

1  
2  
3  
4  
5  
6  
7  
8

**State of Montana**  
**Office of the Governor**

STATE LAW LIBRARY

JUN 02 1993

OF MONTANA



**Executive Order No. 6-93**

---

9  
10

EXECUTIVE ORDER CREATING THE GOVERNOR'S  
PRIVATE LAND/PUBLIC WILDLIFE ADVISORY COUNCIL

---

11  
12  
13  
14  
15  
16  
17

WHEREAS, the 53rd session of the Montana Legislature adopted HJR 24, a joint resolution requesting that the Governor's office coordinate an effort among landowners, outfitters, the sporting community and the public to address common goals that will mutually benefit the interests of all parties as well as the interests of Montana wildlife resources; and

18  
19  
20  
21  
22  
23  
24  
25  
26  
27

WHEREAS, HJR 24 acknowledged that landowner/outfitter/sportsperson relations have become increasingly strained over the past several years; landowners feel victimized, helpless to control increasing game populations and that their contributions to wildlife habitat are overlooked; sportspersons are concerned about diminishing access to private and public land for hunting opportunities and view this as a threat to the long-term viability of wildlife management and our hunting heritage; and, outfitters are interested in stabilizing their industry and improving their

1 image; and,

2 WHEREAS, HJR 24 urged landowners, outfitters, the  
3 sporting community, and the public to work together to address  
4 these issues in a sustained, cooperative, and positive manner  
5 and to mitigate the tension arising from polarization by:

6 (1) recognizing the contributions of:

7 (a) private landowners, who provide wildlife  
8 habitat and hunting opportunities;

9 (b) the sporting community, which provides  
10 financial and political support for sound  
11 wildlife management; and

12 (c) the outfitting industry, which provides a  
13 valid service and is an important industry in  
14 Montana; and

15 WHEREAS, HJR 24 requested that the Office of the  
16 Governor, through the Department of Fish, Wildlife & Parks,  
17 coordinate a sustained, ongoing, cooperative effort to address  
18 these issues by establishing statewide, regional, and local  
19 groups to develop mutually satisfactory solutions that will  
20 preserve Montana's hunting and wildlife heritage; and

21 WHEREAS, HJR 24 encouraged the Department of Fish,  
22 Wildlife & Parks to provide administrative assistance as  
23 necessary to enhance the cooperative effort; and,

24 WHEREAS, HJR 24 requested that solutions be reported to  
25 future legislatures and that legislation introduced by any of  
26 these groups reflect the mutual interests of landowners,

27

1 outfitters, and the sporting community,

2 NOW, THEREFORE, I, MARC RACICOT, Governor of the State of  
3 Montana, by virtue of the authority vested in me pursuant to  
4 the Constitution and laws of the State of Montana,  
5 specifically Sec. 2-15-122, MCA, do hereby appoint the  
6 Governor's Private Land/Public Wildlife Advisory Council.

7 I. PURPOSE:

8 (A) The Private Land/Public Wildlife Advisory Council,  
9 working with representative local advisory groups, shall  
10 define common goals, including but not limited to:

- 11 1) achieving optimum hunter access,
- 12 2) protecting wildlife habitat,
- 13 3) minimizing impacts on and inconvenience to  
14 landowners,
- 15 4) encouraging the continuance of a viable outfitting  
16 industry, and
- 17 5) providing additional tangible benefits to  
18 landowners who allow hunter access.

19 (B) Further, the council, working with representative local  
20 advisory groups, shall advise the director of the  
21 Department of Fish, Wildlife & Parks and the Fish,  
22 Wildlife & Parks Commission on measures to address the  
23 above goals.

24 (C) In its advisory role, the council shall seek the advice  
25 and participation of affected interests, including:

- 26 1) private citizens,

27

- 1           2) groups representing agricultural interests,
- 2           3) groups representing the outfitting industry,
- 3           4) groups representing the sporting community,
- 4           5) groups representing conservation interests,
- 5           6) groups representing other businesses, and
- 6           7) affected government agencies.

7           (D) In seeking the advice and participation of all affected  
8           interests, the advisory council:

9           1) Shall create and seek advice from representative  
10           local groups which include delegates from affected  
11           interests. These sponsor groups shall take  
12           initiative to address problems at the local level  
13           and advise the council on the nature of local  
14           wildlife conservation issues and the recommended  
15           solutions. The local groups may receive direction  
16           from the council.

17           2) May sponsor and facilitate "open houses" and other  
18           appropriate public involvement methods to provide  
19           informal opportunities for the public to review and  
20           comment on possible recommendations to the  
21           director, commission and Governor's Office.

22           II. COMPOSITION:

23           The council shall consist of up to 15 members, appointed  
24           by the Governor, and representing a variety of interests. The  
25           names and addresses of members who shall serve at the pleasure  
26           of the Governor are submitted by separate letter to the

27

1 Secretary of State and the Department of Fish, Wildlife and  
2 Parks.

3 III. COMPENSATION:

4 Council members' expenses eligible for compensation under  
5 Sec. 2-15-122(5), MCA, shall be paid by the Department of  
6 Fish, Wildlife & Parks at a rate up to \$25 for each day  
7 actually and necessarily engaged in the performance of council  
8 duties that are approved by the department. All members shall  
9 be reimbursed for travel expenses pursuant to 2-15-122(5),  
10 MCA.

11 IV. DURATION:

12 This council shall exist for a period of two years from  
13 the effective date of this Order unless otherwise ordered by  
14 subsequent Executive Order. This Order is effective  
15 immediately.

16 GIVEN under my hand and the  
17 GREAT SEAL of the State of  
18 Montana, this 18<sup>th</sup> day of  
19 May in the  
20 year of our LORD, One Thousand,  
21 Nine Hundred and Ninety-Three.

22 Marc Racicot  
23 MARC RACICOT, Governor

24 ATTEST:

25 Mike Cooney  
26 MIKE COONEY, Secretary of State  
27