

HOUSE BILL NO. 522

INTRODUCED BY D. HARVEY

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A BILL FOR AN ACT ENTITLED: "AN ACT REVISING QUALIFICATIONS FOR A NONRESIDENT RELATIVE OF A RESIDENT TO OBTAIN HUNTING AND FISHING LICENSES AT A DISCOUNT; AMENDING SECTION 87-2-514, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE."

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

Section 1. Section 87-2-514, MCA, is amended to read:

"87-2-514. (Temporary) Nonresident relative of resident allowed to purchase nonresident licenses at reduced cost -- definitions. (1) For the purposes of this section, the following definitions apply:

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

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

(2) Except as otherwise provided in this chapter, a nonresident relative of a resident who meets the qualifications of subsection (5) may purchase the following at one-half the cost:

- (a) a Class B nonresident fishing license;
- (b) a Class B-1 nonresident upland game bird license;
- (c) one of the following:
 - (i) a Class B-10 nonresident big game combination license;
 - (ii) a Class B-11 nonresident deer combination license; or
 - (iii) a nonresident elk-only combination license;
- (d) if available:
 - (i) a Class B-8 nonresident deer B tag;
 - (ii) a Class B-12 nonresident antlerless elk B tag license.

(3) The nonresident relative of a resident shall also purchase a nonresident wildlife conservation license as prescribed in 87-2-202, a nonresident base hunting license as prescribed in 87-2-116 if the nonresident purchases a hunting license, and a nonresident aquatic invasive species prevention pass if the nonresident

1 purchases a fishing license.

2 (4) Class B-10 and Class B-11 licenses sold pursuant to subsection (2) are not included in the limit on
3 the number of available Class B-10 and Class B-11 licenses issued pursuant to 87-2-505 and 87-2-510.
4 Nonresident elk-only combination licenses sold pursuant to subsection (2) are in addition to nonresident elk-only
5 combination licenses available for sale pursuant to 87-2-511.

6 (5) To qualify for a license pursuant to subsection (2), a nonresident relative of a resident shall apply at
7 any department regional office or at the department's state office in Helena and present proof of the following:

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

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

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

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

15 (6) Of the fee paid for a hunting license purchased pursuant to subsection (2), 28.5% must be deposited
16 in the account established in 87-1-290. (Terminates February 29, 2020--sec. 21(1), Ch. 387, L. 2017.)

17 **87-2-514. (Effective March 1, 2020) Nonresident relative of resident allowed to purchase**
18 **nonresident licenses at reduced cost -- definitions.** (1) For the purposes of this section, the following
19 definitions apply:

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

22 (b) "Resident" means a resident as defined in 87-2-102 or a deceased individual who was a resident at
23 the time of that individual's death.

24 (2) Except as otherwise provided in this chapter, a nonresident relative of a resident who meets the
25 qualifications of subsection (5) may purchase the following at one-half the cost:

26 (a) a Class B nonresident fishing license;

27 (b) a Class B-1 nonresident upland game bird license;

28 (c) one of the following:

29 (i) a Class B-10 nonresident big game combination license;

30 (ii) a Class B-11 nonresident deer combination license; or

1 (iii) a nonresident elk-only combination license;

2 (d) if available:

3 (i) a Class B-8 nonresident deer B tag;

4 (ii) a Class B-12 nonresident antlerless elk B tag license.

5 (3) The nonresident relative of a resident shall also purchase a nonresident wildlife conservation license
6 as prescribed in 87-2-202 and a nonresident base hunting license as prescribed in 87-2-116 if the nonresident
7 relative of a resident purchases a hunting license.

8 (4) Class B-10 and Class B-11 licenses sold pursuant to subsection (2) are not included in the limit on
9 the number of available Class B-10 and Class B-11 licenses issued pursuant to 87-2-505 and 87-2-510.
10 Nonresident elk-only combination licenses sold pursuant to subsection (2) are in addition to nonresident elk-only
11 combination licenses available for sale pursuant to 87-2-511.

12 (5) To qualify for a license pursuant to subsection (2), a nonresident relative of a resident shall apply at
13 any department regional office or at the department's state office in Helena and present proof of the following:

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

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

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

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

21 (6) Of the fee paid for a hunting license purchased pursuant to subsection (2), 28.5% must be deposited
22 in the account established in 87-1-290."

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24 NEW SECTION. Section 2. Effective date. [This act] is effective March 1, 2020.

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