

SENATE JOINT RESOLUTION 2

Introduced by Kennedy

12/23 Introduced
12/23 Referred to Fish & Game
1/04 First Reading
1/21 Hearing
2/12 Committee Report--Bill Passed as Amended
2/13 2nd Reading Passed
2/15 3rd Reading Passed

Transmitted to House
2/23 Referred to Fish & Game
2/23 First Reading
3/02 Hearing
3/04 Committee Report--Bill Concurred
3/08 2nd Reading Concur as Amended
Motion Failed
3/08 Segregated from Committee of the Whole
Report and Placed on 2nd Reading
3/10 2nd Reading Concur Motion Failed

1 SENATE JOINT RESOLUTION NO. 2

2 INTRODUCED BY KENNEDY

3
4 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF
5 REPRESENTATIVES OF THE STATE OF MONTANA REQUESTING A JOINT
6 STUDY OF THE OUTFITTING AND GUIDING BUSINESS BY THE
7 DEPARTMENT OF FISH, WILDLIFE, AND PARKS AND THE DEPARTMENT
8 OF COMMERCE; REQUIRING THAT STATEWIDE PUBLIC HEARINGS BE
9 HELD AS PART OF THE STUDY; AND REQUIRING A REPORT OF THE
10 STUDY RESULTS, AS WELL AS ANY RECOMMENDATIONS FOR PROPOSED
11 LEGISLATION, TO THE FISH AND GAME COMMITTEES OF THE 54TH
12 LEGISLATURE.

13
14 WHEREAS, outfitting and guiding is an important industry
15 in Montana; and

16 WHEREAS, there have been increasing conflicts between
17 unguided resident hunters and guided hunters; and

18 WHEREAS, the Department of Fish, Wildlife, and Parks has
19 responsibility to manage game populations and enforce
20 outfitting and guiding regulations while the Department of
21 Commerce is responsible for the issuance of licenses for
22 outfitters and guides; and

23 WHEREAS, the Department of Commerce issues an outfitter
24 or guide license to anyone who passes the test for
25 licensure, without regard to the number of current

1 licensees.

2
3 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE
4 OF REPRESENTATIVES OF THE STATE OF MONTANA:

5 That in order to facilitate the planning and
6 implementation of a viable outfitting and guiding business
7 while providing for minimum conflict between all resource
8 users:

9 (1) the Department of Fish, Wildlife, and Parks and the
10 Department of Commerce are directed to undertake and
11 complete a joint study of the outfitting and guiding
12 business in Montana, including but not limited to:

13 (a) the feasibility of limiting the number of outfitter
14 and guide licenses that may be available;

15 (b) the necessity of making qualifications for an
16 outfitter or guide license more restrictive; and

17 (c) the possibility of limiting the scope of practice
18 of outfitters and guides through the assignment of specific
19 geographical areas as a condition of licensure;

20 (2) the Departments shall conduct statewide public
21 hearings as part of the joint study; and

22 (3) the Departments shall report the results of the
23 study, as well as any recommendations for proposed
24 legislation, to the Fish and Game Committees of the Senate
25 and the House of Representatives during the first week of

SJR 0002/01

1 the 54th Legislature.

-End-

APPROVED BY COMM.
ON FISH AND GAME

SENATE JOINT RESOLUTION NO. 2

INTRODUCED BY KENNEDY

A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA REQUESTING A JOINT STUDY OF THE OUTFITTING AND GUIDING BUSINESS BY THE DEPARTMENT OF FISH, WILDLIFE, AND PARKS AND THE DEPARTMENT OF COMMERCE; ~~REQUIRING THAT STATEWIDE PUBLIC HEARINGS BE HELD AS PART OF THE STUDY~~; AND REQUIRING A REPORT OF THE STUDY RESULTS, AS WELL AS ANY RECOMMENDATIONS FOR PROPOSED LEGISLATION, TO THE FISH AND GAME COMMITTEES OF THE 54TH LEGISLATURE.

WHEREAS, outfitting and guiding is an important industry in Montana; and

~~WHEREAS, there have been increasing conflicts between unguided resident hunters and guided hunters; and~~

WHEREAS, the Department of Fish, Wildlife, and Parks has responsibility to manage game WILDLIFE populations, and ~~enforce outfitting and guiding regulations while the~~ Department of Commerce is responsible for the issuance of licenses for outfitters and guides; ~~and,~~

~~WHEREAS, the Department of Commerce issues an outfitter or guide license to anyone who passes the test for licensure, without regard to the number of current~~

~~licensees;~~

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

That in order to facilitate the planning and implementation of a viable outfitting and guiding business while providing for minimum conflict between all resource users:

(1) the Department of Fish, Wildlife, and Parks and the Department of Commerce are directed to undertake and complete a joint study of the outfitting and guiding business in Montana, including but not limited to:

~~(a) the feasibility of limiting the number of outfitter and guide licenses that may be available;~~

~~(b) the necessity of making qualifications for an outfitter or guide license more restrictive; and~~

~~(c) the possibility of limiting the scope of practice of outfitters and guides through the assignment of specific geographical areas as a condition of licensure;~~

(A) DETERMINING AND, TO THE EXTENT PRACTICAL, QUANTIFYING THE CONFLICTS BETWEEN OUTFITTED AND NONOUTFITTED HUNTERS;

(B) ASSESSING THE TRENDS AND THE AMOUNT OF PRIVATE LANDS LEASED TO OUTFITTERS AND THE IMPACTS ON ACCESS BY NONOUTFITTED HUNTERS AND ON GAME MANAGEMENT;

1 (C) DEVELOPING STRATEGIES THAT MINIMIZE LOSS OF
2 NONOUTFITTED HUNTING ON PUBLIC AND PRIVATE LANDS WHILE
3 MAINTAINING A VIABLE OUTFITTING INDUSTRY; AND

4 (D) ASSESSING FACTORS AFFECTING THE HUNTING OUTFITTING
5 BUSINESS AND DEVELOPING STRATEGIES TO REDUCE THE NEGATIVE
6 IMPACTS OF THE INDUSTRY;

7 (2) the Departments shall ~~conduct--statewide--public~~
8 ~~hearings-as-part-of-the-joint-study~~ PROVIDE THE PUBLIC THE
9 OPPORTUNITY TO COMMENT ON THE RESULTS OF THE STUDY AND ON
10 ANY RECOMMENDATIONS THAT RESULT FROM THE STUDY; and

11 (3) the Departments shall report the results of the
12 study, as well as any recommendations for proposed
13 legislation, to the Fish and Game Committees of the Senate
14 and the House of Representatives during the first week of
15 the 54th Legislature.

-End-

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