

1 HOUSE BILL NO. 170

2 INTRODUCED BY W. GALT

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4 A BILL FOR AN ACT ENTITLED: "AN ACT CREATING A 3-DAY NONRESIDENT UPLAND GAME BIRD
5 LICENSE; ESTABLISHING TERMS OF USE; GRANTING RULEMAKING AUTHORITY; PROVIDING FOR
6 DISPOSITION OF REVENUE; AMENDING SECTIONS 87-1-246 AND 87-1-270, MCA; AND PROVIDING AN
7 IMMEDIATE EFFECTIVE DATE."

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

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11 NEW SECTION. **Section 1. Class B-2--3-day nonresident upland game bird license.** (1) Except as
12 otherwise provided and subject to subsection (2), a person who is not a resident, as defined in 87-2-102, but who
13 is 12 years of age or older or who will turn 12 years old before or during the season for which the license is issued
14 may, upon payment of a fee of \$50, receive a Class B-2 license that entitles a holder who is 12 years of age or
15 older to hunt upland game birds for 3 calendar days as indicated on the license and possess the carcasses of
16 upland game birds as authorized by the commission.

17 (2) A Class B-2 license may not be used to hunt or take:

18 (a) ring-necked pheasants during the opening week of that season; or

19 (b) sage grouse at any time.

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21 **Section 2.** Section 87-1-246, MCA, is amended to read:

22 **"87-1-246. Funding of upland game bird enhancement program.** The amount of money specified in
23 this section from the sale of each hunting license listed must be used exclusively by the department to preserve
24 and enhance upland game bird populations in Montana in accordance with 87-1-246 through 87-1-249, subject
25 to appropriation by the legislature:

26 (1) Class A-1, resident upland game bird, \$2;

27 (2) Class B-1, nonresident upland game bird, \$23;

28 (3) Class B-2, 3-day nonresident upland game bird, \$10;29 ~~(3)~~(4) Class AAA, combination sports, \$2; and30 ~~(4)~~(5) Class B-10, nonresident big game combination, \$23."

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Section 3. Section 87-1-270, MCA, is amended to read:

"87-1-270. Allocation of license fees to hunting access enhancement program. (1) Except as provided in 87-2-805(1)(b)(ii), the amount of \$55 from the sale of each Class B-1 nonresident upland game bird license and \$25 from the sale of each Class B-2 3-day nonresident upland game bird license must be used by the department to encourage public access to private lands for hunting purposes in accordance with 87-1-265 through 87-1-267.

(2) The resident hunting access enhancement fee in 87-2-202(3)(c) and the nonresident hunting access enhancement fee in 87-2-202(3)(d) must be used by the department to encourage public access to private and public lands for hunting purposes in accordance with 87-1-265 through 87-1-267."

NEW SECTION. **Section 4. Codification instruction.** [Section 1] is intended to be codified as an integral part of Title 87, chapter 2, part 4, and the provisions of Title 87, chapter 2, part 4, apply to [section 1].

NEW SECTION. **Section 5. Effective date.** [This act] is effective on passage and approval.

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