

HOUSE BILL NO. 281

INTRODUCED BY B. BROWN

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING LAWS RELATED TO NONRESIDENT WOLF HUNTING LICENSES; ~~INCLUDING WOLF LICENSES IN COMBINATION LICENSES~~; PROVIDING DISCOUNTS FOR CERTAIN LICENSE HOLDERS; AMENDING SECTIONS ~~87-2-505, 87-2-510, 87-2-524~~; AND 87-6-304, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE."

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

~~Section 1. Section 87-2-505, MCA, is amended to read:~~

~~"87-2-505. Class B-10--nonresident big game combination license. (1) Except as otherwise provided in this chapter, a person who is not a resident, as defined in 87-2-102, but who 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 may, upon payment of the fee of \$981 and subject to the limitations prescribed by law and department regulation, apply to the fish, wildlife, and parks office, Helena, Montana, to purchase a B-10 nonresident big game combination license that entitles a holder who is 12 years of age or older to all the privileges of Class B, Class B-1, and Class B-7, and Class E-2 licenses and an elk tag. This license includes the nonresident conservation license as prescribed in 87-2-202.~~

~~(2) Not more than 17,000 Class B-10 licenses may be sold in any 1 license year.~~

~~(3) Of the fee paid for the purchase of a Class B-10 nonresident big game combination license pursuant to subsection (1), 28.5% must be deposited in the account established in 87-1-290.~~

~~(4) The cost of the Class B-10 nonresident big game combination license must be adjusted annually based on any change to the consumer price index from the previous year. The consumer price index to be used for calculations is the consumer price index for all urban consumers (CPI-U). The adjusted cost must be rounded down to the nearest even-numbered amount."~~

~~Section 2. Section 87-2-510, MCA, is amended to read:~~

~~"87-2-510. Class B-11--nonresident deer combination license. (1)(a) Except as otherwise provided in this chapter, a person who is not a resident, as defined in 87-2-102, but who 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 may, upon payment of a fee of~~

1 \$577 and subject to the limitations prescribed by law and department regulation, apply to the fish, wildlife, and
 2 parks office, Helena, Montana, to purchase a Class B-11 nonresident deer combination license that entitles a
 3 holder who is 12 years of age or older to all the privileges of the Class B, Class B-1, and Class B-7, and Class
 4 E-2 licenses. This license includes the nonresident wildlife conservation license as prescribed in 87-2-202.

5 ~~_____ (b) Of the fee paid for the purchase of a Class B-11 nonresident deer combination license pursuant to~~
 6 ~~subsection (1)(a), 28.5% must be deposited in the account established in 87-1-290.~~

7 ~~_____ (c) The cost of the Class B-11 nonresident deer combination license must be adjusted annually based~~
 8 ~~on any change to the consumer price index from the previous year. The consumer price index to be used for~~
 9 ~~calculations is the consumer price index for all urban consumers (CPI-U). The adjusted cost must be rounded~~
 10 ~~down to the nearest even-numbered amount.~~

11 ~~_____ (2) Not more than 4,600 unreserved Class B-11 licenses may be sold in any 1 license year."~~

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13 **Section 1.** Section 87-2-524, MCA, is amended to read:

14 **"87-2-524. Class E-2--nonresident wolf license.** (1) Except as otherwise provided in this chapter and
 15 in subsection (2) of this section, a person who is not a resident, as defined in 87-2-102, but who is 12 years of
 16 age or older or who will turn 12 years old before or during the season for which the license is issued, upon
 17 payment of a fee of \$50, may receive a Class E-2 license that entitles a holder who is 12 years of age or older
 18 to hunt a wolf and possess the carcass of the wolf as authorized by commission rules.

19 (2) A nonresident holder of a valid Class B-8 nonresident deer B tag or a Class B-12 nonresident
 20 antlerless elk B tag CLASS B-10 NONRESIDENT BIG GAME COMBINATION LICENSE OR CLASS B-11 DEER COMBINATION
 21 LICENSE may purchase a THE FIRST Class E-2 license THE PERSON OBTAINS IN THAT LICENSE YEAR for one-half the
 22 cost.

23 ~~(2)(3) A person who purchases a license pursuant to this section after August 31 may not use the license~~
 24 ~~until 24 hours after the license is issued.~~

25 ~~(3)(4) Fees collected pursuant to this section must be deposited and used in accordance with 87-1-623."~~

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27 **Section 2.** Section 87-6-304, MCA, is amended to read:

28 **"87-6-304. License, permit, or tag offenses.** (1) A person may not apply for, purchase, or possess
 29 more than one license, permit, or tag of any one class or more than one special license for any one species listed
 30 in 87-2-701. This provision does not apply to Class B-4, or Class B-5, or Class E-2 licenses or to licenses issued

1 under 87-2-104(2) for game management purposes. However, when more than one license, permit, or tag is
2 authorized by the commission, a person may not apply for, purchase, or possess more licenses, permits, or tags
3 than are authorized.

4 (2) The holder of a replacement license, permit, or tag may not make the replacement license, permit,
5 or tag available for use by another person.

6 (3) Except as provided in 87-6-305(2), a person to whom a license or permit has been issued may not
7 fish, hunt for any game bird or game animal, or attempt to hunt for any fur-bearing animal in this state unless the
8 person is carrying the required license or permit at the time.

9 (4) A person may not refuse to exhibit a license or permit and the identification used in purchasing a
10 license or permit for inspection to a warden or other officer requesting to see it.

11 (5) A person may not at any time alter or change a license in any material manner or loan or transfer any
12 license to another person. A person other than the person to whom a license is issued may not use the license.
13 A person may not attach the person's license to a game animal killed by another person.

14 (6) A person convicted of a violation of this section shall be fined not less than \$50 or more than \$1,000
15 or be imprisoned in the county detention center for not more than 6 months, or both. In addition, except as
16 provided in subsection (7), the person, upon conviction or forfeiture of bond or bail, may be subject to forfeiture
17 of any current hunting, fishing, or trapping license issued by this state and the privilege to hunt, fish, or trap in this
18 state or to use state lands, as defined in 77-1-101, for recreational purposes for a period of time set by the court.

19 (7) A person convicted under subsection (1), (2), or (5) of unlawfully procuring, possessing, using, or
20 transferring a replacement license, permit, or tag shall forfeit any current hunting, fishing, or trapping license
21 issued by this state and the privilege to hunt, fish, or trap in this state for 24 months from the date of conviction
22 or forfeiture of bond or bail unless a court imposes a longer period. For each subsequent violation, the person
23 shall forfeit any current hunting, fishing, or trapping license issued by this state and the privilege to hunt, fish, or
24 trap in this state for the same period of time imposed by the court for the person's previous violation plus an
25 additional 24 months."

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27 **NEW SECTION. Section 3. Effective date.** [This act] is effective March 1, 2020.

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