

MINUTES OF MEETING  
FISH AND GAME COMMITTEE  
MONTANA STATE SENATE

March 24, 1981

The executive session was called to order by Chairman Smith at 1:06 p.m. in Room 402 of the Capitol.

ROLL CALL: All members of the committee were present with Senator Lee arriving at 1:13 p.m.

CONSIDERATION OF HOUSE BILL 200, "An act to increase funds available for management of the state's wildlife resources by increasing the fees for hunting, fishing,...."

Chairman Smith called on Bob Robinson of the Legislative Fiscal Analyst's office to report on HB 200. Mr. Robinson presented a revision of the letter which he gave to the committee at the last meeting. He said that, at the committee's direction, he had met with Jim Flynn of the Department of Fish, Wildlife, and Parks and Terry Williams of the Budget Director's office, and had negotiated with them the number of licenses estimated to be sold in each category of license where fees had been increased as a result of HB 200 (Attachment #1). He said as a result of their negotiations, they had all agreed to use the figures in his revised letter.

Chairman Smith called on Jim Flynn, Director of the Department of Fish, Wildlife, and Parks. Mr. Flynn stated that the department had come to an agreement with the legislative fiscal analyst on the number of licenses estimated to be sold in fiscal years 1982 and 1983 and the department would agree with those figures presented in Mr. Robinson's revised letter as to the effects of HB 200. Using those same figures, the department recalculated fees based upon the new agreed-upon figures. There is still a \$300,000 difference. Mr. Flynn then handed out a prepared report with the calculations shown and explained the differences. (Attachment #2)

Mr. Flynn directed the committee's attention to Item 6--salary increases for state employees. He stated that the fee increases the House allocated, so far, just barely take care of the proposed salary increases for a reduced number of state employees in the next biennium.

Mr. Flynn continued by saying that the \$1,500,000 balance shown for the end of the biennium is somewhat larger than the balance which has been discussed up until this time. The agency has just borrowed \$2,000,000 because it does not have enough revenue to cover expenses. He said that as the budget increases to \$10- or \$11,000,000, the \$1,000,000 balance needs to be adjusted upwards so that borrowing from the general fund will not be necessary. He believes the \$1,500,000 balance is a justifiable figure.

ACTION ON HOUSE BILL 200. Senator Berg moved to amend HB 200, page 2, line 22, to increase the cost of a resident or nonresident conservation license from \$2.00 to \$3.00. A roll call vote was taken and the motion passed with five members voting yes and two members voting no. (Attachment #3)

Senator Lee moved to amend HB 200, page 3, line 3, to increase the cost of a resident fishing license from \$6.00 to \$7.00. Motion passed on roll call vote with six members voting yes and one member voting no. (Attachment #4)

Senator Berg moved HB 200 be amended on page 6, line 8, to increase the nonresident big game combination hunting license from \$250.00 to \$275.00. The motion passed unanimously on a roll call vote. (Attachment #5)

Senator Berg moved HB 200 be amended on page 8, line 9, to increase the trapper's license fee from \$10,00 to \$25.00. The motion failed on a roll call vote with six members voting no and one member voting yes. (Attachment #6)

A sheet of clerical amendments was presented to the committee by Ms. Merrill, legislative researcher. The amendments are necessary, she said, as a result of House action where unaffected portions of HB 200 were not deleted from third reading copy. (Attachment #7)

Senator Galt moved the clerical amendments to HB 200; the motion carried unanimously.

Senator Severson moved House Bill 200 as amended, be concurred in. A roll call vote was taken and the motion passed with six members voting yes and one member voting no. (Attachment #8)

Senator Severson will carry the bill on the Senate floor.

CONSIDERATION OF HOUSE BILL 222, "An act to limit noise emissions  
...."

Chairman Smith recognized Representative Robbins, sponsor of HB 222. Representative Robbins explained that after the public hearing on March 14, he had met with representatives of the boat racing association, the department, and lakeside owners, and they had agreed on amendments to HB 222. He stated that he thought the bill being presented today with its amendments was a much better bill. The amendments were distributed to committee members for consideration. (Attachment #9)

ACTION ON HOUSE BILL 222. Senator Lee moved to amend suggested amendment number 5, subsection (4), by placing a period after the word "airboats" and striking the rest of the sentence. The motion carried unanimously.

Senator Lee moved all other suggested amendments; the motion carried.

Senator Lee moved HB 222 as amended, be concurred in. The motion carried unanimously.

In reviewing the Statement of Intent to HB 222, it was decided that it would have to be edited and condensed. Chairman Smith asked Ms. Merrill to prepare it for committee consideration and action at the next meeting.

Chairman Smith said that he would ask Senator Bob Brown of Whitefish to carry the bill on the Senate floor.

ACTION ON HOUSE BILL 806, "An act to increase the amount of money that may be used for operation...."

Senator Eck moved that HB 806 be not concurred in.

Senator Galt said he lived near some access sites and believes some are a disgrace to the State of Montana because they are not properly developed and maintained.

Senator Lee made a substitute motion that HB 806 be tabled.

Chairman Smith said that he did not agree with tabling a bill. He believes the committee should act on all bills in committee.

Senator Lee withdrew his substitute motion.

Senator Severson said that emphasis has been on the department's acquiring access sites. He believes they have an obligation to take care of what they own and keep it in good repair.

Senator Severson made a substitute motion that HB 806 be concurred in.

A roll call vote was taken and the motion failed with three members voting yes and four members voting no. (Attachment #10)

Comments received opposing HB 806 are attached to these minutes, marked #11.

ACTION ON HOUSE BILL 738, "An act to clarify that it is lawful to take wildlife...."

Senator Lee moved the bill be concurred in. A roll call vote was taken and the motion carried with five members voting yes and two members voting no. (Attachment #12)

ACTION ON HOUSE BILL 152, "An act to minimize transmission of rabies...."

Senator Berg moved the amendments as shown on the sheet prepared by legislative researcher, Ms. Merrill (attachment #13). The motion carried.

Senator Severson moved that HB 152 be amended on page 2, Section 2, line 11, by adding after "scientific research" the following: "all the captive bred and reared offspring of the above exception." A roll call vote was taken and the motion failed with two members voting yes and four members voting no and one member abstaining. (Attachment #14)

Senator Berg moved HB 152, as amended, be concurred in. A roll call vote was taken and the motion passed with all members voting yes. (Attachment #15)

CONSIDERATION OF HOUSE BILL 731, "An act to require the Department ...to limit the number of new outfitter and guide licenses...."

Senator Lee had prepared two amendments to HB 731 and distributed these to members of the committee. He moved that his amendments to HB 731 be accepted. There was a discussion concerning waters which are declared navigable and nonnavigable, and the legislature's jurisdiction in such matters. Chairman Smith said that action on this bill should be delayed until the next meeting. (Attachment #16)

The meeting was adjourned at 2:55 p.m.

*Ed B. Smith*  
SENATOR ED B. SMITH

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## ROLL CALL

**FISH AND GAME COMMITTEE**

47th LEGISLATIVE SESSION -- 1981

Date 3/24/81

Each day attach to minutes.



## STATE OF MONTANA

## Office of the Legislative Fiscal Analyst

STATE CAPITOL  
HELENA, MONTANA 59601  
406/449-2986

~~JOHN LAFAYE~~  
~~REPRESENTATIVE~~

March 21, 1981

TO: Senator Ed Smith, Chairman  
Senate Fish and Game Committee

FROM: Bob Robinson, Senior Analyst *BR*

RE: Appropriation Action on Fish and Wildlife Department Budget  
and Fiscal Impact of HB 200 With Committee Amendments.

APPROPRIATIONS

The following table shows appropriation subcommittee recommendations of hunting and fishing license earmarked funds by division.

	<u>FY 1982</u>	<u>FY 1983</u>
Central Services	\$1,668,256	\$1,589,473
Ecological Services	347,426	361,291
Fisheries	1,344,976	1,261,526
Enforcement	2,531,294	2,562,647
Wildlife	925,006	931,412
Parks & Recreation	358,319	386,984
Conservation Ed.	745,709	765,714
Administration	<u>449,976</u>	<u>453,807</u>
Total	\$8,370,962	\$8,312,854

If the above expenditures are approved and a 12 percent pay plan is added, the impact on the license earmarked revenue fund (02131) would be a reduction of the fund balance to a negative \$665,875 by the end of fiscal 1983. The department needs a positive fund balance of \$800,000 to \$1,000,000 to operate effectively.

Fish and Game License ERA  
02131

	<u>FY 1982</u>	<u>FY 1983</u>
Beginning Balance	\$1,100,000	\$ 566,648
Revenue	<u>8,606,436</u>	<u>8,687,185</u>
Total Available	\$9,706,436	\$9,253,833
Expenditures	(8,370,962)	(8,312,854)
Pay Plan	<u>(768,826)</u>	<u>(1,606,854)</u>
Ending Balance	\$ 556,648	\$ (665,875)

If HB 200 is approved as amended in committee the license fee earmarked account would have a balance of approximately \$1.157 million at the end of fiscal 1983.

	<u>FY 1982</u>	<u>FY 1983</u>
Beginning Balance	\$1,100,000	\$ 1,247,579
Revenue	<u>9,287,367</u>	<u>10,169,454</u>
Total Available	\$10,387,367	\$11,439,033
Expenditures	(8,370,962)	(8,312,854)
Pay Plan (12%)	<u>(768,826)</u>	<u>(1,606,854)</u>
Ending Balance	\$1,247,579	\$1,519,325

Fiscal Impact of HB 200 as Amended

HB 200 as amended will increase license fee revenue \$1.5 million per year when it is fully implemented in fiscal 1983. Most license increases won't go into effect until fiscal 1983. The conservation card increase and the drawing fee go into effect in fiscal 1982, generating an additional \$680,931. The estimates for resident and non-resident season fishing licenses assume a ten percent decrease in license sales due to price increases. If fishing license sales do not decrease an additional \$148,589 will be collected.

Fiscal Impact of HB 200 as Approved by the House

<u>Bill Section #</u>		<u>No. Sold</u>	<u>Current Revenue</u>	<u>Proposed Revenue</u>	<u>Difference</u>	<u>No. Sold</u>	<u>Current Revenue</u>	<u>Proposed Revenue</u>	<u>Difference</u>
1. Replace Lost Licenses		3,295	\$ 9,885	\$ 16,475	\$ 6,590	3,295	\$ 9,885	\$ 16,475	\$ 6,590
2. Res. Conservation Card	273,431	273,431	546,862	273,431***	276,960	276,960	553,920	276,960	
Nonres. Conservation Card	100,000	100,000	200,000	100,000***	101,000	101,000	202,000	101,000	
3. Resident Fishing	175,892	879,460	949,816*	70,356	177,647	888,235	959,293	71,058	
4. Nonres. Season Fishing	14,000	280,000	378,000*	98,000	14,000	280,000	378,000*	98,000	
5. Nonres. Fishing 2-day	90,000**	264,000	360,000	96,000	90,000**	264,000	360,000	96,000	
6. Paddlefish	4,000	-0-	12,000	12,000	4,000	-0-	12,000	12,000	
9. Turkey	4,000	8,000	12,000	4,000	4,000	8,000	12,000	4,000	
10. Deer A - Resident	121,000	847,000	968,000	121,000	122,000	854,000	976,000	122,000	
Elk - Resident	83,132	665,056	748,188	83,132	84,686	677,488	762,174	84,686	
Bear - Resident	10,100	60,600	80,800	20,200	10,500	63,000	84,000	21,000	
11. Nonres. Big Game	17,000	3,825,000	4,250,000	425,000	17,000	3,825,000	4,250,000	425,000	
15. Moose - Nonres.	12	1,800	2,100	300	12	1,800	2,100	300	
Mtn. Goat - Nonres.	22	3,300	3,850	550	22	3,300	3,850	550	
Mtn. Sheep - Nonres.	300	45,000	52,500	7,500	300	45,000	52,500	7,500	
Grizzly Bear-Nonres.	5	750	875	125	5	750	875	125	
19. Drawing Fee	71,500	50,000	357,500	307,500***	71,500	50,000	357,500	307,500	
22. Increase in Agent Fees		(130,000)	(260,000)	<u>(130,000)</u>		(130,000)	(260,000)	<u>(130,000)</u>	
				\$ 680,931					

\*Assumes 10% decrease in license sales due to price increase.  
 \*\*Assumes two day licenses will total \$90,000; one day licenses totaled \$131,000 in 1980.  
 \*\*\*Increases to go into effect in fiscal 1982.

Increases Effective FY '83  
 Increase if there is no  
 decline in fishing licenses sales  
 resulting from price increases.

\$1,504,269  
 \$1,652,858

Attachment # 1b

ADDITIONAL REVENUE REQUESTED FROM THE SENATE FISH & GAME COMMITTEE

&amp;

ADDITIONAL EXPENSES REQUESTED FROM THE SENATE FINANCE & CLAIMS COMMITTEEI. Additional Revenue Requested From the Senate Fish & Game Committee

	<u>FY82</u>	<u>FY83</u>	<u>Total For Biennium</u>
A. Resident Conservation License	\$273,000	\$276,000	\$549,000
B. Nonresident Conservation License	96,446	93,746	190,192
C. Resident Fishing		183,405	183,405
D. Nonresident Big Game		425,000	425,000
	<u>\$369,446</u>	<u>\$978,151</u>	<u>\$1,347,597</u>

Total Additional License Fee Income

Requested From the Senate for the

Biennium

\$1,347,597II. Additional Expenses Requested From the Senate Finance & Claims Committee

	<u>FY82</u>	<u>FY83</u>	<u>Total For Biennium</u>
A. Department Request to Restore 4.00 FTE's	\$ 61,486	\$ 61,486	\$122,972
B. Additional Gasoline Costs	120,507	112,210	232,717
C. Fiscal Impact - Current Legislation (SB320)	- 0 -	83,600	83,600
	<u>\$181,993</u>	<u>\$257,296</u>	<u>\$439,289</u>

III. Capital Projects Authorized By Previous Legislatures

	<u>FY82</u>	<u>FY83</u>	<u>Total For Biennium</u>
	- 0 -	\$856,175	\$856,175

Total Additional Expenses Authorized & Requested  
From the Senate for the Biennium (\$439,289 + \$856,175)\$1,295,464Total Additional Fee Increases Requested From  
the Senate

\$1,347,597

Total Additional Expenses Authorized & Requested  
From the Senate\$1,295,464\$ 52,133

HUNTING & FISHING LICENSE ACCOUNT  
PROJECTED REVENUES, EXPENDITURES, & CASH BALANCES  
FISCAL YEARS 1982 AND 1983

<u>I. Minimum Cash Balance - (See Chart 1)</u>	<u>FY82</u>	<u>FY83</u>
The Department receives most fishing license money in the summer and most hunting license money in the fall. It receives very little money in the winter. Because hunting and fishing license monies are used to pay for federal work before reimbursement is received, a minimum cash balance of \$1,000,000 must be kept throughout the year, not just at the end of the fiscal year.	\$1,000,000	\$1,000,000
<u>II. Revenues - (See Chart 2)</u>	<u>FY82</u>	<u>FY83</u>
It should be noted that the Department's revenue estimates differ with those of the Legislative Fiscal Analyst by \$971,872. These differences relate primarily to overestimation of numbers of licenses sold in FY82 and FY83 by the LFA and overestimation of revenues generated by the House-approved version of HB200 by the LFA.		
Department of Fish, Wildlife, and Parks Estimates HB200, as Approved by the House (Charts 6 & 7)	\$8,386,299	\$8,523,025
Additional Amounts Requested from the Senate (Charts 6 & 7)	681,129	1,681,118
	369,446	978,151
	<u>\$9,436,874</u>	<u>\$11,182,294</u>
<u>III. Expenditures Approved by the Joint Appropriations Subcommittee at this Time</u>	<u>FY82</u>	<u>FY83</u>
Division		
Centralized Services	\$1,668,256	\$1,589,473
Ecological Services	347,426	361,291
Fisheries	1,338,826	1,255,376
Enforcement	2,533,260	2,564,613
Wildlife	917,206	923,612
Parks	358,319	386,984
Conservation-Education	742,024	761,968
Administration	459,048	462,879
	<u>\$8,364,365</u>	<u>\$8,306,196</u>
<u>IV. Department Request to Restore 4.00 FTE's - (See Chart 3)</u>	<u>FY82</u>	<u>FY83</u>
Division		
Centralized Services (1.00)	\$ 21,425	\$ 21,425
Conservation-Education (1.00)	14,819	14,819
Administration (2.00)	25,242	25,242
	<u>\$ 61,486</u>	<u>\$ 61,486</u>
<u>V. Expected Gasoline Price Increases (In Addition to Executive Budget Request) - (See Chart 4)</u>	<u>FY82</u>	<u>FY83</u>
A. 276,544 gallons used in fiscal year 1980		
B. Expected Price in Fiscal Year 1982 is \$1.65 per gallon Budgeted Price in Fiscal Year 1982 is \$1.16 per gallon		
276,544 gallons x \$1.65 =	\$456,298	
276,544 gallons x \$1.16 =	(320,791)	
Additional Amount Needed, FY82	\$135,507 - \$15,000 (House) =	\$ 120,507
Expected Price in Fiscal Year 1983 is \$1.85 per gallon Budgeted Price in Fiscal Year 1983 is \$1.39 per gallon		
276,544 gallons x \$1.85 =	\$511,606	
276,544 gallons x \$1.39 =	(384,396)	
Additional Amount Needed, FY83	\$127,210 - \$15,000 (House) =	\$ 112,210

VI. Salary Increases For Employees

FY82

FY83

The expenditures currently approved by the joint appropriations subcommittee do not include any salary increases for employees. Presently, there are tentative agreements with labor bargaining units in other agencies at 12%. A 12% rate is assumed for fiscal year 1982 and fiscal year 1983 salary increases. The 12% was applied to total personal services approved by the joint appropriations subcommittee plus the additional 4.00 FTE's requested by the Department. Then, 60% of this amount (the license account portion) was calculated.

\$ 718,076

\$1,526,763

VII. Fiscal Impact - Current Legislation

FY82

FY83

SB320 - Loss of Revenue From Half-Price Senior Citizens Deer and Elk Licenses

- 0 -

\$ 83,600

VIII. Capital Projects Authorized By Previous Legislatures

FY82

FY83

These are projects appropriated by previous legislatures. With the exception of the Missoula Headquarters and the Lake & Stream Improvement appropriations, they are active projects. HB200 is needed to offset the drain on account 02131 resulting from the completion of these projects.

<u>Project Description</u>	<u>Amount</u>
Mon Ferry - Develop hunter access at upper end of reservoir	\$ 4,750
Lake & Stream Improvement - Improve fish habitat where deteriorated or in jeopardy- Original appropriation \$50,000 from 02131- 2% complete	13,880
Acquire Wildlife Habitat Statewide remainders of two separate appropriations originally totalling \$750,000 - 88% complete	91,287
Develop Fishing Access Sites for Public use-remainders of three separate appropriations originally totalling \$1,135,000 from 02131- 6% complete	172,988
Develop Land for Wildlife Benefit statewide	12,300
Replace inadequate regional headquarters at Missoula - original appropriation \$600,000 from 02131 - \$39,030 spent for design.	560,970
	\$856,175
	\$ 856,175

V. Summary of Expenses for the Biennium

FY82

FY83

Approved by the Joint Subcommittee	\$8,364,365	\$8,306,196
Department Request to Restore 4.00 FTE's	61,486	61,486
Projected Gas Price Increases Above Executive Request	120,507	112,210
Salary Increases for Employees at 12%	718,076	1,526,763
Fiscal Impact - Current Legislation	- 0 -	83,600
Capital Projects Authorized by Previous Legislatures	- 0 -	856,175
	\$9,264,434	\$10,946,430

VI. Projected Cash Flow for License Revenue Account. Assumes Full Fee Increases Requested by Department

FY82

FY83

Beginning Balance	\$1,100,000	\$1,272,440
Interest	9,436,874	11,182,294
Subtotal	\$10,536,874	\$12,454,734
Audits Approved by Joint Subcommittee	(8,364,365)	(8,306,196)
Subtotal	\$2,172,509	\$4,148,538
Request to Restore 4.00 FTE's	(61,486)	(61,486)
Subtotal	\$2,111,023	\$4,087,052
Projected Gas Price Increases Above Executive Request	(120,507)	(112,210)
Subtotal	\$1,990,516	\$3,974,842
Salary Increases for Employees	(718,076)	(1,526,763)
Subtotal	\$1,272,440	\$2,448,079

Hunting and Fishing License Fee Increases  
Granted by the House & Requested from the Senate

3/20/81

License	Projected Quantity	Present Fee	Granted by the House	Annual Revenue Year 1	Impact Year 2	Recommended by the Department	Annual Revenue Year 1	Impact Year 2
Resident Conservation	273,000	\$ 276,000	\$ 1.00	\$ 273,000	\$276,000	\$ 3.00 (1982)	\$ 273,000	\$276,000
Nonres. Conservation	96,446	- 93,746	1.00	96,446	93,746	3.00 (1982)	96,446	93,746
Resident Fishing	180,235	- 183,405	5.00	6.00	180,235	7.00 (1983)		183,405
Nonres. Big Game (b)	117,000 (d)		225.00	250.00		425,000		425,000
New Drawing Fee	72,519 (e)		-0-	5.00	365,595		365,595	
Dealer Fee	843,649 (a)		.15	.30		(126,546)		
Drawing Fee (deer, elk)	53,312 (c)		1.00		(53,312)	(53,312)		
Paddlefish (b)	4,000	-0-	3.00		12,000			
Turkey	3,900	2.00	3.00		3,900			
Duplicate	2,293	3.00	5.00		4,596			
Resident Deer	119,260	7.00	8.00		119,260			
Resident Elk	80,108	8.00	9.00		80,108			
Resident Bear	9,694	6.00	8.00		19,388 (f)			
Nonres. 2-day Fishing	90,000	2.00	4.00		104,938			
Nonres. Season Fishing	14,396	20.00	30.00		143,960			
Nonres. Bird	2,480	30.00	40.00		24,800			
Nonres. Moose	12	150.00	175.00		300			
Nonres. Sheep	176	150.00	175.00		4,400			
Nonres. Goat	22	150.00	175.00		550			
Nonres. Grizzly	112	150.00	175.00		2,800			
Nonname Certificate	120	5.00	eliminate	<u>(600)</u>	<u>(600)</u>			
				<u>\$ 681,129</u>	<u>\$ 1,681,118</u>		<u>\$ 369,446</u>	<u>\$ 978,151</u>

**SUMMARY:**  
Additional FY82 Revenue = \$ 681,129

Additional FY83 Revenue = \$ 1,681,118

Total for Biennium \$ 2,362,247

Recommended by FWP  
Additional FY82 Revenue = \$ 369,446

Additional FY83 Revenue = \$ 978,151

Total for Biennium \$ 1,347,597

(a) Number of licenses sold statewide at license dealers.

(b) New license or fee

(c) It is estimated there are about 4,000 anglers fishing for paddlefish each year in Montana. The license would apply to both residents and nonresidents.

(d) Limited by law to 17,000

(e) Approximate number of drawing applications in 1980  
(f) This is a calculation that takes the elimination of the 6-day nonresident fishing license into consideration.

## Regular Hunting and Fishing Licenses and Permits

1977		1978		1979		1980		A 1981		Projected Quantity 1982		1982 (In Dollars)		Projected Quantity 1983		1983 (In Dollars)	
2,164	2,148	2,148	2,708	2,405	3,340	2,553	2,553	2,553	2,553	2,553	2,553	\$ 89,355	\$ 89,355	2,553	\$ 89,355	\$ 89,355	\$ 89,355
54,167	258,245	260,682	285,386	64,893	267,504	273,000	\$ 1	273,000	276,000	\$ 1	276,000	\$ 1	\$ 1	276,000	917,025	917,025	
70,991	171,196	174,033	Normal Pattern --	264,071	174,651	180,235	\$ 5	901,175	183,405	\$ 5	183,405	\$ 5	\$ 5	183,405	248,952	248,952	
62,377	62,377	62,425	61,914	58,478	62,238	\$ 4	248,952	62,238	\$ 4	62,238	\$ 4	\$ 4	62,238	6,958	6,958		
4,578	4,596	4,395	4,100	3,838	3,654	\$ 2	7,308	3,479	\$ 2	7,308	\$ 2	\$ 2	7,308	93,746	93,746		
107,747	110,399	102,002	99,225	96,446	\$ 1	96,446	93,746	\$ 1	93,746	\$ 1	93,746	\$ 1	\$ 1	93,746	180,000	180,000	
161,298	160,598	134,906	127,794	90,000	\$ 2	180,000	90,000	\$ 2	180,000	\$ 2	180,000	\$ 2	\$ 2	180,000	229,300	229,300	
220,743	221,169	23,582	24,441	21,418	22,930	\$ 10	229,300	22,930	\$ 10	229,300	\$ 10	\$ 10	229,300	280,000	280,000		
12,278	13,644	14,199	14,776	14,164	14,000	\$ 20	280,000	14,000	\$ 20	280,000	\$ 20	\$ 20	280,000	81,540	81,540		
72,960	68,748	72,258	2,536	2,339	2,521	\$ 30	75,630	84,686	\$ 30	75,630	\$ 30	\$ 30	75,630	677,488	677,488		
109,911	112,611	77,326	81,660	81,607	83,132	\$ 8	665,056	84,686	\$ 8	665,056	\$ 8	\$ 8	665,056	9,548	9,548		
103,592	9,393	5,107	5,107	4,901	4,837	\$ 2	4,774	4,774	\$ 2	4,774	\$ 2	\$ 2	4,774	141,072	141,072		
9,803	9,393	122,611	122,820	126,626	133,653	\$ 7	935,571	141,072	\$ 7	935,571	\$ 7	\$ 7	935,571	987,504	987,504		
9,997	10,746	8,848	8,682	8,522	8,198	\$ 2	16,396	7,886	\$ 2	16,396	\$ 2	\$ 2	16,396	15,772	15,772		
8,071	3,408	10,746	11,439	13,683	16,050	\$ 6	96,500	18,826	\$ 6	96,500	\$ 6	\$ 6	96,500	112,956	112,956		
3,604	3,569	4,315	4,315	3,708	4,012	\$ 2	8,024	4,012	\$ 2	8,024	\$ 2	\$ 2	8,024	8,024	8,024		
8,164	8,960	9,880	9,880	9,777	9,828	\$ 6	58,968	9,828	\$ 6	58,968	\$ 6	\$ 6	58,968	58,968	58,968		
7,465	48	46	71	110	603	603	603	603	603	603	603	603	603	60,300	60,300		
389	411	497	472	537	461	\$ 25	11,525	461	\$ 25	11,525	\$ 25	\$ 25	11,525	11,525	11,525		
124	102	119	112	123	116	\$ 150	17,400	116	\$ 150	17,400	\$ 150	\$ 150	17,400	17,400	17,400		
11	5	7	11	12	9	\$ 25	225	9	\$ 25	225	\$ 25	\$ 25	225	225	225		
3,435	3,710	3,706	3,531	5,326	3,596	\$ 2	7,192	3,596	\$ 2	7,192	\$ 2	\$ 2	7,192	3,180	3,180		
12,689	13,767	16,553	17,000	17,000	17,000	\$ 225	3,825,000	17,000	\$ 225	3,825,000	\$ 225	\$ 225	3,825,000	3,825,000	3,825,000		
25,085	25,059	20,334	15,855	17,146	18,534	\$ 5	92,670	20,035	\$ 5	92,670	\$ 5	\$ 5	92,670	100,175	100,175		
2,080	2,195	1,935	1,963	1,233	1,519	\$ 100	151,900	1,642	\$ 100	151,900	\$ 100	\$ 100	151,900	164,200	164,200		
-0-	-0-	82	485	1,197	6,236	\$ 5	31,180	6,236	\$ 5	31,180	\$ 5	\$ 5	31,180	32,550	32,550		
-0-	-0-	-0-	314	651	651	\$ 50	32,550	651	\$ 50	32,550	\$ 50	\$ 50	32,550	32,550	32,550		
698	584	576	563	532	591	\$ 25	14,775	591	\$ 25	14,775	\$ 25	\$ 25	14,775	14,775	14,775		
19	18	12	12	6	13	\$ 150	1,250	13	\$ 150	1,250	\$ 150	\$ 150	1,250	1,250	1,250		
669	545	875	809	759	731	\$ 25	18,275	731	\$ 25	18,275	\$ 25	\$ 25	18,275	18,275	18,275		
313	176	339	288	218	267	\$ 150	40,050	267	\$ 150	40,050	\$ 150	\$ 150	40,050	40,050	40,050		
507	440	430	401	359	427	\$ 15	6,405	427	\$ 15	6,405	\$ 15	\$ 15	6,405	6,405	6,405		
39	27	26	22	15	26	\$ 150	3,900	26	\$ 150	3,900	\$ 150	\$ 150	3,900	3,900	3,900		
1,011	-0-	-0-	-0-	-0-	1,000	\$ 100	100,000	1,000	\$ 100	100,000	\$ 100	\$ 100	100,000	100,000	100,000		
517	574	639	614	787	626	\$ 5	3,130	626	\$ 5	3,130	\$ 5	\$ 5	3,130	3,130	3,130		
70	102	123	111	61	93	\$ 100	9,300	93	\$ 100	9,300	\$ 100	\$ 100	9,300	2,300	2,300		
33,259	37,686	43,742	53,325	50,528	51,927	\$ 1	51,927	51,927	\$ 1	51,927	\$ 1	\$ 1	51,927	51,927	51,927		

Licenses marked with an asterisk are sold at license dealers. These licenses were used to calculate the dealer fee adjustment.

$$\begin{aligned}
 \text{FY82} &= (\$1 \times 174,461) + (\$1 \times 111,309) + (\$5 \times 22,930) + (\$5 \times 14,001) = 470,425 \\
 \text{FY83} &= (\$1 \times 175,158) + (\$1 \times 96,951) + (\$5 \times 22,930) + (\$5 \times 13,840) = 455,959
 \end{aligned}$$

Fishing Access Set As

\$ 8,164,037

## Attachment 2d

AMENDMENTS TO HB 200

(Third Reading Blue Copy)

Changes

1. Page 5, Line 20

Following: ~~"-\$7-~~  
Strike: " \$8 "  
Insert: " \$9 "

2. Page 5, Line 24

Following: ~~"-\$12-~~  
Strike: " \$9 "  
Insert: " \$10 "

3. Page 6, Lines 7 & 8

Following: ~~"-\$225-\$300-or,-after-April-30,-1983,  
a-fee-of-\$325"~~  
Strike: " \$250 "  
Insert: " \$275 "

4. Page 3, Line 3

Following: ~~"-\$5-\$7-50-or,-after-April-30,-1983,  
a-fee-of-\$10"~~  
Strike: " \$6 "  
Insert: " \$7 "

Attachment # 2f

### III. Miscellaneous Licenses and Permits

### III. Miscellaneous Income

confiscated Meat Sales	35,602	38,417	37,010
Hides & Pelts	21,492	88	10,790
Outdated Licenses	6,563	2,731	4,647
Publications	862	5,904	3,383
Employee House Rents	13,632	15,063	14,347
Overpayments	1,814	1,228	1,521
Incidental Income	54,015	60,062	57,039
Subtotal	133,980	123,493	128,737
Montana Outdoors Income	138,081	153,059	145,570
	272,061	276,552	274,307

A "incidental income" includes sale of hay and grain, lease income, vehicle salvage, sale of fish food, and some real estate sales.

## Summary

I.	Regular Hunting & Fishing License & Permits	\$8,027.311	\$8,164,037
II.	Miscellaneous Licenses & Permits	84.681	84,681
III.	Miscellaneous Income	274,307	274,307
		<u>\$8,386.299</u>	<u>\$8,523,025</u>

# STANDING COMMITTEE REPORT

MARCH 24

01  
19

MR. .... PRESIDENT .....

## FISH AND GAME

We, your committee on .....

HOUSE

200

having had under consideration ..... Bill No. ....

ELLISON (SEVERSON)

Respectfully report as follows: That..... HOUSE ..... Bill No. .... 200

third reading copy, be amended as follows:

1. Title, line 3.  
Strike: "TRAPPING,"
2. Page 2, line 22.  
Strike: "\$2"  
Insert: "\$3"
3. Page 3, line 3.  
Strike: "\$6"  
Insert: "\$7"
4. Page 4, lines 7 through 22.  
Strike: sections 7 and 8 in their entirety  
Renumber: subsequent sections
5. Page 6, line 8.  
Strike: "\$250"  
Insert: "\$275"

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6. Page 7, line 12 through line 15 on page 8.  
Strike: sections 12 through 14 in their entirety  
Renumber: subsequent sections
7. Page 12, line 11 through line 11 on page 13.  
Strike: sections 20 and 21 in their entirety  
Renumber: subsequent sections
8. Page 14, lines 3 through 23.  
Strike: section 23 in its entirety  
Renumber: subsequent sections
9. Page 15, line 7.  
Following: "Section"  
Strike: "19"  
Insert: "14"
10. Page 15, line 9.  
Following: "section"  
Strike: "19"  
Insert: "14"
11. Page 15, line 12.  
Following: "Sections 2 and"  
Strike: "19"  
Insert: "14"
12. Page 15, line 13.  
Following: "Section"  
Strike: "24"  
Insert: "16"
13. Page 15, line 14.  
Following: "Section"  
Strike: "16"  
Insert: "11"
14. Page 15, line 15.  
Following: "Sections"  
Strike: "17 and 18"  
Insert: "12 and 13"

And, as so amended, BE CONCURRED IN.

Chairman.

SENATE COMMITTEE FISH AND GAMEDate 3/24/81 House Bill No. 200 Time \_\_\_\_\_

NAME	YES	NO
Smith, Ed, Chairman		✓
Galt, Jack, Vice Chairman	✓	
Severson, Elmer	✓	
Lee, Gary		✓
Eck, Dorothy	✓	
Berg, Harry	✓	
Jacobson, Judy	✓	

Jeanette G. Thornton  
SecretaryEd B. Smith  
ChairmanMotion: Pg. 2 Line 22. Strike "#2",  
Insert "#3".for resident and nonresident wildlife conservation  
licenses.(include enough information on motion--put with yellow copy of  
committee report.)

## SENATE COMMITTEE FISH AND GAME

Date 3/24/81 House Bill No. 200 Time \_\_\_\_\_

NAME	YES	NO
Smith, Ed, Chairman		✓
Galt, Jack, Vice Chairman	✓	
Severson, Elmer	✓	
Lee, Gary	✓	
Eck, Dorothy	✓	
Berg, Harry	✓	
Jacobson, Judy	✓	

Jeanette G. Thornton  
Secretary

Ed B. Smith  
Chairman

Motion: Pg 3 Line 3. Strike "\$6"  
insert "\$7"  
to increase the cost of a resident fishing license.

(include enough information on motion—put with yellow copy of committee report.)

SENATE COMMITTEE FISH AND GAMEDate 3/24/81 House Bill No. 200 Time \_\_\_\_\_

NAME	YES	NO
Smith, Ed, Chairman	✓	
Galt, Jack, Vice Chairman	✓	
Severson, Elmer	✓	
Lee, Gary	✓	
Eck, Dorothy	✓	
Berg, Harry	✓	
Jacobson, Judy	✓	

Jeanette G. Thornton  
SecretaryEd B. Smith  
ChairmanMotion: Pg 6 Line 8. Strike, "\$250";  
Insert "\$275".to increase the nonresident big-game combination  
Hunting license.(include enough information on motion—put with yellow copy of  
committee report.)

SENATE COMMITTEE FISH AND GAME

Date 3/24/81 House Bill No. 200 Time

Jeanette G. Thornton  
Secretary

Ed B. Smith  
Chairman

Motion: Pg 8 Line 9. Strike "\$10"  
Insert "\$25"  
to increase trappers license fee.

(include enough information on motion--put with yellow copy of committee report.)

## AMENDMENTS FOR HB 200

(Because proposed amendments for some sections were rejected by the House Fish and Game committee, leaving some sections as they were, those sections should be dropped out of the bill. The internal references then must be updated to reflect the renumbering of the remaining sections of the bill. The following amendments accomplish those two things.)

1. Page 4, lines 7 through 22.  
Strike: sections 7 and 8 in their entirety  
Renumber: subsequent sections
2. Page 7, line 12 through line 15 on page 8.  
Strike: sections 12 through 14 in their entirety  
Renumber: subsequent sections
3. Page 12, line 11 through line 11 on page 13.  
Strike: sections 20 and 21 in their entirety  
Renumber: subsequent sections
4. Page 14, lines 3 through 23.  
Strike: section 23 in its entirety  
Renumber: subsequent sections
5. Page 15, line 7.  
Following: "Section"  
Strike: "19"  
Insert: "14"
6. Page 15, line 9.  
Following: "section"  
Strike: "19"  
Insert: "14"
7. Page 15, line 12.  
Following: "Sections 2 and"  
Strike: "19"  
Insert: "14"
8. Page 15, line 13.  
Following: "Section"  
Strike: "24"  
Insert: "16"
9. Page 15, line 14.  
Following: "Section"  
Strike: "16"  
Insert: "11"
10. Page 15, line 15.  
Following: "Sections"  
Strike: "17 and 18"  
Insert: "12 and 13"

It was brought out in executive session on March 24, that the title, line 8 should be amended by striking, "TRAPPING,"

SENATE COMMITTEE FISH AND GAMEDate 3/24/81 House Bill No. 200 Time \_\_\_\_\_

NAME	YES	NO
Smith, Ed, Chairman		✓
Galt, Jack, Vice Chairman	✓	
Severson, Elmer	✓	
Lee, Gary	✓	
Eck, Dorothy	✓	
Berg, Harry	✓	
Jacobson, Judy	✓	

Jeanette G. Thornton  
SecretaryEd B. Smith  
ChairmanMotion: HB 200 as amended concurred in

(include enough information on motion--put with yellow copy of committee report.)

SUGGESTED AMENDMENTS TO HOUSE BILL 222

1. Page 1, lines 14 through line 6 on page 2.

Strike: section 1 in its entirety

Insert: "Section 1. Maximum noise emissions from motorboats. No motorboat may be operated in or upon the waters of this state if it emits noise that exceeds 86 dbA measured at a distance of 50 feet from the motorboat except those motorboats permitted under the provisions of [section 4]."

2. Page 2, line 11.

Strike: "levels"

Insert: "level"

3. Page 2, line 12.

Following: line 11

Strike: "subsection (2) of"

4. Page 2, lines 19 through 24.

Strike: section 3 in its entirety

Renumber: all subsequent sections

5. Page 2, line 25 through line 16 on page 3.

Strike: section 4 in its entirety

Insert: "Section 4. Exceptions. [Sections 1 through 4] do not apply to:

(1) A motorboat that is:

(a) registered by a bona fide national boat racing association and displaying numbering approved by that association; and

(b) authorized by a permit issued on an annual basis by the department.

(2) A motorboat or boats competing in a regatta that is sanctioned by a bona fide national boat racing association, including those motorboats or boats sanctioned by that association for testing for not more than 2 days prior to competition in a regatta.

(3) A motorboat or airboat operated by legally designated search and rescue units, law enforcement officers, or personnel of a federal, state, or local government agency on emergency duty or in training for emergency duty.

(4) Vessels commonly known as airboats, ~~when used by a utility company in the course of business.~~ *Sen Lee moved. Motion carried*

6. Page 3, line 22.

Strike: "5"

Insert: "4"

7. Page 3, line 24.

Strike: "5"

Insert: "4"

8. Page 11, line 2.

Strike: "5"

Insert: "4"

9. Page 11, line 4.

Following: "through"

Strike: "5"

Insert: "4"

# STANDING COMMITTEE REPORT

MARCH 24

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MR. PRESIDENT

FISH AND GAME

We, your committee on.....

having had under consideration ..... HOUSE ..... Bill No. 222

ROBBINS (BOB BROWN)

Respectfully report as follows: That..... HOUSE ..... Bill No. 222  
third reading copy, be amended as follows:

1. Page 1, lines 14 through line 6 on page 2.  
Strike: section 1 in its entirety  
Insert: "Section 1. Maximum noise emissions from motorboats. No motorboat may be operated in or upon the waters of this state if it emits noise that exceeds 86 dbA measured at a distance of 50 feet from the motorboat except those motorboats permitted under the provisions of [section 4]."
2. Page 2, line 11.  
Strike: "levels"  
Insert: "level"
3. Page 2, line 12.  
Following: line 11  
Strike: "subsection (2) of"

>DO:PA38x

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4. Page 2, lines 19 through 24.  
Strike: section 3 in its entirety  
Renumber: all subsequent sections

5. Page 2, line 25 through line 16 on page 3.  
Strike: section 4 in its entirety  
Inscr: "Section 4. Exceptions. [Sections 1 through 4] do not apply to:  
(1) a motorboat that is:  
(a) registered by a bona fide national boat racing association and displaying numbering approved by that association; and  
(b) authorized by a permit issued on an annual basis by the department.  
(2) a motorboat or boats competing in a regatta that is sanctioned by a bona fide national boat racing association including those motorboats or boats sanctioned by that association for racing for not more than 2 days prior to competition in a regatta.  
(3) a motorboat or airboat operated by legally designated search and rescue units, law enforcement officers, or personnel of a federal, state, or local government agency on emergency duty or in training for emergency duty.  
(4) vessels commonly known as airboats."

6. Page 3, line 22.  
Strike: "5"  
Insert: "4"

7. Page 3, line 24.  
Strike: "5"  
Insert: "4"

8. Page 11, line 2.  
Strike: "5"  
Insert: "4"

9. Page 11, line 4.  
Following: "through"  
Strike: "5"  
Insert: "4"

P.A.

And, as so amended, BE CONCURRED IN, with the attached Statement of Intent.

# STANDING COMMITTEE REPORT

MARCH 24

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MR. PRESIDENT

We, your committee on FISH AND GAME

having had under consideration HOUSE Bill No. 806

Respectfully report as follows: That HOUSE Bill No. 806  
third reading copy,

BE NOT CONCURRED IN.

DO PASS:

STATE PUB. CO.  
Helena, Mont.

Chairman.

SENATE COMMITTEE FISH AND GAMEDate 3/24/81 House Bill No. 806 Time \_\_\_\_\_

NAME	YES	NO
Smith, Ed, Chairman	✓	
Galt, Jack, Vice Chairman	✓	
Severson, Elmer	✓	
Lee, Gary		✓
Eck, Dorothy		✓
Berg, Harry		✓
Jacobson, Judy		✓

Jeanette G. Thornton  
SecretaryEd B. Smith  
ChairmanMotion: Be Not Concurred in

(include enough information on motion—put with yellow copy of committee report.)

COMMENTS RECEIVED REGARDING HOUSE BILL 806, AN ACT TO INCREASE THE AMOUNT OF MONEY THAT MAY BE USED FOR OPERATION, DEVELOPMENT, AND MAINTENANCE OF FISHING ACCESSES; ...

John Spencer, 306 Mill Street, Sheridan, MT 59749, opposes HB 806. Telephone call 3/12/81.

Roger Cantwell, Billings, opposes HB 806. Telephone call 3/13/81.

Les Kish, Bozeman, opposes HB 806. Telephone call 3/13/81.

Arthur Coffin, Bozeman, opposes HB 806. Office visitor 3/12/81.

Terry Nobles, Corvallis, opposes HB 806. He would like to see the program remain as is. Telephone call--date not noted.

Fred F. Bahnsen, M.D., 300 North Willson Avenue, Bozeman. He opposes HB 806--is against using any fishing access program fees for other parts of management.

# STANDING COMMITTEE REPORT

MARCH 24

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MR. PRESIDENT

We, your committee on FISH AND GAME

having had under consideration HOUSE Bill No. 738

RYAN (EP SMITH)

Respectfully report as follows: That HOUSE Bill No. 738

third reading copy.

BE CONCURRED IN.

DO:PASS

STATE PUB. CO.  
Helena, Mont.

Chairman.

SENATE COMMITTEE FISH AND GAMEDate 3/24/81 House Bill No. 738 Time \_\_\_\_\_

NAME	YES	NO
Smith, Ed, Chairman	✓	
Galt, Jack, Vice Chairman	✓	
Severson, Elmer	✓	
Lee, Gary	✓	
Eck, Dorothy		✓
Berg, Harry		✓
Jacobson, Judy	✓	

Jeanette G. Thornton  
SecretaryEd B. Smith  
ChairmanMotion: Be Concurred in.

(include enough information on motion--put with yellow copy of committee report.)

PROPOSED AMENDMENT TO HOUSE BILL 152 TO ELIMINATE CIVIL PENALTY

Page 3, line 9.

Strike: "Civil penalty--injunction"

Insert: "Injunction"

Page 3, lines 20 through 17.

Strike: subsection (1) in its entirety

Renumber: subsequent subsections

Page 4, line 1.

Strike: "or (2)"

Page 4, lines 4 through 8.

Strike: subsection (4) in its entirety

Notes on the costs associated with HB 152, control of rabies in wild pets.

(1) Section 4 of HB 152 allows recovery of expense incurred by the state pursuant to Section 3 from the owner of a skunk, fox, etc. Potential expenses resulting from Section 3 include the following:

(a) salaries for personnel involved in the steps necessary to impound an animal, plus their transportation costs.

(b) cost of testing an animal's brain for rabies-- salaries, equipment, transportation, etc.

(c) cost of room and board and supervisory personnel salaries for an impounded animal.

(2) Section 3 does not contain language referring to vaccination of members of the public exposed to rabid wild pets, so Section 4 could not be used to recover the cost to the state of rabies vaccine. However, the civil penalty provided for in Section 6 in effect may compensate the state for the expense of providing vaccine to the public to deal with rabies exposure from an illegally-kept skunk, etc., to the extent that such vaccine is purchased out of the general fund. Currently, the state is allotted \$5,000 each year of the present and next biennium (the latter not yet assured, of course) for emergency biologicals, including rabies vaccine. The most effective rabies vaccine has, until recently, only been approved for use by health departments, not individual physicians, and is unlikely to be available for general distribution for some time. The State Department of Health and Environmental Sciences buys the vaccine at \$45 per shot, and the 5-dose series results in a cost of \$225 per individual, plus, customarily, a gamma globulin shot at approximately \$20 each, on the average. (If the appropriation for emergency biologicals is used up, DHES will have to charge the cost of the shots to the individuals receiving them.)

(3) Section 6 "costs" refer to any court costs, witnesses fees, etc. related to litigation. They are not the same kind of costs and expenses referred to in Section 4, since the latter refers only to expenses incurred pursuant to Section 3 (impoundment cost, etc., as outlined above).

# STANDING COMMITTEE REPORT

MARCH 24

19 1

MR. .... PRESIDENT .....

We, your committee on ..... FISH AND GAME .....

having had under consideration ..... HOUSE ..... Bill No. 152 .....

DONALDSON (BERG)

Respectfully report as follows: That ..... HOUSE ..... Bill No. .... 152 .....

third reading copy, be amended as follows:

1. Page 3, line 9.  
Strike: "Civil penalty--injunction"  
Insert: "Injunction"
2. Page 3, lines 10 through 17.  
Strike: subsection (1) in its entirety  
Renumber: subsequent subsections
3. Page 4, line 1.  
Strike: "or (2)"
4. Page 4, lines 4 through 8.  
Strike: subsection (4) in its entirety

And, as so amended, BE CONCURRED IN

And the Statement of Intent BE CONCURRED IN  
~~DISPASSE~~

SENATE COMMITTEE FISH AND GAME

Date 3/24/81 House Bill No. 152 Time

NAME	YES	NO
Smith, Ed, Chairman		✓
Galt, Jack, Vice Chairman		
Severson, Elmer	✓	
Lee, Gary	✓	
Eck, Dorothy		✓
Berg, Harry		✓
Jacobson, Judy		✓

Jeanette G. Thornton  
Secretary

Ed B. Smith  
Chairman

Motion: Amendment Pg 2, Section 2, line 11. After "scientific research" add "all the captive bred and reared offspring of the above exception."

(include enough information on motion--put with yellow copy of committee report.)

SENATE COMMITTEE FISH AND GAMEDate 3/24/81 House Bill No. 152 Time \_\_\_\_\_

NAME	YES	NO
Smith, Ed, Chairman	✓	
Galt, Jack, Vice Chairman	✓	
Severson, Elmer	✓	
Lee, Gary	✓	
Eck, Dorothy	✓	
Berg, Harry	✓	
Jacobson, Judy	✓	

Jeanette G. Thornton  
SecretaryEd B. Smith  
ChairmanMotion: Be Concurred in As Amended

(include enough information on motion—put with yellow copy of committee report.)

Attachment #16 Lee's Amendments

SUGGESTED AMENDMENTS TO HOUSE BILL 731

1. Title, line 10.

Following: "1981"

Insert: ; and to establish a 2-year moratorium on the use of the Beaverhead River between the Clark Canyon Dam and the Henneberry Bridge by licensed outfitters and guides."

2. Page 4, line 10.

Following: "River"

Strike: ". "

Insert: ";"

(7) establish and regulate a 2-year moratorium beginning on April 1, 1981, and terminating on March 31, 1983, on the use of the Beaverhead River between the Clark Canyon Dam and the Henneberry Bridge by licensed outfitters and guides."

DATE March 24, 1981  
COMMITTEE ON Senate Fish and Game BILL NO.

## VISITOR'S REGISTER