

**Idaho Fish and Game Commission**  
**Special Meeting – February 13, 2020**  
**Idaho Department of Fish and Game**  
**Legislative Conference Call**  
**600 S Walnut**  
**Boise, ID**

Present: Deputy Directors Paul Kline and Scott Reinecker; Owen Moroney, Mary Boyer, Jon Rachael, Greg Wooten, Sharon Kiefer and Toby Boudreau.

Participating via phone: Director Schriever, and Regional supervisors Brad Compton, Chip Corsi, J.J. Teare, Jim White, Tom Curet and Dan Garren.

A special meeting of the Idaho Fish and Game Commission was held by telephone conference. The meeting was called to order by Chairman Jerry Meyers, with Commissioners Brad Corkill, Tim Murphy, Greg Cameron, Lane Clezie, and Derick Attebury participating.

**LEGISLATION**

Deputy Director Paul Kline provided the legislative update (Appendix 53, Exhibit 15).

Deputy Director Kline reviewed the Department sponsored bills SB1237 and HB330. SB1237 Swan tags and Upland Game Bird Permit will go before the House Resources & Conservation Committee on February 13. HB330 Nonresident fee increase received a do pass in the Senate Resources & Environment Committee on February 10 and sent to the Senate floor.

Reports a name change for SJM 108/ 109 Columbia-Snake River System  
Snake River Dams (information only)

This memorial states the legislature recognizes and supports the benefits provided by the Port of Lewiston and the Columbia-Snake river system and that Idaho has sovereignty of its waters resources. Also states that Idaho opposes the breaching of the dams on the Columbia-Snake River system and its tributaries.

Relating to Rules

Deputy Director provided an analysis for SB1274 (Appendix 53, Exhibit 16) and SB1283 (Appendix 53, Exhibit 17). Staff recommendation is to monitor SB1274 and SB1283. Commission will monitor SB1274 and SB1283.

SB1317 Public Lands Analysis provided (Appendix 53, Exhibit 18), the Commission will monitor.

SCR129 Wild Bird Populations information only.

HB396 Shooting Ranges, last meeting Commission action was to monitor.

**20-14** Commissioner Corkill moved and Commissioner Clezie seconded a motion to support HB 396. Motion Carries.

HB426 Idaho Guides Association (IOGA) analysis provided (Appendix 53, Exhibit 19).

Staff recommendation is to support HB426. The Department has worked closely with IOGA.

**20-15** Commissioner Brad Corkill moved and Commissioner Tim Murphy seconded a motion to support House HBI 426. Motion carries.

HB471 Captive Wildlife analysis provided (Appendix 53, Exhibit 20).

**20-16** Commissioner Clezie moved and Commissioner Corkill seconded a motion that the Commission does not support HB471. Motion carries.

HB493 DAV archery analysis provided (Appendix 53, Exhibit 21).

**20-17** Commissioner Murphy moved and Commissioner Corkill seconded a motion to support HB493. Motion carries.

### **State v. Huckabay Discussion**

Deputy Attorney Owen Moroney reported that last week the Court of Appeals issued an opinion with significant negative consequences to Fish & Game criminal cases involving unlawful killing/possession/waste of single trophy animals—moose, bighorn sheep, mountain goat, grizzly bear, and trophy class elk/deer/pronghorn. Idaho law establishes damage reimbursements for these animals when they are unlawfully killed/possessed/wasted, ranging from \$1,500 to \$10,000 per animal; other animals have smaller damage reimbursements ranging from \$50 to \$750 each.

Current law authorizes felony charges for unlawful killing of wildlife with damage reimbursements greater than \$1,000 in any 12-month period. The Court of Appeals decision interpreted the law to require two or more animals to be involved to charge a felony; this is counter to longstanding interpretation of the law in which felonies have been charged for unlawful killing of a single trophy animal.

The Attorney General's Office Criminal division is preparing a petition to the Idaho Supreme Court. Because of the significance of the consequences, and with the Legislature in session, it would be prudent to also seek legislation to address the issue now to provide more certainty for future outcomes. There would likely be legislative support to address this subject. At this point in the legislative session only certain committees can introduce legislation.

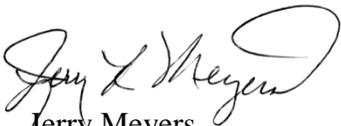
Commission consensus is to support introduction of legislation through a privileged committee to clearly reinstate the longstanding interpretation.

### **MISCELLANEOUS**

Jon Rachael provided a brief update on the public comments received for the wolf proposal. A full report will be presented to the Commission at the February 20, 2020 conference call.

The Commission Challenge Grant application period begins March 1 through April 15, 2020. Communication has been sent to all of the regional supervisors.

The meeting adjourned at 8:53 a.m.



Jerry Meyers  
Chairman



Ed Schriever  
Secretary