

HOUSE BILL NO. 282

INTRODUCED BY MENAHAN, QUILICI, RAPP-SVRCEK, BRANDEWIE,  
KEENAN, PAVLOVICH, HARRINGTON, D. BROWN, HARP

IN THE HOUSE

January 19, 1985	Introduced and referred to Committee on Fish and Game.
January 21, 1985	Fiscal Note requested.
January 25, 1985	Fiscal Note returned.
February 1, 1985	Committee recommend bill do pass as amended. Report adopted.  Statement of Intent attached.  Bill printed and placed on members' desks.
February 2, 1985	Second reading, pass consideration.
February 4, 1985	Second reading, do pass.  Considered correctly engrossed.
February 5, 1985	Third reading, passed. Ayes, 95; Noes, 5.  Transmitted to Senate.

IN THE SENATE

February 7, 1985	Introduced and referred to Committee on Fish and Game.
March 27, 1985	Committee recommend bill be concurrred in. Report adopted.
March 29, 1985	Second reading, concurrred in.

April 1, 1985

Third reading, concurred in.  
Ayes, 43; Noes, 5.

Returned to House.

IN THE HOUSE

April 2, 1985

Received from Senate.

Sent to enrolling.

Reported correctly enrolled.

1 HOUSE BILL NO. 282  
 2 INTRODUCED BY Merrahan, Gindler, Keenan, Parkhill, Haruyk, Dan Brown  
 3 Keenan, Parkhill, Haruyk, Dan Brown

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO AUTHORIZE THE FISH  
 5 AND GAME COMMISSION TO AUCTION ONE MALE MOUNTAIN SHEEP  
 6 PERMIT EACH YEAR; AND TO PROVIDE THAT MONEY GENERATED BY  
 7 SUCH AUCTION BE USED FOR THE BENEFIT OF MOUNTAIN SHEEP."  
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9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 Section 1. Auction of mountain sheep permit. (1) The  
 11 commission may issue one male mountain sheep permit each  
 12 year through a competitive auction. The commission shall  
 13 promulgate rules for the use of the permit and conduct of  
 14 the auction. A nonprofit organization may be authorized by  
 15 the commission to conduct the permit auction, in which case  
 16 the nonprofit organization may retain proceeds of the sale,  
 17 not to exceed 10%, to cover reasonable auction expenses.

18 (2) All proceeds remaining from the auction, whether  
 19 conducted by the commission or as otherwise authorized by  
 20 the commission, must be used by the department for the  
 21 substantial benefit of mountain sheep. The department shall  
 22 report to each legislature concerning the use or investment  
 23 of auction proceeds.

24 Section 2. Codification instruction. Section 1 is  
 25 intended to be codified as an integral part of Title 87,

1 chapter 2, part 7, and the provisions of Title 87 apply to  
 2 section 1.

-End-

INTRODUCED BILL  
 HB 282



STATE OF MONTANA  
FISCAL NOTE

REQUEST NO. FNN 146-85

Form BD-15

In compliance with a written request received January 21, 1985, there is hereby submitted a Fiscal Note for House Bill 282 pursuant to Title 5, Chapter 4, Part 2 of the Montana Code Annotated (MCA). 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:

To authorize the Fish and Game Commission to auction one male mountain sheep permit each year and to provide that the money generated by the auction be used for the benefit of mountain sheep.

ASSUMPTIONS:

1. Sheep license to be auctioned would be in addition to any harvest quotas we would normally set.
2. Monies received would be additional funding and would not be used to replace present source of funds.
3. Average price received for auctioned license would be \$60,000. This is based upon a survey taken of other states auctioning similar permits.
4. Nonprofit organization would require 10% commission.
5. Department would incur no additional administrative expense in auctioning the license.

FISCAL IMPACT:

	FY 86		FY 87	
	Current Law	Proposed Law	Current Law	Proposed Law
Revenue to FWP License Account	-0-	\$ 60,000	-0-	\$ 60,000
Expenditures: Contracted Services (Commission)	-0-	6,000	-0-	6,000
Estimated Revenue (Net of Commission)	-0-	\$ 54,000	-0-	\$ 54,000

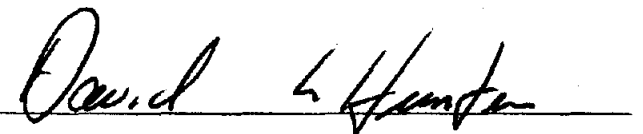
AFFECT ON COUNTY OR OTHER LOCAL:

NONE

LONG-RANGE IMPACT:

NONE

TECHINCAL NOTE:



BUDGET DIRECTOR  
Office of Budget and Program Planning

Date: Jan 25, 1985  
HB 282

APPROVED BY COMM.  
ON FISH AND GAME

1 STATEMENT OF INTENT

2 HOUSE BILL 282

3 House Fish and Game Committee

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5 House Bill No. 282 requires a statement of intent  
6 because section 1 authorizes the fish and game commission to  
7 establish rules for the use of the license to be auctioned  
8 and for the conduct of the auction.

9 It is the intent of the legislature that the  
10 commission, in drafting rules, shall consult with other  
11 states such as Wyoming, Utah, and Nevada which have similar  
12 legislation. The commission shall strive to maximize the  
13 revenue generated by the auction, and to that end shall  
14 select the method of auction which it perceives will best  
15 attain that objective.

16 Because revenue from the auction of the license is not  
17 predictable, it is the intent of the legislature that the  
18 department shall use such money only for special projects  
19 related to mountain sheep research, management, and habitat  
20 improvement, and such funds may not be budgeted or used in  
21 place of funds regularly appropriated by the legislature for  
22 mountain sheep related purposes.

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22 auction expenses.

23 (2) All proceeds remaining from the auction, whether  
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1 substantial benefit of mountain sheep. THE PROCEEDS FROM THE  
2 AUCTION MUST BE USED IN ADDITION TO ANY OTHER FUNDS THE  
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6 Section 2. Codification instruction. Section 1 is  
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