

1 HOUSE BILL NO. 285

2 INTRODUCED BY B. HARRIS

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4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE DEPARTMENT OF FISH, WILDLIFE, AND PARKS
5 TO ISSUE UNLIMITED EITHER-SEX ELK PERMITS IN CERTAIN HUNTING DISTRICTS FOR THE
6 ARCHERY-ONLY SEASON; AMENDING SECTION 87-2-704, MCA; AND PROVIDING A DELAYED 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 87-2-704, MCA, is amended to read:12 **"87-2-704. Regulation of special elk permits.** (1) The department may:13 (a) provide for the refund of resident elk tag license fees to persons applying for special elk permits in
14 hunting districts where there is no general elk hunting and set time limits and describe area restrictions; and15 (b) designate special elk permit areas where priority will be given to applicants who have not held special
16 elk permits for a period of years to be determined by the department.17 (2) The department shall provide that a person who is issued a special elk permit to hunt antlerless elk
18 during the regular hunting season is:19 (a) limited to the hunting and taking of only an antlerless elk in the hunting district or portion of a hunting
20 district where the permit is valid, except that in a hunting district or portion of a district where the holder of a
21 general elk license is allowed to hunt antlerless elk during certain times, the holder of a special elk permit to hunt
22 antlerless elk in that district or portion of a district may also hunt any elk authorized under the regulations for a
23 general elk license during those same times; and24 (b) entitled to the general elk hunting privileges for a holder of a Class A-5 license in all other hunting
25 districts.26 (3) The commission may establish a waiting period during which a person who has received a special
27 elk permit that is valid for an antlered bull may not receive another special elk permit that is valid for an antlered
28 bull. The commission may specify which special elk permits are subject to the waiting period, by hunting district
29 or portion of a hunting district.30 (4) In a hunting district where, during the archery-only season, elk hunting is by drawing only or the use

1 of a general elk license is limited to the taking of an antlerless elk, the department shall issue an unlimited number
2 of either-sex elk permits for use in the archery-only season. By receiving that permit, the applicant is restricted
3 to hunting either-sex elk only in that hunting district during that archery-only season.

4 ~~(4)~~(5) The fee for a special elk permit is \$4.

5 ~~(5)~~(6) The department may adopt rules necessary to implement this section."

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7 NEW SECTION. Section 2. Effective date. [This act] is effective March 1, 2012.

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