

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 53rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON FISH & GAME

Call to Order: By CHAIRMAN FOSTER, on March 16, 1993, at 3:00 p.m.

ROLL CALL

Members Present:

Rep. Mike Foster, Chair (R)
Rep. Chase Hibbard, Vice Chair (R)
Rep. Bob Ream, Minority Vice Chair (D)
Rep. Beverly Barnhart (D)
Rep. Bob Clark (R)
Rep. Fritz Daily (D)
Rep. Jim Elliott (D)
Rep. Duane Grimes (R)
Rep. Marian Hanson (R)
Rep. Dick Knox (R)
Rep. Bea McCarthy (D)
Rep. Brad Molnar (R)
Rep. Scott Orr (R)
Rep. Bill Ryan (D)
Rep. Emily Swanson (D)
Rep. Doug Wagner (R)

Members Excused: Rep. Chase Hibbard, Rep. Bill Ryan

Members Absent: None.

Staff Present: Doug Sternberg, Legislative Council
Mary Riitano, Committee Secretary

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

Committee Business Summary:

Hearing: HJR 24
Executive Action: HJR 24, SB 375

HEARING ON HJR 24

Opening Statement by Sponsor:

REP. DICK KNOX introduced HJR 24 on behalf of REP. CHASE HIBBARD and expressed his regret in not being present. REP. HIBBARD hoped HJR 24 would provide an objective statement regarding landowner/outfitter/sportsmen relationships and an accurate assessment of the direction in which to proceed. He approved of

the two amendments proposed by **REP. EMILY SWANSON** and would like to see them adopted. He hoped there was enough latitude to include some sportsmen and outfitting money to pursue joint solutions. This legislation gives the Department direction without micromanaging the whole project.

Proponents' Testimony:

Mr. Jim Richard, Montana Wildlife Federation urged the committee to support HJR 24. He felt it was important to establish a process to examine the outfitter industry, allocation of licenses, and conflicts that arise between sportsmen and outfitters.

Ms. Jean Johnson, Executive Director of the Montana Outfitters and Guides Association distributed and read a copy of proposed amendments (**EXHIBIT 1**). It was her belief outfitting did not hinder Montana's hunting heritage and that outfitters were part of it. Outfitting began at the turn of the century and they currently are associated with less than 4% of the total game harvested in Montana. She felt the outfitting industry contributed toward wildlife conservation and to the public. She believed the relationship problems could be resolved over the next two years and urged support of the resolution.

Mr. Stan Bradshaw, Montana Bowhunters said the strained sportsmen/landowner/outfitter relationships are a longstanding issue. HJR 24 will place the burden of working on the problem and coming to solutions on the correct people. He urged support of the resolution.

Mr. John Bloomquist, Montana Stockgrowers Association expressed the organization's support of HJR 24.

Ms. Jamie Doggett, Montana Cattlemen's Association said she is a firm believer of cooperative ventures such as the one HJR 24 proposes. She commended the committee for its work. She expressed her concern regarding the contentiousness during the first half of the session and offered her willingness to work toward the future.

Mr. John Youngberg, Montana Farm Bureau stated negotiations are best handled on a voluntary basis rather than by government regulation. He declared the organization's support of the resolution.

Mr. Pat Graham, Director of the Fish, Wildlife, and Parks Department distributed written testimony (**EXHIBIT 2**).

CHAIRMAN MIKE FOSTER spoke on behalf of **REP. HIBBARD**. **REP. HIBBARD** hoped the effort would be a "bottom-up, grass roots" approach rather than a "top-down bureaucratically structured" effort. He felt the Department should provide assistance and act

as a facilitator. The subcommittee felt strongly that the Department was not to be in charge.

Opponents' Testimony: None.

Informational Testimony: None.

Questions From Committee Members and Responses:

REP. BRAD MOLNAR asked Mr. Graham if the amendments were not adopted could the Department legally help finance the effort. Mr. Graham replied it would depend on what the Governor's office decided to do. In his discussions with them, they do not have the staff to expend on the project and would be looking at the Department to provide it. He stated the Department would cooperate in every way it could.

Closing by Sponsor:

REP. KNOX said he hoped this would precipitate the end of the constant warfare between the different groups listed in the resolution. He also felt it should be a "bottom-up" effort. In his opinion, the resolution should not be expanded beyond the amendments proposed by REP. HIBBARD and REP. SWANSON.

EXECUTIVE ACTION ON HJR 24

Motion: REP. KNOX MOVED HJR 24 DO PASS.

Motion: REP. KNOX MOVED REP. HIBBARD'S AMENDMENTS AND REP. SWANSON'S AMENDMENTS DO PASS.

Discussion:

Mr. Doug Sternberg distributed and explained the amendments (EXHIBITS 3, 4, & 5). REP. HIBBARD's amendments add "through the Department of Fish, Wildlife, and Parks" after "Governor" on page 3, line 12. Following the word "heritage" on page 3, line 17, "The Department of Fish, Wildlife, and Parks is encouraged to provide administrative assistance as necessary to enhance the cooperative effort" is inserted. REP. SWANSON's first amendment provides that any solutions developed by statewide, regional, and local groups be reported to future legislatures and that future legislation reflect the mutual interests of the landowners, outfitters, and sportsmen. The second amendment provides that the Secretary of State send copies of the resolution to any sporting, landowner, public access, agricultural, outfitter, or other group that is interested or involved in the issues.

REP. SWANSON clarified her second amendment saying she wanted to be sure the different groups were aware of what was happening. She encouraged committee members to add to the list of groups.

REP. KNOX expressed his enthusiastic support of REP. SWANSON's second amendment.

Motion: REP. FRITZ DAILY MOVED TO INSERT "AND MAJOR SPORTSMEN AND ACCESS GROUPS" AFTER NORTHERN PLAINS RESOURCE COUNCIL ON PAGE 4, LINE 12.

Discussion:

REP. BOB REAM said he could think of a number of groups that were left off the list. He suggested the wording be more general and include all agricultural groups, wildlife, and sportsmen groups.

REP. SWANSON said a list might be helpful to give the Secretary of State some direction in who the appropriate groups are.

REP. JIM ELLIOTT suggested the task of choosing the groups should be bestowed on the study group.

CHAIRMAN FOSTER explained one possible approach is to list the groups generically and then give a few examples of the different types of groups.

REP. DAILY said the Chairman's suggestion was reasonable. He asked if the Department had a list. Mr. Don Childress, Fish, Wildlife, and Parks Department reported the Department had a mailing list of all sportsmen, agricultural, and other groups and would provide it upon request.

REP. BEA MCCARTHY raised a concern regarding the cost to the Secretary of State to send information to the various groups. She believed the generic wording to be the best approach.

REP. BEVERLY BARNHART also supported the generic wording approach.

REP. KNOX felt some specific groups should be listed to ensure results.

CHAIRMAN FOSTER agreed that some organizations should be listed.

Mr. Sternberg suggested the generic reference "including but not limited to."

REP. SWANSON asked if the committee thought it was appropriate the Secretary of State send out the information.

CHAIRMAN FOSTER stated he thought it was appropriate.

REP. DAILY agreed with Mr. Sternberg's terminology. He suggested REP. KNOX work with the Department in drawing up a list.

Motion: REP. ELLIOTT MOVED TO SEGREGATE REP. SWANSON'S SECOND AMENDMENT.

Discussion:

REP. SWANSON felt her first amendment provided direction regarding the kind of product the legislature desired from the process. She emphasized the importance of the different groups resolving issues rather than coming to the legislature to try and look for solutions.

Vote: REP. HIBBARD AMENDMENTS AND REP. SWANSON'S FIRST AMENDMENT DO PASS. Motion carried unanimously.

Vote: REP. SWANSON'S SECOND AMENDMENT DO PASS. Motion carried unanimously.

Motion: REP. MARION HANSON MOVED THE MONTANA OUTFITTERS AND GUIDES ASSOCIATION AMENDMENTS.

Discussion:

REP. DAILY believed the Montana Outfitters and Guides Association amendments proposed substantive changes, especially amendments three and seven. He declared his opposition to the amendments.

REP. ELLIOTT expressed a major concern in using the least inflammatory and unbiased language as possible. He understood outfitters' concerns, but he does not want any of the groups agitated. He mentioned the subcommittee's meetings were open for public input.

REP. SWANSON said Ms. Johnson desired to come to the subcommittee meetings but experienced scheduling conflicts. She said the amendments intended well, but she felt HJR 24 covered the outfitters' concerns.

CHAIRMAN FOSTER said he discussed the amendments with REP. HIBBARD. He shares the same concerns as the outfitters and believed their interests would be represented in HJR 24. REP. HIBBARD reluctantly decided against supporting the outfitter's proposed amendments.

REP. KNOX declared his opposition to the amendments.

Vote: OUTFITTER AMENDMENTS DO PASS. Motion failed 15 to 1 with REP. HANSON voting yes.

Motion/Vote: REP. KNOX MOVED HJR 24 DO PASS AS AMENDED. Motion carried unanimously.

EXECUTIVE ACTION ON SB 375

Motion: REP. SWANSON MOVED SB 375 DO PASS.

Discussion:

REP. ELLIOTT felt it was not prudent to make a law to accommodate one person. He said he did not support the bill.

Mr. Sternberg distributed and explained amendments proposed by REP. FOSTER (EXHIBIT 6). The amendments changed the 10-mile restriction to five miles. The fee structure of licenses for shooting preserves will be determined on the size and location of a shooting preserve rather than as a flat fee. Section 3 of the amendments proposed by REP. REAM is removed. The department will set the fee for wild game bird seals by rule.

Motion: REP. SCOTT ORR MOVED THE AMENDMENTS DO PASS.

Discussion:

REP. BOB CLARK stated amendment three prohibits new shooting preserves within one mile of certain state and federal wildlife areas. He asked Mr. Childress for the definition of a wildlife area. Mr. Childress said the area would be defined in either state or federal statute. REP. CLARK asked if the language was too broad. Mr. Childress said no. REP. REAM commented "wildlife management area" is a federal definition. Mr. Sternberg explained the reference in the title is broad, but section 7 defines it more clearly.

REP. MOLNAR felt the amendments make "an ugly pig even uglier" and expressed his opposition to the amendments.

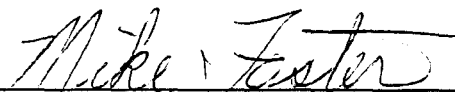
Vote: AMENDMENTS DO PASS. Motion carried 9 to 7 with REPS. BARNHART, CLARK, DAILY, HANSON, MCCARTHY, MOLNAR, and WAGNER voting no.

Motion/Vote: REP. ORR MOVED SB 375 DO PASS AS AMENDED. Motion failed 9 to 7 with REPS. HIBBARD, GRIMES, KNOX, ORR, RYAN, SWANSON, and FOSTER voting yes.

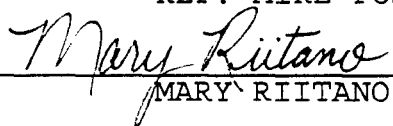
Motion/Vote: REP. REAM MOVED SB 375 BE TABLED. Motion carried 9 to 7 with REPS. HIBBARD, GRIMES, KNOX, ORR, RYAN, SWANSON, and FOSTER voting no.

ADJOURNMENT

Adjournment: 4:30 p.m.



REP. MIKE FOSTER, Chair



MARY RIITANO, Secretary

HOUSE OF REPRESENTATIVES

FISH & GAME

COMMITTEE

ROLL CALL

DATE

3/16/93

NAME	PRESENT	ABSENT	EXCUSED
VICE-CHAIRMAN CHASE HIBBARD			✓
VICE-CHAIRMAN BOB REAM	✓		
REP. BARNHART	✓		
REP. CLARK	✓		
REP. DAILY	✓		
REP. ELLIOT	✓		
REP. GRIMES	✓		
REP. HANSON	✓		
REP. KNOX	✓		
REP. MCCARTHY	✓		
REP. MOLNAR	✓		
REP. ORR	✓		
REP. RYAN			✓
REP. SWANSON	✓		
REP. WAGNER	✓		
CHAIRMAN MIKE FOSTER	✓		

HOUSE STANDING COMMITTEE REPORT

March 17, 1993

Page 1 of 1

Mr. Speaker: We, the committee on Fish and Game report that House Joint Resolution 24 (first reading copy -- white) do pass as amended .

Signed: Mike Foster

Mike Foster, Chair

And, that such amendments read:

1. Page 3, line 12.

Following: "Governor"

Insert: ", through the Department of Fish, Wildlife, and Parks,"

2. Page 3, line 17.

Following: "heritage."

Insert: "The Department of Fish, Wildlife, and Parks is encouraged to provide administrative assistance as necessary to enhance the cooperative effort."

3. Page 3.

Following: line 17

Insert: "BE IT FURTHER RESOLVED, that solutions developed by statewide, regional, and local groups be reported to future Legislatures and that legislation introduced by any of these groups reflect the mutual interests of landowners, outfitters, and the sporting community.

BE IT FURTHER RESOLVED, that the Secretary of State send copies of this resolution to any sporting, landowner, public access, agricultural, outfitter, or other group or organization that is interested or involved in the issues outlined in this resolution, including but not limited to the Montana Wildlife Federation, Montana Stockgrowers Association, Montana Wool Growers Association, Montana Farm Bureau, Montana Outfitters and Guides Association, Montana Audubon Council, Montana Trout Unlimited, Rocky Mountain Elk Foundation, Montanans for Multiple-Use, and Northern Plains Resource Council, for inclusion in their respective newsletters."

-END-

Committee Vote:

Yes He, No 0.

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HOUSE OF REPRESENTATIVES
FISH & GAME COMMITTEE

ROLL CALL VOTE

DATE 3/16/93 BILL NO. SB 375 NUMBER 1

MOTION: Do pass Amendments

NAME	AYE	NO
VICE-CHAIRMAN HIBBARD	✓	
VICE-CHAIRMAN REAM	✓	
REP. BARNHART		✓
REP. CLARK		✓
REP. DAILY		✓
REP. ELLIOT	✓	
REP. GRIMES	✓	
REP. HANSON		✓
REP. KNOX	✓	
REP. MCCARTHY		✓
REP. MOLNAR		✓
REP. ORR	✓	
REP. RYAN	✓	
REP. SWANSON	✓	
REP. WAGNER		✓
CHAIRMAN FOSTER	✓	

97

HOUSE OF REPRESENTATIVES
FISH & GAME COMMITTEE

ROLL CALL VOTE

DATE 3/16/93 BILL NO. SB375 NUMBER 2

MOTION: Do passas amended

NAME	AYE	NO
VICE-CHAIRMAN HIBBARD	✓	
VICE-CHAIRMAN REAM		✓
REP. BARNHART		✓
REP. CLARK		✓
REP. DAILY		✓
REP. ELLIOT		✓
REP. GRIMES	✓	
REP. HANSON		✓
REP. KNOX	✓	
REP. MCCARTHY		✓
REP. MOLNAR		✓
REP. ORR	✓	
REP. RYAN	✓	
REP. SWANSON	✓	
REP. WAGNER		✓
CHAIRMAN FOSTER	✓	

EXHIBIT 1
DATE 3/16/93
HJR 24

**Amendment to HJR 24 — White Copy
March 16, 1993**

Prepared by the Montana Outfitters and Guides Association

1. Page 1, Line 19.
Following: "acknowledged"
Insert: "and their property rights are continuously threatened"
2. Page 1, Lines 21 - 24.
Following: "opportunities"
Strike: "and" and lines 22 and 23 in their entirety, and "heritage" on line 24.
3. Page 1, Line 24.
Following: "and"
Insert: "Whereas, outfitters are increasingly held responsible for diminishing access to private property with little recognition for the landowner's preference or the concept of 'willing leasor, willing leasee'"
4. Page 2, Line 2.
Following: "perceived"
Insert: "by sportsmen and the public"
5. Page 3, Line 1.
Following: "Montana"
Insert: "as well as providing financial and political support for wildlife through national and international wildlife conservation organizations"
6. Page 3, Line 8.
Following: "(d)"
Strike: "encouraging"
Insert: "ensuring"
7. Page 3, Line 9.
Following: "industry"
Insert: "at its current level"
8. Page 3, Line 16.
Following: "hunting"
Insert: ", outfitting"

EXHIBIT 2

DATE 3/16/93

~~HJR~~ 24

HJR 24
March 16, 1993

Testimony presented by Pat Graham, Dept. of Fish, Wildlife & Parks
before the House Fish and Game Committee

The Montana Department of Fish, Wildlife and Parks supports House Joint Resolution 24 which urges landowners, sportspersons, outfitters and the public to work toward common goals to resolve the various issues which have been brought forth during this legislative session.

Each group - landowners, sportspersons or outfitters - has legitimate concerns that must be addressed with mutual consideration and respect. One-sided proposals will not result in lasting solutions and will only widen the gap between the parties. This resolution has stated some of the problems. The list could be extended, but I believe the parties involved know the issues.

Now is the time for those same people and their organizations to seek common goals and identify the steps needed to reach them.

The resolution as written does not portray bias toward any party but attempts to review the concerns. As you consider this resolution and any amendments, we strongly urge you to keep this same simple and straight-forward format to set the example for future working groups.

Some of you are aware that I suggested some approaches to resolve

these conflicts and provide a potential source of revenue based on what I heard this session. While generally well received, it takes time to build understanding and support for any proposal. I am not suggesting specific references to this or any other proposal be included in the resolution. While I very much want to see movement and action, I understand the need to work through the various work groups.

This is no small task. It will require considerable, sustained commitment. So what makes this different from past attempts to resolve these issues? Why should we be optimistic this time? There are several reasons. First, I believe there is a genuine commitment by all parties to work toward reducing problems. Second, awareness of the issues has been raised to a new level by the bills brought forward during this legislature.

Finally, and possibly most important, is the nature of Montanans. Montanans still talk to each other and not at each other. Montanans share many common values and a strong sense of community, despite the vast distances. Montanans have a large measure of common sense, and when they feel people are listening and they are being treated fairly, they will support a process and programs even when they do not get all they want.

The department offers to act as staff to this resolution. The department would contract professional facilitators to conduct

meetings and provide background information as needed to assist with discussions. The cost has not been determined. To strengthen the resolution, we recommend two amendments. I understand Representative Swanson has a similar amendment.

Exhibit 2
3-16-93
HJR-24

PROPOSED AMENDMENTS TO HJR 24
FIRST (WHITE) COPY

1. Page 3, line 12.
Following: "Governor"
Insert: "through the Department of Fish, Wildlife and
Parks"
2. Page 3, line 17.
Following: "heritage"
Strike: "."
Insert: "and present the findings and solutions to the
Governor and the House and Senate Fish and
Game Committees of the 54th Legislature."

Amendments to House Joint Resolution No. 24
White Reading Copy

Requested by Rep. Hibbard
For the Committee on Fish & Game

Prepared by Doug Sternberg, Council Staff
March 16, 1993

1. Page 3, line 12.

Following: "Governor"

Insert: ", through the Department of Fish, Wildlife, and Parks,"

2. Page 3, line 17.

Following: "heritage."

Insert: "The Department of Fish, Wildlife, and Parks is
encouraged to provide administrative assistance as necessary
to enhance the cooperative effort."

EXHIBIT

4

DATE 3/16/93

HJR 24

Amendments to House Joint Resolution No. 24
White Reading Copy

Requested by Rep. Swanson
For the Committee on Fish & Game

Prepared by Doug Sternberg, Council Staff
March 13, 1993

1. Page 3.

Following: line 17

Insert: "BE IT FURTHER RESOLVED, that solutions developed by statewide, regional, and local groups be reported to future legislatures and that legislation introduced by any of these groups reflect the mutual interests of landowners, outfitters, and the sporting community."

EXHIBIT

5

DATE 3/16/93

HJR 24

Amendments to House Joint Resolution No. 24
White Reading Copy

Requested by Rep. Swanson
For the Committee on Fish & Game

Prepared by Doug Sternberg, Council Staff
March 15, 1993

1. Page 3.

Following: line 17

Insert: "BE IT FURTHER RESOLVED, that the Secretary of State send copies of this resolution to the Montana Wildlife Federation, Montana Stockgrowers Association, Montana Wool Growers Association, Montana Farm Bureau, Montana Outfitters and Guides Association, Montana Audubon Council, Montana Trout Unlimited, Rocky Mountain Elk Foundation, and Northern Plains Resource Council, for inclusion in their respective newsletters."

Amendments to Senate Bill No. 375
Blue Reading Copy

Requested by Rep. Foster
For the Committee on Fish & Game

Prepared by Doug Sternberg, Council Staff
March 16, 1993

1. Title, line 5.

Following: "PRESERVES"

Strike: "BY REMOVING THE 10-MILE"

Insert: "; REVISING THE"

2. Title, line 6.

Following: "LOCATION"

Strike: "AND ESTABLISHING A FLAT"

Insert: "TO A 5-MILE RESTRICTION; INCREASING THE"

3. Title, line 7.

Following: "PERMITS;"

Insert: "PROVIDING PROTECTION FOR WILD GAME BIRD POPULATIONS;
PROHIBITING NEW SHOOTING PRESERVES WITHIN 1 MILE OF CERTAIN
STATE AND FEDERAL WILDLIFE AREAS; CLARIFYING MISDEMEANOR
PENALTIES;"

4. Title, line 8.

Following: "87-4-502"

Strike: "AND"

Insert: ", "

Following: "87-4-503, "

Insert: "87-4-522, 87-4-523, 87-4-525, AND 87-4-526, "

5. Page 1, line 9.

Insert: "STATEMENT OF INTENT

(1) A statement of intent is required for this bill because the department of fish, wildlife, and parks is required to develop rules for shooting preserves designed to provide protection of wild game bird populations based on scientifically verifiable criteria and sound public policy.

(2) The amendment to 87-4-522(3) requires the department to specify by rule the time period following release when artificially propagated species may be hunted. The legislature intends that the department control the incidental taking of wild game birds on shooting preserves. Because artificially propagated birds survive for a relatively short time following their release from captivity, it is intended that the department specify by rule the period of time after release during which hunting of the various species of released birds is allowed, in order to lessen the impact on wild game bird populations.

(3) The amendment to 87-4-525(2) requires the department to set the fee for each wild game bird seal. The intent is to encourage shooting preserve operators to avoid taking wild game birds to the extent reasonably possible. The fee would be set after a full opportunity for public

participation and comment."

6. Page 1, lines 19 through 22.

Strike: "in" on line 19 through "department" on line 22

Insert: "and may not be located within 5 miles of another preserve"

7. Page 1.

Following: line 25

Insert: "(3) A license or permit may not be granted for a shooting preserve if any part of it is less than 1 mile from any state or federal parklands, any wildlife management area, any wilderness area, or any game refuge, preserve, or sanctuary operated by the state or federal government."

8. Page 2, line 3.

Strike: "\$250"

Insert: "\$100"

Following: "year"

Insert: "for the first 160 acres of shooting preserve area, plus \$20 a year for each additional 160 acres or additional part of 160 acres"

9. Page 2, line 6.

Following: line 5

Insert: "Section 3. Section 87-4-522, MCA, is amended to read:

"87-4-522. Game hunted in preserve. (1) Game ~~which that~~ must be confined to artificially propagated pheasants, quail, chukar partridges, turkeys, and ~~such~~ other species as the department may add by rule from time to time.

(2) A minimum number of stock of each species to be hunted on a shooting preserve ~~shall~~ must be released on the licensed area during the shooting preserve season. The minimum number of stock of each species to be released ~~shall~~ at each release time must be determined by the department before the commencement of the season.

(3) Artificially propagated species may be hunted only within a time period following release that is specified by department rule."

Section 4. Section 87-4-523, MCA, is amended to read:

"87-4-523. Amount of game recoverable. The operating licenses or permits issued by the department ~~shall~~ entitle license holders and permitholders thereof and their members, guests, or patrons to recover not more than 80% of the total number of each species of game released ~~on the premises each year~~ at each release time."

Section 5. Section 87-4-525, MCA, is amended to read:

"87-4-525. Tagging of game. ~~All harvested game shall be tagged with a self-sealing tag prior to being either consumed on the premises or removed therefrom, such tags to remain affixed until the game actually is prepared for consumption. The department shall furnish tags at nominal cost to shooting~~

~~preserve operators, the tags to be numbered consecutively and dated by year of issuance. (1) (a) Artificially propagated game birds released on a shooting preserve must be:~~

~~(i) marked by clipping the terminal joint of a single toe on either foot, as evidenced by a healed scar; or~~

~~(ii) banded with a leg band securely affixed to one leg of each bird released. The leg band must be of a type that cannot be removed without breaking or mutilating the band and must be supplied by the department at cost.~~

~~(b) The foot with a clipped terminal joint or the leg with an affixed leg band must remain attached to any bird taken until the bird is prepared for consumption.~~

~~(2) Any wild game bird taken at a shooting preserve at any time other than the general open season or in excess of the bag limit during the season for the species must be immediately marked with a numbered wild game bird seal issued by the department. The fee for each seal must be set by department rule. The wild game bird seal must remain affixed to the bird until the bird is prepared for consumption."~~

Section 6. Section 87-4-526, MCA, is amended to read:

"87-4-526. Registration of shooters. (1) Each shooting preserve operator shall maintain a registration book listing:

(a) the names, addresses, and hunting license numbers of all shooters;

(b) the date on which they hunted; ~~the amount of game and the species taken; and the tag numbers affixed to each carcass~~

(c) the number and species of artificially propagated game birds taken; and

(d) the number of wild game birds and tag number of each wild game bird incidentally taken at any time other than the general open season or in excess of the bag limit during the season for the species.

(2) An accurate record likewise must be maintained of the total number, by species, of game raised and/or purchased and the date and number of all species released.

(3) These records ~~shall~~ must be open to inspection by a delegated representative of the department at any reasonable time and ~~shall~~ must be the basis upon which the game-recovery limits in 87-4-523 ~~shall be~~ are determined."

NEW SECTION. Section 7. Penalty. A person who violates any provision of this part or a rule adopted under this part is guilty of a misdemeanor punishable as provided in 87-1-102(1).

NEW SECTION. Section 8. {standard} Codification instruction. [Section 7] is intended to be codified as an integral part of Title 87, chapter 4, part 5, and the provisions of Title 87, chapter 4, part 5, apply to [section 7]."

**HOUSE OF REPRESENTATIVES
VISITOR REGISTER**

John & Anne COMMITTEE _____ BILL NO. HR24
 DATE 3/16/93 SPONSOR(S) Libbards

PLEASE PRINT

PLEASE PRINT

PLEASE PRINT

NAME AND ADDRESS	REPRESENTING	SUPPORT	OPPOSE
<u>Dee W. Johnson</u>	<u>MT. Arch. & Guides Assn</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>Stan Bradshaw</u>	<u>MT. Arch. Hunters</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>JAMIE Doggett</u>	<u>MT Cattlemen</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>John Bloomquist</u>	<u>MT. Stockgrowers</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>Janet Ellis</u>	<u>MT Audubon Legislative Fund</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>Jim' Reckard</u>	<u>MT Wildlife Fed</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>S. E. Youngberg</u>	<u>MT Farm Bureau</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

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