

## MINUTES

### MONTANA SENATE 67th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON FISH AND GAME

**Call to Order:** Chair Steve Hinebauch, on January 28, 2021 at 3:00 PM, in Room 422  
Capitol

#### ROLL CALL

**Members Present:**

Sen. Steve Hinebauch, Chair (R)  
Sen. Bob Brown, Vice Chair (R)  
Sen. Tom Jacobson, Vice Chair (D)  
Sen. Jill Cohenour (D)  
Sen. Jason W. Ellsworth (R)  
Sen. Pat Flowers (D)  
Sen. Greg Hertz (R)

**Members Excused:**

Sen. Mark Blasdel (R)  
Sen. David Howard (R)  
Sen. Bob Keenan (R)  
Sen. Edith (Edie) McClafferty (D)

**Members Absent:** None

**Staff Present:** Izmerai Alvarado, Committee Secretary  
Joe Kolman, Legislative Branch  
Alex Colafranceso, RMC

**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 108, 1/25/2021

Executive Action: HB 108, HB 120, SB 2, SB 115, SB 116

15:00:39 Chair Hinebauch  
15:00:44 Sen. Ellsworth entered the meeting.  
15:01:20 Sen. Ellsworth left the meeting.

### **HEARING ON HB 108**

#### **Opening Statement by Sponsor:**

15:05:42 Rep. Denley Loge (R), HD 14, opened the hearing on HB108, Revise trespass laws regarding permission for hunting.  
  
15:05:18 Sen. Brown entered the meeting.

#### **Proponents' Testimony:**

15:05:45 Ross Morgan, Rocky Mountain Stockgrowers  
15:07:38 Rachel Cone, Montana Farm Bureau Federation  
15:08:38 Jay Bodner, Montana Stockgrowers Association; Montana Cattlewomen

#### **Opponents' Testimony:** None

#### **Informational Testimony:**

15:10:47 Ron Howell, Department of Fish, Wildlife, and Parks (FWP)

#### **Questions from Committee Members and Responses:**

15:11:11 Sen. Jacobson  
15:11:26 Mr. Howell, FWP  
15:11:55 Sen. Jacobson  
15:12:05 Rep. Loge  
15:13:10 Chair Hinebauch  
15:13:22 Rep Loge

#### **EXHIBIT(fis19a01)**

15:13:37 Chair Hinebauch  
15:13:44 Mr. Howell  
15:14:38 Sen. Jacobson  
15:14:50 Rep. Loge

#### **Closing by Sponsor:**

15:15:23 Rep. Loge

### **EXECUTIVE ACTION ON HB 120**

15:18:51 **Motion:** Sen. Brown moved that **HB 120 BE CONCURRED IN.**

#### **Discussion:**

15:19:18 Sen. Brown

15:20:20 **Vote:** Motion carried 6-0 by voice vote. Sen. Blasdel, Sen. Ellsworth, Sen. Howard, Sen. Keenan and Sen. McClafferty were excused. Sen. Brown will carry the bill.

**EXECUTIVE ACTION ON SB 2**

15:21:07 **Motion:** Sen. Cohenour moved that **SB 2 DO PASS.**

**Discussion:**

15:21:15 Sen. Cohenour

15:23:00 **Motion:** Sen. Cohenour moved that **SB 2 BE AMENDED.**  
**EXHIBIT(fis19a02)**

**Discussion:**

15:23:18 Sen. Cohenour  
15:24:19 Chair Hinebauch  
15:24:45 Sen. Hertz  
15:25:14 Sen. Brown

15:26:02 **Vote:** Motion carried unanimously by roll call vote. Sen. Blasdel, Sen. Ellsworth, Sen. Howard, Sen. Keenan and Sen. McClafferty voted by proxy.

**Discussion:**

15:26:52 Sen. Cohenour

15:28:37 **Motion:** Sen. Cohenour moved that **SB 2 DO PASS AS AMENDED.**

**Discussion:**

15:28:52 Sen Flowers  
15:30:08 Sen. Hertz  
15:31:01 Sen Jacobson  
15:32:08 Chair Hinebauch

15:32:33 **Vote:** Motion failed 4-7 by roll call vote with Sen. Cohenour, Sen. Flowers, Sen. Jacobson and Sen. McClafferty voting aye. Sen. Blasdel, Sen. Ellsworth, Sen. Howard, Sen. Keenan and Sen. McClafferty voted by proxy.

15:33:32 **Motion/Vote:** Sen. Brown moved that **SB 2 BE TABLED.** Motion carried 8-3 by roll call vote with Sen. Cohenour, Sen. Flowers and Sen. McClafferty voting no. Sen. Blasdel, Sen. Ellsworth, Sen. Howard, Sen. Keenan and Sen. McClafferty voted by proxy.

**EXECUTIVE ACTION ON SB 115**

15:34:43 **Motion:** Sen. Brown moved that **SB 115 DO PASS.**

15:34:56 **Motion:** Sen. Hertz moved that **SB 115 BE AMENDED.**  
**EXHIBIT(fis19a03)**

**Discussion:**

15:35:06 Sen. Hertz  
15:35:55 Sen. Flowers  
15:36:40 Sen. Hertz

15:37:25 Joe Kolman, Legislative Services Division (LSD)  
 15:38:36 Sen. Hertz  
 15:38:46 Mr. Kolman, LSD  
 15:40:00 Sen. Cohenour  
 15:40:17 Mr. Kolman  
 15:40:31 Sen. Hertz  
 15:40:50 Chair Hinebauch

15:40:57 **Vote:** Motion carried 6-0 by voice vote. Sen. Blasdel, Sen. Ellsworth, Sen. Howard, Sen. Keenan and Sen. McClafferty were excused.

15:41:18 **Motion:** Sen. Brown moved that **SB 115 DO PASS AS AMENDED.**

**Discussion:**

15:41:33 Sen. Cohenour  
 15:44:44 Mr. Kolman  
 15:45:11 Sen. Hertz  
 15:47:31 Sen. Jacobson  
 15:47:51 Sen. Hertz  
 15:48:19 Sen. Jacobson  
 15:48:27 Chair Hinebauch  
 15:48:59 Sen. Jacobson  
 15:48:59 Sen. Brown  
 15:49:38 Sen Flowers  
 15:51:50 Chair Hinebauch

15:53:33 **Vote:** Motion carried 7-4 by roll call vote with Sen. Cohenour, Sen. Flowers, Sen. Jacobson and Sen. McClafferty voting no. Sen. Blasdel, Sen. Ellsworth, Sen. Howard, Sen. Keenan and Sen. McClafferty voted by proxy.

**EXECUTIVE ACTION ON SB 116**

15:55:20 **Motion:** Sen. Brown moved that **SB 116 DO PASS.**

**Discussion:**

15:55:39 Sen. Brown

15:57:24 **Vote:** Motion carried 6-0 by voice vote. Sen. Blasdel, Sen. Ellsworth, Sen. Howard, Sen. Keenan and Sen. McClafferty were excused.

**EXECUTIVE ACTION ON HB 108**

15:58:29 **Motion:** Sen. Brown moved that **HB 108 BE CONCURRED IN.**

**Discussion:**

15:58:38 Sen. Brown  
 16:00:04 Sen. Jacobson  
 16:00:27 Sen. Flowers  
 16:01:04 Sen. Flowers  
 16:01:40 Chair Hinebauch

16:02:08 **Vote:** Motion carried 6-0 by voice vote. Sen. Blasdel, Sen. Ellsworth, Sen. Howard, Sen. Keenan and Sen. McClafferty were excused. Sen. Brown will carry the bill.

**Discussion on SB 105:**

16:02:24 Sen. Cohenour  
16:03:22 Chair Hinebauch  
16:03:50 Sen. Cohenour  
16:04:17 Sen. Hertz  
16:05:24 Chair Hinebauch  
16:05:31 Sen Cohenour  
16:05:41 Chair Hinebaugh

**ADJOURNMENT**

Adjournment: 4:05 PM

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Izmerai Alvarado, Secretary

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Additional Documents:

**EXHIBIT**([fis19aad.pdf](#))