

12.9.905 CONTRACTUAL PUBLIC ELK HUNTING ACCESS AGREEMENTS

(1) The department may enter into a contractual public elk_hunting access_agreement provided that the landowner and the department agree to terms. A contractual public hunting agreement must include but is not limited to the following terms:

(a) area open to public elk hunting, including:

(i) specific land area with identified boundaries;

(ii) times and dates area is open;

(iii) methods_for obtaining landowner permission;

(iv) area use rules which address travel methods, game retrieval, etc.;

(b) number and distribution of public hunting days that will be allowed on property for the following categories:

(i) hunters with permits valid for the hunting district;

(ii) hunters with permits issued under [87-2-513](#) , MCA;

(iii) landowners with permits issued under [87-2-513](#) , MCA; and

(c) methods for collecting evaluation data, including:

(i) hunter use data;

(ii) elk harvest data; and

(iii) hunter/landowner/department satisfaction data.

History: [87-1-201](#), [87-1-301](#), [87-2-513](#), MCA; IMP, [87-2-513](#), MCA; NEW, 2002 MAR p. 1977, Eff. 7/26/02.

12.9.908 PROCESS FOR COMMISSION CONSIDERATION OF PERMITS

(1) In order for the commission to determine the number of hunting permits to issue under [87-2-513](#) , MCA, the department shall complete negotiations for contractual public elk hunting access agreements prior to the commission meeting at which the commission makes final permit quota decisions.

(2) The department shall place proposals to grant permits under [87-2-513](#) , MCA, on the commission agenda as part of the commission meeting when final permit quota decisions are made.

History: [87-1-201](#), [87-1-301](#), [87-2-513](#), MCA; IMP, [87-2-513](#), MCA; NEW, 2002 MAR p. 1977, Eff. 7/26/02.