

HOUSE BILL NO. 360

INTRODUCED BY WHITE, EDMUNDS, GALT, GLIMM, HAGAN, JACOBSON, D. JONES, REGIER, SHAW,  
WELBORN

A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING ARTIFICIALLY PROPAGATED BIRDS TO BE HELD IN  
TEMPORARY HOLDING PENS ON A SHOOTING PRESERVE WITHOUT A GAME BIRD FARM LICENSE;  
AMENDING SECTION 87-4-902, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**NEW SECTION. Section 1. Use of temporary holding pens.** (1) During the shooting preserve season  
established in 87-4-521, artificially propagated birds may be held in temporary holding pens for up to 60 days after  
being delivered to a shooting preserve to acclimate them to the shooting preserve environment.

(2) Any bird held in a temporary holding pen that has not been released on the shooting preserve may  
not be sold without obtaining a game bird farm license under Title 87, chapter 4, part 9.

**Section 2.** Section 87-4-902, MCA, is amended to read:

**"87-4-902. Exemption.** This part does not apply to:

(1) a person who owns, controls, or propagates game birds for purposes other than sale or conveyance  
of game birds or parts ~~thereof~~ of game birds and who notifies the department and receives its written  
authorization and exemption; or

(2) the holder of a migratory game bird avicultural permit under 87-2-807; or

(3) the holder of a shooting preserve license under Title 87, chapter 4, part 5, who uses temporary  
holding pens pursuant to [section 1]."

**NEW SECTION. Section 3. Codification instruction.** [Section 1] is intended to be codified as an  
integral part of Title 87, chapter 4, part 5, and the provisions of Title 87, chapter 4, part 5, apply to [section 1].

**NEW SECTION. Section 4. Effective date.** [This act] is effective on passage and approval.

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