



AN ACT REVISING CERTAIN HUNTING LICENSE APPLICATION FEES; ALLOWING PER SPECIES COLLECTION OF THE PREFERENCE SYSTEM APPLICATION FEE; AMENDING SECTIONS 87-2-113 AND 87-2-730, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE.

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

**Section 1.** Section 87-2-113, MCA, is amended to read:

**"87-2-113. ~~Drawing and application~~ Application fees.** (1) ~~(a) When~~ Except as provided in subsection (1)(b), when the department determines a drawing is necessary prior to issuance of hunting licenses for any game species during a hunting season, it shall collect a \$5 per species ~~drawing application~~ fee with each application submitted.

(b) The department shall collect the following per species special license application fees:

(i) moose--resident, \$10; nonresident, \$50;

(ii) mountain goat--resident, \$10; nonresident, \$50;

(iii) mountain sheep--resident, \$10; nonresident, \$50;

(iv) wild buffalo or bison--resident, \$10; nonresident, \$50.

(2) (a) If a resident participates in a preference system adopted by the commission, the department shall collect an additional application fee of \$2 ~~for each application form~~ per species to fund the administration of the preference system.

(b) If a nonresident participates in a preference system adopted by the commission, the department shall collect an additional application fee of \$20 ~~for each application form~~ per species to fund the administration of the preference system.

(3) ~~Drawing~~ Application fees collected pursuant to this section must be deposited in the state special revenue fund to the credit of the department as set forth in 87-1-601.

(4) The payment of a ~~drawing~~ an application fee confers no hunting rights or privileges.

(5) The commission may waive the provisions of subsection (1) when a drawing is required for a special

season under 87-1-304."

**Section 2.** Section 87-2-730, MCA, is amended to read:

**"87-2-730. Special wild buffalo license -- regulation.** (1) The public hunting of wild buffalo or bison that have been designated as a species in need of disease control under 81-2-120 is permitted only when authorized by the department of livestock under the provisions set forth in 81-2-120.

(2) The department may issue special licenses to hunt wild buffalo or bison designated as a species in need of disease control when authorized by the department of livestock.

(3) The department shall adopt rules in cooperation with the department of livestock. The rules must provide for:

- (a) license drawing procedures;
- (b) ~~drawing~~ and application fees consistent with 87-2-113;
- (c) notification of license recipients as to when and where they may hunt, but notification may not include information regarding the actual physical location of a wild buffalo or bison other than the prescribed hunting district where the animal may be taken;
- (d) fair chase hunting of wild buffalo or bison, including requirements that hunting be conducted on foot and away from public roads and that there be no designation of specific wild buffalo or bison to be hunted;
- (e) means of taking and handling of carcasses in the field, which must include provisions for public safety because of the potential for the spread of infectious disease;
- (f) the use of bows and arrows and other hunting arms;
- (g) tagging requirements for carcasses, skulls, and hides;
- (h) possession limits;
- (i) requirements for transportation and exportation; and
- (j) requirements and criteria for authorization by the state veterinarian and the department of livestock of any public hunting."

**Section 3. Effective date.** [This act] is effective March 1, 2014.

- END -

I hereby certify that the within bill,  
HB 0401, originated in the House.

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Chief Clerk of the House

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Speaker of the House

Signed this \_\_\_\_\_ day  
of \_\_\_\_\_, 2013.

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President of the Senate

Signed this \_\_\_\_\_ day  
of \_\_\_\_\_, 2013.

HOUSE BILL NO. 401

INTRODUCED BY WELBORN, ANKNEY, B. BENNETT, BLEWETT, BRENDEN, T. BROWN, COOK,  
CURTIS, EHLI, FLYNN, GLIMM, HOLLENBAUGH, JACOBSON, KEANE, LARSEN, MACDONALD, MILLER,  
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WITTICH, K. VAN DYK

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