

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 64th LEGISLATURE - REGULAR SESSION

COMMITTEE ON FISH, WILDLIFE AND PARKS

Call to Order: Chair Kelly Flynn, on March 24, 2015 at 3:00 PM, in Room 152 Capitol

ROLL CALL

Members Present:

Rep. Kelly Flynn, Chair (R)
Rep. Jean Price, Vice Chair (D)
Rep. Jeffrey W. Welborn, Vice Chair (R)
Rep. Bob Brown (R)
Rep. Zach Brown (D)
Rep. Rob Cook (R)
Rep. Virginia Court (D)
Rep. Clayton Fiscus (R)
Rep. Tom Jacobson (D)
Rep. G. Bruce Meyers (R)
Rep. Mark Noland (R)
Rep. Andrew Person (D)
Rep. Ray L. Shaw (R)
Rep. Bridget Smith (D)

Members Excused:

Rep. Kerry White (R)
Rep. Kirk Wagoner (R)
Rep. Ed Lieser (D)
Rep. Stephanie Hess (R)
Rep. Randall Pinocci (R)

Members Absent: None

Staff Present: Jason Mohr, Legislative Branch
Jennifer Petersen, 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: HB 616, 3/18/2015; Executive Action (HB 268, HB 269, SB 230, SB 333, HB 616)

00:00:00 Chair Flynn
00:01:27 *Rep. Lieser arrives*

HEARING ON HB 616

Opening Statement by Sponsor:

00:01:55 Rep. Jean Price (D), HD 24, opened the hearing on HB 616, Provide for an appropriation to increase access to playgrounds statewide.
00:04:30 *Rep. Hess arrives*
00:04:51 Chair Flynn

Proponents' Testimony:

00:05:06 Joel Peden, Montana Centers for Independent Living (MTCIL)
[EXHIBIT\(fih61a01\)](#)
[EXHIBIT\(fih61a02\)](#)
[EXHIBIT\(fih61a03\)](#)
00:07:24 *Rep. Wagoner arrives*
00:09:33 *Rep. Meyers leaves*
00:10:53 Chair Flynn
00:11:04 Stacy Sommer, Helena's Playable Playgrounds
[EXHIBIT\(fih61a04\)](#)
00:17:05 Chair Flynn
00:17:13 Jennifer Montgomery and Heath Montgomery, self
[EXHIBIT\(fih61a05\)](#)
00:22:17 Chair Flynn
00:22:27 Amy Teegarden, Montana Trails Recreation and Park Association (MTRPA)
00:22:43 *Rep. Person leaves*
00:26:10 Chair Flynn
00:26:21 Bob Walker, Our Montana

Opponents' Testimony: None

Informational Testimony:

00:28:44 Tom Reilly, Assistant Administrator of Montana State Parks, Fish, Wildlife and Parks (FWP)
00:29:21 Chair Flynn

Questions from Committee Members and Responses:

00:29:42 Rep. B. Brown
00:30:11 Tom Reilly, FWP
00:30:54 Rep. B. Brown
00:31:06 Tom Reilly, FWP
00:31:14 Rep. Court
00:31:39 Tom Reilly, FWP
00:32:17 Rep. Court
00:32:38 Rep. White
00:32:47 Tom Reilly, FWP
00:32:55 Rep. Lieser
00:33:20 Tom Reilly, FWP

00:33:43 Rep. Wagoner
 00:34:26 Rep. Price
 00:34:29 Rep. Wagoner
 00:34:42 Rep. Price
 00:34:44 Rep. Wagoner
 00:34:58 Rep. Price
 00:35:21 Rep. Smith
 00:35:40 Rep. Price
 00:35:55 Rep. B. Brown
 00:36:24 Rep. Price

Closing by Sponsor:

00:36:52 Rep. Price
 00:38:11 Chair Flynn, Recess
 00:58:16 Chair Flynn, Reconvene (*Rep. B. Brown, Rep. Fiscus, Rep. Person, Rep. Pinocci, Rep. Meyers, Rep. Noland and Rep. Lieser are not present*)
 00:59:34 *Rep. B. Brown arrives*

EXECUTIVE ACTION ON HB 268

00:59:39 **Motion:** Rep. Welborn moved that **HB 268 DO PASS.**

00:59:44 Chair Flynn
 00:59:53 *Rep. Noland arrives*
 01:00:22 *Rep. Fiscus arrives*

01:01:24 **Substitute Motion/Vote:** Rep. Cook made a substitute motion that **HB 268 BE TABLED.** Substitute Motion carried unanimously by voice vote. Rep. Lieser, Rep. Meyers, Rep. Person and Rep. Pinocci voted by proxy.

EXECUTIVE ACTION ON HB 269

01:02:39 **Motion:** Rep. Jacobson moved that **HB 269 DO PASS.**

01:02:42 Chair Flynn
 01:03:03 Rep. Jacobson
 01:03:35 Chair Flynn

01:03:43 **Motion:** Rep. Welborn moved that **HB 269 BE AMENDED.**
EXHIBIT(fih61a06)

01:04:19 Chair Flynn
 01:05:07 Rep. Jacobson

01:05:33 **Vote:** Motion carried 17-2 by voice vote with Rep. B. Brown and Rep. White voting no. Rep. Lieser, Rep. Meyers, Rep. Person and Rep. Pinocci voted by proxy.

01:06:41 **Motion:** Rep. Welborn moved that **HB 269 BE AMENDED.**
[EXHIBIT\(fih61a07\)](#)

Discussion:

01:07:00 Jason Mohr, Legislative Services Division (LSD)
01:07:57 Chair Flynn
01:08:11 Rep. Jacobson
01:08:32 Chair Flynn
01:08:55 Jason Mohr, LSD
01:09:23 Rep. Jacobson
01:09:28 Chair Flynn

01:09:50 **Vote:** Motion carried 16-3 by voice vote with Rep. B. Brown, Rep. Noland and Rep. White voting no. Rep. Lieser, Rep. Meyers, Rep. Person and Rep. Pinocci voted by proxy.

01:11:12 **Motion/Vote:** Rep. Welborn moved that **HB 269 DO PASS AS AMENDED.** Motion carried 12-7 by roll call vote with Rep. B. Brown, Rep. Fiscus, Rep. Hess, Rep. Noland, Rep. Pinocci, Rep. Wagoner and Rep. White voting no. Rep. Lieser, Rep. Meyers, Rep. Person and Rep. Pinocci voted by proxy.

EXECUTIVE ACTION ON SB 230

01:12:59 **Motion:** Rep. Welborn moved that **SB 230 BE CONCURRED IN.**

Discussion:

01:13:14 Jason Mohr, LSD
01:13:38 Rep. White
01:14:11 Chair Flynn
01:14:18 Rep. Fiscus
01:14:54 Chair Flynn

01:15:00 **Vote:** Motion carried unanimously by voice vote. Rep. Lieser, Rep. Meyers, Rep. Person and Rep. Pinocci voted by proxy. Rep. Flynn will carry the bill.

EXECUTIVE ACTION ON SB 333

01:15:48 **Motion:** Rep. Welborn moved that **SB 333 BE CONCURRED IN.**

01:16:01 Chair Flynn

01:16:51 **Motion:** Rep. Welborn moved that **SB 333 BE AMENDED.**
[EXHIBIT\(fih61a08\)](#)

01:17:00 Chair Flynn
01:18:19 Rep. Wagoner

- 01:18:33 **Vote:** Motion carried 16-3 by roll call vote with Rep. B. Brown, Rep. Pinocci and Rep. White voting no. Rep. Lieser, Rep. Meyers, Rep. Person and Rep. Pinocci voted by proxy.
- 01:20:02 **Motion/Vote:** Rep. Welborn moved that **SB 333 BE CONCURRED IN AS AMENDED**. Motion carried 17-2 by voice vote with Rep. Hess and Rep. Pinocci voting no. Rep. Lieser, Rep. Meyers, Rep. Person and Rep. Pinocci voted by proxy. Rep. White will carry the bill.
- 01:21:21 Chair Flynn
01:21:41 Jason Mohr, LSD
01:22:05 Chair Flynn
01:22:43 Jason Mohr, LSD
01:23:05 Chair Flynn

EXECUTIVE ACTION ON HB 616

- 01:23:31 **Motion:** Rep. Price moved that **HB 616 DO PASS**.

Discussion:

- 01:23:41 Rep. White
01:24:54 Rep. Price
01:25:44 Rep. Jacobson
01:26:40 Rep. Fiscus
01:27:00 Rep. Price
01:27:38 Rep. Fiscus
01:27:55 Rep. Price
01:28:19 Rep. Smith
01:28:53 Rep. Z. Brown
- 01:29:13 **Vote:** Motion failed 9-10 by roll call vote with Rep. Z. Brown, Rep. Court, Rep. Jacobson, Rep. Lieser, Rep. Meyers, Rep. Person, Rep. Price, Rep. B. Smith and Rep. Welborn voting aye. Rep. Lieser, Rep. Meyers, Rep. Person and Rep. Pinocci voted by proxy.
- 01:30:34 **Motion/Vote:** Rep. B. Brown moved that **HB 616 BE TABLED**. Motion carried 14-5 by voice vote with Rep. Court, Rep. Lieser, Rep. Person, Rep. Price and Rep. White voting no. Rep. Lieser, Rep. Meyers, Rep. Person and Rep. Pinocci voted by proxy.

ADJOURNMENT

Adjournment: 01:31:31

Jennifer Petersen, Secretary

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Additional Documents:

EXHIBIT([fih61aad.pdf](#))