

MINUTES

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

COMMITTEE ON FISH, WILDLIFE, & PARKS

Call to Order: By **CHAIRMAN DOUGLAS T. WAGNER**, on January 30, 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. Paul Sliter (R)
Rep. Bill Tash (R)
Rep. Allan Walters (R)
Rep. Jack Wells (R)

Members Excused: Rep. Diane Sands

Members Absent: None.

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

Committee Business Summary:

Hearing(s) & Date(s) Posted: HB 186 (1/17/97; HB 247
(1/17/97); HB 271 (1/17/97)
Executive Action: HB 271; HB 236

HEARING ON HB 186

Opening Statement by Sponsor: REP. ALLAN WALTERS, H.D. 60
introduced the bill. **EXHIBIT 1,2,3,4.**
{Tape: 1; Side: 1; Approx. Time Count: 2.2; Comments: Rep.
Walters provided testimony from Carolyn Robinson, Neil H.
Eliason, Dale W. Williams.}

CHAIRMAN WAGNER referred the chairmanship to **VICE-CHAIRMAN REHBEIN**.

{Tape: 1; Side: 1; Approx. Time Count: 10.4.}

Proponents' Testimony:

REP. DOUGLAS WAGNER, H.D. 83. EXHIBIT 5.

{Tape: 1; Side: 1; Approx. Time Count: 10.7; Comments: Rep. Wagner provided testimony from Dale W. Williams.}

REP. BRAD MOLNAR, H.D. 22.

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

REP. PAUL SLITER, H.D. 76.

{Tape: 1; Side: 1; Approx. Time Count: 21.6.}

Opponents' Testimony:

Bud Clinch, Department of Natural Resources and Conservation.

{Tape: 1; Side: 1; Approx. Time Count: 22.0.}

Lorna Frank-Karn, Montana Farm Bureau.

{Tape: 1; Side: 1; Approx. Time Count: 29.9.}

Jim Richards, Montana Wildlife Federation.

{Tape: 1; Side: 1; Approx. Time Count: 32.8.}

Jim McDermand, Russell County Sportsmen's Association.

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

Candace Torgerson, Women Involved in Farm Economics.

{Tape: 1; Side: 1; Approx. Time Count: 37.2.}

Janet Ellis, Montana Audobon Society. EXHIBIT 6.

{Tape: 1; Side: 1; Approx. Time Count: 38.1.}

Ira T. Holt, Ravalli County Fish and Wildlife Association.

{Tape: 1; Side: 1; Approx. Time Count: 39.0.}

Jason Campbell, Montana Stockgrower's Association.

{Tape: 1; Side: 1; Approx. Time Count: 40.4.}

REP. MARIAN HANSON, H.D. 1.

{Tape: 1; Side: 1; Approx. Time Count: 41.4.}

REP. BILL TASH, H.D. 34.

{Tape: 1; Side: 1; Approx. Time Count: 43.5.}

Joe Lamson, Office of Public Instruction.

{Tape: 1; Side: 1; Approx. Time Count: 45.3.}

Informational Testimony: None.

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

Questions From Committee Members and Responses:

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

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

{Tape: 1; Side: 2; Approx. Time Count: 43.0.}

HEARING ON HB 247

Opening Statement by Sponsor: REP. HAL HARPER, H.D. 52 introduced the bill.

{Tape: 2; Side: 1; Approx. Time Count: .4.}

Proponents' Testimony:

Bud Solmonsson, National Ecological and Conservation Opportunities Institute. EXHIBIT 7.

{Tape: 2; Side: 1; Approx. Time Count: 6.0.}

Patrick Graham, Director, Department of Fish, Wildlife & Parks. EXHIBIT 8, 9.

{Tape: 2; Side: 1; Approx. Time Count: 10.6; Comments: Mr. Graham also provided proposed amendments.}

Jean Johnson, Montana Outfitters & Guides Association.

{Tape: 2; Side: 1; Approx. Time Count: 12.6.}

Opponents' Testimony: None.

{Tape: 2; Side: 1; Approx. Time Count: 13.5.}

Informational Testimony: None.

Questions From Committee Members and Responses:

{Tape: 2; Side: 1; Approx. Time Count: 13.8.}

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

{Tape: 2; Side: 1; Approx. Time Count: 27.6.}

HEARING ON HB 271

Opening Statement by Sponsor: REP. HAL HARPER, H.D. 52 introduced the bill. EXHIBIT 10.

{Tape: 2; Side: 1; Approx. Time Count: 27.6.}

Proponents' Testimony:

Peter Funk, Montana Council of Trout Unlimited.

{Tape: 2; Side: 1; Approx. Time Count: 33.9.}

Mike McNeilly, Lewis and Clark Expedition Association.

{Tape: 2; Side: 1; Approx. Time Count: 37.4.}

Robert Twiford, Walleyes Unlimited. EXHIBIT 11.

{Tape: 2; Side: 1; Approx. Time Count: 38.2.}

Janet Ellis, Montana Audobon Society. EXHIBIT 12.

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

**Patrick Graham, Director, Department of Fish, Wildlife & Parks.
EXHIBIT 13.**

{Tape: 2; Side: 1; Approx. Time Count: 40.7.}

**Bud Solmonsson, National Ecological and Conservation
Opportunities Institute.**

{Tape: 2; Side: 1; Approx. Time Count: 43.1.}

Opponents' Testimony: None.

{Tape: 2; Side: 1; Approx. Time Count: 44.2.}

Informational Testimony: None.

Questions From Committee Members and Responses:

{Tape: 2; Side: 1; Approx. Time Count: 44.4.}

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

{Tape: 2; Side: 2; Approx. Time Count: 6.3.}

EXECUTIVE ACTION ON HB 271

Motion: REP. SLITER MOVED HB 271 DO PASS.

{Tape: 2; Side: 2; Approx. Time Count: 9.5.}

**Motion/Vote: REP. ANDERSON moved to adopt the Anderson
amendments. REP. ANDERSON withdrew his amendments.**

{Tape: 2; Side: 2; Approx. Time Count: 10.0.}

Discussion:

{Tape: 2; Side: 2; Approx. Time Count: 12.9.}

**Motion: REP. MOLNAR moved to adopt a substitute motion of the
Anderson amendment which appears on Line 19 there would be a
period placed after the word "amount" and striking "and seven
days imprisonment".**

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

Discussion:

{Tape: 2; Side: 2; Approx. Time Count: 19.6.}

**Vote: Question was called. Motion carried 18-1 to adopt the
Molnar amendment which was a substitute of the Anderson amendment
with CHAIRMAN WAGNER voting no.**

{Tape: 2; Side: 2; Approx. Time Count: 20.7.}

**Motion/Vote: REP. TASH MOVED HB 271 DO PASS AS AMENDED. Motion
carried 17-2 with CHAIRMAN WAGNER and REP. WELLS voting no.**

{Tape: 2; Side: 2; Approx. Time Count: 20.8.}

EXECUTIVE ACTION ON HB 236

Motion: REP. RANEY MOVED HB 236 DO PASS.

{Tape: 2; Side: 2; Approx. Time Count: 23.8.}

Motion/Vote: REP. RANEY moved to adopt the Raney amendments. Motion carried to adopt the Raney amendments unanimously with REP. SANDS not voting.

{Tape: 2; Side: 2; Approx. Time Count: 24.4.}

Motion: REP. RANEY MOVED HB 236 DO PASS AS AMENDED.

{Tape: 2; Side: 2; Approx. Time Count: 28.7.}

Discussion:

{Tape: 2; Side: 2; Approx. Time Count: 28.9.}

Motion/Vote: REP. ANDERSON moved to adopt the second Anderson amendment. Motion carried to adopt the second Anderson amendment which passed unanimously with REP. SANDS not voting.

{Tape: 2; Side: 2; Approx. Time Count: 36.4.}

Discussion:

{Tape: 2; Side: 2; Approx. Time Count: 36.9.}

Vote: Question was called. Motion failed 10-8 on a Do Pass As Amended by roll call vote with REP. SANDS not voting.

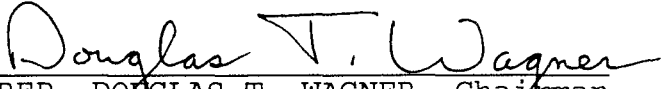
{Tape: 3; Side: 1; Approx. Time Count: 4.0.}

Motion/Vote: REP. MOLNAR MOVED HB 236 BE TABLED. Motion carried 10-8 with REPS. WAGNER, REHBEIN, SWANSON, BEAUDRY, HARPER, RANEY, SLITER and ANDERSON voting no and REP. SANDS not voting.

{Tape: 3; Side: 1; Approx. Time Count: 5.7.}

ADJOURNMENT

Adjournment: 6:25 P.M.


REP. DOUGLAS T. WAGNER, Chairman


ALBERTA STRACHAN, Secretary

DTW/ajs