

1 HOUSE BILL NO. 273

2 INTRODUCED BY E. MCCLAFFERTY

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4 A BILL FOR AN ACT ENTITLED: "AN ACT REMOVING THE SUNSET DATE ON A MEASURE ALLOWING
5 LICENSES FOR A NONRESIDENT TO HUNT WITH A RESIDENT SPONSOR OR FAMILY MEMBER;
6 REMOVING THE DATE RESTRICTION FOR A HUNTER SAFETY COURSE; AMENDING SECTION 87-2-526,
7 MCA; REPEALING SECTION 4, CHAPTER 345, LAWS OF 2009; AND PROVIDING AN IMMEDIATE
8 EFFECTIVE DATE."

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

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12 **Section 1.** Section 87-2-526, MCA, is amended to read:
13 **"87-2-526. (Temporary) License for nonresident to hunt with resident sponsor or family member**
14 **-- use of license revenue.** (1) In addition to the nonresident licenses provided for in 87-2-505 and 87-2-510, the
15 department may offer for sale 500 B-10 nonresident big game combination licenses and 500 B-11 nonresident
16 deer combination licenses. The licenses may be used only as provided in this section and as authorized by
17 department rules. Sale of licenses pursuant to this section may not affect the license quotas established in
18 87-2-505 and 87-2-510. The price of licenses sold under this subsection must be the same as nonresident big
19 game combination licenses and nonresident deer combination licenses offered by general drawing pursuant to
20 87-2-505 and 87-2-510.

21 (2) A license authorized in subsection (1) may be used only by an adult nonresident family member of
22 a resident who sponsors the license application and who meets the qualifications of subsection (3). The
23 nonresident family member must have completed a Montana hunter safety and education course ~~prior to March~~
24 ~~4, 2010~~, or have previously purchased a resident hunting license. A nonresident family member who receives
25 a license pursuant to subsection (1) must be accompanied in the field by a sponsor or family member who meets
26 the qualifications of subsection (3).

27 (3) To qualify as a sponsor or family member who will accompany a nonresident licensed under
28 subsection (1), a person must be a resident, as defined in 87-2-102, who is 18 years old or older and possesses
29 a current resident hunting license and who is related to the nonresident within the second degree of kinship by
30 blood or marriage. The second degree of kinship includes a mother, father, brother, sister, son, daughter, spouse,

1 grandparent, grandchild, brother-in-law, sister-in-law, son-in-law, daughter-in-law, father-in-law, mother-in-law,
2 stepfather, stepmother, stepbrother, stepsister, stepson, and stepdaughter. The sponsor shall list on the license
3 application the names of family members who are eligible to hunt with the nonresident hunter.

4 (4) If the department receives more applications for licenses than the number that are available under
5 subsection (1), the department shall conduct a drawing for the licenses. Applicants who are unsuccessful in the
6 drawing must be entered in the general drawing for a nonresident license provided under 87-2-505 or 87-2-510,
7 as applicable.

8 (5) All money received from the sale of licenses under subsection (1) must be deposited in a separate
9 account and must be used by the department to acquire public hunting access to inaccessible public land, which
10 may include obtaining hunting access through private land to inaccessible public land. (~~Terminates March 1,
11 2014 -- sec. 4, Ch. 345, L. 2009.~~)"

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13 NEW SECTION. **Section 2. Repealer.** Section 4, Chapter 345, Laws of 2009, is repealed.

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15 NEW SECTION. **Section 3. Effective date.** [This act] is effective on passage and approval.

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