

HOUSE BILL NO. 366

Introduced: 01/19/83

Referred to Committee on fish & Game: 01/19/83

Hearing: 1/27/83

Report: 01/29/83, Do Not Pass

Bill Killed: 01/31/83

1 *House Bill 366*  
2 INTRODUCED BY *Luerson* *see Manuel Ellison*  
3

4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING AT LEAST ONE  
5 MEMBER OF THE FISH AND GAME COMMISSION TO BE A LICENSED  
6 OUTFITTER; AMENDING SECTION 2-15-3402, MCA."

7  
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 Section 1. Section 2-15-3402, MCA, is amended to read:

10 "2-15-3402. Fish and game commission -- composition --  
11 qualifications -- quasi-judicial. (1) There is a fish and  
12 game commission.

13 (2) The commission consists of five members. At least  
14 one member shall be experienced in the breeding and  
15 management of domestic livestock. At least one member shall  
16 be an outfitter licensed under Title 87, chapter 4, part 1.

17 The governor shall appoint one member from each of the  
18 following districts:

19 (a) District No. 1, consisting of Lincoln, Flathead,  
20 Sanders, Lake, Mineral, Missoula, Powell, Ravalli, Granite,  
21 and Lewis and Clark Counties;

22 (b) District No. 2, consisting of Deer Lodge, Silver  
23 Bow, Beaverhead, Madison, Jefferson, Broadwater, Gallatin,  
24 Park, and Sweet Grass Counties;

25 (c) District No. 3, consisting of Glacier, Toole,

1 Liberty, Hill, Pondera, Teton, Chouteau, Cascade, Judith  
2 Basin, Fergus, Blaine, Meagher, and Wheatland Counties;

3 (d) District No. 4, consisting of Phillips, Valley,  
4 Daniels, Sheridan, Roosevelt, Petroleum, Garfield, McCone,  
5 Richland, Dawson, and Wibaux Counties;

6 (e) District No. 5, consisting of Golden Valley,  
7 Musselshell, Stillwater, Carbon, Yellowstone, Big Horn,  
8 Treasure, Rosebud, Custer, Powder River, Carter, Fallon, and  
9 Prairie Counties.

10 (3) Appointments shall be made without regard to  
11 political affiliation and shall be made solely for the wise  
12 management of the fish, wildlife, and state parks, and  
13 other outdoor recreational resources of this state. A person  
14 may not be appointed to the commission unless he is informed  
15 or interested and experienced in the subject of wildlife,  
16 fish, and outdoor recreation and the requirements for the  
17 conservation and protection of fish, game, game birds,  
18 animals, and outdoor recreational resources.

19 (4) A vacancy occurring on the commission shall be  
20 filled by the governor in the same manner and from the  
21 district in which the vacancy occurs.

22 (5) The fish and game commission is designated as a  
23 quasi-judicial board for purposes of 2-15-124.  
24 Notwithstanding the provisions of 2-15-124(1), the governor  
25 is not required to appoint an attorney to serve as a member

1 of the commission."

2 NEW SECTION. Section 2. Transition. This act does not  
3 affect the terms of existing members of the fish and game  
4 commission. A licensed outfitter shall be first appointed to  
5 the commission at the time, next succeeding October 1, 1983,  
6 when the governor makes appointments to a majority of the  
7 commission pursuant to 2-15-124(2).

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