

1 SENATE BILL NO. 381

2 INTRODUCED BY C. VINCENT

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING QUALIFICATIONS AND FEES FOR A NONRESIDENT
5 RELATIVE OF A RESIDENT TO OBTAIN HUNTING AND FISHING LICENSES; REVISING THE FEE OF A
6 CERTAIN NONRESIDENT ELK LICENSE; AMENDING SECTIONS 87-2-514 AND 87-2-515, MCA; AND
7 PROVIDING A DELAYED EFFECTIVE DATE AND A TERMINATION 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 87-2-514, MCA, is amended to read:
12 **"87-2-514. Nonresident relative of resident allowed to purchase nonresident licenses at reduced
13 cost -- definitions.** (1) For the purposes of this section, the following definitions apply:

14 (a) "Nonresident relative of a resident" means a person born in Montana who is the natural or adoptive
15 child, sibling, or parent of a resident but is not a resident.

16 (b) "Resident" means a resident as defined in 87-2-102 or a deceased parent, sibling, or child who was
17 a resident at the time of that individual's death.

18 (2) Except as otherwise provided in this chapter, a nonresident relative of a resident who meets the
19 qualifications of subsection (5) may purchase:

- 20 (a) a Class B nonresident fishing license;
21 (b) a Class B-1 nonresident upland game bird license;
22 (c) a Class B-7 nonresident deer A tag; and
23 (d) a Class B-15 nonresident elk license as provided in 87-2-515.

24 (3) This section does not allow a nonresident relative of a resident to purchase nonresident combination
25 licenses at a reduced price.

26 (4) The fee for a nonresident license purchased pursuant to subsection (2) is ~~four~~ five times the amount
27 charged for an equivalent resident license. The nonresident relative of a resident shall also purchase a
28 nonresident wildlife conservation license as prescribed in 87-2-202 and pay the nonresident hunting access
29 enhancement fee in 87-2-202(3)(d) if the nonresident relative of a resident purchases a hunting license.

30 (5) To qualify for a license pursuant to subsection (2), a nonresident relative of a resident shall apply at

1 any department regional office or at the department's state office in Helena and present proof of the following:

2 (a) a birth certificate verifying the applicant's birth in Montana or documentation that the applicant was
3 born to parents who were residents at the time of birth;

4 (b) evidence that the person previously held a Montana resident hunting or fishing license or has passed
5 a hunter safety course in Montana pursuant to 87-2-105; ~~and~~

6 (c) proof that the applicant is a nonresident relative of a resident; and

7 (d) if the applicant's parent, sibling, or child who was a resident is deceased, a copy of that person's
8 death certificate certifying that the deceased individual's usual residence at the time of death was in Montana."

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10 **Section 2.** Section 87-2-515, MCA, is amended to read:

11 **"87-2-515. Class B-15 nonresident elk license.** (1) Except as otherwise provided in this chapter, a
12 nonresident relative of a resident who is qualified to purchase licenses pursuant to 87-2-514 may purchase a
13 Class B-15 nonresident elk license for ~~four~~ five times the amount charged for a resident Class A-5 elk tag.

14 (2) A Class B-15 license entitles the holder to hunt elk in areas designated by the commission, at the
15 times and upon the terms set forth by the commission, and to possess the carcass of an elk authorized by the
16 license as set forth in department rules."

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18 NEW SECTION. **Section 3. Effective date.** [This act] is effective March 1, 2014.

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20 NEW SECTION. **Section 4. Termination.** [This act] terminates February 29, 2016.

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