

MINUTES

**UTAH
HUNTING GUIDES AND OUTFITTERS
LICENSING BOARD MEETING**

April 6, 2010

**Room 474 – 4th Floor – 1:00 p.m.
Heber Wells Building
Salt Lake City, UT 84111**

CONVENED: 1:08 p.m.

ADJOURNED: 5:30 p.m.

Bureau Manager:

Clyde Ormond

Board Secretary:

Jacky Adams

Board Members Present:

Paul Niemeyer – Chairperson
Vaughn “Rick” Woodard
Adam Bronson
Troy Justensen
Jed Wayment

Board Members Absent:

Guests:

Aaron Curtis – BLM (Bureau of Land Management)
Cody Warren – West Mountain Outfitters
Roy Aanerud – West Mountain Outfitters
Brad Hone – West Mountain Outfitters
Cody Clapp – Backcountry Outfitters
Doyle Moss – Mossback Outfitters
Justin Calliccoat – Calico Outfitters

DOPL Staff Present:

Tony Patterson – Attorney General Division Chief
Rhonda Trujillo – Compliance Specialist
Connie Call – Compliance Specialist

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

Approve the January 19, 2010 Board Meeting Minutes

Mr. Woodard seconded by Mr. Justensen made a motion to approve the January 19, 2010 Board Meeting Minutes. The motion carried unanimously.

APPOINTMENTS:

1:15 p.m. Compliance

Ms. Trujillo explained Mr. Warren had met with Ms. Call on March 31, 2010 as required by his MOU (Memorandum of Understanding). She further explained that Mr. Warren intends to only do "Cat Hunts" and is concerned whether he will be able to submit the five (5) Client letters by the December 31, 2010 date. Ms. Trujillo recommended amending the MOU to require the letters to be submitted on or before March 1, 2011 and February 1, 2012.

Mr. Bronson second Mr. Wayment made a motion to amend Mr. Warrens MOU to require that if Mr. Warren only Outfits for "Cat Hunts" his Client letters shall be submitted on or before March 1, 2010 and February 1, 2010, however if he Outfits for other game he must submit the letters as currently required. The motion carried unanimously.

1:30 p.m. Warren, Cody

Mr. Warren appeared for his first scheduled probationary appointment. Mr. Ormond questioned if Mr. Warren is aware of his probationary requirements, Mr. Warren stated he was. He further stated he will not begin hunting until this fall, and requested for his MOU to be amended to require his five (5) client letters to be submitted on or before March 1, 2011 and February 1, 2012.

Mr. Warren then explained the circumstances around the citations. Due to Mr. Warren's compliance with his MOU, Mr. Ormond recommended allowing an early release in this probation, if Mr. Warren remains in compliance for twelve (12) months.

Mr. Bronson seconded by Mr. Wayment made a motion to review Mr. Warren's probationary status at the January 2011 meeting, contingent upon Mr. Warren being in full compliance. The motion carried unanimously.

1:45 p.m. Clapp, Cody

Mr. Clapp appeared for his scheduled appointment with the Board to review his application for licensure as an Hunting Guide and Outfitter as it relates to his:

- March 2004 Idaho Department of Fish and Game, and
- October 2005 Wayne County documents.

Mr. Ormond explained Mr. Clapp had submitted his application for licensure in January 2010, and had been given a conditional license to practice, due to the length of time until this Meeting. Mr. Clapp then explained the circumstances around the charges. It was also noted Mr. Clapp has no disciplinary actions in any other State that he has held licensure.

Mr. Wayment seconded by Mr. Woodard made a motion to issue Mr. Clapp full licensure as a Hunting Guide and Outfitter, due to the length of time since the charges occurred. The motion carried unanimously.

2:00 p.m. Hone, Brad

Mr. Hone appeared for his scheduled appointment with the Board to review his application for licensure as a Hunting Guide, as it relates to his:

- May 2004 Utah Department of Natural Resources documents.

Mr. Hone reviewed the circumstances around the charges, explaining that his client had utilized the inappropriate bait, and that no animals were taken.

After a detailed discussion Mr. Wayment seconded by Mr. Bronson made a motion to approve Mr. Hone's application for licensure with no restrictions. The motion carried unanimously.

2:15 p.m. Curtis, Aaron

Mr. Curtis explained that beginning this year; the BLM Utah State Office will be conducting a few financial audits of Commercial Special Recreation Permit holders. A part of the BLM's standard permit auditing program protocol is to conduct outreach to any affected state associations or boards.

Mr. Curtis then added that beginning January 2010 no Commercial Special Recreation Permits were issued unless the applicant held the appropriate licensure with DOPL. Mr. Moss questioned if the BLM could verify licensure via the Divisions website, Mr. Curtis agreed to link the appropriate sites.

2:30 p.m. Turner, Brad

Mr. Turner appeared for his scheduled appointment with the Board to review his application for licensure as an Outfitter as it relates to his:

- Alaska 1995;
- Nevada 2002;
- Utah 2005; and

- Wyoming 2008 documents.

A detailed discussion ensued regarding the circumstances around all charges. Mr. Turner admitted, even though he knew he needed Special Use Permits in 2002, he chose to not comply with the requirements, due to it being easier to not comply.

Mr. Bronson explained he was involved in the 2002 case, and questioned Mr. Turner, regarding falsification of the kill sites. Mr. Turner explained he had admitted to the general area of the kill sites.

Mr. Woodard seconded by Mr. Wayment made a motion, due to the number and the deliberate act behind the charges, to place Mr. Turner on a five year probationary license with the following restrictions:

- Submit letters from five (5) clients here in Utah documenting their experience; and
- Copies of the clients Hunting Agreements and appropriate special use permits, for each of the five (5) clients.

The motion carried unanimously with Mr. Bronson and Mr. Justensen abstaining.

2:45 p.m. Callicoat, Justin

Mr. Callicoat appeared for his scheduled appointment with the Board to review his application for licensure as a Hunting Guide as it relates to his:

- March 2007;
- October 2007;
- November 2007; and
- December 2009 documents.

A detailed discussion ensued regarding the circumstances around all charges.

The Board was concerned with the number of charges, and length of time since the charges occurred.

Mr. Justensen seconded by Mr. Wayment made a motion, to place Mr. Callicoat on a two year probationary license with the following restrictions:

- Drug and Alcohol urinalysis testing;
- Employer Reports; and
- No additional charges

The motion carried unanimously.

Mr. Patterson gave training on Due Process.

It was determined Mr. Patterson's presentation will be printed and given to the Board Members for review prior to the next meeting.

DISCUSSION ITEMS:

Proposed Rules Change

Mr. Ormond proposed amending R156-79 to better define this profession.

After a brief discussion it was determined the amendment was not needed.

Doyle Moss – Utah Guides and Outfitters Association

Mr. Moss addressed the Board and Division, and expressed his approval of the licensure and application approval process.

He then explained he has heard that the time frame given to take the examination is too short, and questioned if additional time could be given. Mr. Ormond agreed to review the issue and report to the Board at the July 2010 meeting with his findings.

Additionally an email will be sent to all, possible, Outfitters and Hunting Guides to notify them of the July 2010 meeting.

ADJOURN:

5:30 p.m.

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

July 6, 2010

(ss) Paul Niemeyer

Date Approved

Chairperson, Hunting Guide & Outfitter Licensing Board

July 7, 2010

(ss) Clyde Ormond

Date Approved

Bureau Manager, Division of Occupational & Professional Licensing