

MINUTES

MONTANA SENATE 51st LEGISLATURE - REGULAR SESSION

COMMITTEE ON FISH AND GAME

Call to Order: By Chairman Elmer Severson, on January 24, 1989, at 1:00 p.m. in room 402 at the State Capitol.

ROLL CALL

Members Present: Sen. Elmer Severson, Sen. John Anderson, Jr., Sen. Judy Jacobson, Sen. Al Bishop, Sen. Paul Rapp-Svrcek, Sen. Loren Jenkins, Sen. Bill Yellowtail.

Members Excused: None

Members Absent: None

Staff Present: Andrea Merrill, Legislative Council

Announcements/Discussion: None

HEARING ON HOUSE BILL 173

Presentation and Opening Statement by Sponsor: Sen. Eleanor Vaughn stated that last session a bill passed allowing the counties to assess a fee against out of state boats that came in and used our waters if that state also assessed a fee against us when we went to their state. In trying to operate that law, it has been a very discriminatory and difficult process; especially from our area where we have boats from all over.

Idaho is the one state that charges us and is creating a lot of problems for the people in our area. But, we also have a tremendous influx of people from Washington, Oregon, and California. The vendors and commissioners found it very difficult to implement the fee. The reason is, when six or eight fishermen from different states came into the office to get their fishing licenses at the same time, they had to tell the one from Idaho that he had to pay a separate fee. The other states using our boat ramps and camping grounds are taking just as much fish out of our waters as Idaho is. It seems that there is not enough money available from the Fish and Game for new boat ramps across the state. We have a real problem with the influx of fishermen that have come into Montana in the last few years due to some of the good fishing we have had.

In may bill it says that the counties "may" keeping it optional. In HB 6, it makes it mandatory. In HB 6 it states that if that bill passes, the two would be incorporated. The fee we are asking for is \$10 for 30 days or a \$25 yearly permit. I would accept an amendment there because it seems to indicate that you could only use it within the county that you got your license in. I think that would be too expensive, and certainly deter a lot of fishermen if they had to pay \$10 for 30 days in Lincoln County and then go to Flathead and pay another \$10. The amendment would need to clarify that if they purchased the permit it would be good anywhere within the 30 days. So, the only thing different with the bill is that it would be mandatory for those from all states to pay a fee whether that states charges us or not.

I have a newspaper article that states just how much Idaho gains from this. There was a bill in Idaho to waive the boat permit fee and they said it would be absolutely disastrous for North Idaho counties if this were to be done. They stated that over 1/2 of the boaters Idaho has are from out of state and if they lost half of their income, they couldn't function. They said that Kootenai County alone collects \$150,000 per year from these permit fees. It looks like Montana could get a lot of fees in to help get more fishing ramps and accessible places for the fisherman.

List of Testifying Proponents and What Group they Represent:

Rep. Bob Pavlovich, House District 72
Robert Van Der Vere, Helena Citizen
Tony Schoonen, Montana Wildlife Federation
Bill Holdorf, Skyline Sportsman Association

List of Testifying Opponents and What Group They Represent:

None

Testimony:

Rep. Pavlovich stated that he supports SB 173. He has a bill in the House, HB 6, which we have heard already and set aside because Sen. Vaughn has SB 173 which is similar to HB 6. My problem originates from when people come into my establishment and they are shocked. They see all these boats from Idaho not paying a fee and our waters are filled with people from Idaho. But, we go to Idaho and we have to pay a fee. At this time, it is county option to charge a fee. If you can find a

way to incorporate SB 173 with HB 6, that would be fine with me.

Robert Van Der Vere stated that he is in favor of SB 173.

Tony Schoonen stated that he spends a lot of time in the spring down at Clark Canyon, as well as Idaho steelhead fishing. It always bothered him that he was charged a boat license and then came back to Montana and see so many boats from Idaho without a registration fee. I think this would be a real boon to the county. We are in favor of this bill.

Bill Holdorf stated that his organization, made up of 375 people, is in favor of making this a mandatory law.

Questions From Committee Members: Sen. Anderson asked Sen. Vaughn about the \$10 fee stated in HB 6 and SB 173 calls for a \$25 yearly fee or a \$10 monthly fee.

Answer: Sen. Vaughn thought that Rep. Pavlovich had no objections to \$10 for 30 days. Some people thought that a \$25 fee was a little strong for some of those fishermen who just want to come in for a weekend. But if you charge \$10 for every 30 days it gets to be too high for those who come in several times during the year.

Question: Sen. Jenkins asked Sen. Vaughn HB 6 makes it "shall". But, it also says "...only if the motorboat is from a state that requires a similar temporary permit...". That would cover the states that would not require permits, wouldn't it?

Answer: Sen. Vaughn stated that SB 173 is to cover all states.

Question: Sen. Jacobson asked Mr. Marcoux about the fiscal note on HB 6. Are you anticipating that if we charge a fee that people from that state will come into this state and fish and will, therefore, buy fishing licenses?

Answer: Mr. Marcoux stated that he hasn't looked at the fiscal note yet and didn't know how to answer the question.

Question: Sen. Severson asked Sen. Vaughn that there seems to be two different areas where there are differences in the two bills. I'm not sure how you and Rep. Pavlovich are going to combine these two bills.

Answer: Sen. Vaughn stated that people seem to prefer "may", rather than making it mandatory for every state. There are so many areas that are finding themselves so infiltrated with other boats that it seems more important to state "shall" rather than making it mandatory throughout all the counties to assess this bill.

Closing by Sponsor: Sen. Vaughn stated that SB 173 says "may" and HB 6 makes the fee mandatory, that every county "shall". The Committee would have to decide. At the last session they were very much against that. The is because there were counties that were afraid there would be a problem with boarder states that did not charge. So I left SB 173 to be at the discretion of the county. Rep. Pavlovich's HB 6 makes it mandatory. If you want to incorporate the two bills you would have to make this one mandatory.

HEARING ON SENATE BILL 144

Presentation and Opening Statement by Sponsor: Sen. Jenkins stated that SB 144 is not a new concept. Section 1 on page one through line 14 on page two is the added language. This bill revises the system for drawing special elk permits by designating the site, time, and manner in which the drawing is to be held. The effective date of this bill is the date of passage, which would make it effective this year. This is an attempt to try to get the sportsmen and landowners together in neutral ground and try to open conversation up. And, maybe at the same time, we can have access to a lot of ranches that said in the areas the drawing was for. Many ranchers have no idea of what the law is. These ranchers told me if I got a permit to come over and get elk on their ranch. That is what this bill addresses. To try and get the ranchers and sportsmen together in a neutral place and get dialogue going.

List of Testifying Proponents and What Group they Represent:

None

List of Testifying Opponents and What Group They Represent:

Ron Marcoux, Department of Fish, Wildlife & Parks
Vera Cahoon, Montana Bow Hunters Association
Jo Brunner, Montana Outfitters & Guides Association
Kelly Flynn, Montana Outfitter
Tony Schoonen, Montana Wildlife Federation

Bill Holdorf, Skyline Sportsmen's Association
Thomas Lorry, Anaconda Sportsmen Club

Testimony:

Ron Marcoux left his testimony. See Exhibit #1.

Vera Cahoon left her testimony. See Exhibit #2.

Jo Brunner left her testimony. See Exhibit #3.

Kelly Flynn stated that he feels that the non-resident and the resident that has to travel long distances is discriminated against in this bill. I Ask that you do not pass this bill.

Tony Schoonen left his testimony. See Exhibit #4.

Bill Holdorf left his testimony. See Exhibit #5.

Thomas Lorry stated that at the drawing in Anaconda roads were blocked and it was a real mess. These drawings cause so much problem for the area the drawing is held in. This is one reason why the bill is a bad bill.

Questions From Committee Members: None

Closing by Sponsor: Sen. Jenkins stated that he is serious about this bill. He has heard that the Dept. computers are doing such a great job, but he questions that. There are spelling errors on permits.

I am confused by Tony Schoonen's testimony. (See Exhibit #4.) In #2 you state the bill will allow for one individual to apply for more than one special hunt tag. Then, in #5 you state that in some districts the drawing will be held prior to the regular computer drawing. It seems to me that if it was held prior to the regular computer drawing, you wouldn't be able to apply for both. We heard testimony that it is against the outsiders of this state. Then we hear testimony that it is against the insiders of this state. This is confusing. On the other hand, we heard testimony that 4,100 people attended a drawing for 200 permits. I think people can get there if they want to. When they do get there, they will find the local people who live there all the time.

Now wouldn't it be better to decide where you are going hunting on a personal basis with the people who own the land where you are going to hunt? We had a lot less trouble with access on public and private land during that period of time than we do now. I have an article that gives important figures. There are 566 non-residents that applied. That is out of 17,000 non-

residents. The number of residents that applied in these areas are 8,735. It also states that 4,000 showed up in Deer Lodge for two hunting permits. And, 1,825 elk were shot. Maybe it's time to go back to the country and go back to the basics. I urge you to pass this bill.

DISPOSITION OF SENATE BILL 48

Discussion: Sen Jenkins wanted to clarify what the active date of this bill would be if it passed. Andrea Merrill stated that (4) takes care of bears and bears aren't under sub-section (5). There isn't a special date so it would be October 1.

Sen. Bishop asked Mr. Marcoux if the Department ever gave any thought for a once-in-a-lifetime shot at these animals. Mr. Marcoux stated that it had been brought up by sportsmen as an option. But it has never been formally brought up. But, the sportsmen are going to have to decide if that's what they want. And, it will involve record-keeping.

Sen. Severson then asked Mr. Marcoux if they had any records stating if someone shot a big-horn sheep and then applied for another permit shortly after that. Mr. Marcoux stated that the Dept. does not.

Sen. Yellowtail wanted to explain his motion. He is not opposed to someone waiting 10 years to draw another permit. We were presented testimony that showed that the statistical likelihood of a person drawing a second permit within 10 years is really thin. For moose it is half of one percent. And, for sheep and goat it is one and one half percent for sheep and goat. I know there will be those cases when someone draws two in a row, however. But, statistically, it isn't going to happen very often. This bill presents a very practical problem in that you or I have to keep track of our tag and submit it with our application the next year. That's why I made the motion "do not pass".

Sen. Jacobson stated another practical problem. It is costing a lot of money to implement. If there was a way to implement a penalty system I would support the bill.

Sen. Rapp-Svrcek stated that the sportsmen in his district think these drawings are fixed because they see people drawing these permits year after year. There are some problems with this bill and I reluctantly made the "do pass" motion. It seems to me

that a person should not be able to draw if they are successful. I don't understand why the Dept. can't take the records of those people who are successful and match them against those who have applied, and simply eliminate those names that match up. Then they wouldn't have to hang on to their tag.

Amendments and Votes: Sen. Yellowtail suggested to remove "bull" from page two, line seven after the word "goat".

Recommendation and Vote: Sen. Rapp-Svrcek moved that SB 48 "Do pass as amended". There was no second to the motion. Sen. Yellowtail moved that SB 48 "Do not pass." Sen. Jenkins seconded the motion. The bill FAILED on a majority vote.

DISPOSITION ON HOUSE BILL 7

Discussion: None.

Amendments and Votes: Andrea Merrill stated that the Department provided clarification on use of the word "international". It should be deleted on line 6 and line 8. There is a diver down flag used by sports divers but isn't really an official international flag.

Recommendation and Vote: Sen. Jacobson made a motion to vote in favor of the amendment. See Exhibit #6. Sen. Bishop seconded the motion. The amendment PASSED on a voice vote.

Amendments and Votes: Sen. Jenkins suggested an amendment for the Statement of Intent. It was suggested that the Statement of Intent include allowing the game commission to consult with law enforcement agencies when adopting rules. See Exhibit #6.

Recommendation and Vote: Sen. Jenkins made a motion to vote in favor of the amendment. Sen. Rapp-Svrcek seconded the motion. The amendment PASSED on a voice vote.

Recommendation and Vote: Sen. Jenkins made a motion to pass HB 7. Sen. Rapp-Svrcek seconded the motion. The bill passed on a voice vote. It was a DO PASS AS AMENDED.

DISPOSITION ON SENATE BILL 173

Discussion: Andrea Merrill mentioned that HB 6 and SB 173 will coordinate in a coordinated fashion at the end of this 90 days because of the coordination instructions in SB 173. She said they shouldn't be coordinated now.

Amendments and Vote: Sen. Rapp-Svrcek made a motion to strike "within the county" from page 1, line 18 and page 1, line 25. Sen. Bishop seconded the motion. The amendment was passed on a voice vote.

Recommendation and Vote: Sen. Jenkins moved to pass the bill and Sen. Jenkins seconded the motion. The bill was passed on a voice vote. It was a DO PASS AS AMENDED.

DISPOSITION ON SENATE BILL 144

Discussion: None

Amendments and Votes: None

Recommendation and Vote: Sen. Jenkins motioned for a Do Pass. The motioned failed for the lack of a second. Sen. Jacobson made a motion for a Do Not Pass. The bill FAILED on a unanimous vote. See Exhibit #6.

ADJOURNMENT

Adjournment At: 2:25 p.m.


ELMER D. SEVERSON, Chairman

LB/FISMIN.124

FISMIN.124

ROLL CALL

FISH AND GAME

COMMITTEE

51st LEGISLATIVE SESSION -- 1989

Date 1/24/89

NAME	PRESENT	ABSENT	EXCUSED
Sen. Elmer Severson	X		
Sen. John Anderson Jr.	X		
Sen. Judy Jacobson	X		
Sen. Al Bishop	X		
Sen. Paul Rapp-Svrcek	X		
Sen. Loren Jenkins	X		
Sen. Bill Yellowtail	X		

Each day attach to minutes.

SENATE STANDING COMMITTEE REPORT

January 25, 1989

MR. PRESIDENT:

We, your committee on Fish and Game, having had under consideration HB 7 (third reading copy -- blue), respectfully report that HB 7 be amended and as so amended be concurred in:

Sponsor: Peck (Nathe)

1. Statement of intent, line 7.

Following: "game commission."

Insert: "The department shall, when adopting rules, consult with law enforcement agencies, organizations representing diving interests, and search and rescue organizations within the state in order for these organizations and agencies to assist with adopting rules that will be appropriate for their activities and duties."

Move: Statement of intent to page 1, line 12.

2. Title, line 6.

Strike: "AN INTERNATIONAL"

Insert: "A"

3. Page 2, line 8.

Strike: "the international"

Insert: "a"

AND AS AMENDED BE CONCURRED IN

Signed: 

Elmer D. Severson, Chairman

Statement of Intent attached.

Handwritten notes:
y.c.
1/26/89
9:46
a.m.

SENATE STANDING COMMITTEE REPORT

January 25, 1989

MR. PRESIDENT:

We, your committee on Fish and Game, having had under consideration SB 173 (first reading copy -- white), respectfully report that SB 173 be amended and as so amended do pass:

1. Page 1, line 17.
Following: "on"
Insert: "Montana"
2. Page 1, line 18.
Strike: "within the county"
3. Page 1, line 25.
Strike: "within the county"
4. Page 2, line 1.
Strike: "within the county"
Insert: "of the motorboat"
5. Page 2, line 20.
Strike: "county"
Insert: "Montana"
6. Page 3, line 25.
Following: "from"
Strike: "the"
Insert: "a"

AND AS AMENDED DO PASS

Signed: 

Elmer D. Severson, Chairman

SB 144
January 24, 1989

Testimony presented by Ron Marcoux, Department of Fish, Wildlife & Parks

The Department of Fish, Wildlife & Parks recognizes that there would be communities that would receive a large influx of people under this proposed legislation. There would be 16 elk districts where elk are totally on drawings. We had 9400 applicants for first choice in the 1988 drawings for these districts. It was unclear on page 1, line 20, whether the Gallatin and Gardiner late hunts would be included. If they were, there were 7,600 requesting permits for those two areas. Attached to our testimony is a summary of the districts and towns nearby.

There is a question raised as to the proposed elimination of the opportunity to have three choices for the special elk permit drawings. We currently have 11 districts where we use second and third choice to fill the current cow elk drawing quotas. We suggest this opportunity be retained for the general drawings.

There is also a question of which town is the closest to the hunting district, as several communities may be within or adjacent to a district. Criteria may be desirable to allow for selecting the appropriate community.

Having to be present for the drawing caters to local hunters and may be viewed negatively by other sportsmen who must travel long distances to apply or are unable because of work, illness, etc. to attend. This would especially affect nonresidents and have a negative impact on the outfitter industry. In 1988, there were 566 nonresidents who applied for these districts.

We also have archery-only districts with hunting that starts on September 3. With this legislation, local drawings held two weeks in advance of the season would be conducted before the results of the computer drawings in Helena are known and distributed.

In 1980, local drawings were eliminated by the department and incorporated into the computerized drawing process in Helena. The computer drawing process is accountable, accurate and can accommodate party hunting, multi-district choices and landowner preference.

Although we recognize the potential economic benefits to a community, we believe the current process is more fair and efficient and thus do not support SB 144 as proposed.

SENATE FISH AND GAME

EXHIBIT NO. 1
DATE January 24 1989
BILL NO. SB 144

The following list identifies the districts that utilize the second and third district choice to fill the elk drawing quota:

301-02	310-04	323-02	360-02
360-03	362-01	362-02	390-02
580-03	631-03	632-03	

The following is a list of those elk districts that have "Permit only hunting":

<u>District No.</u>	<u>Quota</u>	<u>First Choice Applicants</u>		<u>Nearest town</u>
		<u>Res.</u>	<u>Nonres.</u>	
401	50	609	3	Sunburst, Shelby, Sweetgrass, Galata or Whitlash
410	100	1,739	139	Winnett or Mosby
411	65	245	15	Lewistown, Grass Range, Moore, or Judith Gap
412	40	162	15	Lewistown, Hilger or Roy
420	500	914	115	Judith Gap, Hobson or Stanford
426	10	74	4	Winifred, Denton or Higler
447	400	1,522	81	Belt, Raynesford, Geyser
530	25	63	6	Roundup, Melstone, Mosby, Lavina, Ryegate or Winnett
590	20	269	25	Billings, Broadview, Lavina, Roundup, Custer or Hardin
621	20	238	11	Landusky
622	110	1,061	50	Landusky
623	70	521	28	Landusky
631	220	376	22	Fort Peck
632	160	464	26	Fort Peck
690	15	244	2	Havre, Chinook, Lohman, Zurich, Box Elder or Big Sandy
700	20	234	24	Jordan, Mosby or Sand Springs
	<u>1,825</u>	<u>8,735</u>	<u>566</u>	

Elk permit row to be remedied

A turnout of 4,100 persons at a special drawing at Deer Lodge for 200 elk permits to hunt on the Montana State Prison Ranch surprised state officials, and changes are planned to prevent a recurrence.

The Montana Department of Fish, Wildlife and Parks came under criticism this week by persons objecting to what they called the waste of gasoline.

Rather than force persons from throughout the western half of Montana to drive to Deer Lodge for the drawing, the critics said, the drawing should have been conducted in Helena by mail.

Alec Hansen of the governor's office said Gov. Thomas L. Judge remains firmly behind energy conservation, and is "committed to make sure it doesn't happen again."

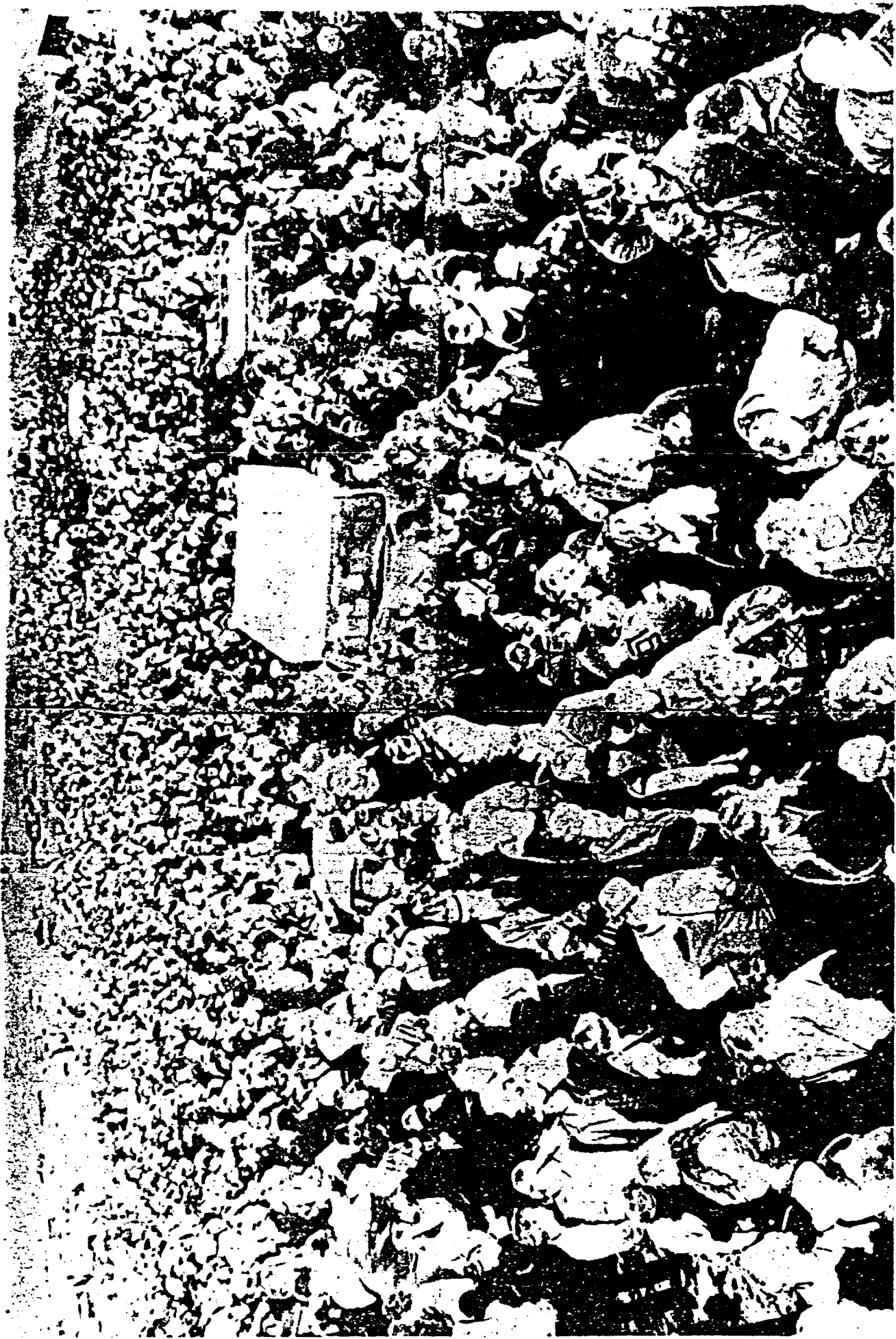
Hansen said the elk hunt was designed as a game management tool to control an overpopulation, and officials wanted the drawing to be in Deer Lodge to insure all the permits were used. In the past, he said, persons who won permits in drawings by mail sometimes did not use them.

He said the agency expected that mostly local hunters would attend the drawing. "They didn't expect a stampede into Deer Lodge," he said.

Hansen said the agency will review its procedure and make changes necessary to eliminate such wastes of gasoline in the future.



REPRODUCED FROM THE MONTANA ARCHIVES



Sign of the times?

The price of beef has slipped a bit recently, but you couldn't tell it by the number of people who showed up in Deer Lodge Saturday for the drawing of 200 special elk-hunting permits. The hunt, which is to begin

next Saturday, will be for a total of 50 elk, which means 150 of the lucky 200 still won't get their elk. Some 4,100 people came for the drawing, nearly doubling the population of Deer Lodge.



SILVER STATE POST

Volume 92 - No. 35

DEER LODGE, MONTANA

THURSDAY, DECEMBER 6, 1979

(USPS 496-820)

Elk fever

Mention elk and you mention excitement.

That's what happened to Deer Lodge over the weekend. A throng of people hit town to participate in an elk drawing. And they numbered in excess of 5000 people.

The lure was 200 elk permits. And the permits were in an area not open to hunting--the prison ranch property.

For those 200 permits, 4050 people registered and the winners were selected by drawing. Add a few wives and kids to the throng and over 5000 people visited in Deer Lodge Saturday.

Registration was orderly and fast by fish and game people. But the actual drawing went at a snail's pace as numbers were shouted over a small megaphone by game wardens in charge of the drawing. The crowd was so huge that hearing was difficult in the open air drawing near the Deer Lodge Armory building. It was 2 1/2 hours before all numbers were drawn for 200 permits.

Would-be hunters came from a large area of western Montana and some from other states. Many were from the neighboring larger towns--Butte, Anaconda, Missoula and Helena.

Traffic in town was "very heavy" and parking of vehicles at the Amory and road leading to the Amory were jammed. Vehicles were parked across the road on airport property, at the Amory site wherever possible and along the one road to town. Vehicles were parked all the way to the cemetery. It was a traffic jam the likes of which Deer Lodge has never seen before.

The crowd was mostly orderly and patient at the drawing. A few drunks delayed proceedings when numbers were called and it was difficult to tell a winner from the loud vocalizing of a few inebriants.

Fish and game people estimate the prison ranch elk herd at about 750 head. They expect a 50% kill from the drawing permit hunters, or a hard reduction of about 100 animals.

The elk was king for a day Saturday and it was quite a show.

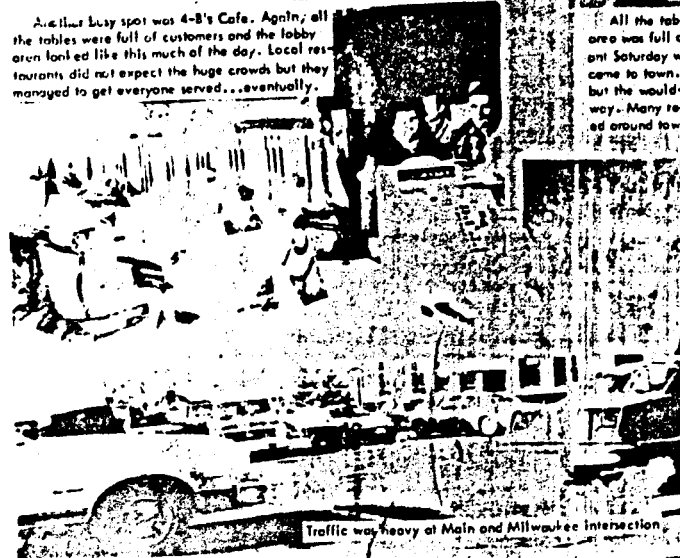
... and here's a picture of the crowd at the elk drawing. That's Joe, third from left, waving his hat.



Another busy spot was 4-B's Cafe. Again, all the tables were full of customers and the lobby area looked like this much of the day. Local restaurants did not expect the huge crowds but they managed to get everyone served...eventually.

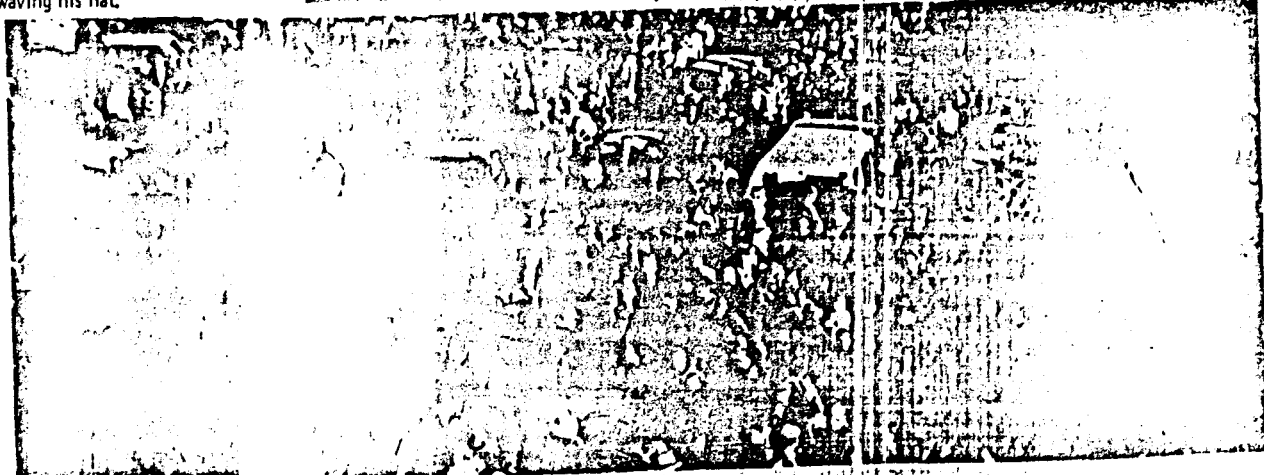


All the tables were full of customers and the lobby area was full of waiting customers at Scharf's Restaurant Saturday when thousands of elk permit hunters came to town. The wait to be served was longer, but the would-be hunters had time to relax anyway. Many registered early in the day, then waited around town for the 3:00 p.m. drawing.



Traffic was heavy at Main and Milwaukee intersection.

Belly up to the bar, boys. So they did. It was booming business at the bars when several thousand elk permit seekers hit town, and they waited for the drawing. Spending some time in the company of other would-be hunters over a cool drink...is what many did in Deer Lodge last Saturday during Elk Fever.



READER'S AU

State ignores its own advice

Dear Editor:

I'm totally confused!

Last week a spokesman for a state agency says how next year we got to get down to really conserving energy. How there could be car-less one-day-week stickers and what not.

Then comes along the special elk drawing at Deer Lodge conducted by another state agency. Over 4,100 persons attending in person, some by plane, others by car, all for 200 elk.

I'm glad for the eating establishments of Deer Lodge. But I'm sad for the thought of how much needless gasoline was wasted. Wouldn't it have been much better if a drawing was held the usual way (sans the usual snafu that produces)?

The right hand knoweth not what the left hand is doing in state government.

William J. Baer
901 Lynn Road

'Censorship' takes on strange shapes

Dear Editor:

In response to Gary Hancock's letter, I would like to point out to him that it is strange for a paper accused of censorship, that two of his letters expressing anti-Carter sentiments, have been printed. At best they can

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SENATE FISH AND GAME COMMITTEE

JANUARY 24, 1989

SENATE BILL 144

The Montana Bowhunters Association would like to go on record as opposed to Senate Bill 144.

Montana is a very large state and this bill would place an undo burden on hunters from Eastern Montana who would be unable to travel the distances necessary to apply for these permits.

Montana Bowhunters Association

Kera Cahoon, Lobbyist

SENATE FISH AND GAME

EXHIBIT NO. 2

DATE January 24, 1989

BILL NO. SB144

WITNESS STATEMENT

NAME: Lera Cahoon DATE: 1/24/89

ADDRESS: Helena - 908 Park Ln

PHONE: 442-2264

REPRESENTING WHOM? Mh. Bowhunters Assn'

APPEARING ON WHICH PROPOSAL: SB. 144

DO YOU: SUPPORT? _____ AMEND? _____ OPPOSE? X

COMMENTS: Refer to prepared statement

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

SENATE FISH AND GAME
EXH. BIT NO. 2a
DATE _____
BILL NO. _____

~~BILL~~ SB144 Jenkins - DATE Jan. 24, 1989

COMMITTEE Fish and Game OPPOSE X

NAME Jo Brunner PRINCIPAL Montana Outfitters & Guides Association

Mr. Chairman, members of the Committee, for the record my name is Jo Brunner and I represent the Montana Outfitters and Guides Association today, who oppose this bill, or any other special drawing bill that will discriminate against out of state hunters.

Non-resident licenses provide for the majority of the operating expenses of Fish and Game, approximately 80%, and we hear consistently of the financial benefits the non-resident hunters contribute to the state coffers, yet, because they are not residents, in fact, often live thousands of miles from Montana, they are expented through rules and regulations from participating in special permit drawings.

It appears to us that while Montana aggressively and publicly solicit non-residents on one hand, we publicly and quietly reject them on the other, much like the poor relative who can do all the work for the family, but is not allowed to eat at the table with them.

We ask that this bill not be made law.

SENATE FISH AND GAME

EXHIBIT NO. 3

DATE January 24, 1989

BILL NO. SB 144

Testimony of Tony Schoonen, President of the Montana Wildlife Federation regarding SB144: "Revise system for drawing special elk permits."

For the record, my name is Tony Schoonen, I am the President of the Montana Wildlife Federation. I am here today to speak in opposition to Senate Bill 144.

For the following reasons we are opposed to these drawing conditions.

- 1) We feel strongly that opportunity for hunting elk must be extended to all Montanans. To limit a segment of hunting license availability to a selective few takes advantage of the whole of the hunting community. The whole of that hunting community almost exclusively foots the bill for elk management. This bill clearly limits the accessability to special licenses to those people that live in the immediate area of the hunting district or those that can afford both the travel costs and time to go to one of these drawings. This is patently unfair to the whole of sportsmen and women who support those same animals through their license purchases.
- 2) This bill will allow for one individual to apply for more than one special hunt tag. While it is illegal to apply for more than one special hunt tag, with the system that this bill imposes, it would be administratively unlikely that this infraction could be detected. These multiple tags holdings will further limit the opportunity for the obtaining special tags.
- 3) This bill will eliminate the opportunity for those that utilize the first, second, third choice option that is currently in use and working effectively to expand special drawing opportunity. The current system is accountable, accurate and accomidates party hunting, multi-district choices, landowner preference and non-local and non-resident hunters and outfitters.
- 4) There will also be a problem in determining the closest town to the hunting area. This puts the Fish, Wildlife and Parks Department in an uncomfortable position in having to determine where the drawing is to be held.
- 5) In some districts such as districts in the Missouri Breaks area, there are special regulations where a two week prior to season drawing would have to be held before the results of the regular computer drawing for the remaining districts are known.

For these reasons we urge you to reject this bill and give it a DO NOT PASS recommendation. That you for your consideration and this opportunity to speak.

SENATE FISH AND GAME

EXHIBIT NO. 4

DATE January 24, 1981

BILL NO. SB 144

WITNESS STATEMENT

NAME: Bill Holdorf DATE: 1-24-89

ADDRESS: 2610 State St Butte

PHONE: 494 6023

REPRESENTING WHOM? Skyline Sportsmen's Ass.

APPEARING ON WHICH PROPOSAL: SB 144

DO YOU: SUPPORT? _____ AMEND? _____ OPPOSE?

COMMENTS: Drawings ^{in the county where} are O K in areas of damage hunts only

The people that work would have to take a day off to work to attend the drawings. This would be a financial ~~drawn~~ drain on some families so many could not attend.

Many people would show up for some drawings. It would take hours to complete in some areas

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

SENATE FISH AND GAME
EXHIBIT NO. 5
DATE January 24, 1989
BILL NO. SB 144

SENATE STANDING COMMITTEE REPORT

January 30, 1989

MR. PRESIDENT:

We, your committee on Fish and Game, having had under consideration SB 144 (first reading copy -- white), respectfully report that SB 144 do not pass.

SENATE FISH AND GAME

EXHIBIT NO. 6

DATE January 24, 1989

BILL NO. SB 144

DO NOT PASS

Signed: Elmer D. Severson

Elmer D. Severson, Chairman

4/1 C.
11/30/89
9:55

VISITORS' REGISTER

FISH AND GAME

COMMITTEE

BILL NO. SB 173

DATE 1/24/89

SPONSOR Vaughn

NAME (please print)	RESIDENCE	SUPPORT	OPPOSE
Rep. Pavlovich	Butte	✓	
Robert Van Der Vliet	Helena	✓	

IF YOU CARE TO WRITE COMMENTS, ASK SECRETARY FOR WITNESS STATEMENT FORM.

PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.

VISITORS' REGISTER

FISH AND GAME

COMMITTEE

BILL NO. SB 144

DATE 1/24/89

SPONSOR Jenkins

NAME (please print)	RESIDENCE	SUPPORT	OPPOSE
VERA Cahoon	SR. Bonner, Mt		X
Ron Marcoux	FWP		✓
Kelly Hymn	Landowner - Outfitter		✓
Julie Hacker	Landowner		✓
Jo Drummer	MOA		✓

IF YOU CARE TO WRITE COMMENTS, ASK SECRETARY FOR WITNESS STATEMENT FORM.
PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.

ROLL CALL VOTE

SENATE COMMITTEE FISH AND GAME

Date Jan. 24, 1989 Senate Bill No. 48 Time 1:59 p.m.

NAME	YES	NO
Sen. Elmer Severson	X	
Sen. John Anderson Jr.	X	
Sen. Judy Jacobson	X	
Sen. Al Bishop	X	
Sen Paul Rapp-Svrcek		X
Sen. Loren Jenkins	X	
Sen. Bill Yellowtail	X	

Lucy Borer
Secretary

Sen. Severson
Chairman

Motion: moved a "DO NOT PASS" for SB 48.

ROLL CALL VOTE

SENATE COMMITTEE FISH AND GAME

Date Jan. 24, 1989 Senate Bill No. 144 Time 2:24 p.m.

<u>NAME</u>	<u>YES</u>	<u>NO</u>
Sen. Elmer Severson	X	
Sen. John Anderson Jr.		X
Sen. Judy Jacobson	X	
Sen. Al Bishop	X	
Sen Paul Rapp-Svrcek	X	
Sen. Loren Jenkins		X
Sen. Bill Yellowtail	X	

Lucy Borer
Secretary

Sen. Severson
Chairman

Motion: DO NOT PASS.

