

1 HOUSE BILL NO. 47

2 INTRODUCED BY K. PETERSON

3 BY REQUEST OF THE DEPARTMENT OF FISH, WILDLIFE, AND PARKS

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5 A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING FISHING WITHOUT A LICENSE ON A SPECIFIC
6 DAY EACH YEAR; AMENDING SECTION 87-2-103, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE
7 DATE."

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

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11 **Section 1.** Section 87-2-103, MCA, is amended to read:

12 **"87-2-103. License required -- exceptions.** (1) Except as provided in ~~subsection~~ subsections (2) and
13 (3), it is unlawful for a person to:

14 (a) hunt or trap or attempt to hunt or trap any game animal, any game bird, or any fur-bearing animal or
15 to fish for any fish within this state or possess within this state any game animal, game bird, fur-bearing animal,
16 game fish, or parts of those animals or birds, except as provided by law or as provided by the department; or

17 (b) hunt or trap or attempt to hunt or trap any game animal, game bird, or fur-bearing animal or to fish
18 for any fish, except at the places and during the periods and in the manner defined by law or as defined by the
19 department; or

20 (c) hunt or trap or attempt to hunt or trap any game animal, game bird, or fur-bearing animal or fish for
21 any fish within this state or possess, sell, purchase, ship, or reship any imported or other fur-bearing animal or
22 parts of fur-bearing animals without first having obtained a proper and valid license or permit from the department
23 to do so; or

24 (d) trap or attempt to trap predatory animals or nongame wildlife without a license, as prescribed in
25 87-2-603, if that person is not a resident as defined in 87-2-102.

26 (2) The provisions of this section do not require a person who accompanies a licensed disabled hunter,
27 as authorized under 87-2-803(4), to be licensed in order to kill or attempt to kill a game animal that has been
28 wounded by a disabled hunter when the disabled hunter is unable to pursue and kill the wounded game animal.
29 However, the person must meet the qualifications for a license in the person's state of residence.

30 (3) Each year on the first Saturday of June, a person may fish for any fish within this state without

1 obtaining a fishing license required in subsection (1)(c) as long as the person does so in accordance with any
2 other law or regulation of the department in effect on that day."

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4 NEW SECTION. Section 2. Effective date. [This act] is effective on passage and approval.

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