

1 *Wynick* *180pp* *H* BILL NO. *181* *TURLEY*
 2 INTRODUCED BY *Callard* *Sully* *Bartelsen* *Horton* *to Olson*
 3 *Davis* *Stagnella* *Herritz* *Johnson* *Conroy* *Mansuel*
 4 *Smittle*
 5 A BILL FOR AN ACT ENTITLED "AN ACT TO INCREASE THE NUMBER
 OF FISH AND GAME COMMISSIONERS AND TO CHANGE THEIR *members*

6 QUALIFICATIONS; AMENDING SECTION 82A-2004, R.C.M. 1947."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 Section 1. Section 82A-2004, R.C.M. 1947, is amended
10 to read as follows:

11 "82A-2004. State fish and game commission --
12 composition -- qualifications -- designation. (1) There is a
13 state fish and game commission.

14 (2) The commission consists of ~~five~~ *(5)* seven members.
15 ~~At least one member shall be experienced in the breeding and~~
16 ~~management of domestic livestock.~~ The governor shall
17 appoint:

18 (a) one ~~(1)~~ member from each of the following
19 districts:

20 ~~(i)~~ District No. 1, consisting of Lincoln,
21 Flathead, Sanders, Lake, Mineral, Missoula, Powell, Ravalli,
22 Granite, and Lewis and Clark counties;

23 ~~(ii)~~ District No. 2, consisting of Deer Lodge,
24 Silver Bow, Beaverhead, Madison, Jefferson, Broadwater,
25 Gallatin, Park, and Sweetgrass counties;

1 ~~(iii)~~ District No. 3, consisting of Glacier, Toole,
2 Liberty, Hill, Pondera, Teton, Chouteau, Cascade, Judith
3 Basin, Fergus, Blaine, Meagher, and Wheatland counties;

4 ~~(iv)~~ District No. 4, consisting of Phillips, Valley,
5 Daniels, Sheridan, Roosevelt, Petroleum, Garfield, McCone,
6 Richland, Dawson, and Wibaux counties;

7 ~~(v)~~ District No. 5, consisting of Golden Valley,
8 Musselshell, Stillwater, Carbon, Yellowstone, Big Horn,
9 Treasure, Rosebud, Custer, Powder River, Carter, Fallon, and
10 Prairie counties; and

11 (b) two members at large, one from each congressional
12 district as follows:

13 (i) a person, or individual landowner or a stockholder
14 of a corporation, owning land that is involved in the
15 breeding and management of domestic livestock; and

16 (ii) a person, or individual landowner or a stockholder
17 of a corporation, owning land that is involved in the
18 business of recreation, including but not limited to
19 outfitting, guiding, and resort operation.

20 (3) Appointments shall be made without regard to
21 political affiliation and shall be made solely for the
22 welfare of the fish, game, and wildlife of this state. A
23 person may not be appointed to the commission unless he is
24 informed or interested and experienced in the subject of
25 wildlife, fish, and game, and the requirements for the

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1 conservation and protection of fish, game, and game birds
2 and animals.

3 (4) A vacancy occurring on the commission shall be
4 filled by the governor with the consent of the senate in the
5 same manner and from the district in which the vacancy
6 occurs.

7 (5) The state fish and game commission is designated
8 as a quasi-judicial board for purposes of section 82A-112 of
9 this act."

-End-

STATE OF MONTANA

REQUEST NO. 83-77

FISCAL NOTE

Form BD-15

In compliance with a written request received January 17, 19 77, there is hereby submitted a Fiscal Note for House Bill 181 pursuant to Chapter 53, Laws of Montana, 1965 - Thirty-Ninth Legislative Assembly.

Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

DESCRIPTION OF PROPOSED LEGISLATION:

House Bill 181 increases the Fish and Game Commission from five (5) members to seven (7) members and changes their qualifications.

ASSUMPTIONS:

1. The act would be effective July 1, 1977.
2. The number of days the Commission members would receive per diem allowance would remain around fifty-three (53) days per year, or \$1,330 per year.
3. The current annual cost per commissioner of \$4,000 would remain constant.

FISCAL IMPACT:

	<u>FY 78</u>	<u>FY 79</u>
Proposed law		
Personal services (per diem)	\$ 9,310	\$ 9,310
Operating expenses	<u>18,690</u>	<u>18,690</u>
Total expenditures under proposed law	\$28,000	\$28,000
Less: Expenditures under existing law	<u>20,000</u>	<u>20,000</u>
Increased expenditures under proposed law:	<u>\$ 8,000</u>	<u>\$ 8,000</u>

Richard L. Draney
BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 1-21-77

Approved by Comm.
on Fish and Game

HOUSE BILL NO. 181

INTRODUCED BY ELLERD, SCULLY, BERTELSEN, ROTH,

ELLISON, TURNER, KRÖPP, WYRICK, DAVIS, HURWITZ,

STAIGMILLER, JOHNSTON, MANUEL, SMITH, HALVORSON,

SIVERTSEN, DASSINGER, BENGTSO, CURTISS, CONROY, MARKS

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BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 82A-2004, R.C.M. 1947, is amended to read as follows:

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(2) The commission consists of ~~five~~ ~~(5)~~ seven members. ~~At least one member shall be experienced in the breeding and management of domestic livestock.~~ The governor shall appoint:

(a) one ~~(1)~~ member from each of the following districts:

~~(i)~~ (i) District No. 1, consisting of Lincoln, Flathead, Sanders, Lake, Mineral, Missoula, Powell, Ravalli, Granite, and Lewis and Clark counties;

~~(b)~~ (iii) District No. 2, consisting of Deer Lodge, Silver Bow, Beaverhead, Madison, Jefferson, Broadwater, Gallatin, Park, and Sweetgrass counties;

~~(c)~~ (iii) District No. 3, consisting of Glacier, Toole, Liberty, Hill, Pondera, Teton, Chouteau, Cascade, Judith Basin, Fergus, Blaine, Meagher, and Wheatland counties;

~~(d)~~ (iv) District No. 4, consisting of Phillips, Valley, Daniels, Sheridan, Roosevelt, Petroleum, Garfield, McCone, Richland, Dawson, and Wibaux counties;

~~(e)~~ (v) District No. 5, consisting of Golden Valley, Musselshell, Stillwater, Carbon, Yellowstone, Big Horn, Treasure, Rosebud, Custer, Powder River, Carter, Fallon, and Prairie counties; and

(b) two members at large, one from each congressional district as follows:

(i) a person, or individual landowner or a stockholder of a corporation, owning land that is involved in the breeding and management of domestic livestock; and

(ii) a person, or individual landowner or a stockholder of a corporation, owning land that is involved in the business of recreation, including but not limited to outfitting, guiding, and resort operation.

(3) Appointments shall be made without regard to political affiliation and shall be made solely for the welfare of the fish, game, and wildlife of this state. A

1 ~~person may not be appointed to the commission unless he is~~
2 ~~informed or interested and experienced in the subject of~~
3 ~~wildlife, fish, and game,~~ and the requirements for the
4 conservation and protection of fish, game, and game birds
5 and animals.

6 (4) A vacancy occurring on the commission shall be
7 filled by the governor with the consent of the senate in the
8 same manner and from the district in which the vacancy
9 occurs.

10 (5) The state fish and game commission is designated
11 as a quasi-judicial board for purposes of section 82A-112 of
12 this act. ~~EXCEPT THE PROVISION THAT REQUIRES A LAWYER ON THE~~
13 ~~COMMISSION DOES NOT APPLY."~~

-End-

Approved by Comm.
on Fish and Game

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SECOND READING

SECOND PRINTING

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13 COMMISSION DOES NOT APPLY."

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