

Agency Legislative Budget

The following table summarizes the total legislative budget for the agency by year, type of expenditure, and source of funding.

Agency Legislative Budget								
Budget Item	Base Budget Fiscal 2006	PL Base Adjustment Fiscal 2008	New Proposals Fiscal 2008	Total Leg. Budget Fiscal 2008	PL Base Adjustment Fiscal 2009	New Proposals Fiscal 2009	Total Leg. Budget Fiscal 2009	Total Leg. Budget Fiscal 08-09
FTE	659.85	13.25	5.00	678.10	14.25	5.00	679.10	679.10
Personal Services	31,173,981	3,562,696	1,679,546	36,416,223	3,732,540	3,183,964	38,090,485	74,506,708
Operating Expenses	24,251,674	2,473,922	2,426,743	29,152,339	2,499,901	2,407,743	29,159,318	58,311,657
Equipment	773,754	60,500	31,000	865,254	38,000	20,000	831,754	1,697,008
Grants	947,419	357,808	115,500	1,420,727	357,808	115,500	1,420,727	2,841,454
Benefits & Claims	6,188	0	0	6,188	0	0	6,188	12,376
Transfers	26,463	73,189	0	99,652	73,189	0	99,652	199,304
Total Costs	\$57,179,479	\$6,528,115	\$4,252,789	\$67,960,383	\$6,701,438	\$5,727,207	\$69,608,124	\$137,568,507
General Fund	0	0	690,000	690,000	0	690,000	690,000	1,380,000
State/Other Special	41,524,440	5,744,176	4,887,231	52,155,847	5,893,567	6,002,718	53,420,725	105,576,572
Federal Special	15,655,039	783,939	(1,324,442)	15,114,536	807,871	(965,511)	15,497,399	30,611,935
Total Funds	\$57,179,479	\$6,528,115	\$4,252,789	\$67,960,383	\$6,701,438	\$5,727,207	\$69,608,124	\$137,568,507

Agency Description

Fish, Wildlife and Parks (FWP) is responsible for the management of Montana’s fish, wildlife, parks, and recreational resources. The department is also responsible for a state park system that includes scenic, historical, cultural, and recreational resources. The operational programs are in eight divisions and seven regional field offices. The five-member FWP Commission provides policy direction on resource management, seasons, and use of department lands.

The agency has four overarching goals:

- Create a work environment where priorities are clear; the decision-making process is efficient and effective; and where employees feel a sense of accountability, value, and satisfaction in their achievements and their contributions to the agency mission.
- Provide quality opportunities for public appreciation and enjoyment of fish, wildlife, and parks resources.
- Maintain and enhance the health of Montana's natural environment and the vitality of our fish, wildlife, cultural, and historic resources through the 21st century.
- Emphasize education, communication, and responsible behavior to afford citizens the opportunity to better understand and participate in the decision-making process that sustain our natural, recreational and cultural resources for future generations.

Agency Highlights

Department of Fish, Wildlife, and Parks Major Budget Highlights
<ul style="list-style-type: none"> ◆ The largest funding source is the general license account at 55.7 percent of the budget, totaling \$76.9 million over the biennium ◆ Total FTE increase of 19.25 FTE for a total of 679.10 FTE in FY 2009 ◆ Increases to base operations include: <ul style="list-style-type: none"> ● Authority for increased super tag revenues for block management and enforcement programs ● Funding to maintain fish production at the Fort Peck hatchery at 50 percent of hatchery capacity ● Grants for snowmobile equipment ● Support for citizen advisory councils

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| <ul style="list-style-type: none"> • Authority to continue participation in the state wildlife grant program ◆ General fund one-time only appropriations for the biennium include: <ul style="list-style-type: none"> • Match for the state wildlife grant program of \$1.0 million • Warm water fish enhancement activities of \$270,000 • Study of the Cartersville diversion of \$110,000 |
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Summary of Legislative Action

The legislature approved a biennial budget of \$137.6 million, including \$76.9 million in general license funds. The budget includes \$13.2 million for present law adjustments and \$9.9 million for new proposals. New proposals of \$7.2 million, or 72 percent which were funded with the general license account include:

- \$4.2 million, including \$1.0 million of one-time only general fund, to continue participation in the state wildlife grant program
- One-time general fund of \$380,000 for warm water fisheries enhancement activities
- Elimination of vacancy savings for wardens which adds \$440,000

Other major budget items include:

- \$3.9 million to implement HB 13 (the state pay plan), of which \$2.3 was funded from the general license account
- Expansion of the regional investigator program by 2.00 FTE and \$268,000
- An increase in the shooting range grant program to \$1.0 million
- \$0.5 million and 6.25 FTE to improve maintenance and operations in state parks and fishing access sites

Other Legislation

HB 38 – Authorizes the Fish, Wildlife and Parks Commission to issue licenses at a reduced price to harvest antlerless moose, cow or calf bison, and adult ewe mount sheep for management purposes. Fiscal impact estimated at zero based upon increased sales of lower priced licenses.

HB 284 – Authorized the renovation of the Morony townsite in Giant Springs state park and grants authority for the department to enter into an agreement with the Little Shell Chippewa tribe for maintenance and security at the park in exchange for the tribe's use of the park and the renovated building. The legislation included a \$500 general fund appropriation for this purpose.

SB 44 – Expands the super tag to include mountain lion, antelope and buffalo. The expansion provides an additional \$167,490 in revenues over the biennium.

SB 77 – Revises the reporting requirements for the future fisheries program to assure adequate decision making information is provided to legislative committees.

SB 115 – Allocates wildlife crime restitution penalties to a state special revenue account for hunter education or enforcement rather than the general fund. Impact is anticipated to be a biennial reduction of \$135,000 to the general fund.

SB 126 – Eliminates the termination of the future fisheries programs and related funding.

SB 166 – Provides free wildlife conservation licenses to minors between the ages of 12 and 15 as well as residents over 62, and resident and non-resident purple heart recipients. Purple heart recipients may also receive a fishing license and an upland game bird license at no cost. A general fund transfer of \$531,780 is provided to reimburse the general license account for the cost of the free licenses.

SB 205 – Eliminates vacancy savings application to game wardens, adding \$440,000 in state special revenue to the department's budget over the biennium.

SB 243 – Provides free sportsman licenses to certain military personnel. A general fund transfer of \$85,734 is provided to reimburse the general license account for the cost of the free licenses.

SB 314 – Revises the requirements to hold a warm water stamp when fishing any species in any body of water that is stocked from the Fort Peck Hatchery. This will provide the warm water stamp fund with an additional \$27,972 over the biennium.

SB 372 – Creates a wolf license and authorizes the lottery or auction of a wolf and grizzly bear license. This legislation is estimated to increase revenues by \$1.7 million. The revenue will be deposited to the general license account as well as the species specific lottery fund.

Agency Discussion

General License Account

The department's main source of funding is the general license account (GLA). Fees collected for the privilege of hunting and fishing that are not otherwise earmarked are deposited to the GLA. The department's biennial budget of \$137.5 million is funded with \$76.9 million of general license dollars.

Legislation	Title	FY08	FY09	Fund
HB38	Increased authority for reduced license price for game management	0	0	General License
HB226	Revise replacement license laws	0	0	General License
SB44	Expand Supertag to lion, antelope and buffalo	83,745	83,745	Hunting Access
SB166	Family and purple heart recipients fish and hunt game birds for free	402,705	129,075	General Fund transfer to General License
SB243	Revise Military special hunting and fishing license	42,867	42,867	General Fund transfer to General License
SB314	Revise warm water fishing stamp	13,986	13,986	Warm Water Stamp
SB372	Create wolf licenses and authorize wolf and grizzly bear lottery or auction	882,186	882,186	General License and Auction Funds
Total Fiscal Impact		<u>\$1,425,489</u>	<u>\$1,151,859</u>	

License related legislation from the 2007 regular session will provide increased revenues to the GLA. Figure 1 provides a listing of licensing legislation and the potential impact per the associated fiscal note. Two pieces of legislation, SB 166 and SB 243, provide for free conservation, fishing, upland birds and sportsman licenses to particular segments of the Montana population and military members. Within the legislation is the requirement that the value of the free licenses be reimbursed by the general fund through a transfer from the general fund to the general license account. The general fund transfer could be as much as \$617,500 during the 2009 biennium. For this reason, the general fund transfers are included in Figure 2– GLA Estimated Fund Balance.

Figure 2 provides a snapshot of the projected revenues and appropriations from the GLA., including HB2, the proposed pay plan and capital appropriations. Capital expenditures may not occur in the biennium for which the appropriation is made, but the appropriations do obligate cash from the fund. If all appropriation authority is expended, the fund is anticipated to have a fund balance of \$21.0 million at the end of FY09.

Figure 2
FWP General License Account -- Estimate Available Fund Balance
2009 Biennium Approved Budget

	Actual	Appropriated	HB 2	
	Fiscal 2006	Fiscal 2007	Fiscal 2008	Fiscal 2009
Beginning Balance	\$26,249,557	27,286,382	22,822,214	22,200,415
License Revenue	29,136,277	30,040,744	33,788,743	34,182,815
Other Revenue	3,078,027	2,413,002	4,545,987	2,633,465
General Fund Transfers	0	0	445,572	171,942
Total Funds Available	\$58,463,861	\$59,740,128	\$61,156,944	\$59,016,695
Disbursements				
Program Expenditures	29,541,417	31,328,508	31,329,878	31,420,554
Continuing Capital Costs	1,909,389	4,384,359	0	0
LRB Projects - HB 5	142,264	1,205,047	2,000,000	0
Proposed Executive Pay Plan			733,332	1,644,466
Retirement Contribution Change (HB63 & HB131)			18,776	18,889
Budget Proposals (PL & NP)			4,874,543	4,900,775
Total Disbursements	31,593,070	36,917,914	38,956,529	37,984,684
Adjustments (Prior Year Revenue)	415,591	0	0	0
Available Ending Balance	\$27,286,382	\$22,822,214	\$22,200,415	\$21,032,011
Structural Balance			(621,799)	(1,168,404)

Over the biennium, revenues to the GLA are estimated at \$75.1 million and appropriation authority is provided for \$76.9 million. Because appropriation authority exceeds revenues, the general license account is not structurally balanced for the 2009 biennium as appropriation authority exceeds estimated revenues by \$0.6 million in FY 2008 and by \$1.1 million in FY 2009. If all appropriation authority is expended, the department will begin spending down the fund balance which eventually lead to an increase in license and permit fees. The department estimates that fees will need to be increased for the license year 2011.

General license funds are distributed across the agency. Figure 3 shows the disposition of the fund by division over the biennium. The largest portion of the fund is provided to the management and finance division (\$19.4 million), followed by the enforcement division (\$15.0 million). The least amount of funding (\$2.0 million) is provided to the Parks division for the purpose of managing fishing access sites. The figure provides the increases from the base as approved by the legislature. The largest increase, \$5.4 million, was made to the management and finance division. The main adjustment, \$1.9 million, was a technical adjustment to comply with the department’s most recent legislative audit to correct deposit and expend grant revenues for indirect charges. A subsequent decrease to federal revenue was made to fulfill the audit requirement.

Figure 3
Disposition of GLA by Division for 2009 Biennium

	Base	Present Law	New Proposal	Pay Plan	Inc. Retirement	Total	Percentage
Information Services Division	\$7,105,255	\$357,083	\$0	\$247,533	\$6,040	\$7,715,911	10%
Field Services Division	5,798,887	296,786	581,682	160,866	3,210	6,841,431	9%
Fisheries Division	8,293,755	108,435	481,522	289,855	5,944	9,179,511	12%
Law Enforcement Division	13,347,146	687,251	425,969	586,934	2,005	15,049,305	20%
Wildlife Division	7,878,264	305,648	546,764	300,886	5,726	9,037,288	12%
Parks Division	1,966,998	0	0	97,844	1,206	2,066,048	3%
Communication & Education Division	4,458,122	712,371	268,812	145,581	3,120	5,588,006	7%
Management & Finance Division	13,902,005	119,504	4,883,491	548,269	10,414	19,463,683	26%
Total	\$62,750,432	\$2,587,078	\$7,188,240	\$2,377,768	\$37,665	\$74,941,183	

Appropriation of General Fund

The department has not had general fund authority since the 2003 biennium, as all general fund was removed during the 2003 legislative session and replaced with the \$4.00 license plate fee to support state parks. For the 2009 biennium, the department has been provided general fund support in HB 2 and in cat and dog bills. Figure 4 provides a listing of the impacts on the general fund. As shown, the actual impacts are higher than the amount appropriated.

Figure 4
Department of Fish, Wildlife and Parks
2009 Biennium - Impacts on General Fund

Description	FY08	FY09	Biennium
HB 2 Appropriations			
State Wildlife Grants - Fisheries - OTO	\$250,000	\$250,000	\$500,000
State Wildlife Grants - Wildlife - OTO	250,000	250,000	500,000
Cartersville Diversion Study - OTO	55,000	55,000	110,000
Warm Water Fisheries Enhancement - OTO	<u>135,000</u>	<u>135,000</u>	<u>270,000</u>
Subtotal	<u>\$690,000</u>	<u>\$690,000</u>	<u>\$1,380,000</u>
Other Legislative Impacts			
SB166 - Family and purple heart recipients fish and hunt game birds for free	\$402,705	\$129,075	\$531,780
SB 243 - Revise Military special hunting and fishing license	42,867	42,867	85,734
HB 284 - Improvement of Giant Springs State Park - OTO	500	0	500
SB 115 - Revise Allocation of wildlife crime restitution penalties to FWP	<u>67,956</u>	<u>67,956</u>	<u>135,912</u>
Subtotal	<u>\$514,028</u>	<u>\$239,898</u>	<u>\$753,926</u>
Total General Fund Impact	<u>\$1,204,028</u>	<u>\$929,898</u>	<u>\$2,133,926</u>

Through HB 2, the department has been biennially appropriated \$1.5 million to provide support for the state wildlife grant program and address warm water fisheries issues. All appropriations are limited to the 2009 biennium. The appropriation authority for the state wildlife grant program acts as match for federal dollars. The department plans to meet the remaining match with appropriated state special revenue and non-budgeted (donated) funds. The program will also require similar match in the 2011 biennium and will either need additional state special authority or another limited appropriation of general fund.

Other impacts include the “free” licenses to certain Montanans and military members that will require a general fund transfer to the general license account to cover the actual costs of the licenses. The potential impact on the general fund is approximately \$617,500. The legislature also passed SB 115, which redirected wildlife crime restitution from the general fund to the general license account.

In total, the department potentially receives \$2.1 million in general fund support for the biennium. A majority of this is limited to the 2009 biennium. The redirection of wildlife crime restitution and payment of free military licenses are on-going activities. The outcomes of general fund expenditures and transfers should be considered during the 2009 legislative session.

Change in personal services costs

The pay plan (HB13), retirement contribution changes (HB63 and HB131) and the elimination of vacancy savings for wardens (SB 205) increased the departments personal services budget by \$4.4 million over the biennium. Each piece of legislation was funded with state special and federal funds. The predominant funding source of the legislative actions is the general license account.

Cost allocation of the impact of the pay plan resulted in an increase to the budget of \$1.2 million in FY 2008 and \$2.7 million in FY 2009 for a biennial total of \$3.9 million. The general license account covered 59 percent of the increase at \$2.3 million.

The increase in employer contributions towards retirement raised the department's biennial budget by \$63,000, of which \$37,500 was funded from the general license account or 59.5 percent. The passage and approval of SB205 eliminated the application of vacancy savings to the warden positions within the Enforcement Division. The fiscal impact of this legislation was \$400,000 for the biennium of which \$356,000 was funded from the general license account, or 89 percent.

In total the general license account covered 61 percent or \$ 2.6 million of the \$4.4 million personal services increase. This increased amount will be an on-going personal services cost to the department. Even if positions are left open, the funds will be restored as part of the state wide adjustment applied to the executive budget during the 2009 legislative session.

Funding

The following table summarizes funding for the agency, by program and source, as adopted by the legislature. Funding for each program is discussed in detail in the individual program narratives that follow.

Total Agency Funding 2009 Biennium Budget					
Agency Program	General Fund	State Spec.	Fed Spec.	Grand Total	Total %
01 Information Services Division	\$ -	\$ 7,715,911	\$ 335,983	\$ 8,051,894	5.85%
02 Field Services Division	-	18,751,469	952,472	19,703,941	14.32%
03 Fisheries Division	880,000	10,051,939	16,513,980	27,445,919	19.95%
04 Enforcement Division	-	17,016,083	839,113	17,855,196	12.98%
05 Wildlife Division	500,000	10,285,290	9,876,414	20,661,704	15.02%
06 Parks Division	-	16,153,131	545,546	16,698,677	12.14%
08 Communication And Education Div	-	5,891,088	1,462,536	7,353,624	5.35%
09 Management And Finance	-	19,711,661	85,891	19,797,552	14.39%
Grand Total	\$ 1,380,000	\$ 105,576,572	\$ 30,611,935	\$ 137,568,507	100.00%

As stated the largest source of state special revenue is the general license account. Other sources include the variable priced outfitter sponsored license revenue, vehicle registration fees, coal tax trust funds, and gasoline taxes.

Executive Budget Comparison

The following table compares the legislative budget for the 2009 biennium to the budget requested by the Governor, by type of expenditure and source of funding.

Executive Budget Comparison								
Budget Item	Base Budget Fiscal 2006	Executive Budget Fiscal 2008	Legislative Budget Fiscal 2008	Leg - Exec. Difference Fiscal 2008	Executive Budget Fiscal 2009	Legislative Budget Fiscal 2009	Leg - Exec. Difference Fiscal 2009	Biennium Difference Fiscal 08-09
FTE	659.85	679.60	678.10	(1.50)	680.60	679.10	(1.50)	
Personal Services	31,173,981	35,620,895	36,416,223	795,328	35,789,595	38,090,485	2,300,890	3,096,218
Operating Expenses	24,251,674	30,275,878	29,152,339	(1,123,539)	30,165,999	29,159,318	(1,006,681)	(2,130,220)
Equipment	773,754	1,065,254	865,254	(200,000)	1,031,754	831,754	(200,000)	(400,000)
Grants	947,419	936,669	1,420,727	484,058	936,669	1,420,727	484,058	968,116
Benefits & Claims	6,188	6,188	6,188	0	6,188	6,188	0	0
Transfers	26,463	99,652	99,652	0	99,652	99,652	0	0
Total Costs	\$57,179,479	\$68,004,536	\$67,960,383	(\$44,153)	\$68,029,857	\$69,608,124	\$1,578,267	\$1,534,114
General Fund	0	639,032	690,000	50,968	616,612	690,000	73,388	124,356
State/Other Special	41,524,440	50,830,452	52,155,847	1,325,395	50,859,469	53,420,725	2,561,256	3,886,651
Federal Special	15,655,039	16,535,052	15,114,536	(1,420,516)	16,553,776	15,497,399	(1,056,377)	(2,476,893)
Total Funds	\$57,179,479	\$68,004,536	\$67,960,383	(\$44,153)	\$68,029,857	\$69,608,124	\$1,578,267	\$1,534,114

The biennial budget contained in this bill is \$1.5 million higher than the executive request.

The legislature approved \$124,000 more in general fund as a result of two different actions. The legislature included \$380,000 of general fund for warm water fish enhancement activities, and did not include \$256,000 for regional investigators. This funding is one-time only and will not be rolled into the department's base.

State special revenue is \$3.8 higher due mainly to the cost allocation of the pay plan (HB13). Increases also occurred for shooting range grants, two new regional investigators and adjustments for audit findings. A majority of this authority affects the general license account.

Federal special revenue increase is the result of multiple difference actions. First, an increase of approximately \$1.0 million for the pay plan (HB 13), and reductions of \$3.4 million due to the non-inclusion of legislative contract authority (LCA) in all divisions, and adjustments for audit findings.

Program Legislative Budget

The following table summarizes the total legislative budget for the agency by year, type of expenditure, and source of funding.

Program Legislative Budget								
Budget Item	Base Budget Fiscal 2006	PL Base Adjustment Fiscal 2008	New Proposals Fiscal 2008	Total Leg. Budget Fiscal 2008	PL Base Adjustment Fiscal 2009	New Proposals Fiscal 2009	Total Leg. Budget Fiscal 2009	Total Leg. Budget Fiscal 08-09
FTE	35.50	0.00	0.00	35.50	0.00	0.00	35.50	35.50
Personal Services	1,698,541	485,876	86,716	2,271,133	492,956	183,114	2,374,611	4,645,744
Operating Expenses	1,310,541	262,989	0	1,573,530	334,301	0	1,644,842	3,218,372
Equipment	24,500	0	0	24,500	0	0	24,500	49,000
Grants	69,389	0	0	69,389	0	0	69,389	138,778
Total Costs	\$3,102,971	\$748,865	\$86,716	\$3,938,552	\$827,257	\$183,114	\$4,113,342	\$8,051,894
State/Other Special	2,535,049	1,156,998	81,727	3,773,774	1,235,242	171,846	3,942,137	7,715,911
Federal Special	567,922	(408,133)	4,989	164,778	(407,985)	11,268	171,205	335,983
Total Funds	\$3,102,971	\$748,865	\$86,716	\$3,938,552	\$827,257	\$183,114	\$4,113,342	\$8,051,894

Program Description

Information Services provides information technology and information management services to the entire department, including network creation and administration, hardware and off-the-shelf software procurement and configuration, support of automated license sales and drawings, intranet and internet communications, software deployment and support, and database management.

Program Highlights

Information Services Division	
Major Program Highlights	
◆	This division was created as part of a re-organization in the department during FY2006
◆	The legislature approved base adjustments to continue support of the automated licensing system, the department web site, and other computer systems

Funding

The following table shows program funding, by source, for the base year and for the 2009 biennium as adopted by the legislature.

Program Funding Table						
Information Services Div						
Program Funding	Base FY 2006	% of Base FY 2006	Budget FY 2008	% of Budget FY 2008	Budget FY 2009	% of Budget FY 2009
02000 Total State Special Funds	\$ 2,535,049	81.7%	\$ 3,773,774	95.8%	\$ 3,942,137	95.8%
02409 General License	2,535,049	81.7%	3,773,774	95.8%	3,942,137	95.8%
03000 Total Federal Special Funds	567,922	18.3%	164,778	4.2%	171,205	4.2%
03097 Fedl Fish(W/B) Wildlife(P/R)	263,938	8.5%	23,119	0.6%	24,136	0.6%
03403 Misc. Federal Funds	124,950	4.0%	141,659	3.6%	147,069	3.6%
03404 Overhead	179,034	5.8%	-	-	-	-
Grand Total	\$ 3,102,971	100.0%	\$ 3,938,552	100.0%	\$ 4,113,342	100.0%

The Information Services Division manages the functionality, training and hardware associated with the automated licensing system (ALS). The division is primarily funded with license fees. The division receives 96 percent of its funding from the general license account. The federal funding is mainly Pittman-Robertson/Wallup-Breaux dollars to provide additional support for the licensing system.

Present Law Adjustments

The “Present Law Adjustments” table shows the primary changes to the adjusted base budget approved by the legislature. “Statewide Present Law” adjustments are standard categories of adjustments made to all agencies. Decisions on these items were applied globally to all agencies. The other numbered adjustments in the table correspond to the narrative descriptions.

Present Law Adjustments										
-----Fiscal 2008-----						-----Fiscal 2009-----				
	FTE	General Fund	State Special	Federal Special	Total Funds	FTE	General Fund	State Special	Federal Special	Total Funds
Personal Services					576,891					584,264
Vacancy Savings					(91,015)					(91,308)
Inflation/Deflation					5,981					6,364
Fixed Costs					257,507					328,448
Total Statewide Present Law Adjustments					\$749,364					\$827,768
DP 103 - Information Services Overhead Refund										
0.00	0		179,034	(179,034)	0	0.00	0	179,034	(179,034)	0
DP 6015 - State Motor Pool Rate Change										
0.00	0		(487)	(12)	(499)	0.00	0	(498)	(13)	(511)
Total Other Present Law Adjustments	0.00	\$0	\$178,547	(\$179,046)	(\$499)	0.00	\$0	\$178,536	(\$179,047)	(\$511)
Grand Total All Present Law Adjustments					\$748,865					\$827,257

DP 103 - Information Services Overhead Refund - The legislature included a technical budget adjustment to comply with the department's most recent legislative audit. The department will now deposit and expend federal grant revenues for department indirect charges from the general license account.

DP 6015 - State Motor Pool Rate Change - The funding for vehicle rentals and leases from the State Motor Pool was reduced from the level requested by the Governor.

New Proposals

New Proposals										
-----Fiscal 2008-----						-----Fiscal 2009-----				
Program	FTE	General Fund	State Special	Federal Special	Total Funds	FTE	General Fund	State Special	Federal Special	Total Funds
DP 6013 - 2009 Biennium Pay Plan - HB 13										
01	0.00	0	78,754	4,831	83,585	0.00	0	168,779	11,106	179,885
DP 6014 - Retirement - Employer Contributions - HB63&HB131										
01	0.00	0	2,973	158	3,131	0.00	0	3,067	162	3,229
Total	0.00	\$0	\$81,727	\$4,989	\$86,716	0.00	\$0	\$171,846	\$11,268	\$183,114

DP 6013 - 2009 Biennium Pay Plan - HB 13 - The legislature passed a pay plan (HB 13 of the 2007 regular session) that provides an additional 3.0 percent in FY 2008 and FY 2009, a 0.5 percent increase in the 10-year longevity increment, an additional 0.6 percent discretionary allocation, as well as an additional \$33 per month in health insurance contribution in FY 2008 and an additional \$36 per month in FY 2009. These amounts represent this program’s allocation of costs to fund this pay plan.

DP 6014 - Retirement - Employer Contributions - HB63&HB131 - The legislature adopted HB 63 and HB 131, which increases the employer contribution to retirement systems. The amounts shown represent this program's allocation of costs to fund this increased contribution.

Program Legislative Budget

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Budget Item	Base Budget Fiscal 2006	PL Base Adjustment Fiscal 2008	New Proposals Fiscal 2008	Total Leg. Budget Fiscal 2008	PL Base Adjustment Fiscal 2009	New Proposals Fiscal 2009	Total Leg. Budget Fiscal 2009	Total Leg. Budget Fiscal 08-09
FTE	45.80	1.00	0.00	46.80	1.00	0.00	46.80	46.80
Personal Services	2,050,511	184,052	80,017	2,314,580	191,399	177,285	2,419,195	4,733,775
Operating Expenses	6,522,533	903,996	0	7,426,529	934,450	0	7,456,983	14,883,512
Equipment	6,458	0	0	6,458	0	0	6,458	12,916
Grants	30,681	0	0	30,681	0	0	30,681	61,362
Benefits & Claims	6,188	0	0	6,188	0	0	6,188	12,376
Total Costs	\$8,616,371	\$1,088,048	\$80,017	\$9,784,436	\$1,125,849	\$177,285	\$9,919,505	\$19,703,941
State/Other Special	7,866,985	1,073,181	370,858	9,311,024	1,105,334	468,126	9,440,445	18,751,469
Federal Special	749,386	14,867	(290,841)	473,412	20,515	(290,841)	479,060	952,472
Total Funds	\$8,616,371	\$1,088,048	\$80,017	\$9,784,436	\$1,125,849	\$177,285	\$9,919,505	\$19,703,941

Program Description

The Field Services Division provides services in five areas.

- o The Landowner Sportsman Relations and Block Management Program: 1) establishes and maintains communications with user and resource-based organizations and individuals; 2) administers the Livestock Loss Reimbursement Program; and 3) administers the Block Management Program, which provides recreational access on private property
- o The Game Damage Program provides assistance to landowners in minimizing impacts of game animals to property and crops
- o The Design and Construction Bureau provides architectural and engineering services for construction and maintenance projects at state parks, state fishing access sites, and wildlife management areas
- o The Aircraft Unit provides aerial mountain lake surveys and fish planting, wildlife surveys, wildlife capture and marking, and transportation for the department
- o The Land Unit is responsible for the real estate functions of the department, including conservation easements, acquisition and disposal of real estate and real property, and management of all permanent land records

Program Highlights

Field Services Division Major Program Highlights
<ul style="list-style-type: none"> ◆ The legislature approved base adjustments for the hunting access enhancement and game damage programs ◆ A conservation land steward (1.00 FTE) was approved to manage the long-term stewardship obligations of the department’s conservation easements.

Funding

The following table shows program funding, by source, for the base year and for the 2009 biennium as adopted by the legislature.

Program Funding Table Field Services Division						
Program Funding	Base	% of Base	Budget	% of Budget	Budget	% of Budget
	FY 2006	FY 2006	FY 2008	FY 2008	FY 2009	FY 2009
02000 Total State Special Funds	\$ 7,866,985	91.3%	\$ 9,311,024	95.2%	\$ 9,440,445	95.2%
02334 Market Based Combo Sales	4,974,392	57.7%	5,829,865	59.6%	5,871,397	59.2%
02408 Coal Tax Trust Account	34,715	0.4%	34,819	0.4%	34,971	0.4%
02409 General License	2,821,300	32.7%	3,376,862	34.5%	3,464,599	34.9%
02469 Habitat Trust Interest	36,578	0.4%	69,478	0.7%	69,478	0.7%
03000 Total Federal Special Funds	749,386	8.7%	473,412	4.8%	479,060	4.8%
03097 Fedl Fish(W/B) Wildlife(P/R)	458,545	5.3%	473,412	4.8%	479,060	4.8%
03404 Overhead	290,841	3.4%	-	-	-	-
Grand Total	\$ 8,616,371	100.0%	\$ 9,784,436	100.0%	\$ 9,919,505	100.0%

The Field Services Division’s primary funding sources are portions of the variable-rate hunting license sales and the general license account. These sources provide funding for the hunting access enhancement and hunter management program within the block management program. Lesser amounts come from Coal Tax Trust interest and Wildlife Habitat Trust interest. Federal funding consists of Pittman-Robertson funds derived from excise taxes on sporting fire arms and ammunition. This funding requires a minimum match of 25 percent that is provided by license revenues.

The division used to receive a portion of the overhead allocation made on federal and non-federal funds. Due to the findings of the legislative auditor, this funding mechanism requires change. The budget provides additional authority from the general license account, where the allocation revenue will now be deposited.

Present Law Adjustments

The “Present Law Adjustments” table shows the primary changes to the adjusted base budget approved by the legislature. “Statewide Present Law” adjustments are standard categories of adjustments made to all agencies. Decisions on these items were applied globally to all agencies. The other numbered adjustments in the table correspond to the narrative descriptions.

Present Law Adjustments	-----Fiscal 2008-----					-----Fiscal 2009-----				
	FTE	General Fund	State Special	Federal Special	Total Funds	FTE	General Fund	State Special	Federal Special	Total Funds
Personal Services					229,992					237,598
Vacancy Savings					(91,219)					(91,523)
Inflation/Deflation					111,192					117,388
Fixed Costs					(1,544)					(1,544)
Total Statewide Present Law Adjustments					\$248,421					\$261,919
DP 201 - Block Management	0.00	0	660,000	0	660,000	0.00	0	660,000	0	660,000
DP 202 - Tax Adjustment	0.00	0	69,561	14,867	84,428	0.00	0	88,514	20,515	109,029
DP 203 - Game Damage Elk Herders	0.00	0	22,247	0	22,247	0.00	0	22,247	0	22,247
DP 206 - Conservation Easement Land Steward	1.00	0	32,900	0	32,900	1.00	0	32,900	0	32,900
DP 208 - Dam Safety Act Technical Adjustment	0.00	0	49,434	0	49,434	0.00	0	49,434	0	49,434
DP 6015 - State Motor Pool Rate Change	0.00	0	(9,382)	0	(9,382)	0.00	0	(9,680)	0	(9,680)
Total Other Present Law Adjustments	1.00	\$0	\$824,760	\$14,867	\$839,627	1.00	\$0	\$843,415	\$20,515	\$863,930
Grand Total All Present Law Adjustments					\$1,088,048					\$1,125,849

DP 201 - Block Management - The legislature approved a base adjustment for the block management program. The 2005 Legislature modified Title 87, Chapter 1, part 2 to include authority for the department to create an annual lottery for a moose, sheep, goat, deer, and elk super tag and directed the revenues to augment current support of hunter access and block management enforcement.

DP 202 - Tax Adjustment - The legislature approved additional budget authority to cover tax liabilities for department lands and continue adjustments based upon the current rate of increase in tax payments for FY 2008 and FY 2009. FY 2006 tax liabilities were \$451,861. This adjustment allows payment of tax liabilities of \$536,289 in FY 2008 and \$560,890 in FY 2009.

DP 203 - Game Damage Elk Herders - The legislature restored \$22,247 in operations to the game damage program. This amount was transferred to personal services in FY 2006 in an operations plan change to deal with the change in worker compensation laws. Provisions of SB 108, enacted in the 2005 legislative session, changed the requirements for an independent contractor exemption certificate for worker's compensation. FWP had previously utilized independent personal services contracts for these services. The modified FTE are used to herd game animals away from crops and stored hay/grain as a means to mitigate game damage on private property in certain locations during the spring-summer period.

DP 206 - Conservation Easement Land Steward - The legislature provided 1.00 FTE and partial funding of \$32,900 each year to ensure the long term stewardship obligation of the department in conservation easements. FWP currently holds over 50 conservation easements, totaling nearly 400,000 acres.

The following information is provided so that the legislature can consider various performance management principles when examining this proposal. It is as submitted by the agency, with editing by LFD staff as necessary for brevity and/or clarity.

Justification: The department assumes long-term stewardship obligations to ensure that the interests held under a conservation easement is properly managed and protected. As conservation easements increase, staff is needed to respond to landowner requests related to managing easement properties.

Goals: Manage habitat in conservation easements in a cooperative manner with landowners to benefit the health and species of plant and wildlife communities.

Performance Criteria:

- Resolution of all landowner operational change requests will be completed within 60 days of application
- All FWP held conservation easements will be monitored annually
- Response to all landowner easement complaints will be made within one week of receipt
- Department conservation easement records will be updated quarterly
- All pending landowner operational change requests will be resolved by January 1, 2008 or within 6 months of hiring

Milestones: The conservation land steward will be hired by July 1, 2007.

FTE: One FTE is being requested to complete this work. Stewardship skills typically include experience in range management, ranching, forestry, and a long-term view of land management, legal requirements, and relationship building.

Funding: A portion of the funding for this proposal will be re-directed from division operations (\$21,934 from the general license account), and the remainder of \$32,900 will be funded from the Wildlife Habitat Trust (02469). The trust interest fund is for development and maintenance of real property used for wildlife habitat.

Obstacles: Obtaining a qualified applicant pool could be difficult. To increase the applicant pool, the job announcement will be placed in newsletters of Land Trust organizations. If entry pay level proves to be an obstacle, a strategic pay plan exception will be requested.

Risk: Without this position, FWP relationships with easement landowners could be strained due to the department's delayed response to landowner requests. Wildlife habitat values associated with some easements could be negatively impacted and enforcement and easement-defense actions by FWP for non-compliance of easement terms may result.

DP 208 - Dam Safety Act Technical Adjustment - The legislature provided authority for the support of a Department of Natural Resources and Conservation (DNRC) part-time engineer and associated operations, which provide dam safety expertise for FWP owned water impoundment projects. A subsequent reduction of general license authority was made in the Water Resources Division of DNRC.

DP 6015 - State Motor Pool Rate Change - The funding for vehicle rentals and leases from the State Motor Pool was reduced from the level requested by the Governor.

New Proposals

New Proposals	-----Fiscal 2008-----					-----Fiscal 2009-----					
	Program	FTE	General Fund	State Special	Federal Special	Total Funds	FTE	General Fund	State Special	Federal Special	Total Funds
DP 209 - Field Services Overhead Refund											
02	0.00	0	290,841		(290,841)	0	0.00	0	290,841	(290,841)	0
DP 6013 - 2009 Biennium Pay Plan - HB 13											
02	0.00	0	77,864		0	77,864	0.00	0	175,047	0	175,047
DP 6014 - Retirement - Employer Contributions - HB63 & HB131											
02	0.00	0	2,153		0	2,153	0.00	0	2,238	0	2,238
Total	0.00	\$0	\$370,858		(\$290,841)	\$80,017	0.00	\$0	\$468,126	(\$290,841)	\$177,285

DP 209 - Field Services Overhead Refund - The legislature included a technical budget adjustment to comply with the department's most recent legislative audit. The department will now deposit and expend federal grant revenues for department indirect charges from the general license account.

DP 6013 - 2009 Biennium Pay Plan - HB 13 - The legislature passed a pay plan (HB 13 of the 2007 regular session) that provides an additional 3.0 percent in FY 2008 and FY 2009, a 0.5 percent increase in the 10-year longevity increment, an additional 0.6 percent discretionary allocation, as well as an additional \$33 per month in health insurance contribution in FY 2008 and an additional \$36 per month in FY 2009. These amounts represent this program's allocation of costs to fund this pay plan.

DP 6014 - Retirement - Employer Contributions - HB63 & HB131 - The legislature adopted HB 63 and HB 131, which increases the employer contribution to retirement systems. The amounts shown represent this program's allocation of costs to fund this increased contribution.

Program Legislative Budget

The following table summarizes the total legislative budget for the agency by year, type of expenditure, and source of funding.

Program Legislative Budget								
Budget Item	Base Budget Fiscal 2006	PL Base Adjustment Fiscal 2008	New Proposals Fiscal 2008	Total Leg. Budget Fiscal 2008	PL Base Adjustment Fiscal 2009	New Proposals Fiscal 2009	Total Leg. Budget Fiscal 2009	Total Leg. Budget Fiscal 08-09
FTE	143.02	1.50	0.00	144.52	2.50	0.00	145.52	145.52
Personal Services	6,619,541	853,807	267,101	7,740,449	917,184	594,050	8,130,775	15,871,224
Operating Expenses	3,801,751	342,397	1,240,000	5,384,148	354,502	1,240,000	5,396,253	10,780,401
Equipment	289,897	43,000	0	332,897	31,500	0	321,397	654,294
Grants	70,000	0	0	70,000	0	0	70,000	140,000
Total Costs	\$10,781,189	\$1,239,204	\$1,507,101	\$13,527,494	\$1,303,186	\$1,834,050	\$13,918,425	\$27,445,919
General Fund	0	0	440,000	440,000	0	440,000	440,000	880,000
State/Other Special	4,092,689	510,100	339,442	4,942,231	556,712	460,307	5,109,708	10,051,939
Federal Special	6,688,500	729,104	727,659	8,145,263	746,474	933,743	8,368,717	16,513,980
Total Funds	\$10,781,189	\$1,239,204	\$1,507,101	\$13,527,494	\$1,303,186	\$1,834,050	\$13,918,425	\$27,445,919

Program Description

The Fisheries Division is responsible for preserving and perpetuating aquatic species and their ecosystems and for meeting public demand for fishing opportunities and aquatic wildlife stewardship. The division formulates and implements policies and programs that emphasize management for wild fish populations and the protection and restoration of habitat necessary to maintain these populations. The program:

1. Operates a hatchery program to stock lakes and reservoirs where natural reproduction is limited;
2. Regulates angler harvests;
3. Monitors fish populations; and
4. Provides and maintains adequate public access.

Program Highlights

Fisheries Division Major Program Highlights
<ul style="list-style-type: none"> ◆ The legislature approved general fund for the biennium: <ul style="list-style-type: none"> • \$500,000 for the state wildlife grant program • \$270,000 for warm water fisheries enhancement, and • \$110,000 to study the potential removal of the Cartersville diversion ◆ A fisheries biologist (1.00 FTE) and technicians (1.50 FTE) for the Big Hole, Beaverhead and Ruby Rivers were approved <ul style="list-style-type: none"> • Operations adjustments were granted for the Fort Peck Hatchery to maintain operations at approximately fifty percent of capacity

Funding

The following table shows program funding, by source, for the base year and for the 2009 biennium as adopted by the legislature.

Program Funding Table						
Fisheries Division						
Program Funding	Base	% of Base	Budget	% of Budget	Budget	% of Budget
	FY 2006	FY 2006	FY 2008	FY 2008	FY 2009	FY 2009
01000 Total General Fund	\$ -	-	\$ 440,000	3.3%	\$ 440,000	3.2%
01100 General Fund	-	-	440,000	3.3%	440,000	3.2%
02000 Total State Special Funds	4,092,689	38.0%	4,942,231	36.5%	5,109,708	36.7%
02148 Paddlefish Roe Account	25,000	0.2%	25,000	0.2%	25,000	0.2%
02409 General License	3,764,969	34.9%	4,510,295	33.3%	4,669,216	33.5%
02942 Warm Water Fish Stamp	302,720	2.8%	406,936	3.0%	415,492	3.0%
03000 Total Federal Special Funds	6,688,500	62.0%	8,145,263	60.2%	8,368,717	60.1%
03097 Fedl Fish(W/B) Wildlife(P/R)	4,473,913	41.5%	5,190,285	38.4%	5,355,858	38.5%
03403 Misc. Federal Funds	2,173,826	20.2%	2,354,978	17.4%	2,412,859	17.3%
03404 Overhead	40,761	0.4%	-	-	-	-
03408 State Wildlife Grants	-	-	600,000	4.4%	600,000	4.3%
Grand Total	\$ 10,781,189	100.0%	\$ 13,527,494	100.0%	\$ 13,918,425	100.0%

The division is funded with 60 percent federal revenues, the largest source of which is the Wallup-Breaux program for sport fish restoration. General license dollars contribute 33 percent of the division’s funding and are used for fish restoration and hatchery support. The balance of funding is from the warm water fish stamp earmarked for the operations of the Fort Peck Hatchery, and the state wildlife grant program and corresponding general fund match.

Present Law Adjustments

The “Present Law Adjustments” table shows the primary changes to the adjusted base budget approved by the legislature. “Statewide Present Law” adjustments are standard categories of adjustments made to all agencies. Decisions on these items were applied globally to all agencies. The other numbered adjustments in the table correspond to the narrative descriptions.

Present Law Adjustments	Fiscal 2008				Fiscal 2009					
	FTE	General Fund	State Special	Federal Special	Total Funds	FTE	General Fund	State Special	Federal Special	Total Funds
Personal Services					1,098,525					1,126,039
Vacancy Savings					(308,723)					(309,820)
Inflation/Deflation					193,156					207,432
Fixed Costs					(3,853)					(3,853)
Total Statewide Present Law Adjustments					\$979,105					\$1,019,798
DP 301 - Fort Peck Base Adjustments										
0.00	0		97,280	0	97,280	0.00	0	97,280	0	97,280
DP 302 - Fish Management Biologists and Techs										
1.50	0		25,007	75,022	100,029	2.50	0	56,115	67,731	123,846
DP 303 - Operations Cost Adjustment										
0.00	0		18,750	56,250	75,000	0.00	0	18,750	56,250	75,000
DP 6015 - State Motor Pool Rate Change										
0.00	0		(4,978)	(7,232)	(12,210)	0.00	0	(5,209)	(7,529)	(12,738)
Total Other Present Law Adjustments	1.50	\$0	\$136,059	\$124,040	\$260,099	2.50	\$0	\$166,936	\$116,452	\$283,388
Grand Total All Present Law Adjustments					\$1,239,204					\$1,303,186

DP 301 - Fort Peck Base Adjustments - The legislature approved an adjustment for operational expenses that were not fully expended during the base year. The base budget for hatchery operations and maintenance provides for operations at about one-half of the hatchery capacity due to revenue issues. The regular session of the 2007 Legislature approved legislation to clarify when an angler would need a warm water fish stamp, but did not address the cost of the stamp.

DP 302 - Fish Management Biologists and Techs - The legislature approved 1.50 FTE in FY 2008 and 2.50 FTE in FY 2009 for biologists and fish technicians and corresponding operating expenses. The additional FTE would be used to provide better management of the Big Hole, Beaverhead and Ruby Rivers. The additional FTE in FY 2009 is to replace a modified FTE funded with one-time only authority from the future fisheries program.

DP 303 - Operations Cost Adjustment - The legislature approved operations funding to cover increased costs including:

- o Contract services for stream gauging, fisheries monitoring, and fish health monitoring
- o Hatchery costs including utilities, distribution truck fuel motorboat fuel, and fish food
- o Other costs such as mailing costs for angler surveys and office rent

DP 6015 - State Motor Pool Rate Change - The funding for vehicle rentals and leases from the State Motor Pool was reduced from the level requested by the Governor.

New Proposals

Program	FTE	Fiscal 2008				Fiscal 2009				
		General Fund	State Special	Federal Special	Total Funds	FTE	General Fund	State Special	Federal Special	Total Funds
DP 306 - Fisheries Statewide Wildlife Grants										
03	0.00	250,000	200,000	600,000	1,050,000	0.00	250,000	200,000	600,000	1,050,000
DP 308 - Fisheries Overhead Refund										
03	0.00	0	40,761	(40,761)	0	0.00	0	40,761	(40,761)	0
DP 350 - Warm Water Fisheries Enhancement (Rst/Bien/OTO)										
03	0.00	135,000	0	0	135,000	0.00	135,000	0	0	135,000
DP 351 - Cartersville Diversion Study										
03	0.00	55,000	0	0	55,000	0.00	55,000	0	0	55,000
DP 6013 - 2009 Biennium Pay Plan - HB 13										
03	0.00	0	95,259	162,973	258,232	0.00	0	216,601	368,954	585,555
DP 6014 - Retirement - Employer Contributions - HB63 & HB131										
03	0.00	0	3,422	5,447	8,869	0.00	0	2,945	5,550	8,495
Total	0.00	\$440,000	\$339,442	\$727,659	\$1,507,101	0.00	\$440,000	\$460,307	\$933,743	\$1,834,050

DP 306 - Fisheries Statewide Wildlife Grants - The legislature provided authority to continue FWP participation in the state wildlife grant program. The program provides funds to FWP to conserve native fish and wildlife species as well as reduce the potential for federal listing of species. This decision package provides authority to spend \$500,000 general fund, \$1.2 million in federal funds, and \$400,000 in general license funds during the next biennium.

The following information was utilized as part of the legislative decision making process, and will be used for ongoing program evaluation. It was submitted by the agency, edited by LFD staff for brevity and to include any legislative changes.

Justification: The state wildlife grant program implements Montana’s Comprehensive Fish and Wildlife Conservation Strategy (CFWCS) to address the conservation needs of those species that FWP has not typically had funding to manage.

Goal: To continue implementation of the Montana Comprehensive Fish and Wildlife Conservation Strategy in order to actively protect and restore species and habitats in need of conservation.

Performance Criteria:

- o Limit the need to list additional species under the endangered species act (ESA) because better biological data would allow to active protection and restoration of species and habitats in need of conservation
- o Successfully restore and/or protect aquatic habitats identified in the plan as in need of conservation
- o Collect basic biological data about lesser known species of concern to determine their distribution, status, and habitat needs in order to undertake activities that would preclude the need to list additional species under the ESA

Milestones:

- o November 2006– Request that FWP staff and partners identify and submit proposed ideas for projects to the Technical Committee
- o January 2007– May 2007 - Principal staff incorporates projects into bundles, balance target allocations and seeks approval from steering committee for projects

- June 2007 – Submission of federal aid documentation
- Post June 2007 – Project implementation
- August 2007 – Begin process again with request for proposals

FTE: A combination of existing staff, contracts and modified FTE will complete the work.

Funding: Fifty percent of funding will be provided from federal funding through the State Wildlife Grant Program (SWG) and the required match will be 17 percent from general license revenues, 21 percent general fund, and 12 percent from private sources.

Obstacles: The CFWCS evaluated the needs of over 600 vertebrate species in multiple habitat types across the state. The list of actions needed to conserve all these species and their habitats is extensive.

Risks: The CFWCS identifies the species in greatest conservation need along with their related habitats and communities. By not implementing this plan, it is possible that more species will become threatened and endangered in the future.

DP 308 - Fisheries Overhead Refund - The legislature included a technical budget adjustment to comply with the department's most recent legislative audit. The department will now deposit and expend federal grant revenues for department indirect charges from the general license account.

DP 350 - Warm Water Fisheries Enhancement (Rst/Bien/OTO) - The legislature included \$270,000 of general fund to complete the fish passage around the T&Y irrigation district diversion dam and removal of the S&H diversion dam located on the Tongue River.

DP 351 - Cartersville Diversion Study - The legislature provided \$110,000 general fund authority to assess the modification or removal of the Cartersville diversion on the Yellowstone River to address fish passage problems.

DP 6013 - 2009 Biennium Pay Plan - HB 13 - The legislature passed a pay plan (HB 13 of the 2007 regular session) that provides an additional 3.0 percent in FY 2008 and FY 2009, a 0.5 percent increase in the 10-year longevity increment, an additional 0.6 percent discretionary allocation, as well as an additional \$33 per month in health insurance contribution in FY 2008 and an additional \$36 per month in FY 2009. These amounts represent this program's allocation of costs to fund this pay plan.

DP 6014 - Retirement - Employer Contributions - HB63 & HB131 - The legislature adopted HB 63 and HB 131, which increases the employer contribution to retirement systems. The amounts shown represent this program's allocation of costs to fund this increased contribution.

Language

"During the 2009 biennium, if the department obtains federal funding for the operations of the Fort Peck fish hatchery, it must be used to replace state special revenue approved to fund personal services and operational costs of the hatchery.

Warm Water Fisheries Enhancement is restricted to the following projects:

- (1) Completion of fish passage around T&Y irrigation district diversion dam on the Tongue river
- (2) Removal of S&H diversion dam on the Tongue river."

Program Legislative Budget

The following table summarizes the total legislative budget for the agency by year, type of expenditure, and source of funding.

Program Legislative Budget								
Budget Item	Base Budget Fiscal 2006	PL Base Adjustment Fiscal 2008	New Proposals Fiscal 2008	Total Leg. Budget Fiscal 2008	PL Base Adjustment Fiscal 2009	New Proposals Fiscal 2009	Total Leg. Budget Fiscal 2009	Total Leg. Budget Fiscal 08-09
FTE	108.73	2.00	2.00	112.73	2.00	2.00	112.73	112.73
Personal Services	5,730,967	484,823	517,126	6,732,916	508,053	776,332	7,015,352	13,748,268
Operating Expenses	1,565,863	315,975	53,573	1,935,411	312,953	34,573	1,913,389	3,848,800
Equipment	82,664	11,000	11,000	104,664	0	0	82,664	187,328
Grants	35,400	0	0	35,400	0	0	35,400	70,800
Total Costs	\$7,414,894	\$811,798	\$581,699	\$8,808,391	\$821,006	\$810,905	\$9,046,805	\$17,855,196
General Fund	0	0	0	0	0	0	0	0
State/Other Special	7,112,336	716,525	563,957	8,392,818	724,805	786,124	8,623,265	17,016,083
Federal Special	302,558	95,273	17,742	415,573	96,201	24,781	423,540	839,113
Total Funds	\$7,414,894	\$811,798	\$581,699	\$8,808,391	\$821,006	\$810,905	\$9,046,805	\$17,855,196

Program Description

The Law Enforcement Division is responsible for ensuring compliance with laws and regulations pertaining to the protection and preservation of big game animals, fur-bearing animals, fish, game birds, and other protected wildlife species. It also enforces the laws and regulations relative to lands or waters under agency jurisdiction and the authority of the department such as parks, fishing access sites, and wildlife management areas, as well as those laws and regulations pertaining to boating, outfitters/guides and snowmobile and off highway vehicles safety and registration. Other duties include block management patrols, stream access enforcement, commercial wildlife permitting, hunter education license vendor contacts, game damage response, urban wildlife activities, and assisting other law enforcement agencies as requested.

Program Highlights

Law Enforcement Division Major Program Highlights
<ul style="list-style-type: none"> ◆ The legislature approved 4.00 FTE to provide for two additional regional investigators and two state land wardens ◆ Vacancy savings for wardens was eliminated upon passage and approval of SB 205 of the regular session of the 2007 legislature ◆ Additional increases to operations were provided to increase enforcement activities on snowmobile trails, parks, and compliance checks on licensed outfitters

Funding

The following table shows program funding, by source, for the base year and for the 2009 biennium as adopted by the legislature.

Program Funding Table Enforcement Division						
Program Funding	Base	% of Base	Budget	% of Budget	Budget	% of Budget
	FY 2006	FY 2006	FY 2008	FY 2008	FY 2009	FY 2009
02000 Total State Special Funds	7,112,336	95.9%	8,392,818	95.3%	8,623,265	95.3%
02115 Off-Highway Vehicle Fines	45,921	0.6%	84,087	1.0%	85,883	0.9%
02241 Dsl Recreational Use Account	-	-	49,041	0.6%	38,592	0.4%
02329 Snowmobile Fuel Tax-Enforcemnt	25,090	0.3%	15,204	0.2%	15,413	0.2%
02334 Market Based Combo Sales	297,754	4.0%	373,735	4.2%	386,781	4.3%
02409 General License	6,418,878	86.6%	7,407,013	84.1%	7,642,292	84.5%
02411 State Parks Miscellaneous	126,427	1.7%	177,219	2.0%	182,131	2.0%
02413 F & G Motorboat Cert Id	109,318	1.5%	77,660	0.9%	80,311	0.9%
02414 Snowmobile Reg	68,950	0.9%	96,990	1.1%	98,525	1.1%
02558 Fas - Vehicle Registration	19,998	0.3%	20,792	0.2%	21,667	0.2%
02938 Tlmd - Administration	-	-	91,077	1.0%	71,670	0.8%
03000 Total Federal Special Funds	302,558	4.1%	415,573	4.7%	423,540	4.7%
03403 Misc. Federal Funds	302,558	4.1%	415,573	4.7%	423,540	4.7%
Grand Total	\$ 7,414,894	100.0%	\$ 8,808,391	100.0%	\$ 9,046,805	100.0%

The Enforcement Division is funded primarily with general license dollars. Other state special revenue includes variable priced outfitter sponsored license revenues, fuel taxes, off highway vehicle, and snowmobile registration fees. Federal funds are primarily from the US Coast Guard and require a 25 percent match supplied by the general license account.

Present Law Adjustments

The “Present Law Adjustments” table shows the primary changes to the adjusted base budget approved by the legislature. “Statewide Present Law” adjustments are standard categories of adjustments made to all agencies. Decisions on these items were applied globally to all agencies. The other numbered adjustments in the table correspond to the narrative descriptions.

Present Law Adjustments	-----Fiscal 2008-----					-----Fiscal 2009-----				
	FTE	General Fund	State Special	Federal Special	Total Funds	FTE	General Fund	State Special	Federal Special	Total Funds
Personal Services					436,092					460,150
Vacancy Savings					(246,685)					(247,641)
Inflation/Deflation					188,940					199,168
Fixed Costs					(2,827)					(2,827)
Total Statewide Present Law Adjustments					\$375,520					\$408,850
DP 402 - Warden Overtime	0.00	0	192,000	8,000	200,000	0.00	0	192,000	8,000	200,000
DP 403 - Block Management	0.00	0	18,561	0	18,561	0.00	0	18,561	0	18,561
DP 404 - Parks Enforcement	0.00	0	6,200	0	6,200	0.00	0	6,200	0	6,200
DP 406 - Board of Outfitters	0.00	0	20,000	0	20,000	0.00	0	20,000	0	20,000
DP 407 - Regional Investigators (Requires Legislation)	2.00	0	146,350	0	146,350	2.00	0	122,750	0	122,750
DP 409 - Radio Dispatch	0.00	0	31,609	0	31,609	0.00	0	31,609	0	31,609
DP 410 - Off Highway Vehicle	0.00	0	30,000	0	30,000	0.00	0	30,000	0	30,000
DP 6015 - State Motor Pool Rate Change	0.00	0	(15,154)	(1,288)	(16,442)	0.00	0	(15,635)	(1,329)	(16,964)
Total Other Present Law Adjustments	2.00	\$0	\$429,566	\$6,712	\$436,278	2.00	\$0	\$405,485	\$6,671	\$412,156
Grand Total All Present Law Adjustments					\$811,798					\$821,006

DP 402 - Warden Overtime - The legislature provided authority for overtime compensation to address staffing needs of the division and meet the terms of the MPEA fish and game warden bargaining agreement.

DP 403 - Block Management - The legislature approved base adjustments for the enforcement portion of the block management program. The 2005 Legislature modified Title 87, Chapter 1, part 2 to include authority for the department to create an annual lottery for a moose, sheep, goat, deer, and elk super tag. A portion of the revenue was earmarked for enforcement.

DP 404 - Parks Enforcement - The legislature approved a base adjustment to restore operations costs associated with vacant positions in the base year. The vacant positions were due to a retirement cycle.

DP 406 - Board of Outfitters - The legislature approved an increase in operational funding each year by an additional \$20,000 to a level of \$60,000 annually for FWP to conduct compliance checks and investigations for outfitters and guides.

DP 407 - Regional Investigators (Requires Legislation) - The legislature provided 2.00 FTE for regional investigator positions to address investigative shortfalls by focusing on serious resource abuse and commercialized wildlife crimes.

DP 409 - Radio Dispatch - The legislature provided funding to support an additional dispatcher in the Montana Highway Patrol (MHP) dispatch center. The additional dispatcher would provide manpower to handle basic mobile radio services for Montana Game Wardens, including but not limited to dispatch coordination for FWP response, TIP-MONT, and license and violation database query. Use of contracted services would allow for FWP oversight of work and expenditures of general license funds.

DP 410 - Off Highway Vehicle - The legislature provided authority for the Off Highway Vehicle (OHV) decal fund to potentially conduct a public review of hunting related use of OHVs. The FWP Commission would need to approve this project.

DP 6015 - State Motor Pool Rate Change - The funding for vehicle rentals and leases from the State Motor Pool was reduced from the level requested by the Governor.

New Proposals

Program	FTE	Fiscal 2008				Fiscal 2009				
		General Fund	State Special	Federal Special	Total Funds	FTE	General Fund	State Special	Federal Special	Total Funds
DP 412 - State Lands Wardens										
04	2.00	0	140,118	0	140,118	2.00	0	110,262	0	110,262
DP 415 - Warden Vacancy Savings										
04	0.00	0	212,545	9,691	222,236	0.00	0	213,424	6,737	220,161
DP 420 - Increased Snowmobile Fees										
04	0.00	0	10,573	0	10,573	0.00	0	10,573	0	10,573
DP 6013 - 2009 Biennium Pay Plan - HB 13										
04	0.00	0	199,647	7,987	207,634	0.00	0	450,745	17,978	468,723
DP 6014 - Retirement - Employer Contributions - HB63 & HB131										
04	0.00	0	1,074	64	1,138	0.00	0	1,120	66	1,186
Total	2.00	\$0	\$563,957	\$17,742	\$581,699	2.00	\$0	\$786,124	\$24,781	\$810,905

DP 412 - State Lands Wardens - The legislature provided 2.00 FTE and \$172,830 in state special revenue authority to enable the department to provide unrestricted enforcement of state trust land recreational use rules. The FTE would provide enforcement in specific problem areas. The funding source is the trust land administration fund and the recreational use fund, both of which receive revenues from the activities associated with state trust lands.

The following information was utilized as part of the legislative decision making process, and will be used for ongoing program evaluation. It was submitted by the agency, edited by LFD staff for brevity and to include any legislative changes.

Justification: Violations such as littering, illegal dumping, off-road motor vehicle use, and illegal shooting are committed on state trust lands by persons engaged in activities other than hunting or fishing. The hiring and funding of these wardens would allow DNRC to concentrate enforcement efforts in specific problem areas and to bolster all aspects of enforcement of the rules on a year-round basis without the current restrictions placed on other wardens.

Goal: To minimize damage to the state trust resources, to decrease the amount of funds being expended to remediate damages and to generate additional revenues to the affected trusts through increased license sales, and to improve communication and coordination affecting statewide enforcement efforts with other FWP game wardens.

Performance Criteria: The position descriptions and work plans will establish goals and objectives necessary to enhance enforcement of the state land recreational use rules. DNRC will enter into an MOU with FWP in order to direct the specific duties, priorities, and reporting requirements necessary to establish and maintain accountability for the work performed.

Milestones:

- Work with DNRC Area and Unit Offices to identify problem areas and/or areas with known concentrated recreational use.
- Inspect identified sites, prioritize them by degree of damage, extent of use, etc., and develop strategies and timetables for implementing enforcement actions.
- Work with local courts to inform them of identified problems and plans of action for enforcement in an effort to bolster their support in the prosecution of violators cited under criminal code
- Meet with other game wardens on a statewide basis to educate them about the rules, problem areas, prosecution options, etc. in order to sustain or improve relationships and to solicit their continued cooperation and assistance in enforcement of the program.
- Develop and implement program educational strategies, including disbursement and/or presentation of informational material to the public, license agents, and other special use interest groups.

FTE: The hire date would be within 3 months of approval of the FTE.

Funding: This position would be funded by the trust land administration account (02938 fund) and the recreational use account (02241 fund). The recreational use account collects \$1.50 from the sale of each conservation license to reimburse the trusts for the use of state land.

Obstacles: None.

Risk: DNRC would continue to not be able to provide direct enforcement in areas experiencing concentrated use with repeated violations that result in resource damage or which are committed by persons engaged in activities other than hunting and fishing. Such damage ultimately impacts the long-term income generating potential derived from use of the affected tract(s) and requires substantial expenditures for remediation of the damages to resources and other improvements located on the lands.

DP 415 - Warden Vacancy Savings - The legislature provided authority for the fiscal impact of SB205 of the 2007 regular session that exempts game wardens from the application of vacancy savings in the budgeting process.

DP 420 - Increased Snowmobile Fees - The legislature provided authority for the fiscal impact of HB 348 - increased out of state snowmobile fees. A portion of these fees will be used for increased enforcement on trails.

DP 6013 - 2009 Biennium Pay Plan - HB 13 - The legislature passed a pay plan (HB 13 of the 2007 regular session) that provides an additional 3.0 percent in FY 2008 and FY 2009, a 0.5 percent increase in the 10-year longevity increment, an additional 0.6 percent discretionary allocation, as well as an additional \$33 per month in health insurance contribution in FY 2008 and an additional \$36 per month in FY 2009. These amounts represent this program's allocation of costs to fund this pay plan.

DP 6014 - Retirement - Employer Contributions - HB63 & HB131 - The legislature adopted HB 63 and HB 131, which increases the employer contribution to retirement systems. The amounts shown represent this program's allocation of costs to fund this increased contribution.

Program Legislative Budget

The following table summarizes the total legislative budget for the agency by year, type of expenditure, and source of funding.

Program Legislative Budget								
Budget Item	Base Budget Fiscal 2006	PL Base Adjustment Fiscal 2008	New Proposals Fiscal 2008	Total Leg. Budget Fiscal 2008	PL Base Adjustment Fiscal 2009	New Proposals Fiscal 2009	Total Leg. Budget Fiscal 2009	Total Leg. Budget Fiscal 08-09
FTE	101.43	2.50	0.00	103.93	2.50	0.00	103.93	103.93
Personal Services	5,169,939	481,435	199,847	5,851,221	506,135	440,951	6,117,025	11,968,246
Operating Expenses	2,677,895	423,708	1,050,000	4,151,603	430,906	1,050,000	4,158,801	8,310,404
Equipment	55,290	0	0	55,290	0	0	55,290	110,580
Grants	136,237	0	0	136,237	0	0	136,237	272,474
Total Costs	\$8,039,361	\$905,143	\$1,249,847	\$10,194,351	\$937,041	\$1,490,951	\$10,467,353	\$20,661,704
General Fund	0	0	250,000	250,000	0	250,000	250,000	500,000
State/Other Special	4,136,295	560,425	376,373	5,073,093	576,352	499,550	5,212,197	10,285,290
Federal Special	3,903,066	344,718	623,474	4,871,258	360,689	741,401	5,005,156	9,876,414
Total Funds	\$8,039,361	\$905,143	\$1,249,847	\$10,194,351	\$937,041	\$1,490,951	\$10,467,353	\$20,661,704

Program Description

The Wildlife Division is responsible for the department's statewide Wildlife Management Program, which enhances the use of Montana's renewable wildlife resources for public benefit. It protects, regulates, and perpetuates wildlife populations with habitat management and regulated harvest. Through promotion of land management practices, wildlife habitat areas are maintained and enhanced. In addition, the program provides wildlife recreational opportunities to the public, including non-game wildlife, and provides public information regarding conservation of wildlife populations and wildlife habitats. The program manages animals legislatively categorized as big game, non-game wildlife, game birds, furbearers, and threatened and endangered species.

Program Highlights

Wildlife Division Major Program Highlights
<ul style="list-style-type: none"> ◆ The legislature approved \$500,000 general fund for the biennium for the state wildlife grant program ◆ FTE were approved for: <ul style="list-style-type: none"> ● 1.00 FTE for a survey and inventory aircraft pilot ● 0.50 FTE for black bear research ● 1.00 FTE for wildlife conflict issues in Region 1 ◆ One-time only operations funding was provided to enhance the harvest survey program.

Funding

The following table shows program funding, by source, for the base year and for the 2009 biennium as adopted by the legislature.

Program Funding Table						
Wildlife Division						
Program Funding	Base	% of Base	Budget	% of Budget	Budget	% of Budget
	FY 2006	FY 2006	FY 2008	FY 2008	FY 2009	FY 2009
01000 Total General Fund	\$ -	-	\$ 250,000	2.5%	\$ 250,000	2.4%
01100 General Fund	-	-	250,000	2.5%	250,000	2.4%
02000 Total State Special Funds	4,136,295	51.5%	5,073,093	49.8%	5,212,197	49.8%
02061 Nongame Wildlife Account	43,485	0.5%	44,386	0.4%	45,547	0.4%
02085 Waterfowl Stamp Spec. Rev.	18,842	0.2%	52,942	0.5%	52,942	0.5%
02086 Mountain Sheep Account	46,695	0.6%	79,195	0.8%	79,195	0.8%
02112 Moose Auction	1,207	0.0%	15,207	0.1%	15,207	0.1%
02113 Upland Game Bird Habitat	57,597	0.7%	106,800	1.0%	109,933	1.1%
02176 Mountain Goat Auction	-	-	11,000	0.1%	11,000	0.1%
02331 Motorboat Certification-Parks	-	-	11	0.0%	15	0.0%
02408 Coal Tax Trust Account	-	-	451	0.0%	601	0.0%
02409 General License	3,711,886	46.2%	4,452,824	43.7%	4,584,494	43.8%
02411 State Parks Miscellaneous	-	-	1,403	0.0%	1,871	0.0%
02412 Motorboat Fuel Tax	-	-	509	0.0%	679	0.0%
02469 Habitat Trust Interest	256,433	3.2%	258,305	2.5%	260,617	2.5%
02558 Fas - Vehicle Registration	-	-	110	0.0%	146	0.0%
02559 Mule Deer Auction	150	0.0%	14,950	0.1%	14,950	0.1%
02560 Elk Auction	-	-	35,000	0.3%	35,000	0.3%
03000 Total Federal Special Funds	3,903,066	48.5%	4,871,258	47.8%	5,005,156	47.8%
03097 Fedl Fish(W/B) Wildlife(P/R)	3,712,870	46.2%	4,165,069	40.9%	4,296,387	41.0%
03403 Misc. Federal Funds	116,814	1.5%	106,189	1.0%	108,769	1.0%
03404 Overhead	73,382	0.9%	-	-	-	-
03408 State Wildlife Grants	-	-	600,000	5.9%	600,000	5.7%
Grand Total	\$ 8,039,361	100.0%	\$ 10,194,351	100.0%	\$ 10,467,353	100.0%

The Wildlife Division state special revenue consists primarily of hunting and fishing license revenue from the general license account. Earmarked fees support all of the Upland Game Bird Program and the Wildlife Habitat Program operations. Other specialized funding consists of Pittman-Robertson funds that require a 25 percent non-federal match that is typically met with funds from the general license account.

Present Law Adjustments

The "Present Law Adjustments" table shows the primary changes to the adjusted base budget approved by the legislature. "Statewide Present Law" adjustments are standard categories of adjustments made to all agencies. Decisions on these items were applied globally to all agencies. The other numbered adjustments in the table correspond to the narrative descriptions.

	-----Fiscal 2008-----					-----Fiscal 2009-----				
	FTE	General Fund	State Special	Federal Special	Total Funds	FTE	General Fund	State Special	Federal Special	Total Funds
Present Law Adjustments										
Personal Services					574,397					599,738
Vacancy Savings					(229,774)					(230,780)
Inflation/Deflation					123,963					131,783
Fixed Costs					(2,847)					(2,847)
Total Statewide Present Law Adjustments					\$465,739					\$497,894
DP 501 - Survey & Inventory Funding	1.00	0	87,500	87,500	175,000	1.00	0	87,500	87,500	175,000
DP 502 - R1 Wildlife Conflict Specialist	1.00	0	51,852	0	51,852	1.00	0	51,922	0	51,922
DP 504 - Harvest Survey Automation RST/OTO	0.00	0	10,000	30,000	40,000	0.00	0	10,000	30,000	40,000
DP 505 - Black Bear Research OTO	0.50	0	8,620	25,859	34,479	0.50	0	8,620	25,859	34,479
DP 511 - Deer, Elk, Moose, Goat, Sheep Auctions	0.00	0	107,300	0	107,300	0.00	0	107,300	0	107,300
DP 513 - Migratory Bird Fund/Upland Game Bird	0.00	0	41,100	0	41,100	0.00	0	41,100	0	41,100
DP 6015 - State Motor Pool Rate Change	0.00	0	(5,121)	(5,206)	(10,327)	0.00	0	(5,283)	(5,371)	(10,654)
Total Other Present Law Adjustments	2.50	\$0	\$301,251	\$138,153	\$439,404	2.50	\$0	\$301,159	\$137,988	\$439,147
Grand Total All Present Law Adjustments					\$905,143					\$937,041

DP 501 - Survey & Inventory Funding - The legislature provided funding for operations and FTE to refine and increase the amount of survey and inventory work completed. The continued 1.00 FTE would provide pilot services to conduct aerial surveys.

DP 502 - R1 Wildlife Conflict Specialist - The legislature approved 1.00 FTE for a wildlife conflict specialist in Region 1. This position would focus on responding to nuisance black bears and mountain lions in the urban/wild land interface.

DP 504 - Harvest Survey Automation RST/OTO - The legislature provided \$80,000 of restricted one-time only authority to enhance the harvest survey program. This program provides data to FWP biologists to be utilized to implement wildlife management strategies.

DP 505 - Black Bear Research OTO - The legislature approved one-time only operations funding to complete DNA survey techniques in satellite study areas in Regions 2 and 5, and to complete the final study report for this research project. The research results would be used to develop new management criteria using modern techniques to evaluate harvest rates in various DNA study areas across the state.

DP 511 - Deer, Elk, Moose, Goat, Sheep Auctions - The legislature provided increased authority to expend the increased revenues from the elk, goat, moose, mule deer, and sheep auction receipts. Revenue from the auction of the licenses is dedicated to enhanced survey efforts.

DP 513 - Migratory Bird Fund/Upland Game Bird - The legislature increased appropriation authority of \$82,200 for the wetland and upland game bird programs. The decision package is funded at 83 percent from the waterfowl stamp state special revenue and 17 percent from the upland game bird habitat fund.

The following information was utilized as part of the legislative decision making process, and will be used for ongoing program evaluation. It was submitted by the agency, edited by LFD staff for brevity and to include any legislative changes.

Justification: The upland game bird enhancement (UGBE) program allows biologists to work with landowners to improve and/or conserve key habitat components that are necessary to upland game birds, including native grouse species.

Goals:

- Increase projects over the next biennium with a balanced approach to native and exotic (i.e., pheasants, partridge, turkeys) game birds
- Improve bookkeeping, project tracking and monitoring and program delivery
- Target sagebrush leasing in the highest priority areas

Performance Criteria:

- Centralize project monitoring with contracted help by August 2007
- Establish promotional and information materials for landowners and prospective cooperators by October 2007
- Update program standards and guidelines to incorporate lessons learned and updated costs by October 2007
- Review project development processes and make improvements to streamline the process by October 2007
- Complete development of project database and enter past project information by January 2008
- Re-evaluate Montana's sagebrush grassland habitats to identify priority areas based on updated monitoring information by August 2007
- As federal matching funds become available, contact owners of priority habitats to solicit interest in sagebrush leasing. Ongoing
- Provide training to new biologists and refreshers for other field staff with incorporated changes. Ongoing

Milestones: FWP will be streamlining application and agreement paperwork to reduce the number of steps needed to establish projects. The target date for streamlining is August 2007. However, if administrative rules need adjusting prior to this, the rule-making process would be initiated by May 2007 with an adjusted target completion date of December 2007.

FTE: Portions of two FWP positions are funded with the administrative fund. They are the Program Coordinator (0.30 FTE) and an administrative support position (0.25 FTE).

Funding: The requested base adjustment is for the earmarked UGBEP administrative fund.

Obstacles:

- Workload - The most significant obstacle for the UGBEP is the workload of field biologists. FWP has relied more on contracted services for some aspects of program delivery and monitoring to help reduce this workload issue or provide new avenues for establishing projects.
- Changing Landscape – In many areas around Montana, high quality upland game bird habitats have drawn interest by recreational buyers (or recreational leases). Substantial opportunities remain for working with landowners through UGBEP, but this emerging trend is likely to continue and at the expense of public hunting opportunities.
- Cost Share and Contract Stipulations – The UGBEP requires a minimum of 25 percent cost shared by outside sources. Whereas this is usually not difficult to achieve, the program requirements (e.g., hunting access, minimum contract length, specific stipulations) in combination with a shared cost by landowners can make establishing projects more difficult.

Risk: Continued UGBEP funding will result in additional acres of enhanced habitats and additional properties open to public upland game bird hunting. If the program were eliminated, there would no longer be any upland game bird contracts with landowners and substantial opportunities for enhancing upland game bird populations and providing access for bird hunters would also be eliminated.

DP 6015 - State Motor Pool Rate Change - The funding for vehicle rentals and leases from the State Motor Pool was reduced from the level requested by the Governor.

New Proposals

New Proposals	-----Fiscal 2008-----					-----Fiscal 2009-----					
	Program	FTE	General Fund	State Special	Federal Special	Total Funds	FTE	General Fund	State Special	Federal Special	Total Funds
DP 507 - State Wildlife Grants (SWG)											
05	0.00	250,000	200,000	600,000	1,050,000	0.00	250,000	200,000	600,000	1,050,000	
DP 514 - Wildlife Overhead Refund											
05	0.00	0	73,382	(73,382)	0	0.00	0	73,382	(73,382)	0	
DP 6013 - 2009 Biennium Pay Plan - HB 13											
05	0.00	0	100,038	94,064	194,102	0.00	0	223,118	211,897	435,015	
DP 6014 - Retirement - Employer Contribution - HB63 & HB131											
05	0.00	0	2,953	2,792	5,745	0.00	0	3,050	2,886	5,936	
Total	0.00	\$250,000	\$376,373	\$623,474	\$1,249,847	0.00	\$250,000	\$499,550	\$741,401	\$1,490,951	

DP 507 - State Wildlife Grants (SWG) - The legislature provided authority to continue FWP participation in the state wildlife grant program. The program provides funds to FWP to conserve native fish and wildlife species as well as reduce the potential for federal listing of species. This decision package includes authority to spend \$1.2 million in federal funds, \$500,000 general fund, and \$400,000 in general license funds during the next biennium.

The following information was utilized as part of the legislative decision making process, and will be used for ongoing program evaluation. It was submitted by the agency, edited by LFD staff for brevity and to include any legislative changes

Justification: The state wildlife grant program implements Montana’s Comprehensive Fish and Wildlife Conservation Strategy (CFWCS) address the conservation needs of those species that FWP has not typically had funding to manage.

Goal: To continue implementation of the Montana Comprehensive Fish and Wildlife Conservation Strategy in order to actively protect and restore species and habitats in need of conservation.

Performance Criteria:

- Limit the need to list additional species under the endangered species act (ESA) because we have better biological data allowing us to actively protect and restore species and habitats in need to conservation
- We will successfully restore and/or protect aquatic habitats identified in the plan as in need of conservation
- Collect basic biological data about lesser known species of concern to determine their distribution, status, and habitat needs so we can undertake activities that would preclude the need to list additional species under the ESA

Milestones:

- November 2006– Request that FWP staff and partners identify and submit proposed ideas for projects to the technical committee
- January 2007– May 2007 - Principal staff incorporates projects into bundles, balance target allocations and seeks approval from steering committee for projects
- June 2007 – Submission of federal aid documentation
- Post June 2007 – Project implementation
- August 2007 – Begin process again with request for proposals

FTE: A combination of existing staff, contracts and modified FTE will complete the work.

Funding: Fifty percent of funding will be provided from federal funding through the State Wildlife Grant Program and the required match will be 17 percent general license revenues, 21 percent general fund, and 12 percent private sources.

Obstacles: The CFWCS evaluated the needs of over 600 vertebrate species in multiple habitat types across the state. The list of actions needed to conserve all these species and habitat is extensive.

Risks: The CFWCS identifies the species in greatest conservation need along with their related habitats and communities. By not implementing this plan, it is possible that more species will become threatened and endangered in the future.

DP 514 - Wildlife Overhead Refund - The legislature included a technical budget adjustment to comply with the department's most recent legislative audit. The department will now deposit and expend federal grant revenues for department indirect charges from the general license account.

DP 6013 - 2009 Biennium Pay Plan - HB 13 - The legislature passed a pay plan (HB 13 of the 2007 regular session) that provides an additional 3.0 percent in FY 2008 and FY 2009, a 0.5 percent increase in the 10-year longevity increment, an additional 0.6 percent discretionary allocation, as well as an additional \$33 per month in health insurance contribution in FY 2008 and an additional \$36 per month in FY 2009. These amounts represent this program's allocation of costs to fund this pay plan.

DP 6014 - Retirement - Employer Contribution - HB63 & HB131 - The legislature adopted HB 63 and HB 131, which increases the employer contribution to retirement systems. The amounts shown represent this program's allocation of costs to fund this increased contribution.

Language

"Automated Harvest System includes funding for an annual report to the environmental quality council summarizing harvest estimates and hunting pressure for big game and upland game birds for the most recently completed hunting season for these species."

Program Legislative Budget

The following table summarizes the total legislative budget for the agency by year, type of expenditure, and source of funding.

Program Legislative Budget								
Budget Item	Base Budget Fiscal 2006	PL Base Adjustment Fiscal 2008	New Proposals Fiscal 2008	Total Leg. Budget Fiscal 2008	PL Base Adjustment Fiscal 2009	New Proposals Fiscal 2009	Total Leg. Budget Fiscal 2009	Total Leg. Budget Fiscal 08-09
FTE	101.08	6.25	0.00	107.33	6.25	0.00	107.33	107.33
Personal Services	3,958,323	531,781	168,669	4,658,773	550,338	369,747	4,878,408	9,537,181
Operating Expenses	2,482,606	230,926	2,883	2,716,415	237,096	2,883	2,722,585	5,439,000
Equipment	269,224	6,500	0	275,724	6,500	0	275,724	551,448
Grants	470,024	0	115,500	585,524	0	115,500	585,524	1,171,048
Transfers	0	0	0	0	0	0	0	0
Total Costs	\$7,180,177	\$769,207	\$287,052	\$8,236,436	\$793,934	\$488,130	\$8,462,241	\$16,698,677
State/Other Special	6,848,900	769,207	351,363	7,969,470	793,934	540,827	8,183,661	16,153,131
Federal Special	331,277	0	(64,311)	266,966	0	(52,697)	278,580	545,546
Total Funds	\$7,180,177	\$769,207	\$287,052	\$8,236,436	\$793,934	\$488,130	\$8,462,241	\$16,698,677

Program Description

The Parks Division is responsible for conserving the scenic, historic, archaeological, scientific, and recreational resources of the state, and for providing for their use and enjoyment. The program includes 50 parks, 13 affiliated lands such as rifle ranges and recreation sites managed by local and federal agencies, and 320 fishing access sites. Other programs administered by the division include motorized and non-motorized trail grants and local government recreation grants.

Program Highlights

Parks Division Major Program Highlights
<ul style="list-style-type: none"> ◆ The legislature approved FTE for: <ul style="list-style-type: none"> ● 1.50 FTE for cultural and historic resources staff ● 4.75 FTE for operations and maintenance activities in state parks and fishing access sites ◆ The majority of adjustments provide for increased parks and fishing access maintenance and operations.

Funding

The following table shows program funding, by source, for the base year and for the 2009 biennium as adopted by the legislature.

Program Funding Table						
Parks Division						
Program Funding	Base FY 2006	% of Base FY 2006	Budget FY 2008	% of Budget FY 2008	Budget FY 2009	% of Budget FY 2009
02000 Total State Special Funds	\$ 6,848,900	95.4%	\$ 7,969,470	96.8%	\$ 8,183,661	96.7%
02061 Nongame Wildlife Account	-	-	88	0.0%	118	0.0%
02213 Off Highway Vehicle Gas Tax	41,772	0.6%	42,624	0.5%	43,653	0.5%
02239 Off Hwy Vehicle Acct (Parks)	28,555	0.4%	29,315	0.4%	30,230	0.4%
02331 Motorboat Certification-Parks	19,559	0.3%	20,071	0.2%	20,702	0.2%
02332 Snowmobile Registration-Parks	95,151	1.3%	256,090	3.1%	256,367	3.0%
02333 Fishing Access Site Maint	166,341	2.3%	227,539	2.8%	233,670	2.8%
02407 Snowmobile Fuel Tax	706,988	9.8%	637,170	7.7%	641,577	7.6%
02408 Coal Tax Trust Account	725,186	10.1%	1,056,038	12.8%	1,082,442	12.8%
02409 General License	983,499	13.7%	1,016,104	12.3%	1,049,944	12.4%
02411 State Parks Miscellaneous	2,971,227	41.4%	3,404,171	41.3%	3,509,031	41.5%
02412 Motorboat Fuel Tax	920,549	12.8%	1,043,121	12.7%	1,072,395	12.7%
02469 Habitat Trust Interest	-	-	177	0.0%	236	0.0%
02558 Fas - Vehicle Registration	190,073	2.6%	236,962	2.9%	243,296	2.9%
03000 Total Federal Special Funds	331,277	4.6%	266,966	3.2%	278,580	3.3%
03097 Fedl Fish(W/B) Wildlife(P/R)	213,960	3.0%	229,466	2.8%	241,080	2.8%
03403 Misc. Federal Funds	-	-	37,500	0.5%	37,500	0.4%
03404 Overhead	117,317	1.6%	-	-	-	-
Grand Total	\$ 7,180,177	100.0%	\$ 8,236,436	100.0%	\$ 8,462,241	100.0%

The largest revenue source is the \$4.00 registration fee per vehicle charged in lieu of resident day use fees at state park sites, followed by motorboat fuel taxes, parks coal tax trust earnings, the general license account, snowmobile fuel taxes, fishing access maintenance and acquisition fee revenues, snowmobile registration fees, and off-highway vehicle registration fees.

The registration fee is allocated as follows:

- o \$3.50 for park operations and maintenance
- o \$0.25 for fishing access site maintenance
- o \$0.25 for support of Virginia City and Nevada City (these funds are transferred to the Heritage Commission)

The fee provides approximately \$2.9 million per year for the state parks system, \$250,000 for fishing access sites, and \$250,000 for Virginia and Nevada City. The revenue source is stable at this time.

The division receives the following allocations of the gasoline dealer’s license taxes:

- o Nine-tenths of one percent for maintenance of parks with motorboat use
- o One-eighth of one percent for off-highway vehicle safety, repair of off-highway vehicle damage, and facility development
- o Fifteen-twenty-eighths of one percent for snowmobile safety, facility development, enforcement and control of noxious weeds

Of the coal severance tax revenues, 1.27 percent is deposited into a non-expendable trust, with the interest from the trust allocated for maintenance at state parks and historic sites.

The general license account and earmarked fishing fees are used to maintain fishing access sites.

Federal funding sources include Wallop-Breaux, National Recreational Trails, the Land and Water Conservation fund, and miscellaneous federal revenues. These federal funding sources require a match of 20 to 50 percent.

The department receives 6.5 percent of the accommodation tax collections for the maintenance of state parks. However, since the money is appropriated through statute, it is not included in HB 2.

Present Law Adjustments

The “Present Law Adjustments” table shows the primary changes to the adjusted base budget approved by the legislature. “Statewide Present Law” adjustments are standard categories of adjustments made to all agencies. Decisions on these items were applied globally to all agencies. The other numbered adjustments in the table correspond to the narrative descriptions.

Present Law Adjustments	-----Fiscal 2008-----					-----Fiscal 2009-----				
	FTE	General Fund	State Special	Federal Special	Total Funds	FTE	General Fund	State Special	Federal Special	Total Funds
Personal Services					476,679					495,739
Vacancy Savings					(177,400)					(178,162)
Inflation/Deflation					96,869					103,363
Fixed Costs					(1,722)					(1,722)
Total Statewide Present Law Adjustments					\$394,426					\$419,218
DP 603 - Land & Water Conservation Fund	0.00	0	68,508	0	68,508	0.00	0	68,508	0	68,508
DP 604 - Snowmobile Equipment BIEN	0.00	0	6,500	0	6,500	0.00	0	6,500	0	6,500
DP 605 - Community Service	0.00	0	37,819	0	37,819	0.00	0	37,819	0	37,819
DP 606 - FAS Maintenance & Operations	3.00	0	98,547	0	98,547	3.00	0	98,671	0	98,671
DP 607 - Parks Operations & Maintenance	1.75	0	95,820	0	95,820	1.75	0	95,886	0	95,886
DP 608 - Cultural & Historic Resource Staff	1.50	0	75,614	0	75,614	1.50	0	75,614	0	75,614
DP 6015 - State Motor Pool Rate Change	0.00	0	(8,027)	0	(8,027)	0.00	0	(8,282)	0	(8,282)
Total Other Present Law Adjustments	6.25	\$0	\$374,781	\$0	\$374,781	6.25	\$0	\$374,716	\$0	\$374,716
Grand Total All Present Law Adjustments					\$769,207					\$793,934

DP 603 - Land & Water Conservation Fund - The legislature provided a base adjustment of state special authority to administer the Land and Water Community Grants Program. The land and water conservation fund passes federal monies to local communities through the Parks Division budget to build ball fields, parks, playgrounds, and trails.

DP 604 - Snowmobile Equipment BIEN - The legislature approved \$6,500 each year of the biennium to increase the base authority to \$370,000 in order to purchase snowmobile trail grooming equipment. Groomers are scheduled for replacement at West Yellowstone, Anaconda, Eureka, and Seeley Lake. These groomers are operated by local snowmobile clubs to maintain winter recreation access to public lands.

DP 605 - Community Service - The legislature provided funding to provide supervision to the Montana Conservation Corps, volunteer groups, and Aspen Youth Alternative crews. Volunteer and youth groups are used to complete special projects in place of regular maintenance crews and park staff. These park projects involve cave cleaning at Lewis and Clark Caverns, park cleanup day at Bannack, trail maintenance at Makoshika, and other projects.

DP 606 - FAS Maintenance & Operations - The legislature approved funding for 3.00 FTE to maintain and manage fishing access sites (FAS) statewide. The additional support will be used to provide repair and maintenance, site clean-up, litter pickup, vandalism repair, toilet pumping, weed and dust control, road repair, and hazard tree removal.

DP 607 - Parks Operations & Maintenance - This legislature included 1.75 FTE and operations funding to address operations and maintenance issues in state parks. The additional staff would be used to hire entry level park field staff for the Tongue River Reservoir (0.65 FTE), Makoshika (0.30 FTE), Smith River Corridor (0.35 FTE) and parks in southwest Montana (0.45 FTE). The total also includes \$28,000 of operational costs.

DP 608 - Cultural & Historic Resource Staff - The legislature provided 1.50 FTE to improve management and operations of heritage resources and cultural parks. 1.0 FTE would be used to hire a full time heritage coordinator to help with issues of collection management, curation, archaeological sensitivity, and providing direct support to park field staff. Additionally, a full time summer park ranger (0.50 FTE) would be hired for Rosebud Battlefield State Park to provide more maintenance and protection of this historic site. An additional \$5,000 is for operations support to cover daily expenses associated with these two positions.

The following information was utilized as part of the legislative decision making process, and will be used for ongoing program evaluation. It was submitted by the agency, edited by LFD staff for brevity and to include any legislative changes.

Justification: To properly manage resources significant to Montana's heritage, expertise in management of historic property is needed.

Goals:

- The heritage resource coordinator will provide support to field level staff managing and caring for archaeological, paleontological, historic and cultural sites in the division.
- The full time summer (May 1 through September 30) ranger will provide staff at Rosebud Battlefield State Park will maintain facilities, assist visitors, protect resources, work with adjacent landowners and implement the management plan.

Performance Criteria: Specific performance criteria have yet to be established for these two positions; however, anticipated performance criteria may include:

Heritage Resource Coordinator:

- Within 3 months of hire date, the heritage resource coordinator will have visited each heritage park and be aware of the significant resources and issues at each respective site
- Within 4 months of hire, a prioritized list of heritage resource issues will be established by park management along with estimated costs and tools needed to resolve those including items such as planning documents, policies, stabilization, curation, and training needs
- If not already existent, within 3 months of hire a professional rapport and working relationship will be established with the Montana Historical Society staff and the Heritage Commission staff working in similar capacities

Rosebud Battlefield Park Ranger

- Within first year of hire, successfully complete ex-officio training
- Within 3 months of hire, meet and talk with each of the adjacent landowners to the park and understand their concerns
- Have no workplace related accidents and receive zero complaints about unclean facilities during the summer season
- Provide interpretive talks to at least 25 groups over the summer season
- Complete weed mapping for the entire park in the first summer season
- Understand where and what cultural resources exist at the park within the first season
- Help implement the management plan as an ongoing task

Milestones: The seasonal ranger could be recruited and filled by July 15. The heritage resource coordinator position will take longer to recruit and hire. Tentative milestones for this position might include:

April 2007	Allocate new FTE for FY'08
May 2007	Complete position descriptions for new positions and have them classified by Human Resources.
August 1 2007	Position recruitment & selection closes
September 2007	Proposed start date
March 2008	Probationary performance review, monitoring of performance criteria.

FTE: The seasonal ranger would directly perform work under supervision of the park manager at Tongue River Reservoir.

The heritage resource coordinator position would be a lead worker who will perform tasks such as policy development and guidance provision. Related work will also be directly completed by field staff, consultants, and contractors including work such as artifact protection, building stabilization, and plan preparation.

Funding: The funding for these positions comes from parks earned revenue, a state special revenue source. This is the correct funding source as it comes from vehicle registration fees for the operation and management of state parks.

Obstacles: There are challenges to each position type being hired as follows:

The heritage resource coordinator may face challenges as they will be initiating a new program focus. This may take longer to achieve than currently estimated. It may also be difficult to recruit someone with the expertise needed.

Hiring entry-level ranger staff for Rosebud battlefield, like many of the division’s remote workstations, is difficult. The work requires knowledge of many different areas including maintenance and custodial duties, equipment operation, interpretation, fee collection, regulation compliance, and other tasks. Salary is relatively low in comparison to wages in this area and hours are long. We may address this obstacle by offering a pay exception or by combining this FTE with other FTE in the division to extend the period of work. Seasonal bunkhouse facilities can also be provided to make the job more attractive.

Risks: If this request is not approved, the division will continue to operate in the existing manner with no recognized professional staff and less stewardship to the significant historic resources it manages. Currently, the division could easily be criticized for not caring for Montana’s heritage adequately.

DP 6015 - State Motor Pool Rate Change - The funding for vehicle rentals and leases from the State Motor Pool was reduced from the level requested by the Governor.

New Proposals

Program	FTE	-----Fiscal 2008-----				-----Fiscal 2009-----				
		General Fund	State Special	Federal Special	Total Funds	FTE	General Fund	State Special	Federal Special	Total Funds
DP 610 - Parks Overhead Refund										
06	0.00	0	117,317	(117,317)	0	0.00	0	117,317	(117,317)	0
DP 620 - Increased Snowmobile Fees										
06	0.00	0	80,883	0	80,883	0.00	0	80,883	0	80,883
DP 625 - Rattlesnake Trail Footbridge at Pine St. (R/B/OTO)										
06	0.00	0	0	37,500	37,500	0.00	0	0	37,500	37,500
DP 6013 - 2009 Biennium Pay Plan - HB 13										
06	0.00	0	149,615	15,366	164,981	0.00	0	338,946	26,968	365,914
DP 6014 - Retirement - Employer Contributions - HB63 & HB131										
06	0.00	0	3,548	140	3,688	0.00	0	3,681	152	3,833
Total	0.00	\$0	\$351,363	(\$64,311)	\$287,052	0.00	\$0	\$540,827	(\$52,697)	\$488,130

DP 610 - Parks Overhead Refund - The legislature included a technical budget adjustment to comply with the department's most recent legislative audit. The department will now deposit and expend federal grant revenues for department indirect charges from the general license account.

DP 620 - Increased Snowmobile Fees - The legislature included appropriation authority for the fiscal impact of HB348 - increased out of state snowmobile fees. The total annual increase to the Parks division is \$80,883 which will be used for the trails grant program and provide increased training to local snowmobile clubs.

DP 625 - Rattlesnake Trail Footbridge at Pine St. (R/B/OTO) - The legislature approved funding of \$75,000 of federal special revenue for the purpose of funding a footbridge on the rattlesnake trail at Pine Street in Missoula County.

DP 6013 - 2009 Biennium Pay Plan - HB 13 - The legislature passed a pay plan (HB 13 of the 2007 regular session) that provides an additional 3.0 percent in FY 2008 and FY 2009, a 0.5 percent increase in the 10-year longevity increment, an additional 0.6 percent discretionary allocation, as well as an additional \$33 per month in health insurance contribution in FY 2008 and an additional \$36 per month in FY 2009. These amounts represent this program's allocation of costs to fund this pay plan.

DP 6014 - Retirement - Employer Contributions - HB63 & HB131 - The legislature adopted HB 63 and HB 131, which increases the employer contribution to retirement systems. The amounts shown represent this program's allocation of costs to fund this increased contribution.

Proprietary Rates

Proprietary Program Description

Enterprise Fund

23-1-105 (5), MCA, authorizes the Parks Division of Montana Fish, Wildlife and Parks to establish an Enterprise Fund (fund 06068) for the purpose of managing state park visitor services revenue.

The fund is used by the department to provide inventory through purchase, production, or donation and for the sale of educational, commemorative, and interpretive merchandise and other related goods and services at department sites and facilities.

The fund was established primarily to better manage parks visitor centers that sell goods at parks such as Ulm Pishkum, Makoshika and Chief Plenty Coups as well as parks that sell items like firewood. Monies generated go back into the purchase of inventory and the improvement of visitor services in state parks.

In FY 2006 this fund accounted for the following monies: \$98,473 of earned revenue, \$52,755 of expenditures, and a fund balance in the amount of \$193,647.

Program Legislative Budget

The following table summarizes the total legislative budget for the agency by year, type of expenditure, and source of funding.

Program Legislative Budget								
Budget Item	Base Budget Fiscal 2006	PL Base Adjustment Fiscal 2008	New Proposals Fiscal 2008	Total Leg. Budget Fiscal 2008	PL Base Adjustment Fiscal 2009	New Proposals Fiscal 2009	Total Leg. Budget Fiscal 2009	Total Leg. Budget Fiscal 08-09
FTE	28.55	0.00	0.00	28.55	0.00	0.00	28.55	28.55
Personal Services	1,502,995	134,003	56,012	1,693,010	139,748	125,553	1,768,296	3,461,306
Operating Expenses	1,407,958	37,975	0	1,445,933	41,435	0	1,449,393	2,895,326
Equipment	5,000	0	0	5,000	0	0	5,000	10,000
Grants	135,688	357,808	0	493,496	357,808	0	493,496	986,992
Total Costs	\$3,051,641	\$529,786	\$56,012	\$3,637,439	\$538,991	\$125,553	\$3,716,185	\$7,353,624
State/Other Special	2,197,805	529,786	183,111	2,910,702	538,991	243,590	2,980,386	5,891,088
Federal Special	853,836	0	(127,099)	726,737	0	(118,037)	735,799	1,462,536
Total Funds	\$3,051,641	\$529,786	\$56,012	\$3,637,439	\$538,991	\$125,553	\$3,716,185	\$7,353,624

Program Description

The Communication and Education Division coordinates the department’s information and education programs as well as the department’s planning efforts. This coordination includes the distribution of public information through news releases; audio-visual materials; brochures and public services announcements; production of hunting, fishing and trapping regulations, and the coordination of hunter, bow-hunter, snowmobile, boat, off-highway vehicle, and youth education and safety programs. The management of the Wildlife Center is included in this division. The division also facilitates the department’s strategic planning process.

Program Highlights

Communication and Education Division Major Program Highlights
<ul style="list-style-type: none"> ◆ The legislature approved an increase in shooting range grants to provide \$1.0 million in funding over the biennium ◆ Authority to utilize dealer registration revenues to provide increased public information and safety information regarding off highway vehicle was granted

Funding

The following table shows program funding, by source, for the base year and for the 2009 biennium as adopted by the legislature.

Program Funding Table Communication And Educat						
Program Funding	Base	% of Base	Budget	% of Budget	Budget	% of Budget
	FY 2006	FY 2006	FY 2008	FY 2008	FY 2009	FY 2009
02000 Total State Special Funds	\$ 2,197,805	72.0%	\$ 2,910,702	80.0%	\$ 2,980,386	80.2%
02238 Off-Hwy Vehicle Acct (Coned)	-	-	5,000	0.1%	5,000	0.1%
02328 Ohv Gas Tax - Con Ed	12,076	0.4%	12,277	0.3%	12,503	0.3%
02330 Snowmobile Fuel Tax-Con Ed	60,468	2.0%	61,629	1.7%	63,097	1.7%
02408 Coal Tax Trust Account	69,403	2.3%	70,870	1.9%	72,706	2.0%
02409 General License	2,055,858	67.4%	2,760,926	75.9%	2,827,080	76.1%
03000 Total Federal Special Funds	853,836	28.0%	726,737	20.0%	735,799	19.8%
03097 Fedl Fish(W/B) Wildlife(P/R)	686,768	22.5%	693,328	19.1%	701,499	18.9%
03403 Misc. Federal Funds	32,662	1.1%	33,409	0.9%	34,300	0.9%
03404 Overhead	134,406	4.4%	-	-	-	-
Grand Total	\$ 3,051,641	100.0%	\$ 3,637,439	100.0%	\$ 3,716,185	100.0%

The largest funding source in the Communication Education Division is the general license account. Other state special revenue sources are interest from the coal tax trust account, and snowmobile and off-highway fuel taxes. Fuel taxes are dedicated revenue sources for snowmobile and off highway vehicle education programs. Federal funds are primarily Pittman-Robertson and Wallop-Breaux funds derived from federal excise taxes on sporting rifles, ammunition, and fishing equipment, and require a 25 percent match in non-federal funds.

Present Law Adjustments

The “Present Law Adjustments” table shows the primary changes to the adjusted base budget approved by the legislature. “Statewide Present Law” adjustments are standard categories of adjustments made to all agencies. Decisions on these items were applied globally to all agencies. The other numbered adjustments in the table correspond to the narrative descriptions.

Present Law Adjustments	-----Fiscal 2008-----					-----Fiscal 2009-----				
	FTE	General Fund	State Special	Federal Special	Total Funds	FTE	General Fund	State Special	Federal Special	Total Funds
Personal Services					202,212					208,193
Vacancy Savings					(68,209)					(68,445)
Inflation/Deflation					35,456					38,967
Fixed Costs					(884)					(884)
Total Statewide Present Law Adjustments					\$168,575					\$177,831
DP 804 - Off Highway Vehicle Education	0.00	0	5,000	0	5,000	0.00	0	5,000	0	5,000
DP 810 - Shooting Range Grants - Increase (Bien)	0.00	0	357,808	0	357,808	0.00	0	357,808	0	357,808
DP 6015 - State Motor Pool Rate Change	0.00	0	(1,597)	0	(1,597)	0.00	0	(1,648)	0	(1,648)
Total Other Present Law Adjustments	0.00	\$0	\$361,211	\$0	\$361,211	0.00	\$0	\$361,160	\$0	\$361,160
Grand Total All Present Law Adjustments					\$529,786					\$538,991

DP 804 - Off Highway Vehicle Education - The legislature granted additional funds to increase public information and safety efforts specific to off highway vehicle use, by providing additional maps and materials on ethics, rules, regulations, and safety. It is funded with OHV dealer registration receipts.

DP 810 - Shooting Range Grants - Increase (Bien) - The legislature approved an increase to the shooting range grant programs of \$357,808 of state special revenue each year of the biennium. This increases the biennial appropriation for shooting range grants to \$900,000 for the biennium. The department also has \$100,000 in state special revenue authority in the division's base budget.

DP 6015 - State Motor Pool Rate Change - The funding for vehicle rentals and leases from the State Motor Pool was reduced from the level requested by the Governor.

New Proposals

New Proposals											
Program	FTE	Fiscal 2008				Fiscal 2009					
		General Fund	State Special	Federal Special	Total Funds	FTE	General Fund	State Special	Federal Special	Total Funds	
DP 805 - Com & Ed Overhead Refund											
08	0.00	0	134,406	(134,406)	0	0.00	0	134,406	(134,406)	0	
DP 6013 - 2009 Biennium Pay Plan - HB 13											
08	0.00	0	47,100	7,068	54,168	0.00	0	107,517	16,125	123,642	
DP 6014 - Retirement - Employer Contributions											
08	0.00	0	1,605	239	1,844	0.00	0	1,667	244	1,911	
Total	0.00	\$0	\$183,111	(\$127,099)	\$56,012	0.00	\$0	\$243,590	(\$118,037)	\$125,553	

DP 805 - Com & Ed Overhead Refund - The legislature included a technical budget adjustment to comply with the department's most recent legislative audit. The department will now deposit and expend federal grant revenues for department indirect charges from the general license account.

DP 6013 - 2009 Biennium Pay Plan - HB 13 - The legislature passed a pay plan (HB 13 of the 2007 regular session) that provides an additional 3.0 percent in FY 2008 and FY 2009, a 0.5 percent increase in the 10-year longevity increment, an additional 0.6 percent discretionary allocation, as well as an additional \$33 per month in health insurance contribution in FY 2008 and an additional \$36 per month in FY 2009. These amounts represent this program's allocation of costs to fund this pay plan.

DP 6014 - Retirement - Employer Contributions - The legislature adopted HB 63 and HB 131, which increases the employer contribution to retirement systems. The amounts shown represent this program's allocation of costs to fund this increased contribution.

Program Legislative Budget

The following table summarizes the total legislative budget for the agency by year, type of expenditure, and source of funding.

Program Legislative Budget								
Budget Item	Base Budget Fiscal 2006	PL Base Adjustment Fiscal 2008	New Proposals Fiscal 2008	Total Leg. Budget Fiscal 2008	PL Base Adjustment Fiscal 2009	New Proposals Fiscal 2009	Total Leg. Budget Fiscal 2009	Total Leg. Budget Fiscal 08-09
FTE	95.74	0.00	3.00	98.74	0.00	3.00	98.74	98.74
Personal Services	4,443,164	406,919	304,058	5,154,141	426,727	516,932	5,386,823	10,540,964
Operating Expenses	4,482,527	(44,044)	80,287	4,518,770	(145,742)	80,287	4,417,072	8,935,842
Equipment	40,721	0	20,000	60,721	0	20,000	60,721	121,442
Transfers	26,463	73,189	0	99,652	73,189	0	99,652	199,304
Total Costs	\$8,992,875	\$436,064	\$404,345	\$9,833,284	\$354,174	\$617,219	\$9,964,268	\$19,797,552
State/Other Special	6,734,381	427,954	2,620,400	9,782,735	362,197	2,832,348	9,928,926	19,711,661
Federal Special	2,258,494	8,110	(2,216,055)	50,549	(8,023)	(2,215,129)	35,342	85,891
Total Funds	\$8,992,875	\$436,064	\$404,345	\$9,833,284	\$354,174	\$617,219	\$9,964,268	\$19,797,552

Program Description

The Administration and Finance Division and the Department Management Division were reorganized into the Management and Finance Division.

The management sections of this division are responsible for overall department direction regarding policy, planning, program development, guidelines, budgets, decision-making for key resource activities, and supervision of the seven divisions. Legal services and human resources management for the department are also in this division,

The finance sections of this division provide for department-wide support for accounting; fiscal management; purchasing; property management; federal aid administration; and the sale of hunting, fishing, and other recreational licenses.

Program Highlights

Department Management Division Major Program Highlights
<ul style="list-style-type: none"> ◆ Three FTE were approved to develop a river recreation management program in Regions 2, 3 and 4. ◆ Increased funding was provided for: <ul style="list-style-type: none"> ● Citizen advisory committees ● Office rent in Havre and Lewistown ● Increased commissions for the sale of non-resident snowmobile permits

Funding

The following table shows program funding, by source, for the base year and for the 2009 biennium as adopted by the legislature.

Program Funding Table Management And Finance							
Program Funding	Base	% of Base	Budget	% of Budget	Budget	% of Budget	
	FY 2006	FY 2006	FY 2008	FY 2008	FY 2009	FY 2009	
02000 Total State Special Funds	\$ 6,734,381	74.9%	\$ 9,782,735	99.5%	\$ 9,928,926	99.6%	
02086 Mountain Sheep Account	11,500	0.1%	11,500	0.1%	11,500	0.1%	
02112 Moose Auction	1,300	0.0%	1,300	0.0%	1,300	0.0%	
02176 Mountain Goat Auction	1,350	0.0%	1,350	0.0%	1,350	0.0%	
02409 General License	6,688,868	74.4%	9,658,746	98.2%	9,804,937	98.4%	
02414 Snowmobile Reg	-	-	5,287	0.1%	5,287	0.1%	
02547 Search & Rescue	26,463	0.3%	99,652	1.0%	99,652	1.0%	
02559 Mule Deer Auction	1,300	0.0%	1,300	0.0%	1,300	0.0%	
02560 Elk Auction	3,600	0.0%	3,600	0.0%	3,600	0.0%	
03000 Total Federal Special Funds	2,258,494	25.1%	50,549	0.5%	35,342	0.4%	
03097 Fedl Fish(W/B) Wildlife(P/R)	41,720	0.5%	50,549	0.5%	35,342	0.4%	
03404 Overhead	2,216,774	24.7%	-	-	-	-	
Grand Total	\$ 8,992,875	100.0%	\$ 9,833,284	100.0%	\$ 9,964,268	100.0%	

The division provides management and financial oversight of all department activities. Because of this role the department is funded almost entirely with general license account revenues. Pittman-Robertson/Wallup-Breaux provides the federal funds to the division.

The large reduction in federal funds is due to an audit issue where the department was cited for not depositing and expending indirect charges covered by federal grants from the same fund. The appropriate accounting process requires the department to deposit and expend those funds from the general license account rather than the federal overhead account.

Present Law Adjustments

The “Present Law Adjustments” table shows the primary changes to the adjusted base budget approved by the legislature. “Statewide Present Law” adjustments are standard categories of adjustments made to all agencies. Decisions on these items were applied globally to all agencies. The other numbered adjustments in the table correspond to the narrative descriptions.

Present Law Adjustments	Fiscal 2008					Fiscal 2009				
	FTE	General Fund	State Special	Federal Special	Total Funds	FTE	General Fund	State Special	Federal Special	Total Funds
Personal Services					592,344					612,972
Vacancy Savings					(201,425)					(202,245)
Inflation/Deflation					68,799					73,308
Fixed Costs					(156,601)					(262,770)
Total Statewide Present Law Adjustments					\$303,117					\$221,265
DP 903 - Citizen Advisory Committees	0.00	0	30,000	0	30,000	0.00	0	30,000	0	30,000
DP 904 - Area Offices Rent Increase (RST)	0.00	0	15,000	0	15,000	0.00	0	15,000	0	15,000
DP 905 - Search & Rescue Base Adjustment	0.00	0	73,189	0	73,189	0.00	0	73,189	0	73,189
DP 907 - Commission Expense Adjustment	0.00	0	16,000	0	16,000	0.00	0	16,000	0	16,000
DP 6015 - State Motor Pool Rate Change	0.00	0	(1,229)	(13)	(1,242)	0.00	0	(1,267)	(13)	(1,280)
Total Other Present Law Adjustments	0.00	\$0	\$132,960	(\$13)	\$132,947	0.00	\$0	\$132,922	(\$13)	\$132,909
Grand Total All Present Law Adjustments					\$436,064					\$354,174

DP 903 - Citizen Advisory Committees - The legislature granted authority for food service and travel for the members of the regional citizen advisory committees (CAC) to attend the meetings. All FWP regions have established a CAC to facilitate communication between FWP and a broad cross-section of constituents within each region.

DP 904 - Area Offices Rent Increase (RST) - The legislature included restricted funding to relocate the Lewistown and Havre offices. The Lewistown Area Office is located within the secure perimeter of the Lewistown Airport, which compromises both public accesses to the office and air traffic safety. The Havre area office lease expires in 2007 and lacks adequate space for staff and public interaction.

DP 905 - Search & Rescue Base Adjustment - The legislature provided a base adjustment of \$73,189 each year of the biennium to re-establish authority to transfer cash to the Department of Military Affairs for costs incurred by search and rescue clubs when searching for hunters, anglers, or trappers. The revenue source for these funds is \$0.25 for each conservation license sold.

DP 907 - Commission Expense Adjustment - The legislature granted authority for commission compensation for their travel at the standard per diem rate and an honorarium of \$50 per day for participation in meetings or conducting other commission business.

DP 6015 - State Motor Pool Rate Change - The funding for vehicle rentals and leases from the State Motor Pool was reduced from the level requested by the Governor.

New Proposals

Program	FTE	Fiscal 2008				Fiscal 2009				
		General Fund	State Special	Federal Special	Total Funds	FTE	General Fund	State Special	Federal Special	Total Funds
DP 909 - Mngmt & Finance Overhead Refund										
09	0.00	0	2,216,774	(2,216,774)	0	0.00	0	2,216,774	(2,216,774)	0
DP 915 - River Recreation Management Program										
09	3.00	0	225,652	0	225,652	3.00	0	224,291	0	224,291
DP 920 - Increased Snowmobile Fees										
09	0.00	0	5,287	0	5,287	0.00	0	5,287	0	5,287
DP 6013 - 2009 Biennium Pay Plan - HB 13										
09	0.00	0	167,583	701	168,284	0.00	0	380,686	1,627	382,313
DP 6014 - Retirement - Employer Contributions - HB63 & HB131										
09	0.00	0	5,104	18	5,122	0.00	0	5,310	18	5,328
Total	3.00	\$0	\$2,620,400	(\$2,216,055)	\$404,345	3.00	\$0	\$2,832,348	(\$2,215,129)	\$617,219

DP 909 - Mngmt & Finance Overhead Refund - The legislature included a technical budget adjustment to comply with the department's most recent legislative audit. The department will now deposit and expend federal grant revenues for department indirect charges from the general license account.

DP 915 - River Recreation Management Program - The legislature included authority to utilize general license revenue related to the commercial use permit system for river recreation management and the fishing access site program. This includes authorization to establish a river recreation management program in Regions 2, 3, and 4, and improve fishing access sites in these regions.

DP 920 - Increased Snowmobile Fees - The legislature included funding for the fiscal impact of HB348 - increased out of state snowmobile fees. The total annual increase of \$5,287 will be used to increase commissions paid to license dealers.

DP 6013 - 2009 Biennium Pay Plan - HB 13 - The legislature passed a pay plan (HB 13 of the 2007 regular session) that provides an additional 3.0 percent in FY 2008 and FY 2009, a 0.5 percent increase in the 10-year longevity increment, an additional 0.6 percent discretionary allocation, as well as an additional \$33 per month in health insurance contribution in FY 2008 and an additional \$36 per month in FY 2009. These amounts represent this program's allocation of costs to fund this pay plan.

DP 6014 - Retirement - Employer Contributions - HB63 & HB131 - The legislature adopted HB 63 and HB 131, which increases the employer contribution to retirement systems. The amounts shown represent this program's allocation of costs to fund this increased contribution.

Language

"Office Rent Increase is restricted to increases associated with the relocation of the Lewistown and Havre offices."

Proprietary Rates

Proprietary Program Description

Duplicating Center

The department's duplicating center provides duplicating and bindery services to department employees. The Duplicating Center has only 1.00 FTE and whenever the demand for services becomes too great or a particular job is considered too large, the excess jobs are taken to Publications & Graphics to be completed.

Proprietary Revenues and Expenses

Expenses recovered in the rates are the personal services of the 1.00 FTE, operating expenses and the raw materials needed for duplicating.

Rates have been historically adjusted based on the need to increase or decrease the cash balances in the account. Prior to requesting new rates, a review of the cash balance is done. At FYE 2006, the cash balance was (\$614).

Working Capital Discussion

The 60-day working capital requirement provides sufficient cash to fund on-going operations of this program. Field projects are billed monthly for the services provided during the month. The workload is fairly consistent so there is little fluctuation in cash balances except when additional inventory is purchased.

Fund Equity and Reserved Fund Balance

A portion of the program's fund balance has been reserved for the duplicating center's equipment and inventory. At FYE 2006 the book value of the fund's assets was \$42,730 of which \$8,929 was inventory.

Rate Explanation

The rate methodology attempts to determine a rate for various duplicating and bindery services that allow the fund to recover both the cost of the raw materials and all associated personal services and operating costs. Rates have been historically adjusted based on the need to increase or decrease the cash balance. The approved rates have been increased only to recover anticipated inflationary increases in the raw materials and administrative costs. The rates are shown in section R of this bill.

Duplicating Services Rates

Item	FY 2008	FY 2009
Copies		
1-20	\$0.050	\$0.055
21-100	\$0.035	\$0.040
101-1,000	\$0.030	\$0.035
1,001-5,000	\$0.025	\$0.030
Color - per sheet	\$0.250	\$0.250

Binding

Collating (per sheet)	\$0.005	\$0.005
Hand Stapling (per set)	\$0.015	\$0.015
Saddle stitch (per set)	\$0.030	\$0.030
Folding (per sheet)	\$0.005	\$0.005
Punching (per sheet)	\$0.001	\$0.001
Cutting (per minute)	\$0.550	\$0.550

The department has used a cash balance approach to evaluate resource requirements of proprietary funds. This method is easily manipulated by the timing of purchases of equipment and supplies. If a working capital evaluation is used, the net resources available to operate the center are \$42,731. The sixty day cash requirement is \$14,160. The legislature may wish to retain the current rates for the duplicating center, rather than adopt increased rates. The proposed FY 2008 rates are the same as the current rates, the FY 2009 rate provides a slight rate increase.

Vehicle Enterprise Fund

The department's equipment fund provides a fleet of vehicles and aircraft to department employees. The revenue users are department employees, mostly enforcement wardens, fish and wildlife biologists and park employees. Every month, users are charged for the miles driven (hours flown) during the previous month.

Revenues, Expenses and Fund Equity

The objective of the vehicle account is to recover (through rates and annual auction revenues) sufficient funds to cover administrative costs to operate the program (personal services and operations), fuel and repair costs of fleet in addition to being able to replace fleet vehicles at approximately 100,000 miles. A total of 2.56 FTE are funded in this fund. The two largest costs are fuel and repairs. In FY04 the fund spent over \$675,000 on fuel and \$500,000 on repairs. In FY06 the fund spent over \$985,000 on fuel and \$550,000 on repairs. Gasoline expenses have increased an average of 15 percent over the past four years and this rate was used to establish the budget for the next biennium. In FY06 the department drove just over 5.7 million miles in department vehicles. With the approved rates in FY 2008 and FY 2009, the program anticipates revenues of \$3.1 million in FY 2008 and \$3.3 in FY 2009.

Working Capital Discussion

The department attempts to manage this account so that a 60-day working capital amount of cash is available when the cash balance is at its lowest level. To compensate for a cash flow problem created by increased fuel costs, rates were increased by 7 percent in FY 2006. The department received an additional rate increase of 25 percent in FY 2008 and 10 percent in FY 2009 for vehicles and 16 percent each year for aircraft.

The department attempts to ensure that fees are commensurate with costs over time. It does this in two ways. First, proposed rates for the next biennium take into consideration any excess income or loss generated from previous periods. Second, prior to finalizing new rates at the beginning of a new fiscal year, the rates are recalculated based on actual information.

In order to maintain a positive cash balance, the vehicle fund currently has a \$300,000 loan from another fund. Working capital at FYE 2006 was (\$58,590). The department anticipates a positive working capital at the end of FY 2009.

Divisions are billed monthly for the miles driven (hours flown) during the previous month. Cash balances fluctuate during the year for two reasons. The first is that monthly mileage is greater during the summer and fall than during the winter and spring. The second reason is that new vehicles are purchased in the spring. Thus cash balances are normally highest in December after the hunting season and lowest in the spring after purchasing the new vehicles. Fiscal year end balances tend to be significantly higher than spring balances.

Fund Equity and Reserved Fund Balance

There is no requirement to reserve fund balance. At FYE 06, the vehicle fund had total assets of \$6,665,000 and the book value (original cost less accumulated depreciation) of the fleet was \$6,198,000. The major liability is a \$300,000 loan to ensure a positive cash balance at year-end. A portion of the program's fund balance has been reserved for the book value of department vehicles and aircraft.

Rate Explanation

The rate methodology attempts to determine a cost/mile rate for various classes of vehicles and a cost/hour rate for each class of aircraft. The methodology is to determine the previous year's expenses, including operating, maintenance and administration expenses minus the previous year's revenue generated from the rates and the annual vehicle auction to establish the net cash inflow. Future year expenses are estimated based on the most current year's information plus a 3 percent inflationary factor and a 15 percent inflationary factor for fuel. Using the most current year's mileage and the projected expenses, a cost/mile (hour) rate is determined for the future years. The goal is to have a cash balance at fiscal year end equal to 60 days of total operating expenses. Due to the current cash balance and the increased fuel costs, the approved rates increase vehicle rates of 25 percent in FY 2008 and 10 percent in FY 2009 and a proposed aircraft rate increase 16 percent each year of the biennium.

In addition, in order to more fairly charge users, a minimum mileage rate was instigated in FY 2000. This was an attempt to recover overhead costs whether a vehicle is driven or not. A minimum monthly overhead charge would be assessed to each vehicle that is not driven a minimum number of miles. By using this method, the overhead costs are recovered and low mileage vehicles are not being subsidized by higher mileage vehicles. The rates are shown in section R.

Rates

Vehicle and Aircraft Rates

Fiscal Years 2008 and 2009

Description	FY 2008	FY 2009
Per Mile Rates		
Sedans	\$0.36	\$0.38
Vans	\$0.40	\$0.42
Utilities	\$0.43	\$0.46
Pickup 1/2 Ton	\$0.39	\$0.41
Pickup 3/4 Ton	\$0.44	\$0.48
Per Hour Rates		
2 Place Single Engine	\$ 75.05	\$ 90.06
Partnavia	\$357.34	\$428.80
Turbine Helicopters	\$417.46	\$480.08

Vehicles will be assessed a minimum overhead charge in addition to the regular rates if not driven a minimum number of miles.

Significant Present Law Adjustments

Each year, department employees drive over 5.7 million miles in department owned vehicles. The department currently has a fleet of over 450 vehicles, which are mainly used by enforcement officers, fish and wildlife biologists and parks employees. The department's plan for vehicle replacement is for 45 vehicles in both FY 2008 and FY 2009. This is based on replacing vehicles after a minimum of 100,000 miles. This replacement schedule does not require a present law adjustment.

Adjustments to the Base Rate

During the past four years, fuel expenses have increased an average of 15 percent per year. We anticipate this trend to continue through FY09. In FY06, the fund spent \$933,000 on vehicle fuel and \$55,000 on aircraft fuel. In order to purchase fuel at the projected inflated rates, the rates would provide a base adjustment of \$300,863 in FY 2008 and \$485,928 in FY 2009 for vehicle fuel and \$17,810 in FY2 008 and \$28,766 in FY 2009 for aircraft fuel.

Warehouse Inventory

The department's warehouse contains mainly uniform items (both for wardens and non-wardens) and items specifically related to the duties of the department such as gill nets for the fisheries biologists. Overhead costs are recovered by charging a predetermined fixed percentage to all sales.

Revenues and Expenses

The expenses associated with the warehouse include personal services, miscellaneous office supplies and expenses for the warehouse worker and inventory purchased needed to replenish existing stock. Revenues are the sales of inventory items to department employees. The department anticipates revenues to be constant at around \$90,000 per year for FY 2008 and FY 2009. The rates support an increase in FTE for the warehouse from .20 FTE to .50 FTE.

Working Capital Discussion

The 60-day working capital requirement provides sufficient cash to fund on-going operations of this program. The department attempts to ensure that fees are commensurate with costs over time by adjusting the proposed rates for excess income or loss from previous periods.

Field projects are billed monthly for the purchases made during the month. Cash balances fluctuate during the year. Cash balances are lowest during the winter when stock is replenished and highest during the summer when temporary and seasonal employees are hired. Cash balance at FYE 2006 was \$48,500.

Fund Equity and Reserved Fund Balance

A portion of the program's fund balance has been reserved for the warehouse inventory. At FYE 2006, the warehouse inventory was approximately \$100,500.

Rate Explanation

The rate requested for the warehouse is an overhead rate that is added to the cost of the inventory items. The overhead rate will generate sufficient revenue to cover the administrative costs of the program. The approved overhead rate is 5 percent for the 2009 biennium. The rate is calculated by estimating the support costs required to maintain the warehouse function such as personal services, office supplies and other miscellaneous office costs. Based on estimated warehouse sales, a fixed overhead percentage is determined that allows the department to recover the warehouse support costs. This rate is also adjusted for any previous over or under collections. The rates are shown in section R of HB 2.