

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 52nd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON FISH & GAME

Call to Order: By CHAIRMAN JIM ELLIOTT on March 18, 1991, at 3:15 p.m.

#### ROLL CALL

##### Members Present:

Jim Elliott, Chairman (D)  
Beverly Barnhart (D)  
Fred "Fritz" Daily (D)  
Roger DeBruycker (R)  
Orval Ellison (R)  
Gary Forrester (D)  
Bob Gilbert (R)  
Marian Hanson (R)  
Vernon Keller (R)  
Bea McCarthy (D)  
Bruce Measure (D)  
John Phillips (R)  
Ted Schye (D)  
John Scott (D)  
Wilbur Spring (R)  
Bill Strizich (D)

Members Excused: John Johnson, Vice-Chairman (D)

Staff Present: Doug Sternberg, Legislative Council  
Ginger Puntenney, Committee Secretary

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

#### EXECUTIVE ACTION ON SENATE BILL 255

##### Discussion:

CHAIRMAN ELLIOTT said the sponsor would like this bill tabled.

Motion/Vote: REP. PHILLIPS MOVED SB 255 BE TABLED. Motion carried unanimously.

#### EXECUTIVE ACTION ON HOUSE BILL 583 (CONTINUED)

HB 583 was taken from the table March 13.

Motion: REP. MEASURE MOVED HB 583 DO PASS.

Motion: REP. MEASURE moved to adopt amendments. EXHIBIT 1

Discussion:

REP. MEASURE said there is an overpopulation of whitetail deer. The amendments would sunset the bill in two years and would distribute whitetail deer licenses across the entire state, not just the eastern portion. REP. MCCARTHY said that puts the bill back to its original form.

Motion/Vote: REP. MEASURE MADE A SUBSTITUTE MOTION TO SUNSET THE BILL IN TWO YEARS. Motion carried unanimously.

Discussion:

Mr. Sternberg said the bill would take effect October 1, 1991, and sunset October 1, 1993. REP. SCHYE asked what the impact would be throughout the state. REP. MEASURE gave the impact by regions.

Motion/Vote: REP. MEASURE moved to adopt amendments. Motion carried 14 - 1 with Rep. Barnhart voting no.

Motion: REP. MEASURE MOVED HB 583 DO PASS AS AMENDED.

Discussion:

REP. SCOTT opposed the bill because hunters want increased fees, not more nonresident hunters. The Fish and Game Commission should regulate these licenses. REP. HANSON said the commission does not have the ability to regulate whether a person gets a mule deer or whitetail deer permit. REP. GILBERT said they are still increasing out-of-state hunters and Montana sportsmen said they did not want an increase. The overpopulation of deer is because people cannot hunt on private land. REP. ELLISON said there is a surplus of whitetail deer because they are harder to hunt. REP. SPRING favors the bill because there are too many whitetail deer.

Motion/Vote: REP. SCHYE MADE A SUBSTITUTE MOTION TO TABLE HB 583. Motion failed 7 - 10. EXHIBIT 2

Motion/Vote: CHAIRMAN ELLIOTT MOVED TO REVERSE VOTE ON HB 583. HB 583 DO PASS AS AMENDED. EXHIBIT 3

HEARING ON SENATE BILL 219

Presentation and Opening Statement by Sponsor:

SEN. DON BIANCHI, House District 39, Belgrade, said this bill revises the law regarding shooting preserves by removing the 10-mile restriction on preserve location and establishing a flat fee for shooting preserve licenses or permits. Each shooting preserve must be restricted to not more than 1,280 contiguous

acres in areas that will not substantially reduce hunting areas available to the public, as determined by the department. The fee for shooting preserve licenses or permits is \$250 a year. This flat fee will pay for the department's annual inspections.

Proponents' Testimony:

Tim Crawford supports this bill because he was denied a license due to the 10-mile restriction.

K.L. Cool, FWP, supports this bill. EXHIBIT 4

Skipp Tubbs supports this bill. EXHIBIT 5

Opponents' Testimony:

REP. DEBRUYCKER said sportsmen's groups should oppose this bill because more land will be closed for hunting and there won't be as many game birds.

Glenn Martyn and Everitt Foust, Western Montana Wildlife Preserve, opposed the bill. EXHIBIT 6

Thomas Fox, Fetch Inn Hunting Preserve, said they have invested large sums of money into their business. They don't mind local sportsmen harvesting their birds, but do mind another preserve profiting off their expenses. The new preserves can use the birds that are released and clientele will decrease. If more preserves are added, there will be more complaints from neighbors.

Darvin Blair, Blair Shooting Preserve, is against removing the 10-mile restriction. Too many birds in one area will cause an increase in diseases. There will be pressure on wildlife, owners of preserves, and FWP. They are working at a loss now, so more game farms are not needed.

Tom Fox, Fetch Inn Hunting Preserve, said they have spent \$40,000 on national advertising, just to have new game farms profit off their expenses.

REP. REAM submitted written testimony. EXHIBIT 7

Jack Billingsly submitted written testimony. EXHIBIT 8

Closing by Sponsor:

SEN. BIANCHI said that free enterprise in this country is important and competition is beneficial. The person that gives the best services will get the most business. Removing the 10-mile restriction should have little effect on anyone.

HEARING ON SENATE BILL 362

Presentation and Opening Statement by Sponsor:

SEN. LORENTS GROSFIELD, House District 41, Big Timber, said this bill creates park rangers and a park ranger reserve to enforce laws relating to state parks. He reviewed the bill.

Proponents' Testimony:

K.L. Cool, FWP, supports this bill with submitted amendments.  
EXHIBIT 9

Susan Leonard, Montana Audubon Legislative Fund, supports this bill because there is a need for increased enforcement at state parks.

Opponents' Testimony:

Wayne Hirst, Montana State Parks Foundation, is opposed to this bill because campers, tents, vessels, and vehicles can be searched without a warrant. This is against our constitutional rights.

Questions From Committee Members:

REP. ELLISON asked about the funding source. Mr. Cool said it has been approved in the Governor's budget, the Appropriations Committee, and collection of park fees. The revenue source is secure. REP. FORRESTER asked what grade and step the park rangers would be. Jeff Tieberry said Grade 11.

Closing by Sponsor:

SEN GROSFIELD urged support of SB 362.

HEARING ON SENATE BILL 449

Presentation and Opening Statement by Sponsor:

SEN. LORENTS GROSFIELD, House District 41, Big Timber, said this bill would clarify that wardens of FWP have the authority to enforce statutes and rules relating to the regulation of outfitters and guides in the state. The Legislature intends that costs to FWP related to enforcement by wardens of the department be funded from the fees that are collected by the Board of Outfitters and transferred to the department.

Proponents' Testimony: none

Opponents' Testimony: none

Closing by Sponsor: SEN. GROSFIELD urged support of SB 449.

EXECUTIVE ACTION ON SENATE BILL 449

Motion/Vote: REP. SCOTT MOVED SB 449 BE CONCURRED IN. Motion carried unanimously.

EXECUTIVE ACTION ON SENATE BILL 362

Motion: REP. DAILY MOVED SB 362 BE CONCURRED IN.

Discussion:

REP. MEASURE said enforcement powers are expanded from present law. There are legal problems with this type of bill. The department already has game wardens who are trained in law enforcement. Why train more people to manage these parks and to collect fees? REP. FORRESTER said "search without a warrant" is an infringement on his rights. REP. DAILY said strike "without a warrant" and insert "with a warrant" throughout the bill. REP. MEASURE said that would help. Mr. Sternberg said those changes could be made.

Motion: REP. DAILY moved to amend SB 362.

Discussion:

REP. FORRESTER asked if park rangers will have the power to carry a gun. Mr. Cool said yes, but they will not be carrying guns. If there is a dangerous situation, local law enforcement will be called. REP. FORRESTER asked what probable cause would be to search a vehicle or camper. Mr. Lane said if there were reports of problems. REP. MEASURE asked if this legislation is necessary just for the collection of fees. If a person will not show his park entrance permit, then the person is asked to leave. The only violation is failure to buy a permit. This makes no sense.

Motion/Vote: REP. MEASURE MADE A SUBSTITUTE MOTION THAT SB 362 BE TABLED. Motion carried 10 - 5. EXHIBIT 10

EXECUTIVE ACTION ON SENATE BILL 219

Motion: REP. DEBRUYCKER MOVED SB 219 BE NOT CONCURRED IN.

Discussion:

REP. DEBRUYCKER said sportsmen will lose land to hunt on if more game preserves are opened and sit side by side. Land needs to be kept open to hunting.

Vote: Motion carried 14 - 1.

Motion/Vote: CHAIRMAN ELLIOTT MADE A SUBSTITUTE MOTION THAT SB 219 BE TABLED. Motion carried 14 - 1.

EXECUTIVE ACTION ON HOUSE BILL 623

Motion: REP. MEASURE MOVED TO RECONSIDER ACTION ON HB 623 AND TAKE FROM THE TABLE.

Discussion:

REP. MEASURE said this bill should be sent to the Appropriations Committee. REP. PHILLIPS agreed. CHAIRMAN ELLIOTT said he is opposed to the bill. Two years is not long enough for any program to work. Since park fees were implemented in his area, the revenue has doubled each year and visitation has increased.

Motion/Vote: CHAIRMAN ELLIOTT MADE A SUBSTITUTE MOTION TO TABLE ALL PREVIOUS MOTIONS. Motion failed 6 - 8 EXHIBIT 11

Vote: HB 623 FROM THE TABLE. Motion carried 8 - 6. EXHIBIT 12

Further Executive Action will be taken March 22.

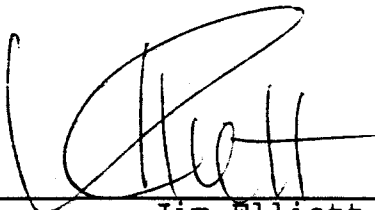
EXECUTIVE ACTION ON HOUSE BILL 583 (CONTINUED)

Mr. Sternberg explained that the committee adopted a two year sunset on HB 583. The bill goes into effect October 1, 1991, and sunsets October 1, 1993. FWP has pointed out that it would be in the middle of the hunting season and suggested the program should run for two complete seasons and have the same effective date as SB 171. HB 583 should be amended so the effective date is March 1, 1992, and sunsets March 1, 1994.

Motion/Vote: REP. DAILY moved to adopt amendment. Motion carried unanimously.

ADJOURNMENT

Adjournment: 5:00 p.m.

  
\_\_\_\_\_  
Jim Elliott, Chair

  
\_\_\_\_\_  
Ginger Punttenney, Secretary

JE/gp

# HOUSE OF REPRESENTATIVES

## FISH AND GAME COMMITTEE

ROLL CALL

DATE 3-18-91

NAME	PRESENT	ABSENT	EXCUSED
REP. JOHN JOHNSON, VICE-CHAIRMAN			✓
REP. BEVERLY BARNHART	✓		
REP. FRED "FRITZ" DAILY	✓		
REP. ROGER DEBRUYCKER	✓		
REP. ORVAL ELLISON	✓		
REP. GARY FORRESTER	✓		
REP. BOB GILBERT	✓		
REP. MARIAN HANSON	✓		
REP. VERNON KELLER			
REP. BEA MCCARTHY	✓		
REP. BRUCE MEASURE	✓		
REP. JOHN PHILLIPS	✓		
REP. TED SCHYE	✓		
REP. JOHN SCOTT	✓		
REP. WILBUR SPRING	✓		
REP. BILL STRIZICH	✓		
REP. JIM ELLIOTT, CHAIRMAN	✓		

2.10  
3-20-91  
TDB


HOUSE STANDING COMMITTEE REPORT

March 19, 1991

Page 1 of 1

Mr. Speaker: We, the committee on Fish and Game report that  
Senate Bill 449 (third reading copy -- blue) be concurred in.

Signed:   
Jim Elliott, Chairman

Carried by: Rep. 

1:45  
2-22-91  
JDR

HOUSE STANDING COMMITTEE REPORT

March 19, 1991

Page 1 of 2

Mr. Speaker: We, the committee on Fish and Game report that House Bill 583 (first reading copy -- white) do pass as amended

Signed: \_\_\_\_\_

Jim Elliott, Chairman

And, that such amendments read:

1. Title, lines 4 through 6.

Following: "ACT" on line 4

Strike: "remainder of line 4 through "FEES;" on line 6

2. Title, line 7.

Following: "B-11-W"

Insert: "NONRESIDENT WHITETAIL DEER COMBINATION"

Following: "FEE;"

Strike: "AND"

3. Title, line 8.

Following: "87-2-504"

Strike: ", 87-2-505, 87-2-510,"

Insert: "AND"

4. Title, line 9.

Strike: "AND 87-2-711,"

Following: "MCA"

Insert: "; AND PROVIDING A DELAYED EFFECTIVE DATE AND A  
TERMINATION DATE"

5. Page 1, line 12 through page 3, line 24.

Strike: sections 1 and 2 in their entirety

Renumber: subsequent section

6. Page 4, line 4.

Strike: "6,167"

Insert: "5,600"

7. Page 5, line 20 through page 6, line 16.

Strike: section 4 in its entirety

Renumber: subsequent section

8. Page 9, line 4.

Following: line 3

Insert: "NEW SECTION. Section 4. Effective date -- termination.  
[This act] is effective March 1, 1992, and terminates March  
1, 1994."

Renumber: subsequent section

9. Page 9, lines 5 and 7.

Strike: "5"

Insert: "2"

①

Amendments to House Bill No. 583  
Introduced (White) Reading Copy

EXHIBIT 1  
DATE 3-18-91  
HB 583

For the Committee on F&G

Prepared by Doug Sternberg  
March 18, 1991

1. Title, lines 4 through 6.  
Following: "ACT" on line 4  
Strike: "remainder of line 4 through "FEES;" on line 6
2. Title, line 7.  
Following: "B-11-W"  
Insert: "NONRESIDENT WHITETAIL DEER COMBINATION"  
Following: "FEE;"  
Strike: "AND"
3. Title, line 8.  
Following: "87-2-504"  
Strike: ", 87-2-505, 87-2-510,"  
Insert: "AND"
4. Title, line 9.  
Strike: "AND 87-2-711,"  
Following: "MCA"  
Insert: "; AND PROVIDING A DELAYED EFFECTIVE DATE AND A  
TERMINATION DATE"
5. Page 1, line 12 through page 3, line 24.  
Strike: sections 1 and 2 in their entirety  
Renumber: subsequent section
6. Page 4, line 4.  
Strike: "6,167"  
Insert: "5,600"
7. Page 5, line 20 through page 6, line 16.  
Strike: section 4 in its entirety  
Renumber: subsequent section
8. Page 9, line 4.  
Following: line 3  
Insert: "NEW SECTION. Section 4. Effective date -- termination.  
[This act] is effective March 1, 1992, and terminates March  
1, 1994."  
Renumber: subsequent section
9. Page 9, lines 5 and 7.  
Strike: "5"  
Insert: "2"

(2)

HOUSE OF REPRESENTATIVES  
FISH AND GAME COMMITTEE

EXHIBIT 2  
DATE 3-18-91  
HB 583

ROLL CALL VOTE

DATE 3-18-91 BILL NO. HB 583 NUMBER \_\_\_\_\_

MOTION: \_\_\_\_\_

Substitute Motion - Be Tabled

NAME	AYE	NO
REP. JOHN JOHNSON, CHAIRMAN	✓	
REP. BEVERLY BARNHART	✓	
REP. FRED "FRITZ" DAILY	✓	
REP. ROGER DEBRUYCKER		✓
REP. ORVAL ELLISON		✓
REP. GARY FORRESTER		✓
REP. BOB GILBERT	✓	
REP. MARIAN HANSON		✓
REP. VERNON KELLER		✓
REP. BEA MCCARTHY	✓	
REP. BRUCE MEASURE		✓
REP. JOHN PHILLIPS		✓
REP. TED SCHYE	✓	
REP. JOHN SCOTT	✓	
REP. WILBUR SPRING		✓
REP. BILL STRIZICH		✓
REP. JIM ELLIOTT, CHAIRMAN		✓
TOTAL	7	10

(3)  
EXHIBIT 3  
DATE 3-18-91  
HB 583

HOUSE OF REPRESENTATIVES  
FISH AND GAME COMMITTEE

ROLL CALL VOTE

DATE 3-18-91 BILL NO. HB 583 NUMBER \_\_\_\_\_

MOTION:

HB 583 Do Pass as Amended  
(Reverse Vote)

NAME	AYE	NO
REP. JOHN JOHNSON, CHAIRMAN		✓
REP. BEVERLY BARNHART		✓
REP. FRED "FRITZ" DAILY		✓
REP. ROGER DEBRUYCKER	✓	
REP. ORVAL ELLISON	✓	
REP. GARY FORRESTER	✓	
REP. BOB GILBERT		✓
REP. MARIAN HANSON	✓	
REP. VERNON KELLER	✓	
REP. BEA MCCARTHY		✓
REP. BRUCE MEASURE	✓	
REP. JOHN PHILLIPS	✓	
REP. TED SCHYE		✓
REP. JOHN SCOTT		✓
REP. WILBUR SPRING	✓	
REP. BILL STRIZICH	✓	
REP. JIM ELLIOTT, CHAIRMAN	✓	
TOTAL	10	7

4  
/

EXHIBIT 4  
DATE 3-18-91  
~~SB~~ 219

SB 219  
March 18, 1991

Testimony presented by K.L. Cool, Dept. of Fish, Wildlife & Parks  
to House Fish and Game Committee

This legislation revises the law governing shooting preserves by removing the 10-mile restriction on their location, and establishes a flat fee for shooting preserve licenses or permits.

The following information applies to this legislation:

1. Twenty-four shooting preserves are currently licensed in Montana.
2. Current law limits the size of shooting preserves to 1280 acres.
3. The \$250 flat fee is higher than the present maximum fee of \$190 for the largest shooting preserve in operation today.
4. According to our Wildlife Division staff, the 10-mile restriction was implemented to prevent large blocks of choice pheasant habitat from going into shooting preserves. Under such a circumstance, it was felt substantial numbers of wild (public) birds might be included in preserves. This might result in lost public recreational opportunity and some degree of privatization of wildlife. To date, this has not occurred.

SB-219 3/18/91

SKIP TUBBS  
119 E. MAIN  
BOZEMAN MT.

EXHIBIT 5

DATE 3-18-91

SB 219

MR. CHAIRMAN, MEMBERS OF THE COMMITTEE;

MY NAME IS SKIP TUBBS FROM BOZEMAN MT.

I AM HERE REPRESENTING MEMBERS OF THE MONTANA FALCONERS ASSOC.

WE SUPPORT ANY LEGISLATION THAT GIVES THE PRIVATE LAND OWNER  
INSENTIVES TO IMPROVE AND MANAGE THEIR LAND FOR BETTER BIRD  
HABITAT. WE FEEL THAT SB-219 FURTHER PROVIDS THIS TYPE OF  
INSENTIVE BY REMOVING THE 10 MILE RESTRCTION AND LEAVING PERMIT  
ISSUING TO THE DESCRETION OF THE FW&P DEPARMENT.

DATE 3-18-91  
SB 219

To: Jim Elliot, Chairman, House Fish and Game Committee and  
Members of the committee

We, the owners and operators of Western Montana Wildlife Preserve, wish to express our strong opposition to S.B. 219, which if passed would eliminate present state limits regarding distances between shooting preserves. The bill, if passed, would seriously jeopardize if not put out of business presently operated shooting preserves like ours since profit margins are very small. Thus, if anyone could apply and receive a license without distance considerations to an existing preserve, the state could have wall to wall shooting preserves, with license to operate seven months.

Since the inception of our preserve in 1982, we have witnessed the substantial build up of numbers of birds in the area. Our preserve offers public hunting for a fee.

Our preserve has been in existence for eight full years. We thus feel qualified to raise the following concerns:

1. The state, years ago, abandoned their program of raising and releasing pheasants because of excessive cost per bird and high mortality.
2. Enabling legislation then encouraged preserve operators to start up, allowing a distance factor of 10 miles to allow preserve operators to recapture part of their investment without undue competition. Now this bill will allow others to create preserves adjacent to ours, thus capitalizing on bird numbers and habitat development without paying the price.
3. We are presently aware of four entities who have expressed an intent

Ex. 6 pg 24 =  
3-18-91  
JB 219

of obtaining preserve status if this bill becomes a law. All four exist within a five mile radius of our preserve.

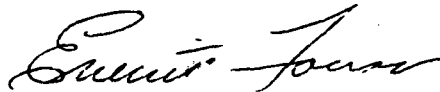
4. We do not feel other preserves, per se, pose an economic threat but adjacent preserves certainly would.

Therefore, in the spirit of compromise and fairness to all, we would recommend that the following be considered:

That existing preserve operators be given the ability to preclude other preserves within a five mile radius which they feel present an economic risk to their investment.

We feel this to be a reasonable solution and respectfully request your consideration of our proposal.

Sincerely,



Everitt Foust  
President  
Western Montana Wildlife Preserve



D. Glenn Martyn  
Preserve Manager  
Western Montana Wildlife Preserve



EXHIBIT 7

DATE 3-18-91

*The Big Sky Country* BB 319

MONTANA HOUSE OF REPRESENTATIVES

Jim -

I strongly feel  
that a mile limit  
should be placed on  
hunting preserves. If not  
10 miles, make it 5 miles.  
Listen to Glen Martin  
today in your committee.

⑦

Bob Ream

8/

EXHIBIT 8  
DATE 3-18-91  
~~BB~~ 219

March 18, 1991

Chairman  
House Fish and Game Committee  
Capitol Station  
Helena, MT 59620

Dear Chairman Elliot,

I am urging the committee to oppose Senate Bill 219 dealing with the removal of the 10 mile limit on shooting preserves.

We operate a shooting preserve in Valley County and would like to have the 10 mile limit left in place.

Thank you,

*Jack Billingsley*  
Jack Billingsley

SB 362  
March 18, 1991

9

CAUTION 1-23-91  
DATE 3-18-91  
SB 362

Testimony presented by K. L. Cool, Dept. of Fish, Wildlife & Parks  
to House Fish and Game Committee

For most Americans, a park ranger is a person who protects parks and their users, helps out visitors if they get into trouble, and settles disputes when they occur. For years the Montana State Park System has operated without formally designating the position of park ranger. Yet many of our people have been expected to perform most of these functions without the necessary training and experience and without a legal framework to protect them. Currently, enforcement of park regulations is accomplished by park employees who are acting as de facto law enforcement officials as a result of their responsibilities.

As the years have passed, more and more of our citizens have recognized the value of the natural and cultural resources in our care. Not only are more people using state parks on an annual basis, but more people are damaging or stealing Montana's heritage. The Lewis and Clark Caverns State Park vandalism incident last year and losses of portions of historic buildings at Bannack State Park are good examples. Many of these resources are nonrenewable and irreplaceable.

Professionally trained peace officers are needed to deal with the social and domestic conflicts resulting from crowding in some of our state parks.

These peace officers would be called park rangers. Their primary responsibility would be preventive and educational law enforcement and customer relations, and they would not be armed. Their

3-18-91 HB 362

jurisdiction would be limited to lands managed by our department and Title 23 (or Parks) enforcement. No authority would exceed that of existing game wardens.

Other provisions of the bill which are important to our program include:

- 1) Allowing rangers to fine registered owners of vehicles for non-fee compliance.
- 2) Designation of rangers as fire wardens to control wildfires if they occur in state parks.
- 3) Establishing the authority for a volunteer ranger program for qualified citizens.

We feel the provisions of SB 362 will make the state park system safer for Montanans, our visitors and our own employees. This program will also complement efforts to upgrade the Montana State Park System.

The amendments approved in the Senate were developed as a result of meetings with the Montana Sheriffs and Peace Officers Association. Two additional housekeeping amendments should be made. One adds park rangers to the list of peace officers in the section of law that prescribes training and educational requirements for peace officers. The other corrects an error in the reference to parks and outdoor recreation laws by specifying only Chapter 1 and 2 of title 23.

EXHIBIT 9 pg 3 of 3  
DATE 3-18-91  
HB 362

AMENDMENT TO HB 362  
THIRD READING (BLUE) COPY

1. Page 3, line 16.  
Following: "in,"  
Insert: "chapters 1 and 2 of"
  2. Page 3, line 21.  
Following: "and,"  
Insert: "chapters 1 and 2 of"
  3. Page 4, line 13.  
Following: "against,"  
Insert: "chapters 1 and 2 of"
  4. Page 4, line 22.  
Following: "in,"  
Insert: "chapters 1 and of"
  5. Page 9.  
Following: line 20  
Insert: "Section 10. Section 7-32-303, MCA, is amended to read:  
7-32-303. Peace officer employment, education, and  
certification standards. (1) For the purposes of this  
section, unless the context clearly indicates otherwise,  
"peace officer" means a deputy sheriff, undersheriff, police  
officer, highway patrol officer, "fish and game warden, park  
ranger, campus security officer, or airport police officer.  
(2) . . ."
- Renumber: Subsequent sections.
6. Page 13, line 14.  
Following: "in"  
Insert: "chapters 1 and 2 of"

10

EXHIBIT 10DATE 3-18-91SB 362

## HOUSE OF REPRESENTATIVES

## FISH AND GAME COMMITTEE

## ROLL CALL VOTE

DATE 3-18-91 BILL NO. SB 362 NUMBER \_\_\_\_\_

## MOTION: \_\_\_\_\_

Substitute Motion - Table SB 362

NAME	AYE	NO
REP. JOHN JOHNSON, VICE-CHAIRMAN	✓	
REP. BEVERLY BARNHART	✓	
REP. FRED "FRITZ" DAILY	✓	
REP. ROGER DEBRUYCKER	✓	
REP. ORVAL ELLISON	✓	
REP. GARY FORRESTER	✓	
REP. BOB GILBERT	✓	
REP. MARIAN HANSON		✓
REP. VERNON KELLER		
REP. BEA MCCARTHY		
REP. BRUCE MEASURE	✓	
REP. JOHN PHILLIPS	✓	
REP. TED SCHYE		✓
REP. JOHN SCOTT	✓	
REP. WILBUR SPRING		✓
REP. BILL STRIZICH		✓
REP. JIM ELLIOTT, CHAIRMAN		✓
TOTAL	10	5

11  
EXHIBIT 11DATE 3-18-91~~HB~~ 623

## HOUSE OF REPRESENTATIVES

## FISH AND GAME COMMITTEE

## ROLL CALL VOTE

DATE 3-18-91 BILL NO. HB 623 NUMBER \_\_\_\_\_

## MOTION: \_\_\_\_\_

Substitute Motion to Table all previous motions.

NAME	AYE	NO
REP. JOHN JOHNSON, CHAIRMAN		
REP. BEVERLY BARNHART		✓
REP. FRED "FRITZ" DAILY		✓
REP. ROGER DEBRUYCKER		✓
REP. ORVAL ELLISON	✓	
REP. GARY FORRESTER		✓
REP. BOB GILBERT	✓	
REP. MARIAN HANSON	✓	
REP. VERNON KELLER		
REP. BEA MCCARTHY		
REP. BRUCE MEASURE		✓
REP. JOHN PHILLIPS		✓
REP. TED SCHYE	✓	
REP. JOHN SCOTT		✓
REP. WILBUR SPRING	✓	
REP. BILL STRIZICH		✓
REP. JIM ELLIOTT, CHAIRMAN	✓	
TOTAL	6	8

EXHIBIT 12  
DATE 3-18-91  
HB 623

HOUSE OF REPRESENTATIVES

FISH AND GAME COMMITTEE

ROLL CALL VOTE

DATE 3-18-91 BILL NO. HB 623 NUMBER \_\_\_\_\_

MOTION: Reconsider Action on HB 623  
and Take From the Table.

NAME	AYE	NO
REP. JOHN JOHNSON, VICE-CHAIRMAN		
REP. BEVERLY BARNHART	✓	
REP. FRED "FRITZ" DAILY	✓	
REP. ROGER DEBRUYCKER	✓	
REP. ORVAL ELLISON		✓
REP. GARY FORRESTER	✓	
REP. BOB GILBERT		✓
REP. MARIAN HANSON		✓
REP. VERNON KELLER		
REP. BEA MCCARTHY		
REP. BRUCE MEASURE	✓	
REP. JOHN PHILLIPS	✓	
REP. TED SCHYE		✓
REP. JOHN SCOTT	✓	
REP. WILBUR SPRING		✓
REP. BILL STRIZICH	✓	
REP. JIM ELLIOTT, CHAIRMAN		✓
TOTAL	8	6

**HOUSE OF REPRESENTATIVES  
VISITOR REGISTER**

FISH & GAME COMMITTEE BILL NO. SB 362  
DATE 3.18.91 SPONSOR(S) \_\_\_\_\_ SENATOR GROSFIELD

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**PLEASE PRINT**

**PLEASE PRINT**

NAME AND ADDRESS	REPRESENTING	SUPPORT	OPPOSE
Eob Lane	FWGP	✓	
Susan Lenard	MT Audubon	X	
Wayne Hunt	MT. State Parks Foundation		

**PLEASE LEAVE PREPARED TESTIMONY WITH SECRETARY. WITNESS STATEMENT FORMS ARE AVAILABLE IF YOU CARE TO SUBMIT WRITTEN TESTIMONY.**

HOUSE OF REPRESENTATIVES  
VISITOR REGISTER

FISH & GAME

COMMITTEE

BILL NO. SB 219

DATE 3.18.91

SPONSOR(S) SEN. BIANCHI

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NAME AND ADDRESS	REPRESENTING	SUPPORT	OPPOSE
<del>Tom Fox</del> P.O. Box 1297 Hamilton, MT 16468 Moiese Valley Rd	Fetch Inn		X
Everitt Foust Moiese	Western Montana Wildlife Preserve		X
J. Glenn Martyn 3735 Big Flat Missoula	W. MT. Wildlife Preserve		X
John Tubbs	Mountain Falcons Assoc.	X	
T.H. Crawford	Private Citizen	X	
DARVIN BLAIR	Field Blair shoot. Preserve RR 2 Box 45 Denton MT		X
THOMAS L FOX	FETCH INN PRESERVE HAMILTON, MT		X

PLEASE LEAVE PREPARED TESTIMONY WITH SECRETARY. WITNESS STATEMENT FORMS ARE AVAILABLE IF YOU CARE TO SUBMIT WRITTEN TESTIMONY.

SB 362  
March 18, 1991

EXHIBIT 7 PS 1063  
DATE 3-18-91  
SB 362

Testimony presented by K. L. Cool, Dept. of Fish, Wildlife & Parks  
to House Fish and Game Committee

For most Americans, a park ranger is a person who protects parks and their users, helps out visitors if they get into trouble, and settles disputes when they occur. For years the Montana State Park System has operated without formally designating the position of park ranger. Yet many of our people have been expected to perform most of these functions without the necessary training and experience and without a legal framework to protect them. Currently, enforcement of park regulations is accomplished by park employees who are acting as de facto law enforcement officials as a result of their responsibilities.

As the years have passed, more and more of our citizens have recognized the value of the natural and cultural resources in our care. Not only are more people using state parks on an annual basis, but more people are damaging or stealing Montana's heritage. The Lewis and Clark Caverns State Park vandalism incident last year and losses of portions of historic buildings at Bannack State Park are good examples. Many of these resources are nonrenewable and irreplaceable.

Professionally trained peace officers are needed to deal with the social and domestic conflicts resulting from crowding in some of our state parks.

These peace officers would be called park rangers. Their primary responsibility would be preventive and educational law enforcement and customer relations, and they would not be armed. Their