlife and Parks (FWP)

[EXHIBIT\(fis10a02\)](#)

Opponents' Testimony:

None

Informational Testimony:

00:19:54 Doug Sternberg, retired from Legislative Services Division

Questions from Committee Members and Responses:

00:26:47 Sen. Balyeat

00:27:43 Bob Lane, FWP

00:28:57 Sen. Balyeat

00:29:07 Bob Lane

00:29:30 Sen. Barrett

00:30:13 Bob Lane

00:30:40 Sen. Hamlett

00:31:00 Sen. Ripley

00:31:54 Sen. Shockley

00:32:30 Sen. Balyeat

00:32:50 Joe Kolman

00:33:34 Sen. Hinkle

00:33:47 Sen. Ripley

Closing by Sponsor:

00:34:22 Sen. Ripley

HEARING ON SB 160

Opening Statement by Sponsor:

00:37:24 Sen. Chas Vincent (R), SD 1, opened the hearing on SB 160, Allow off-highway vehicles on designated roads/trails in state parks & FASs.

Proponents' Testimony:

00:40:20 Chas Van Genderen, State Parks Administrator, Fish, Wildlife and Parks (FWP)
EXHIBIT(fis10a03)

00:41:41 Roger Hagen, Montana Trail and Vehicle Riders Association (MTVRA)
00:42:20 Russ Ehnes, MTVRA
00:44:36 Ramona Ehnes, Great Falls Trail Bike Riders Association (GFTBRA)
00:44:55 Larry Ellison, Montana 4x4 Association and Bozeman Mountaineers (M4x4A)
00:45:26 Alan Elliot, Blackfoot Valley Offroad Vehicle Association
00:45:44 Doug Abelin, MTVRA
00:46:27 Ben Lamb, Montana Wildlife Association (MWA)
00:47:00 Ronda Wiggers, Montana Snowmobile Association (MSA)
00:47:17 Vern Gren, Vice President of the Coalition for Common Sense Use (CFCSU)

Opponents' Testimony:

00:48:19 Janet Ellis, lobbyist for Montana Audubon
00:50:37 JD Cass, self
00:52:07 Glenn Monahan

Informational Testimony:

None

Questions from Committee Members and Responses:

00:53:03 Sen. Balyeat
00:54:55 Chas Van Genderen, FWP
00:56:19 Sen. Gallus left the room.
00:57:24 Sen. Shockley
00:58:32 Chas Van Genderen
00:59:19 Sen. Facey
00:59:57 Chas Van Genderen
01:00:16 Sen. Wittich
01:00:26 Russ Ehnes, MTVRA
01:01:42 Sen. Wittich
01:01:53 Sen. Vincent
01:02:07 Sen. Hamlett
01:02:30 Chas Van Genderen

Closing by Sponsor:

01:04:04 Sen. Vincent

HEARING ON SB 133

Opening Statement by Sponsor:

01:07:20 Sen. Debby Barrett (R), SD 36, opened the hearing on SB 133, Prohibit harassment of sportsmen who purchase hunting licenses.

Proponents' Testimony:

01:09:59 Jim Brown, self

[EXHIBIT\(fis10a04\)](#)

01:14:18 Ben Lamb, lobbyist for the Montana Wildlife Association (MWA)

Opponents' Testimony:

01:16:42 John Barrows, lobbyist for the Montana Newspaper Association (MNA)

01:22:30 Bob Lane, Chief Legal Counsel, Fish, Wildlife and Parks (FWP)

[EXHIBIT\(fis10a05\)](#)

Informational Testimony:

01:29:24 JD Cass, Proponent, Havre (spoke after opponents)

Questions from Committee Members and Responses:

01:31:26 Sen. Shockley

01:31:48 Bob Lane, FWP

01:34:27 Sen. Wittich

01:35:05 Bob Lane

01:41:30 Sen. Balyeat

01:43:22 Jim Brown

01:46:20 Sen. Facey

01:46:51 Joe Kolman

01:47:07 Sen. Facey

01:47:59 John Barrows, MNA

01:51:13 Sen. Shockley

01:52:13 Bob Lane

Closing by Sponsor:

01:54:29 Sen. Barrett

EXECUTIVE ACTION ON SB 124

01:58:20 **Motion/Vote:** Sen. Shockley moved that **SB 124 DO PASS**. Motion carried unanimously by voice vote. Sen. Gallus and Sen. Jent voted by proxy.

EXECUTIVE ACTION ON SB 112

02:00:02 **Motion:** Sen. Hinkle moved that **SB 112 DO PASS.**

02:00:32 **Motion/Vote:** Sen. Hinkle moved that **SB 112 BE AMENDED.** Motion carried
unanimously by voice vote.

EXHIBIT(fis10a06)

02:00:32 **Motion:** Sen. Hinkle moved that **SB 112 DO PASS AS AMENDED.**

01:54:29 **Vote:** Motion carried 7-3 by voice vote with Sen. Facey, Sen. Gallus and Sen.
Jent voting no. Sen. Gallus and Sen. Jent voted by proxy.

ADJOURNMENT

Adjournment:
02:02:20

Kevin McCue, Secretary

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Additional Documents:

EXHIBIT([fis10aad.pdf](#))