

SENATE BILL 144

Introduced by Jenkins, et al.

1/16	Introduced
1/16	Referred to Fish & Game
1/17	Fiscal Note Requested
1/23	Fiscal Note Received
1/24	Fiscal Note Printed
1/24	Hearing
1/30	Committee Report--Bill Not Passed
1/31	Adverse Committee Report Adopted

1 *Senate* BILL NO. *144*
 2 INTRODUCED BY *Senators: GRIWOL, Inscoe, P. K. Williams, Selja*
 3
 4 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE SYSTEM FOR
 5 DRAWING SPECIAL ELK PERMITS BY DESIGNATING THE SITE, TIME,
 6 AND MANNER IN WHICH THE DRAWING IS TO BE HELD; AMENDING
 7 SECTION 87-2-705, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE
 8 DATE."

9
 10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 **Section 1.** Section 87-2-705, MCA, is amended to read:

12 "87-2-705. Drawing for special elk permits. (1) In the
 13 event the number of valid applications for special elk
 14 permits for a hunting district exceeds the quota set by the
 15 department for the district, these permits shall be awarded
 16 by a drawing. ~~The department shall provide for those~~
 17 ~~persons making valid application for special elk permits a~~
 18 ~~method of selecting first, second, and third choice hunting~~
 19 ~~districts for any drawing held pursuant to this section. In~~
 20 a district that has only draw permit hunting, the drawing
 21 shall be conducted in the following manner:

22 (a) The drawing shall be held in the city or town
 23 closest to the hunting district for which the permits are to
 24 be awarded.

25 (b) The department shall notify the public of the

1 location and time of drawing and that registration is
 2 required on the day of drawing. Drawings shall be held 2
 3 weeks prior to the opening date of the special season.

4 (c) Applicants who meet the requirements of 87-2-702
 5 shall register at the drawing location between 1 p.m. and
 6 6:30 p.m. on the day of drawing and be given a numbered
 7 ticket.

8 (d) After registration is closed, numbered tickets
 9 corresponding to the numbered tickets of all registered
 10 applicants shall be placed in a drawing drum. A separate
 11 drum shall be used for drawing permits available for
 12 landowners under subsection (2).

13 (e) The drawing shall be conducted at 7:30 p.m. on the
 14 designated drawing day.

15 (2) Subject to the limitation of subsection (4), a
 16 person who holds fee title to 640 acres or more of
 17 contiguous land, at least some of which is used by elk, in a
 18 hunting district where elk permits are awarded under this
 19 section shall be issued, upon application, a permit to hunt
 20 elk on land owned by him.

21 (3) An applicant who receives a permit under
 22 subsection (2) may designate that the permit be issued to an
 23 immediate family member or a person employed by the
 24 landowner. A corporation owning qualifying land under
 25 subsection (2) may designate one of its shareholders to

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1 receive the permit.

2 (4) Fifteen percent of the special elk permits
3 available each year under this section in a hunting district
4 must be available to landowners under subsection (2).

5 (5) The department may promulgate the rules necessary
6 to implement this section."

7 NEW SECTION. **Section 2. Extension of authority.** Any
8 existing authority to make rules on the subject of the
9 provisions of [this act] is extended to the provisions of
10 [this act].

11 NEW SECTION. **Section 3. Effective date.** [This act] is
12 effective on passage and approval.

-End-

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for SB144, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

Revising the system for drawing special elk permits, designating the site, time, and manner in which the drawing is to be held.

ASSUMPTIONS:

1. 18 elk districts have draw permit only hunting.
2. Approximately 10,000 hunters would be interested in applying.
3. The Department of Fish, Wildlife, and Parks anticipates that all applicants for these special drawings will be unsuccessful applicants in the special drawings in Helena and the department would consequently receive an additional \$2 from these applicants for these special drawings.
4. The department would need an average of 5 department employees at each drawing, 2 of which would be clerical and earn overtime pay.
5. The average clerical employee would earn \$11 per overtime hour and spend approximately 12 hours in support.
6. The department estimates that 50 of the 90 employees involved with the drawings would be required to travel.
7. Average employee per diem and travel costs would be \$75 (meals of \$17.50; lodging \$25; and vehicle travel \$32.50).
8. A large auditorium or hall would have to be rented to accommodate large groups of applicants.
9. Supplies and materials would cost approximately \$25/drawing.

FISCAL IMPACT:

	<u>FY90</u>			<u>FY91</u>		
	Current	Proposed		Current	Proposed	
<u>Expenditures:</u>	<u>Law</u>	<u>Law</u>	<u>Difference</u>	<u>Law</u>	<u>Law</u>	<u>Difference</u>
Personal Services	\$ -0-	\$ 4,752	\$ 4,752	\$ -0-	\$ 4,752	\$ 4,752
Operating Expenses	-0-	6,000	6,000	-0-	6,000	6,000
TOTAL	\$ -0-	\$ 10,752	\$ 10,752	\$ -0-	\$ 10,752	\$ 10,752
<u>Funding:</u>						
State Special Revenue	\$ -0-	\$ 10,752	\$ 10,752	\$ -0-	\$ 10,752	\$ 10,752
<u>Revenue:</u>						
State Special Revenue						
License Account	\$	\$ 20,000	\$ 20,000	\$	\$ 20,000	\$ 20,000
Net Increase	\$ -0-	\$ 9,248	\$ 9,248	\$ -0-	\$ 9,248	\$ 9,248



RAY SHACKLEFORD, BUDGET DIRECTOR
OFFICE OF BUDGET AND PROGRAM PLANNING

1/23/89

DATE



LOREN JENKINS, PRIMARY SPONSOR

1-24-89

DATE

Fiscal Note for SB144, as introduced

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Fiscal Note Request, SB144 as introduced
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EFFECT ON COUNTY OR OTHER LOCAL REVENUE:

The drawings will attract people to the 18 host communities, but there is no basis for estimating the related fiscal impact.

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