

MINUTES

**MONTANA HOUSE OF REPRESENTATIVES
55th LEGISLATURE - REGULAR SESSION**

COMMITTEE ON FISH, WILDLIFE, & PARKS

Call to Order: By **CHAIRMAN DOUGLAS T. WAGNER**, on February 11, 1997, at 3:00 P.M., in Room 312-1.

ROLL CALL

Members Present:

Rep. Douglas T. Wagner, Chairman (R)
Rep. William Rehbein, Jr., Vice Chairman (Majority) (R)
Rep. Emily Swanson, Vice Chairman (Minority) (D)
Rep. Shiell W. Anderson (R)
Rep. Haley Beaudry (R)
Rep. Marian W. Hanson (R)
Rep. Hal Harper (D)
Rep. Chase Hibbard (R)
Rep. Dick Knox (R)
Rep. Rod Marshall (R)
Rep. Brad Molnar (R)
Rep. Robert J. "Bob" Pavlovich (D)
Rep. Bob Raney (D)
Rep. Robert R. "Bob" Ream (D)
Rep. Diane Sands (D)
Rep. Paul Sliter (R)
Rep. Bill Tash (R)
Rep. Allan Walters (R)
Rep. Jack Wells (R)

Members Excused: None.

Members Absent: None.

Staff Present: Doug Sternberg, Legislative Services Division
Alberta Strachan, Committee Secretary

Committee Business Summary:

Hearing(s) & Date(s) Posted: HB 404 (2/4/97).
Executive Action: HB 307; HB 247; HB 413; HB
220; HB 265.

HEARING ON HB 404

Opening Statement by Sponsor: REP. BILL REHBEIN, H.D. 100 introduced the bill. **EXHIBIT 1A** through **1T**.
{Tape: 1; Side: 1; Approx. Time Count: 1.1; Comments: Rep. Rehbein provided written testimony from Lesley Robinson, Little Rockies Coordinated Resource Management Group and Phillips County

Cattle Women; David Rummel, Little Rockies Outfitting; Robert J. Begger, Board of Commissioners of Wibaux County; Greg Osaraet, South Phillips Grazing District; Russell Lafond, Indian Butte State Grazing District; Donald Rieger, Fallon County Commissioners; Lawrence Nieskens, Daniels County; Keith Benson, Curtis M. Moxley, Arthur Kleinjan, Blaine County Commissioners; Leanne K. Swetzer, McCone County Clerk and Recorder; Gail M. Jones, Powell County Commissioners; Isador Lackman and Todd Devlin, Prairie County Board of County Commissioners; Golden Valley County Commissioners; Bill Rappold, Dale Sheldon and Bob Hovde, Pondera County Board of County Commissioners; Marlene A. Erickson, Arthur A. Arnold and Eleanor D. Pratt Valley County Board of County Commissioners; Kelly Gebhardt, Musselshell County Commissioners; John J. Pluhar, Billy J. Merlak and Phil D. Hill Garfield County Board of County Commissioners; Clark Kelly, Together We Educate, Activate and Motivate Families for Montana (TEAM); Clark Kelly, TEAM.}

Proponents' Testimony:

Brenda Rummel, Little Rockies Outfitting. EXHIBIT 2, 3, 4, 5.
{Tape: 1; Side: 1; Approx. Time Count: 2.5; Comments: Ms. Rummel presented copies of the Delta Waterfowl Newsletters and an article concerning Predation to blame for hunting cutback.}

Willie Doll, Malta resident.
{Tape: 1; Side: 1; Approx. Time Count: 10.9.}

John Killen, Custer County Rod and Gun Club.
{Tape: 1; Side: 1; Approx. Time Count: 10.9.}

Darlene Kolczak, Together We Educate, Activate and Motivate Families In Montana. EXHIBIT 6.
{Tape: 1; Side: 1; Approx. Time Count: 21.9.}

CHAIRMAN WAGNER supplied written testimony from Sandra Shook and Stan Ryan. EXHIBITS 7, 8.

Opponents' Testimony:

Patrick Graham, Director, Department of Fish, Wildlife & Parks. EXHIBIT 9.
{Tape: 1; Side: 1; Approx. Time Count: 25.6.}

Jim Richards, Montana Wildlife Federation.
{Tape: 1; Side: 1; Approx. Time Count: 31.5.}

Janet Ellis, Montana Audubon Society provided written testimony. EXHIBIT 10.

Informational Testimony:

Jean Johnson, Montana Outfitters & Guides Association.

{Tape: 1; Side: 1; Approx. Time Count: 33.6.}

Questions From Committee Members and Responses:

{Tape: 1; Side: 1; Approx. Time Count: 36.3.}

Closing by Sponsor: REP. REHBEIN closed on the bill.

{Tape: 1; Side: 1; Approx. Time Count: 45.5.}

EXECUTIVE ACTION ON HB 307

Motion: REP. WELLS MOVED HB 307 DO PASS.

{Tape: 1; Side: 2; Approx. Time Count: .8.}

Discussion:

{Tape: 1; Side: 2; Approx. Time Count: 2.0.}

Vote: Question was called. Motion failed on a roll call vote 9-10 with REP. BEAUDRY voting by proxy.

{Tape: 1; Side: 2; Approx. Time Count: 10.3.}

Motion/Vote: REP. MARSHALL MOVED HB 307 BE TABLED. Question was called. Motion carried 10-9 with REP. BEAUDRY voting by proxy.

{Tape: 1; Side: 2; Approx. Time Count: 11.1.}

EXECUTIVE ACTION ON HB 247

Motion/Vote: REP. HARPER MOVED HB 247 BE TABLED. Question was called. Motion carried unanimously 19-0 with REP. BEAUDRY voting by proxy.

{Tape: 1; Side: 2; Approx. Time Count: 13.2.}

EXECUTIVE ACTION ON HB 413

Motion: REP. KNOX MOVED HB 413 DO PASS.

{Tape: 1; Side: 2; Approx. Time Count: 14.4.}

Motion: REP. KNOX moved to adopt the Knox and Harper amendments.

{Tape: 1; Side: 2; Approx. Time Count: 14.9.}

Discussion:

{Tape: 1; Side: 2; Approx. Time Count: 17.7.}

Vote: Question was called. Motion carried unanimously 19-0 to adopt the Knox and Harper amendments with REP. BEAUDRY voting by proxy.

{Tape: 1; Side: 2; Approx. Time Count: 21.3.}

Motion: REP. KNOW MOVED HB 413 DO PASS AS AMENDED.

{Tape: 1; Side: 2; Approx. Time Count: 21.5.}

Discussion:

{Tape: 1; Side: 2; Approx. Time Count: 27.9.}

Vote: Question was called. Motion carried 14-4 with REPS. WAGNER, REHBEIN, WELLS and ANDERSON voting no and REP. BEAUDRY not voting.

{Tape: 1; Side: 2; Approx. Time Count:

EXECUTIVE ACTION ON HB 220

Motion: REP. ANDERSON MOVED HB 220 DO PASS

{Tape: 1; Side: 2; Approx. Time Count: 35.4.}

Discussion:

{Tape: 1; Side: 2; Approx. Time Count: 36.0.}

Motion/Vote: REP. SLITER MADE A SUBSTITUTE MOTION ON HB 220 TO BE TABLED. Question was called. Motion carried unanimously 19-0 with REP. BEAUDRY voting by proxy.

{Tape: 1; Side: 2; Approx. Time Count: 37.8.}

EXECUTIVE ACTION ON HB 265

Motion: REP. MOLNAR MOVED HB 265 DO PASS.

{Tape: 1; Side: 2; Approx. Time Count: 38.0.}

Motion: REP. MOLNAR moved to adopt the Molnar amendments.

{Tape: 1; Side: 2; Approx. Time Count: 38.7.}

Discussion:

{Tape: 1; Side: 2; Approx. Time Count: 40.0.}

Vote: Question was called. Motion carried 18-1 to adopt the Molnar amendments with REP. REHBEIN voting no.

{Tape: 1; Side: 2; Approx. Time Count: 43.2.}

Motion: REP. MOLNAR MOVED HB 265 DO PASS AS AMENDED.

{Tape: 1; Side: 2; Approx. Time Count: 43.7.}

Discussion:

{Tape: 1; Side: 2; Approx. Time Count: 43.9; Comments: .}

Motion/Vote: REP. ANDERSON MADE A SUBSTITUTE MOTION HB 265 BE TABLED. Question was called. Motion carried 11-8 on a roll call vote.

{Tape: 2; Side: 1; Approx. Time Count: 15.8.}

EXECUTIVE ACTION ON HB 186

Motion: REP. WALTERS MOVED HB 186 DO PASS.

{Tape: 2; Side: 1; Approx. Time Count: 17.7.}

Motion: REP. WALTERS moved to adopt the Ream amendments.

{Tape: 2; Side: 1; Approx. Time Count: 18.0.}

Discussion:

{Tape: 2; Side: 2; Approx. Time Count: 7.1.}

Vote: Question was called. Motion carried 16-3 to adopt the Ream amendments with REPS. PAVLOVICH, HANSON and HARPER voting no.

{Tape: 2; Side: 2; Approx. Time Count: 7.1.}

Motion: REP. BEAUDRY moved to adopt the Walters and Harper amendment #2.

{Tape: 2; Side: 2; Approx. Time Count: 7.9.}

Discussion:

{Tape: 2; Side: 2; Approx. Time Count: 8.3.}

CHAIRMAN WAGNER stated further action on HB 186 would be deferred until a later date.

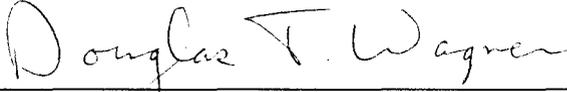
{Tape: 2; Side: 2; Approx. Time Count: 31.7.}

REP. MOLNAR requested the Committee have a show of hands regarding bringing back to the Committee H.B. 265 for consideration.

{Tape: 2; Side: 2; Approx. Time Count: 33.2.}

ADJOURNMENT

Adjournment: 6:00 P.M.



REP. DOUGLAS T. WAGNER, Chairman



ALBERTA STRACHAN, Secretary

DTW/ajs