

**STATE OF IDAHO
OUTFITTERS AND GUIDES LICENSING BOARD**

**APPROVED MINUTES
JUNE 28 - 30, 1999**

**(Key: MSC = Motion made, seconded, carried)
(MSF = Motion made, seconded, failed)**

The regular meeting of the Idaho Outfitters and Guides Licensing Board was called to order at 8:00 AM, Monday, June 28, 1999, in the boardroom at 1365 North Orchard, Room 172, Boise, Idaho. Board Chairman Diana Swift, and members Wayne Hunsucker, Bill Bernt, Ray Lyon, and Scott Farr were in attendance. Also present were Executive Director Dean Sangrey, Education/Law Enforcement Supervisor Bill Vetesy, and Board Counsel Steve Scanlin.

Executive Session: In accordance with the provisions of Sec. 67-2345, Idaho Code, MSC (Farr-Bernt) TO GO INTO EXECUTIVE SESSION AT 8:30 AM TO DISCUSS PERSONNEL AND LITIGATION MATTERS. MSC (Lyon-Farr) TO COME OUT OF EXECUTIVE SESSION AT 8:40 AM WITH NO DECISIONS MADE.

Election of Board Officers: At the conclusion of an election among the members of the Board, the following selections were made: **Chairman** - Diana Swift; **Vice Chairman** - Wayne Hunsucker; **Treasurer** - Ray Lyon.

Staff Reports: Dean Sangrey, Executive Director: Licensing - The Director presented a report on the current status of licensing activities. As of June 25, 1999, the office has issued 343 outfitter, 235 designated agent, and 1,066 guide licenses. These totals compare to 362, 232, and 1,133, respectively, for the same period in 1998. **Budget** - A report was presented giving an update on the status of the operating budget for FY 1999 through May 31. With eleven months of operations completed for the 1999 fiscal year, revenue and expenditure projections are on target as the Board prepares to conclude yearly operations at the end of June. The free fund balance stands at \$241,262.00 as of the end of May. **Outfitter Controlled Hunt and Lolo Zone Allocation** - Director Sangrey presented an update on the status of allocation determinations for controlled hunts, etc. Advisory letters regarding controlled hunt allocation numbers were sent to all eligible outfitters around the middle of May. They were instructed to contact their individual IDFG region offices to acquire the tag allocations. The Director explained that there seemed to be some confusion and misunderstanding as to exactly what steps the outfitters should be taking to get their client tags, permits, etc. The process has been complicated from the beginning this spring because final decisions on approving the procedure and determining actual allocation numbers were not reached until very late. This situation has created serious timeline problems for some outfitters trying to book trips and finalize plans for fall hunts. The Lolo Zone outfitters have been advised of their approved numbers for allocation for the 1999 season, which are the same as in 1998. The

STATE OF IDAHO
OUTFITTERS AND GUIDES LICENSING BOARD
APPROVED MINUTES – JUNE 28 - 30, 1999

same procedures approved for surrender and acquisition of unused tags last year will be followed for the upcoming 1999 season in the Lolo Zone. **Licensing Review Committee** – Preliminary response from committee members on the proposed new license format has been positive, with several good recommendations for changes to consider. The Director will continue soliciting input for future review. **Credit Card Procedures** – In response to numerous requests from outfitters, the Board has initiated a permanent record file for credit card payment information. This will be maintained for those individuals and businesses that want to save time with application processing and essentially give approval to Board staff to utilize this payment information as needed or requested. **Strategic Plan Update** – The annual update for the agency Strategic Plan was presented and reviewed by the Director. He explained he has no recommended changes in the current guidance and overview of operations afforded by the Plan, but he needs review by the members of the Board if they have any recommendations for changes. Director Sangrey also noted that he has updated several of the performance standards projected for the next three years, as requested by the Division of Financial Management. **Moose Creek Ranger District Draft Environmental Assessment (DEA)** – The Director informed the Board of a meeting he had with Joe Hudson, District Ranger and Bill Gooseman, Resource Assistant, from the Moose Creek Ranger District. They traveled to Boise to discuss the present status of their research and analysis into future licensing and permitting considerations in the operating area formerly assigned to Richard Norris. The District has completed a preliminary draft EA which is not finished yet and not prepared for public distribution. They hope to complete their process and have final alternatives identified for public comment by later this summer. Several concerns were expressed by Board members regarding the lengthy amount of time this review has taken and what impacts some decisions might have on the viability of a new operation in this area. The Director was instructed to send a letter to Mr. Hudson outlining their concerns on the following issues: timeliness of the analysis; possible effects any decision will have on future tag allocation processes; the ramifications of lowering the number of hunters authorized by the future permit; and campsite location recommendations, both old and new. The Board also expressed their desire to have access to the EA for review prior to its release to the general public. **Office space lease negotiations** – The Board currently operates under a five year lease for its office space in the Clint/Graham building. The present lease expires on July 31 and is being renegotiated under guidelines established by the State of Idaho. The proposed new lease will increase from \$14,800 to \$16,300 effective August 1, 1999. The Director will continue working to resolve problems with overhead noise in the Board meeting room caused by the air circulation system in the building. The landlord has indicated their willingness to look into the matter. **Steve Ayers** – The Director informed the Board on the current renewal status of the outfitter license for Steve Ayers, dba: Paradise Outfitters. Mr. Ayers had filed for bankruptcy protection and there are some concerns about the potential clients that he may have booked for the 1999 season. Rich & Patti Armiger, former owners of the business, have been concerned about the possibility of getting the business back through the court and what they would do about the clients, if any. Just prior to the meeting, the Board was informed that the bankruptcy court had determined that the outfitter business should be

STATE OF IDAHO
OUTFITTERS AND GUIDES LICENSING BOARD
APPROVED MINUTES – JUNE 28 - 30, 1999

returned to the Armigers. **Cascade Recreation, Inc.** – Director Sangrey reported on the results of a class he conducted with the 22 person guide staff employed by Cascade Recreation. The seminar was presented at their facility on the Payette River and covered appropriate issues dealing with licensing requirements, proper conduct, public relations, what to do if problems arise, guide responsibilities with clients, etc. Various printed materials were distributed to the group and the program seemed to be well received.

Steve Scanlin, Board Counsel: Rich Cook – Mr. Scanlin reported that the Cook matter continues at this point with efforts being coordinated by Hearing Officer Jean Uranga to arrange for the follow-up hearing directed by the District Court. This should be accomplished prior to the August meeting. **Draft legislation and rules** - A draft of suggested statute and rule amendments was reviewed with the Board and will be taken under advisement for further action at a later time during this meeting. **Epley's, Inc.** – An updated report was presented as to the status of the Epley matter. Hearing Officer Jean Uranga is working to finalize her Findings of Fact and Conclusions of Law, and a draft copy of the transcript is being reviewed by Director Sangrey. It is expected that the report on the hearing will be presented to the Board for their review sometime prior to the August meeting, with a final decision to be rendered by the Board at that time. **Legal services contract** - Mr. Scanlin and Director Sangrey presented a proposal for renewal of the Board's contract for legal services. The addendum for the 1999-2000 contract proposes continued services under the same terms as the current year for the same annual fee of \$30,000.00. Following due consideration and review, MSC (Lyon-Hunsucker) TO APPROVE THE CONTRACT AS PRESENTED.

Bill Vetesy, Education/Law Enforcement Supervisor: Recent activities – Mr. Vetesy reported on his recent efforts conducting inspections and making contacts in the field with industry representatives, staff with other cooperating agencies, etc. **Case and complaint review** – The current status of outstanding cases was reviewed, including current results of complaint investigations. Scott Farr expressed his feeling that members of the Board should have more interaction with the details involving complaint investigations and decisions. Chairman Swift and Director Sangrey explained how the process has evolved over the last six to ten years, predicated mostly on the strong recommendations of legal counsel over the years that ex parte communication with Board members on these types of issues is not appropriate. The potential for tainting the process and possibly jeopardizing an individual's right to a fair hearing are very real concerns. Steve Scanlin reiterated similar concerns. Mr. Vetesy was directed to provide investigative reports on complaints deemed to be unfounded for the Board to review at subsequent meetings. **Upgrade of benefits for qualified employees** – The Supervisor informed the Board of recent discussions held between himself, the Director, Mr. Scanlin, and staff from Governor Kempthorne's office regarding the Board's interest in obtaining approval to request recognition of police officer status in the state retirement system for the Education/Law Enforcement Supervisor position with the Board. The Board has pursued this issue on several occasions in the past and has not been successful. The Governor's staff have offered to review the issue and provide some guidance. **Ernie Orser unlicensed outfitting case** – Mr. Vetesy gave a report on the status of the state's case against Mr. Ernie Orser. Negotiations were continuing between Mr. Orser's attorney

STATE OF IDAHO
OUTFITTERS AND GUIDES LICENSING BOARD
APPROVED MINUTES – JUNE 28 - 30, 1999

and the Valley County Prosecutor on behalf of the Department of Fish & Game. More information will be available at the next Board meeting.

Meeting recessed for lunch at 11:50 AM and reconvened at 1:20 PM with all members present.

Ernest William Pruitt: Mr. Pruitt appeared in a show cause hearing regarding the denial of his 1999-2000 guide license application for employment with Dave Helfrich. Mr. Helfrich also appeared on behalf of Mr. Pruitt. The original denial of the guide license was based on convictions for violation of fish & game and wildlife agency regulations in California and Oregon. Mr. Pruitt explained the circumstances surrounding the illegal killing of a bear in California and his attempt to obtain a resident combination hunting and fishing license in Oregon prior to satisfying residency requirements. Various documents in the Board files outlining these violations and character references for Mr. Pruitt were reviewed by the Board. At the conclusion of this review and a thorough discussion of the testimony presented, MSC (Lyon-Hunsucker)(Lyon-aye, Hunsucker-aye, Bernt-nay, Farr-aye, Swift-aye) TO DENY THE 1999-2000 GUIDE LICENSE APPLICATION FOR ERNEST WILLIAM PRUITT.

John Travis Moulton: Mr. Moulton appeared in a show cause hearing regarding the denial of his 1999-2000 guide license application for employment with Laren Piquet. Mr. Moulton's application was denied based on his conviction for violation of Idaho Fish & Game regulations and his failure to acknowledge this fact on his application. Review of the record indicated that he was convicted in August, 1995, for purchasing a wrong class license, paid a \$75.00 fine and lost his hunting and fishing privileges for six months. Further analysis by Board staff revealed that this violation was not previously identified in Fish & Game records, nor had it been acknowledged on the 1996, 1997, or 1998 applications. During his testimony, Mr. Moulton explained that Mr. Piquet had advised him not to worry about acknowledging this violation on the 1999-2000 application because it had not been discovered in previous years. At the conclusion of this review of the record and testimony presented, MSC (Hunsucker-Bernt) TO APPROVE THE ISSUANCE OF A TWO YEAR PROBATIONARY LICENSE. THE NORMAL TERMS OF PROBATION WILL APPLY, THAT BEING MR. MOULTON MUST NOT VIOLATE ANY LOCAL, STATE, OR FEDERAL LAWS OR ORDINANCES, AND NO AMENDMENTS WILL BE ALLOWED TO HIS LICENSE DURING THE TERM OF PROBATION, WHICH WILL EXPIRE ON MARCH 31, 2001. FURTHER, MR. PIQUET IS TO BE CONTACTED REGARDING THE QUESTIONABLE ADVICE GIVEN TO MR. MOULTON ON THE COMPLETION OF HIS LICENSE APPLICATION.

Bruce Bradley, Old Tom Mountain Ranch and Recreation: Mr. and Mrs. Bradley appeared before the Board to review their proposal for starting a big game hunting and trailride recreation outfitter business in the vicinity of their home in the Arimo, Idaho, area. Their proposed operation would involve approximately 20 clients per year to hunt

STATE OF IDAHO
OUTFITTERS AND GUIDES LICENSING BOARD
APPROVED MINUTES – JUNE 28 - 30, 1999

deer, elk, moose, cougar and predators on various parcels of private land either owned or leased by the Bradley family, and approximately the same number anticipated for trailride and “City Slicker”- type cattle drives on portions of private land and BLM property in the vicinity. A detailed discussion followed to review maps of the proposed operating areas and the planned activities. The Idaho Department of Fish & Game has identified several social and practicality of operation issues they feel should be adequately evaluated by the Board during this analysis. These issues include: limited hunt seasons for deer; controlled elk hunts only; public access to and across private lands; and the impracticality of cougar hunting on relatively small parcels of private property. All of these concerns are serious issues to be evaluated and the Board’s initial recommendation is to discourage hunting associated with these private land parcels. The Board is wholly supportive of the planned recreational activities and encouraged the Director to proceed with any remaining analysis with regard to trailride and cattle drive activities so that a decision can be rendered as soon as possible. Further review of the proposal relative to possible hunting considerations will continue.

David Glasscock, Idaho Angling Services, LLC: Mr. Glasscock approached the Board to discuss several issues relating to the operating limits placed on his original outfitter license as well as his interest in expanding the authorities for fishing opportunities in his operation. When he was first licensed as an outfitter in 1990, Idaho Angling Services was restricted to a maximum of 125 use days because of other commercial operators licensed in the area at that time as well as overall concerns about the amount of fishing pressure resulting from general public fishing activity. Mr. Glasscock concurred with these restrictions at the time. Since then the Board has further restricted the amount of potential commercial fishing activity on the Big Wood, Big Lost, and Silver Creek drainages by amending Board rules to allow no more than five commercial operators on these waters. This limitation was enacted and approved by the legislature in response to growing concerns over increased numbers of fishermen throughout the area and keen interest from recreationists, resource professionals, and local individuals, to protect these resources from overuse and abuse. Mr. Glasscock explained his interest and desire to be approved for increased user day numbers and additional waters asserting that he is being deprived of sufficient opportunity to increase his business and remain a profitable entity if these restrictions remain on his license. He formally submitted a completed amendment request asking for approval to add Mormon Reservoir, Stocker Creek, Grove Creek, and Loving Creek as operating waters on his license. The amendment will be taken under consideration and the Director will proceed with appropriate analysis of this proposal.

Darl Allred, Sawtooth Wilderness Outfitters: Mr. Allred appeared before the Board to discuss the status of some amendment requests he has submitted to the Board. Over the last two years he has filed requests for adding additional operating area on state and private lands for bear, cougar and predator hunting in portions of IDFG Units 33 and 39, adding llama packing within his existing operating area in the SNRA, and big game hunting in contiguous portions of the Boise National Forest and the SNRA in Units 39

STATE OF IDAHO
OUTFITTERS AND GUIDES LICENSING BOARD
APPROVED MINUTES – JUNE 28 - 30, 1999

and 33. During this same general time frame other outfitters in the same general area have submitted similar license amendment requests for adding bear and cougar hunting. To varying degrees these requests have been approved and through oversight on the part of the Licensing Board, Mr. Allred was not informed of these other requests and his input and comments were not provided. This situation has created some problems regarding the outstanding amendment requests the Board is reviewing for Mr. Allred and with regard to the approvals that have been granted to the other outfitters as well. Several meetings have transpired between Director Sangrey and Mr. Allred in the last several months. A schedule has been established for the Board to proceed with a thorough analysis of timing of application submissions, procedures followed to initiate evaluation, coordination of meetings with all parties involved to inform everyone of circumstances, and identification of steps to be followed to correct errors and resolve any discrepancies. Some meetings and requests for documentation have already been initiated and these efforts will continue. Following this overview and discussion with the Board, they encouraged the Director to continue with immediate efforts to evaluate this entire situation and work closely with Mr. Allred and others to resolve these issues.

Meeting recessed at 6:00 PM and reconvened at 8:10 AM, Tuesday, June 29, 1999, with all members present.

Ed Link: The Board reviewed a guide license application submitted by Mr. Dale Stansberry for employment of Mr. Link for Northwest River Expeditions. Mr. Link has recently been released from federal custody relating to his conviction on a drug trafficking charge that he received several years ago. He was sentenced to a jail term of two years, which he just completed, and will be on probation with the U.S. District Court for five years. The Board spoke with him by teleconference to discuss the background relating to his arrest and conviction, and also talked with Mr. Chuck Gray, Mr. Link's probation officer, to determine the specifics of his probation, etc. Following this review and discussion, MSC (Farr-Hunsucker)(Lyon-nay, Bernt-aye, Hunsucker-aye, Farr-aye, Swift-nay) TO APPROVE THE ISSUANCE OF A PROBATIONARY GUIDE LICENSE FOR MR. LINK. THIS PROBATION WILL RUN CONCURRENT WITH THE TERM OF HIS FEDERAL PROBATION, AND ADDITIONALLY, NO CONSIDERATION WILL BE GIVEN TO REQUESTS FOR DESIGNATED AGENT LICENSING FOR MR. LINK WHILE THIS PROBATION IS IN EFFECT.

Sam Whitten, River Adventures, LTD: Mr. Whitten appeared before the Board in a show cause hearing relating to his conviction for violation of IDFG laws in 1998 for failing to validate a steelhead permit. As a result of this conviction, Mr. Whitten received a withheld judgment from the District Court, which constitutes a conviction under Board rules. During the hearing, testimony was provided by IDFG officers Paul Lovell and Sally Gregory who were involved in the investigation. At the conclusion of testimony, MSC (Farr-Bernt) TO 1) APPROVE THE ISSUANCE OF A PROBATIONARY OUTFITTER LICENSE FOR MR. WHITTEN FOR A PERIOD OF THREE YEARS: 2) ASSESS A FINE OF \$500, SAID FINE TO BE PAID WITHIN 60 DAYS OF RECEIPT

STATE OF IDAHO
OUTFITTERS AND GUIDES LICENSING BOARD
APPROVED MINUTES – JUNE 28 - 30, 1999

OF THIS ORDER; AND 3) A REPORT BE PREPARED AND PRESENTED IN PERSON TO THE IDAHO OUTFITTERS AND GUIDES ASSOCIATION (IOGA) AT THEIR NEXT FALL MEETING ADDRESSING THE NEED FOR ADEQUATE KNOWLEDGE OF FISH AND GAME RULES, ABIDING BY THE RULES, EDUCATING GUIDES AND CLIENTS ABOUT THE RULES, AND THE NEED FOR REPORTING VIOLATIONS OF THE LAW AND RULES TO A LAW ENFORCEMENT OFFICER. THE NORMAL TERMS OF PROBATION WILL APPLY, MEANING THAT HE MUST NOT VIOLATE ANY LOCAL, STATE, OR FEDERAL LAWS OR ORDINANCES DURING THE TERM OF PROBATION WHICH WILL EXPIRE ON MARCH 31, 2002.

Board member Scott Farr departed the meeting at 11:00 AM to attend another meeting through lunch.

Matt Hellhake: Mr. Hellhake appeared in a show cause hearing regarding the denial of his 1999-2000 guide license application. His application was denied because he was convicted for violating IDFG fishing regulations in 1997 and he failed to acknowledge this fact on his application. Mr. Hellhake testified as to the circumstances surrounding his violation and conviction on the fish & game charge and he offered an explanation as to why he improperly completed the application for his license. Following this discussion and review, MSC (Lyon-Bernt)(Lyon-aye, Bernt-aye, Hunsucker-aye, Farr-absent, Swift-aye) TO APPROVE A ONE YEAR PROBATIONARY GUIDE LICENSE FOR MR. HELLHAKE FOR THE 1999-2000 LICENSE YEAR. THE TERMS OF PROBATION ARE THAT HE NOT VIOLATE ANY LOCAL, STATE, OR FEDERAL LAWS OR ORDINANCES, AND NO AMENDMENTS WILL BE CONSIDERED FOR HIS LICENSE DURING THE TERM OF PROBATION, WHICH WILL EXPIRE ON MARCH 31, 2000.

Meeting recessed for lunch at 11:55 AM and reconvened at 1:30 PM, with all members present.

Vince Aguirre, Kaniksu Lions Club: A follow-up was provided by the Director regarding a licensing exemption request submitted by Mr. Vince Aguirre in the Priest Lake area. The issue was resolved when he and his associates decided not to pursue any further interest at this time in obtaining an exemption from licensing for cougar hunting opportunities as a fund raising program.

Quentin Selby: Research efforts have been initiated into the operating area formally licensed to hunting outfitter Quentin Selby. The IDFG and Boise and Payette National Forests are planning to meet jointly with the Director to discuss any potential for licensing activities in portions of Mr. Selby's former area.

Ken Price: The Director updated the Board regarding a meeting he had with Mr. Price. Mr. Price submitted an incomplete application for an outfitter license to consolidate three

STATE OF IDAHO
OUTFITTERS AND GUIDES LICENSING BOARD
APPROVED MINUTES – JUNE 28 - 30, 1999

different outfitter operations in eastern Idaho that he is allegedly purchasing. Several issues relating to a Board disciplinary action against Mr. Price in 1994 are still unresolved and he was informed that once the Board receives a completed application we will conduct a thorough review.

Meeting recessed at 4:35 PM and reconvened at 8:10 AM with all members present.

Executive Session: In accordance with the provisions of Sec. 67-2345, Idaho Code, MSC (Lyon-Hunsucker) TO GO INTO EXECUTIVE SESSION AT 8:12 AM TO DISCUSS PERSONNEL MATTERS. MSC (Lyon-Hunsucker) TO COME OUT OF EXECUTIVE SESSION AT 9:10 AM WITH NO DECISIONS MADE.

Administrative Rules Amendments: The Board further reviewed recommended changes to Board rules addressing the maximum number of licensees allowed on the SA4B section of the Salmon River, extending the time required for maintenance of lead float boat status from 24 to 60 months, establishment of an exception to boat training requirements allowing for recognition of training trips on certain reaches of a section as opposed to the whole section, acceptance of changes to limitations on SA7A, SA7B, and SA7C, as recommended in the final draft of the BLM Lower Salmon River EIS, and a new rule establishing guidelines for addressing amendment requests. At the conclusion of these discussions, MSC (Bernt-Farr) TO APPROVE THE PROPOSED RULES AMENDMENT PACKAGE INCLUDING: REDUCTION OF NUMBER OF FLOAT BOAT OPERATORS ON SA4B FROM 10 TO 8; PROVIDE FOR REQUIREMENT OF ONE REFRESHER TRIP TO MAINTAIN LEADBOAT STATUS EVERY FIVE YEARS RATHER THAN EVERY TWO YEARS; ESTABLISH PROVISION ALLOWING FOR BOAT TRAINING TO BE CONSIDERED COMPLETE ON CERTAIN REACHES OF RIVER WITHIN REACHES AND NOT THE WHOLE SECTION; ESTABLISHMENT OF A RULE OUTLINING THE STEPS TO BE FOLLOWED IN THE LICENSE AMENDMENT PROCESS. THIS MOTION DOES NOT INCLUDE APPROVAL OF THE NEW BLM RECOMMENDATIONS FOR ADJUSTMENTS TO THE SA7 SECTIONS ON THE SALMON RIVER. FURTHER CONSULTATION AND REVIEW WITH LUVERNE GRUSSING WILL BE PURSUED.

Title 36, Chapter 21, Outfitters and Guides Act Amendments: Two minor changes to portions of Sec. 36-2108 and 2113, Idaho Code, dealing with clarification to the statutory provisions for performance bonding and adding probation to the recommended alternatives for discipline. Following review of this information, MSC (Hunsucker-Farr) TO APPROVE THESE RECOMMENDED CHANGES.

Guy Bonnavier, Vice President, Nature Conservancy: Mr. Bonnavier appeared before the Board to share his observations and concerns relating to commercial fly fishing activities in the Silver Creek/Big Wood River/Big Lost River drainages. With his close involvement with the Nature Conservancy at Silver Creek, Mr. Bonnavier has a unique

STATE OF IDAHO
OUTFITTERS AND GUIDES LICENSING BOARD
APPROVED MINUTES – JUNE 28 - 30, 1999

perspective on the impacts outfitters and guides, as well as the general public, are having on this matchless natural resource. Mr. Bonnivier participated in a meeting on June 8th in Ketchum with Director Sangrey, Terry Ring, Silver Creek Outfitters, Scott Schnebly, Lost River Outfitters, Bill Mason, Snug Outfitters, John Kendall, Wood River Outfitters, and Dave Glasscock, Idaho Angling Service, who represent the five licensed outfitters in the area, and Bob Demorest, Randy Flynn, and Pete Stephenson, three private citizens from the Ketchum/Sun Valley area. The purpose of the meeting was to discuss several issues that have been expressed by private residents about perceptions of too many guides on some of the favorite fishing waters in the area and alleged unethical conduct and lack of professionalism exhibited by some guides. Problems with noise complaints about guided trips, clients deliberately being placed too close to other fisherman, confrontations between guides and private fisherman and guides and other guides, and the perception that overcrowding is caused by the outfitters and guides, were identified as the most significant problems. The outfitters acknowledged that as industry professionals, they are held to a higher standard and should be setting a positive example for others. Suggestions offered by the group to address these problems included instituting an identification process using patches that would identify professional guides and their employing outfitter. In order to be effective, this kind of procedure would have to be mandated by the Licensing Board. It was felt that this would be a positive means of allowing the average citizen to be able to direct concerns or compliments about guides to the appropriate outfitter. Terry Ring suggested further that informational signs be developed and posted explaining the identification process and the industry's desire to ensure quality experiences for everyone. Bob Demorest also recommended that training programs emphasizing social skills and stream etiquette be developed and become prerequisites for obtaining a guide license. At the conclusion of this discussion, the Board thanked Mr. Bonnivier for his comments and input and suggested the Director should pursue these ideas further and help coordinate continued dialogue on this issue.

The meeting recessed for lunch at 12:30 PM and reconvened at 1:40 PM with all members present.

Jeffrey A. Dodds: Mr. Dodds appeared before the Board in a show cause hearing regarding the denial of his 1999-2000 guide license application. His application was denied because he submitted an altered first aid card which showed an erroneous date of completion for the training. In accordance with the provisions of Board Rule 034, an application accompanied by forged or altered first aid certification will be rejected and no license will be issued for that year. Mr. Dodds acknowledged that he had altered the date on the first aid card and that he had no excuse for such actions other than using very poor judgment. Following this discussion with Mr. Dodds and review of his file and information, MSC (Farr-Lyon) THAT THE ORIGINAL ACTION TO DENY MR. DODDS' LICENSE APPLICATION BE UPHOLD AND THAT ANY APPLICATION SUBMITTED FOR LICENSING CONSIDERATION IN 2000 BE ACCEPTED AND CONSIDERED.

STATE OF IDAHO
OUTFITTERS AND GUIDES LICENSING BOARD
APPROVED MINUTES – JUNE 28 - 30, 1999

George E. McGee IV: The Director reviewed his actions taken on June 10, 1999 to approve and issue a probationary guide license to Mr. McGee. Mr. McGee was convicted for violating IDFG regulations in 1998 and his 1999-2000 guide license application was denied in accordance with Board policy. He petitioned the Board for reconsideration of this denial based on financial considerations and his need to be working this summer. Following consultation with a majority of the Board by telephone, the Director was instructed to issue a probationary license. Following this review the Board concurred with the Director's action.

Delegation to Executive Director: Based on the scenario of the previous topic, Director Sangrey asked to the Board to consider formal delegation of authority to the Director permitting interim approval of some probationary guide licenses that involve certain circumstances. Having this additional authority would expedite handling of certain applications and enable the office to be more responsive to the needs of the industry in emergency licensing situations. Following discussion, MSC (Lyon-Farr) TO DELEGATE AUTHORITY TO THE EXECUTIVE DIRECTOR ALLOWING FOR REVIEW AND APPROVAL OF CERTAIN ROUTINE PROBLEM LICENSE APPLICATIONS, SUCH AS FISH & GAME CITATIONS OVER FIVE YEARS OLD BUT STILL CONSIDERED SIGNIFICANT, RECENT CONVICTIONS FOR VIOLATION OF FISH & GAME RULES THAT MIGHT NOT REQUIRE A HEARING, ETC. AS ALWAYS, THESE ACTIONS AND DECISIONS BY THE DIRECTOR ARE SUBJECT TO REVIEW AND ACCEPTANCE OR REFUSAL BY THE BOARD.

Mike Melville: The Board reviewed a letter submitted by Mr. Melville which described the problems he is experiencing again this spring with high water and major flooding in and around his home and the area where he operates his outfitting business. He has been significantly impacted by similar high water conditions almost every spring since he first obtained his outfitter license in 1992. Each year he has properly informed the Board about his lack of ability to conduct his river tours and fishing excursions and has been unable to report any significant use. After reviewing this information the Board instructed the Director to communicate to Mr. Melville their concerns about his operation and the advisability of trying to continue maintaining his license and the burden of liability insurance, etc.

Draft IOGLB/USFS Outfitter's Operating Plan Format: The Director reported on the results of joint efforts by the Board and staff from the Boise National Forest to develop a combined operating plan form that both agencies might adopt to simplify licensing and permitting procedures. The draft format was reviewed and the Board endorsed the concept of utilizing a universal document that would fill all the needs of both agencies and the applicant. Questions were posed by Chairman Swift regarding questions relating to waste disposal and other existing use permits. The intended purpose of the multi-use form is to provide all necessary operating plan information that either agency would need or use in the licensing and permitting of the applicant. Any agency-specific detail that

**STATE OF IDAHO
OUTFITTERS AND GUIDES LICENSING BOARD
APPROVED MINUTES – JUNE 28 - 30, 1999**

doesn't apply to the other agency would be ignored. The Director will take these comments back to the committee for further consideration.

Lynn Richardson: Mr. Richardson appeared before the Board in a show cause hearing regarding the denial of his 1999-2000 guide license application. He was convicted in 1998 for violation of IDFG fishing regulations and failed to acknowledge this fact on his license application. Following review of this information and hearing the explanation of the circumstances from Mr. Richardson, MSC (Farr-Lyon) TO APPROVE THE ISSUANCE OF A TWO YEAR PROBATIONARY GUIDE LICENSE FOR MR. RICHARDSON. THE TERMS OF PROBATION ARE THAT HE NOT VIOLATE ANY LOCAL, STATE, OR FEDERAL LAWS OR ORDINANCES DURING THE TERM OF PROBATION WHICH WILL EXPIRE ON MARCH 31, 2001. THIS PROBATION WILL NOT PREVENT MR RICHARDSON FROM BEING CONSIDERED FOR AN AMENDMENT.

April Board Meeting Minutes: The Board reviewed a draft copy of the minutes from the April Board meeting. At the conclusion of this review and discussion, MSC (Hunsucker-Lyon) TO APPROVE THE APRIL, 1999, BOARD MEETING MINUTES AS PRESENTED.

Tony Hopson, Idaho Llama Outfitting: The Board reviewed a written request from Mr. Hopson that he be allowed to claim a non-use operating season for 1999. With changing careers for him and his wife and uncertainties about attracting local clientele, Mr. Hopson and his wife are hopeful they can begin development of successful marketing efforts and goals that will lead to a successful operating year in 2000. Following this review and discussion, MSC (Lyon-Hunsucker) TO WAIVE THE REQUIREMENT FOR MAINTAINING LIABILITY INSURANCE COVERAGE FOR THE 1999 SEASON AND APPROVE TONY HOPSON FOR A NON-USE SEASON IN 1999.

JOURNEY'S Outdoor Adventures: The Board reviewed a written request from Marty Rood requesting exemption from licensing requirements in accordance with the provisions of Sec. 36-2103, Idaho Code. They have submitted information establishing their qualifications for exemption under the Code. Following this discussion, MSC (Hunsucker-Bernt) THAT AS SOON AS THEY PROVIDE DOCUMENTATION OF FORMAL CONFIRMATION FROM THE INTERNAL REVENUE SERVICE REGARDING THEIR NON-PROFIT STATUS, THEIR REQUEST WILL BE APPROVED.

Financial Report: The Director reported on the current status of the Board's financial condition as of the May month-end statistics. Following review and discussion of this information, MSC (Bernt-Hunsucker) TO ACCEPT THE FINANCIAL REPORT AS PRESENTED.

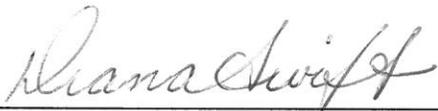
STATE OF IDAHO
OUTFITTERS AND GUIDES LICENSING BOARD
APPROVED MINUTES – JUNE 28 - 30, 1999

Gary Lane, Wapiti River Guides: The Board reviewed a letter from Mr. Lane wherein he expressed his concern and dissatisfaction with the new requirement for a license processing fee of \$10.00 for all new guides. After reviewing Mr. Lane's letter and discussing his complaint, the Board instructed the Director to respond to Mr. Lane and invite him to attend a future Board meeting so they can discuss the matter more thoroughly with him.

Agency Strategic Plan: The proposed update for the agency strategic plan was reviewed, noting the projected performance standards updates recommended by the Director. At the conclusion of this review and discussion the Board concurred with the recommendations as presented.

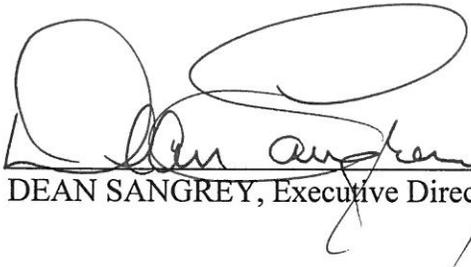
The next regular meeting for the Licensing Board will be held August 23 thru 25, 1999, in Boise.

With no further business to come before the Board, the meeting was adjourned at 5:40 PM.



DIANA SWIFT, Chairman

ATTEST:



DEAN SANGREY, Executive Director