

MINUTES

Outfitters and Guides Board
Boise, Idaho

APRIL 26, 27, 28 and 29, 1983

At 0830, on Tuesday, April 26, 1983, a regular meeting was called to order by Chairman James Baughman, in the Outfitters and Guides Board office, with the other three members present, Glen Foster, Harry Vaughn and Robert Salter.

Chairman Baughman identified some licensing where the outfitter shows no use or service to the public. The Board determined to flag those files for review prior to next year's license issuance.

Richard W. English, Cocolalla, Idaho came in concerning a new license request for outfitting big game and summer business in Units 1 and 4. His interest was for the upper country in the Scotchman area out of Clark's Fork for general season, and special mule deer hunting in the Iron Mtn. and Boulder Mtn. areas of Bonner's Ferry, with trail-rides near his home, leasing 27 head of horses.

Enforcement Officer Randy Ross came in to submit to the Board his resignation, as he will be leaving the state as soon as he completes his last semester at B.S.U. He also left an application for work from R. C. Winnick who is completing a course in Criminal Justice.

After review of a response from Ron Lentz on the Gerald Richie hunting complaint, Member Glen Foster moved, Member Harry Vaughn seconded, and a motion was passed: THAT THE BOARD WRITE TO ALL THE COMPLAINANTS TO SEE IF THEY HAD RECEIVED RICHIE'S OFFER OF ANOTHER HUNT AND IF IT WAS ACCEPTABLE, OR WHAT WOULD BE ACCEPTABLE, WITH A SPECIFIED TIME LIMIT GIVEN FOR REPLY.

Travis York's complainant, Ian Magee's letter and gun repair estimate was read. Letters will be written to Travis, sending a copy of the estimate, requesting a response be made back to the Board within 15 days, then a letter written to Mr. Magee.

Alfred J. Hervieux's letter, advising he had not received a response from Bobby R. Crick, was reviewed. It was determined to write to outfitter Crick again, asking for a reply by the June board meeting.

Other complaints reviewed were Idaho River Co., who has made a satisfactory settlement with Mr. Ewing and Mr. Doliva, who have in turn submitted a release to the Board; Rick Hussey's complaint, which may have been already settled, will have a letter sent for more particulars, if help is still required from the Board; and, Steve Smart's letter concerning outfitter Fred Wright's camp problems was a land manager's problem rather than the licensing board's except for the rude actions of the guides. The outfitter will be so advised, with a copy going to the Forest Service in his district.

Outfitter Business included George Duncan's request for a license the "same as last year", instead of it being held pending action on his extension of area request; and James Steen will be advised that he needs his boat training, or a licensed power boat guide employed, prior to his outfitter license being issued.

The board members discussed the work and time involved in license amendments, and determined that in a future law change, a proposal to have the fees increased would be made.

The meeting recessed at 1800.

Wednesday, April 27, 1983, at 0830, the board meeting was reconvened with all members present.

The telephone conversation was explained in which Jim Baughman and Glen Foster talked to San Jose, CA reporter, Ken Castle, late Tuesday in his inquiry for information on the USFS National Outfitters Policy, a revision of the Bid and Prospectus proposal, outfitting in general, and Tony Campagnone's campaign against outfitter American River Touring Association and Elliot River Tours (ARTA/ERT).

The minutes of March 22, 23 and 24, 1983, were read and approved by motion made by Member Harry Vaughn, seconded by Member Glen Foster and passed: THAT THESE MINUTES BE ACCEPTED AS READ.

Outfitter Business was continued. Jerry Hughes, John Jones and Carl P. Russell's problems were reviewed on the Middle Fork of the Salmon River transfer. Jerry Hughes letter to John Jones, with a copy to the Board, satisfactorily met the problem of the 13 booked guests. The Board also decided that the \$100.00 managing agent license fee refund would be made to the business who had submitted it, Russell Adventures, and it will be mailed to the Michigan address. A letter will be sent to John Jones advising him of the Board's decision.

Robert Sherwood and David Waymire have submitted partnership dissolution papers. Mr. Sherwood has requested licensing of the area.

Outfitters Jim Daude and Dale Jennings are requesting area extension licensing for bear, cougar and predator hunting. Their requests will be researched with the Department of Fish and Game.

A reply will be made to Robert Lamm, Sedalia, Mo, on his inquiry of the time limit of his license denial before he could apply again for licensing.

Following the lunch recess, all four members reconvened, along with the Board's attorney, J. Patrick Riceci. Mr. Riceci submitted a written opinion on the contracting of guides by outfitters. He explained it was not in accordance with the Outfitters and Guides Act and precludes the right of hiring/firing as in an employer/employee relationship.

Holding outfitter licenses for current first aid training proof, where guiding is requested, was discussed with the attorney.

An explanation was made of the Board's request for bail bond fee increases, with Pat Riceci advising that revision had been made in several instances for a lower citation fee than the Board requested. He advised he had a letter but had forgotten it. He left the meeting at 1515.

Patricia Rush and Jim Davis, Kamiah, Idaho came in about licensing as a partnership outfitter operation for trailrides along the Lolo Trail, on 8-day trips.

Tim Craig's non-use of the Lochsa River was reviewed and the Board determined by Member Glen Foster's motion, Member Harry Vaughn's second and approval: THAT THE LOCHSA RIVER BE REMOVED FROM TIM CRAIG'S LICENSE FOR NON-USE IN THE LAST TWO YEARS AND IT BE PLACED ON THE LIST FOR CONSIDERATION.

Other outfitter/guide business included review of Stanley Potts, Hailey, request of additional outfitting in the area he originally asked for sheep hunting only. His license was approved for outfitting as originally requested.

The incomplete application of Ronald D. Owens, Peck, Idaho was reviewed on his request to hunt bear for Robert Smith the same as last year when he never completed his application for guiding for Larry Walker. A motion was proposed by Member Bob Salter, seconded by Member Glen Foster, and passed THAT A LETTER BE WRITTEN ADVISING THE APPLICANT THAT HIS APPLICATION, MONEY AND CPR CARD WERE RECEIVED APRIL 21, 1983, BUT THE APPLICATION WAS INCOMPLETE BECAUSE THE CPR CARD DOES NOT SERVE AS THE STANDARD FIRST AID TRAINING AND A LICENSE CANNOT BE ISSUED, AND IT IS ILLEGAL TO GUIDE UNTIL YOU RECEIVE YOUR LICENSE. THAT A CARBON COPY GO TO HIS OUTFITTER AND A COPY TO DON MCPHERSON.

The meeting recessed at 1800.

Thursday, April 28, 1983, the meeting was reconvened at 0830, with all four members present.

A letter was approved to be sent to Norman H. Guth, who had recently resigned from the Outfitters and Guides Board to accept a position as Fish and Game Commissioner.

Outfitter Gerald Richie, Darby, Montana was called by the board members, concerning his complainants. Mr. Richie agreed to contact them to offer a hunt as a settlement. Mr. Richie's 1983-84 outfitter license is being held pending him clearing up his hunting complaints.

Discussion followed concerning the 20-day recourse on denied applications. It was affirmed that Idaho Code 36-2114 (b) will be quoted on denials with inclusion of the Outfitters and Guides Act with the denial letter.

Robert Doppelt, Eugene, Oregon will be advised that he must meet with the Board concerning the falsified first aid card submitted for guiding to be licensed on his outfitter license.

Letters will be written to Tom Hansen on his incomplete application, advising him that the area licensed to him in 1981-82 has now been licensed for the most part to an adjoining outfitter, and to Gordon Stimmel advising that he may meet with the Board but his incorporated business would need licensed, by law.

Lee Nitz and Robert Brown complaint was discussed and after contact with Albert Lewis, it was agreed to contact Idaho County Prosecuting Attorney Albers to go ahead on the complaint as the Board feels strongly that the Department of Fish and Game and the Texas clients should be reimbursed.

Telephone contact was made with Mr. Nitz and Mr. Brown's attorney, Eli Rapaich, Lewiston. Then Member Robert Salter moved, Member Glen Foster seconded, and the motion was passed THAT IN ALL FUTURE AGENDAS THERE BE A HEADING LISTED AS COMPLAINTS AND FURTHER THAT EACH BOARD MEMBER BE SUPPLIED WITH A COPY OF EACH COMPLAINT AVAILABLE TO EACH BOARD MEMBER DURING THE MEETING. During the discussion concerning this motion, it was suggested that more time be scheduled for complaints and that they be scheduled for an early part of the board meetings.

The meeting was recessed at 1800.

Friday, April 29, 1983, all members of the Board reconvened at 0830, meeting with Albert Lewis concerning enforcement problems.

A motion was made by Member Glen Foster, seconded by Member Bob Salter and passed THAT THE BOARD APPROVE AL TO INVESTIGATE BEAR HUNTING IN NORTHERN IDAHO.

Revision of Exception to Rule 26.a., and 26.b. was approved. A copy will be mailed to outfitter Hank Miller, requesting a reply by June 10, 1983.

A letter formed by the board members to be mailed to R. Max Peterson, Chief, U. S. Forest Service, Washington, DC was read and Member Bob Salter moved, Member Harry Vaughn seconded, and the motion was passed THAT THE LETTER BE APPROVED TO BE MAILED.

Board Business was completed which included a review of the July 1, 1979 through June 30, 1982 Audit Report. The suggestion to destroy immediately all unnumbered license forms on file in the office as well as the unused blank license forms from the past year will be carried out. It was mentioned too that the secretary mailing in the deposits daily or whenever the \$200.00 on hand limit was reached had alleviated time to run to the bank daily.

After discussion, the Board notified Edythe Blele, that she is authorized to pay herself the overtime due from the past as indicated in the Auditor's report. She was further authorized discretionary overtime when necessary up to 40 hours maximum per six month period without Board approval, but, thereafter, overtime in excess of that amount must receive prior Board approval.

Colleen Sweeney was interviewed following her six month probationary employment period. She indicated to the Board she is satisfied with her job at present, and is not looking for another job.

The final action prior to adjournment was review by the Board of the license applications of Steve Alley and Dusty Youren, Garden Valley. The Board then took action as Member Robert Salter moved, and Member Glen Foster seconded, the motion which passed unanimously THAT THE STEVE ALLEY AND DUSTY YOUREN PARTNERSHIP APPLICATIONS BE DENIED IN ACCORDANCE WITH IDAHO CODE 36-2109, b, 5.

A listing of licenses which have been approved, extended, amended or denied since the last board meeting follows as a part of these minutes, as well as the printout of income and expense incurred by the Board through April, 1983.

Adjournment was called at 1345.



JAMES F. BAUGHMAN, CHAIRMAN
GLEN R. FOSTER, VICE-CHAIRMAN

ATTEST:



EDYTHE I. BLELE, Adm. Secretary

Idaho Outfitters and Guides Board
April 11 - April 25, 1983

LICENSES ISSUED

GUIDES:

Alboucq, Gregory Gene
Allan, John D.

Bouma, Gresham Dale
Buckle, Robert
Butts, Gary A.

Chase, Corey
Cobb, Jerry Lyn
Collins, James R., Jr.
Cook, Daniel W.

Gehrke, William John, III
Giles, Lane Franklin
Gormley, Ralph

Haacke, Lani Paul
Heald, Mark William
Henderson, Robert F.
Honsinger, Robert R.

Jost, Bob

Kauffman, Clayton Gordon
Kennedy, Mike
King, John B.
Klobetanz, Norman A.

Mansfield, Tim
Meholchick, George J.
Mooseau, John D.
Morrison, Gregory Grant

Neher, Christopher J.
Nygaard, Jacey O.

Parmenter, Jan
Patterson, Charles A.
Peavey, Jeff
Pitman, LaVere
Pitman, Lowell T.

Schroeder, Dan
Schultz, Steve M.

EMPLOYERS:

Myrna Beamer
Salmon River Challenge

Salmon River Challenge
Sevy Guide Service, Inc.
Mackay Bar Corporation &
Mackay Bar - Mountain Air Float

Salmon River Challenge
Rocky Mountain Adventures, Inc.
Keith Rush
Salmon River Challenge

Sun Valley Helicopter Ski Guides
Steve Currey Expeditions, Inc.
Harold E. Thomas

Tour West, Inc.
Salmon River Lodge, Inc.
ECHO: The Wilderness Company
Jerry Hughes

Sevy Guide Service, Inc. &
Middle Fork River Expeditions

Whitewater River Tours, Inc.
Salmon River Challenge
Vernon P. Johnson
Salmon River Challenge

American River Touring Association
Juniper Mountain Outfitters
Sun Valley Helicopter Ski Guides
Sun Valley Helicopter Ski Guides

Sevy Guide Service, Inc.
Jack O. Nygaard

Tour West, Inc.
ECHO: The Wilderness Company
Salmon River Challenge
Double K Outfitters, Inc.
Double K Outfitters, Inc.

High Adventure River Tours, Inc.
Salmon River Challenge

Idaho Outfitters and Guides Board
April 11 - April 25, 1983

GUIDES: continued

Semonsen, Vincent
Servatius, Richard F.
Smith, Robert H.
Stratton, Steven J.
Syczylo, Joseph J.

Thompson, Charles K.

Todd, Ollie

Upperman, Glen
Ussery, Jerry E.

Willes, Frank J.
Wilson, Leland S.

Yadon, Sam

EMPLOYERS

ECHO: The Wilderness Company
Paul M. Resnick
Lyle W. Piram
Tour West, Inc.
Salmon River Lodge, Inc.

Mackay Bar Corporation &
Mackay Bar - Mountain Air Float
Marvin Todd

Salmon River Challenge
High Country Outfitters

Tour West, Inc.
Steve Currey Expeditions, Inc.

Tour West, Inc.