

MINUTES

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

COMMITTEE ON FISH, WILDLIFE, & PARKS

Call to Order: By **CHAIRMAN DOUGLAS T. WAGNER**, on January 28, 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 220 (1/17/97); HB 265
(1/17/97)
Executive Action: HB 92; HB 212; HB 212; HB 109

HEARING ON HB 220

Opening Statement by Sponsor: REP. BOB LAWSON, H.D. 80
introduced the bill. EXHIBIT 1,2.

{Tape: 1; Side: 1; Approx. Time Count: 2.4, Comments: Rep. Larson also supplied written testimony from John C. Bartlett, Bootjack Outfitters.}

Proponents' Testimony:

Jean Johnson, Montana Outfitters and Guides Association. EXHIBIT 3.
{Tape: 1; Side: 1; Approx. Time Count: 9.3.}

Opponents' Testimony:

Jim Bradford, Montana Bowhunters Association. EXHIBIT 4.
{Tape: 1; Side: 1; Approx. Time Count: 15.8.}

Jim Richards, Montana Wildlife Federation.
{Tape: 1; Side: 1; Approx. Time Count: 15.8.}

Bob Bugni, Prickley Pear Sportsmen's Association.
{Tape: 1; Side: 1; Approx. Time Count: 16.6.}

Gary Stern, Montana Deer Herds Association.
{Tape: 1; Side: 1; Approx. Time Count: 17.3.}

Patrick Graham, Director, Department of Fish, Wildlife & Parks.
EXHIBIT 5.
{Tape: 1; Side: 1; Approx. Time Count: 18.0.}

Informational Testimony: None.
{Tape: 1; Side: 1; Approx. Time Count: 21.0.}

Questions From Committee Members and Responses:
{Tape: 1; Side: 1; Approx. Time Count: 21.1.}

Closing by Sponsor: REP. LAWSON closed on the bill.
{Tape: 1; Side: 1; Approx. Time Count: 21.9.}

HEARING ON HB 265

Opening Statement by Sponsor: REP. BRAD MOLNAR, H.D. 22 introduced the bill.
{Tape: 1; Side: 1; Approx. Time Count: 24.2.}

Proponents' Testimony:

Jim Bradford, Montana Bowhunters Association. EXHIBIT 6.
{Tape: 1; Side: 1; Approx. Time Count: 32.0.}

Jim Richards, Montana Wildlife Federation.
{Tape: 1; Side: 1; Approx. Time Count: 35.5.}

Bob Bugni, Prickley Pear Sportsmen's Association.
{Tape: 1; Side: 1; Approx. Time Count: 36.6.}

Gary Stern, Montana Deer Herds Association.
{Tape: 1; Side: 1; Approx. Time Count: 38.8.}

Opponents' Testimony:

Jean Johnson, Montana Outfitters and Guides Association.
{Tape: 1; Side: 1; Approx. Time Count: 39.9.}

Harold Billings, Foundation for North American Wild Sheep.
EXHIBIT 7.
{Tape: 1; Side: 2; Approx. Time Count: .5.}

Patrick Graham, Director, Department of Fish, Wildlife and Parks.
EXHIBIT 8,9,10.
{Tape: 1; Side: 2; Approx. Time Count: 4.2.}

Jason Campbell, Montana Stockgrower's Association.
{Tape: 1; Side: 2; Approx. Time Count: 12.5.}

Informational Testimony: None.
{Tape: 1; Side: 2; Approx. Time Count: 13.9.}

Questions From Committee Members and Responses:
{Tape: 1; Side: 2; Approx. Time Count: 14.1.}

Closing by Sponsor: REP. MOLNAR closed on the bill.
{Tape: 1; Side: 2; Approx. Time Count: 36.4.}

EXECUTIVE ACTION ON HB 92

Motion: REP. TASH MOVED HB 92 DO PASS.
{Tape: 2; Side: 1; Approx. Time Count: .5.}

Discussion:
{Tape: 2; Side: 1; Approx. Time Count: 1.3.}

**Vote: Question was called. Motion carried unanimously 19-0 with
REP. ANDERSON voting by proxy.**
{Tape: 2; Side: 1; Approx. Time Count: 3.0.}

EXECUTIVE ACTION ON HB 212

Motion: REP. RANEY MOVED HB 212 DO PASS.
{Tape: 2; Side: 1; Approx. Time Count: 3.3.}

Discussion:
{Tape: 2; Side: 1; Approx. Time Count: 3.8.}

**Motion: REP. RANEY moved to adopt the first Raney amendment.
Question was called. Motion carried to adopt the first Raney
amendment unanimously 19-0.**
{Tape: 2; Side: 1; Approx. Time Count: 5.2.}

Motion: REP. RANEY moved to adopt the second Raney amendment which dealt with Page 1, Line 18 and clarified the legal definition of an island by substituting the reference to section 77.1-102 with section 70-18-203.

{Tape: 2; Side: 1; Approx. Time Count: 7.9.}

Discussion:

{Tape: 2; Side: 1; Approx. Time Count: 8.1.}

Vote: Question was called. Motion carried to adopt the second Raney amendment unanimously 19-0.

{Tape: 2; Side: 1; Approx. Time Count: 8.4.}

Discussion:

{Tape: 2; Side: 1; Approx. Time Count: 8.6.}

Motion: REP. TASH moved to adopt an amendment which would delete navigable rivers and streams with this bill only applying to lakes and it does not broaden the bill.

{Tape: 2; Side: 1; Approx. Time Count: 26.6.}

Discussion:

{Tape: 2; Side: 1; Approx. Time Count: 28.0.}

Vote: Question was called. Motion failed 8-11 to adopt the Tash amendment on a roll call vote.

{Tape: 2; Side: 1; Approx. Time Count: 33.0.}

Discussion:

{Tape: 2; Side: 1; Approx. Time Count: 33.4.}

Motion/Vote: REP. RANEY MOVED HB 212 DO PASS AS AMENDED.

Question was called. Motion carried 12-7 on a roll call vote with REPS. KNOX and SLITER voting by proxy.

{Tape: 2; Side: 2; Approx. Time Count: 1.3.}

EXECUTIVE ACTION ON HB 109

Motion: REP. HARPER MOVED HB 109 DO PASS.

{Tape: 2; Side: 2; Approx. Time Count: 6.7.}

Motion: REP. HARPER moved to adopt the Harper amendments.

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

Discussion:

{Tape: 2; Side: 2; Approx. Time Count: 7.6.}

Vote: Question was called. Motion carried to adopt the Harper amendments unanimously 19-0.

{Tape: 2; Side: 2; Approx. Time Count: 16.4.}

Motion: REP. SANDS MOVED HB 109 DO PASS AS AMENDED.

{Tape: 2; Side: 2; Approx. Time Count: 16.8.}

Discussion:

{Tape: 2; Side: 2; Approx. Time Count: 17.0.}

Vote: Question was called. Motion failed 8-11 by roll call vote with REPS. BEAUDRY and SLITER voting by proxy.


{Tape: 2; Side: 2; Approx. Time Count: 21.6.}

Motion/Vote: REP. TASH MOVED HB 109 BE TABLED. Motion carried 11-8.

{Tape: 2; Side: 2; Approx. Time Count: 22.7.}

ADJOURNMENT

Adjournment: 5:45 P.M.



REP. DOUGLAS T. WAGNER, Chairman



ALBERTA STRACHAN, Secretary

DTW/ajs