

## 1 SENATE BILL NO. 68

2 INTRODUCED BY B. GILLESPIE

3 BY REQUEST OF THE DEPARTMENT OF LIVESTOCK

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5 A BILL FOR AN ACT ENTITLED: "AN ACT ELIMINATING A RESIDENCY REQUIREMENT FOR AERIAL  
6 PREDATOR HUNTING PERMITS; CLARIFYING THE DEFINITION OF PREDATORY ANIMAL FOR AERIAL  
7 HUNTING PERMITS; AMENDING SECTIONS 81-7-501 AND 81-7-505, MCA; AND REPEALING SECTION  
8 81-7-503, MCA."

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

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12 **SECTION 1. SECTION 81-7-501, MCA, IS AMENDED TO READ:**

13 **"81-7-501. Aerial hunting prohibited -- exceptions.** (1) Except as provided in 81-7-505, a person,  
14 except an employee of the state, its subdivisions, or the federal government who is acting within the scope of the  
15 person's employment, may not engage in the aerial hunting of predatory animals, as defined in 81-7-101, without  
16 first obtaining a permit from the department of livestock. The permit must specify the species of predatory animals  
17 to be hunted and the geographic areas over which aerial hunting may take place. For purposes of this section,  
18 the term predatory animal as defined in 81-7-101 does not include species managed or protected subject to Title  
19 87.

20 (2) A person issued a permit as required by this section may not engage in aerial hunting of predatory  
21 animals in violation of the terms of the permit, the rules promulgated by the board of livestock, or the terms of this  
22 part."

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24 **SECTION 2. SECTION 81-7-505, MCA, IS AMENDED TO READ:**

25 **"81-7-505. Resident landowners authorized to aerially hunt over their own lands without permit**  
26 **-- conditions.** Any landowner having residence and domicile in Montana may engage in the aerial hunting of  
27 predatory animals, as defined in 81-7-101, over that person's own land without a permit, provided the landowner  
28 annually notifies the department in writing that the landowner will be engaged in aerial hunting and gives an  
29 adequate description of the location of the land over which the landowner will aerially hunt. Aerial hunting must  
30 be in accordance with all rules of the department of livestock. For purposes of this section, the term predatory

1 animal as defined in 81-7-101 does not include species managed or protected subject to Title 87."

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3 NEW SECTION. **Section 3. Repealer.** The following section of the Montana Code Annotated is

4 repealed:

5 81-7-503. Residency requirement.

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