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HOUSE BILL NO. 171
INTRODUCED BY Burkitt Thoma Staff

BY REQUEST OF THE DEPARTMENT OF
NATURAL RESOURCES AND CONSERVATION

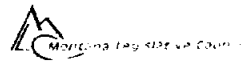
A BILL FOR AN ACT ENTITLED: "AN ACT REPEALING STATUTES THAT
PROVIDE FOR THE ABANDONMENT OF THE DALY DITCH WATER PROJECT;
REPEALING SECTIONS 85-1-401, 85-1-402, 85-1-403, 85-1-404,
85-1-405, 85-1-406, 85-1-407, 85-1-408, AND 85-1-409, MCA;
AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
NEW SECTION. Section 1. Repealer. Sections 85-1-401,
85-1-402, 85-1-403, 85-1-404, 85-1-405, 85-1-406, 85-1-407,
85-1-408, and 85-1-409, MCA, are repealed.

NEW SECTION. Section 2. Effective date. [This act] is
effective on passage and approval.

-End-

INTRODUCED BILL
HB 171



APPROVED BY COMM.
ON FISH AND GAME

SENATE BILL NO. 171

INTRODUCED BY SVRCEK, RYE, SCHYE, GRADY

BY REQUEST OF THE DEPARTMENT OF FISH,

WILDLIFE, AND PARKS

A BILL FOR AN ACT ENTITLED: "AN ACT INCREASING CERTAIN FISHING AND HUNTING LICENSE FEES AND THE LICENSE AGENT COMMISSION; REVISING THE PROVISIONS OF THE CLASS B-10 NONRESIDENT BIG GAME COMBINATION LICENSE; AND AMENDING SECTIONS 87-2-113, 87-2-202, 87-2-301, 87-2-302, 87-2-304, 87-2-306, 87-2-402, 87-2-403, 87-2-501, 87-2-505, 87-2-508, 87-2-510, 87-2-701, 87-2-704, 87-2-708, 87-2-711, AND 87-2-903, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE."

WHEREAS, an increase in Montana hunting and fishing license fees is necessary to raise revenue in order for the Department of Fish, Wildlife, and Parks to meet an anticipated revenue shortfall.

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

Section 1. Section 87-2-113, MCA, is amended to read:

"87-2-113. Drawing fee. (1) When the department determines a drawing is necessary prior to issuance of hunting licenses for any game species during a hunting season, it shall collect a \$2 \$3 per species drawing fee

with each application submitted.

(2) This fee must be deposited in the state special revenue fund to the credit of the department as set forth in 87-1-601.

(3) The payment of a drawing fee confers no hunting rights or privileges.

(4) The commission may waive the provisions of subsection (1) when a drawing is required for a special season under 87-1-304."

Section 2. Section 87-2-202, MCA, is amended to read:

"87-2-202. Application -- stamp attachment -- fee -- expiration. (1) A wildlife conservation license shall be sold upon written application. The application shall contain the applicant's name, age, occupation, place of residence, post-office address, and length of time in the state of Montana; state whether the applicant is a citizen of the United States or an alien; and be subscribed by the applicant. The applicant shall present a driver's license or other identification to substantiate the information.

(2) Hunting, fishing, or trapping licenses in the form of tags or stamps issued to a holder of a wildlife conservation license must be affixed to or recorded on the wildlife conservation license according to such rules as the department may prescribe.

(3) (a) Resident ~~and-nonresident~~ wildlife conservation

1 licenses may be purchased for a fee of ~~\$2~~ \$4.

2 (b) Nonresident wildlife conservation licenses may be
3 purchased for a fee of \$5.

4 (4) Licenses issued shall be void after the last day of
5 February next succeeding their issuance."

6 **Section 3.** Section 87-2-301, MCA, is amended to read:

7 **"87-2-301. Class A--resident fishing license.** Any
8 resident, as defined by 87-2-102, upon payment of a fee of
9 ~~\$9-50~~ \$11 BEGINNING MARCH 1, 1992, AND \$12 BEGINNING MARCH
10 1, 1994, shall receive a Class A license which shall entitle
11 the holder thereof to fish with hook and line or rod as
12 authorized by regulations of the department."

13 **Section 4.** Section 87-2-302, MCA, is amended to read:

14 **"87-2-302. Class B--nonresident fishing license.** Any
15 person not a resident, as defined in 87-2-102, upon payment
16 of the sum of ~~\$36~~ \$40 to any agent of the department
17 authorized to issue fishing and hunting licenses, shall be
18 entitled to a Class B license which shall entitle the holder
19 thereof to fish with hook and line as authorized by the
20 rules and regulations of the department."

21 **Section 5.** Section 87-2-304, MCA, is amended to read:

22 **"87-2-304. Class B-4--two-day nonresident fishing**
23 **license.** Any person not a resident, as defined in 87-2-102,
24 who is a holder of a valid wildlife conservation license,
25 upon payment of the sum of ~~\$8~~ \$10 to any agent of the

1 department authorized to issue fishing and hunting licenses,
2 shall be entitled to a 2-day nonresident fishing license
3 which shall authorize the holder to fish with hook and line,
4 as prescribed by rules and regulations of the department,
5 for 2 calendar days as indicated on the license."

6 **Section 6.** Section 87-2-306, MCA, is amended to read:

7 **"87-2-306. Paddlefish tags.** The department may issue
8 paddlefish tags to holders of valid Class A, Class B, and
9 Class B-4 fishing licenses for a fee of ~~\$3~~ \$4 BEGINNING
10 MARCH 1, 1992, AND \$5 BEGINNING MARCH 1, 1994, for residents
11 and ~~\$10~~ \$15 for nonresidents. Each tag authorizes the holder
12 to fish with hook and line for paddlefish as prescribed by
13 rules of the department."

14 **Section 7.** Section 87-2-402, MCA, is amended to read:

15 **"87-2-402. Class B-1--nonresident upland game bird**
16 **license.** Except as otherwise provided in this chapter, a
17 person not a resident, as defined in 87-2-102, but who is 12
18 years of age or older, upon payment of a fee of ~~\$53~~ \$55 may
19 receive a Class B-1 license which shall entitle the holder
20 thereof to pursue, hunt, shoot, and kill upland game birds,
21 cranes, rails, snipes, and mourning doves and possess the
22 carcasses of upland game birds, cranes, rails, snipes, and
23 mourning doves as authorized by department rules."

24 **Section 8.** Section 87-2-403, MCA, is amended to read:

25 **"87-2-403. (Temporary) Wild turkey tags and fee. (1)**

1 The department may issue wild turkey tags to the holder of a
 2 valid Class A-1 or Class B-1 license or as set out in
 3 subsection (3). Each tag shall entitle the holder to pursue,
 4 hunt, shoot, and kill one wild turkey and possess the
 5 carcass thereof, during such times and such places as the
 6 department shall authorize an open season on wild turkey.

7 (2) The fee for a wild turkey tag is ~~\$3~~ \$4 BEGINNING
 8 MARCH 1, 1992, AND \$5 BEGINNING MARCH 1, 1994, for
 9 residents and \$13 for nonresidents. Turkey tags shall be
 10 issued either by a drawing system or in unlimited number as
 11 authorized by department rules.

12 (3) Subject to the provisions of subsection (2), a
 13 person who is 62 years of age or older as provided in
 14 87-2-801, certified as disabled under 87-2-803, or a
 15 resident minor as described in 87-2-805 may purchase a wild
 16 turkey tag upon presentation of his wildlife conservation
 17 license. (Terminates March 1, 1994--sec. 12, Ch. 598, L.
 18 1987.)

19 **87-2-403. (Effective March 1, 1994) Wild turkey tags**
 20 **and fee.** (1) The department may issue wild turkey tags to
 21 the holder of a valid Class A-1 or Class B-1 license or as
 22 set out in subsection (3). Each tag shall entitle the holder
 23 to pursue, hunt, shoot, and kill one wild turkey and possess
 24 the carcass thereof, during such times and such places as
 25 the department shall authorize an open season on wild

1 turkey.

2 (2) The fee for a wild turkey tag shall be ~~\$3~~ \$5.
 3 Turkey tags shall be issued either by a drawing system or in
 4 unlimited number as authorized by department rules.

5 (3) Subject to the provisions of subsection (2), a
 6 person who is 62 years of age or older as provided in
 7 87-2-801, certified as disabled under 87-2-803, or a
 8 resident minor as described in 87-2-805 may purchase a wild
 9 turkey tag upon presentation of his wildlife conservation
 10 license."

11 **Section 9.** Section 87-2-501, MCA, is amended to read:

12 **"87-2-501. Class A-3, A-4, A-5, A-6, A-7--resident**
 13 **deer, elk, and bear licenses -- special Class A-7 resident**
 14 **and nonresident license requirements and preference. (1)**
 15 Except as otherwise provided in this chapter, a resident, as
 16 defined by 87-2-102, or a nonresident who wishes to purchase
 17 a Class A-7 elk license only, who will be 12 years of age or
 18 older prior to September 15 of the season for which the
 19 license is issued may, upon payment of the proper fee or
 20 fees, be entitled to purchase one each of the following
 21 licenses at the prescribed cost which will entitle the
 22 holder to pursue, hunt, shoot, and kill the game animal or
 23 animals authorized by the license held and to possess the
 24 carcasses of those game animals as authorized by department
 25 rules:

1 (a) Class A-3, deer A tag, \$9 \$12 BEGINNING MARCH 1,
2 1992, AND \$15 BEGINNING MARCH 1, 1994;

3 (b) Class A-4, deer B tag, \$6 \$7 BEGINNING MARCH 1,
4 1992, AND \$8 BEGINNING MARCH 1, 1994;

5 (c) Class A-5, elk tag, \$10 \$15 BEGINNING MARCH 1,
6 1992, AND \$20 BEGINNING MARCH 1, 1994;

7 (d) Class A-6, black or brown bear tag, \$0 \$11
8 BEGINNING MARCH 1, 1992, AND \$15 BEGINNING MARCH 1, 1994;

9 (e) Class A-7, antlerless elk tag, \$10 \$15 BEGINNING
10 MARCH 1, 1992, AND \$20 BEGINNING MARCH 1, 1994.

11 (2) (a) The holder of a Class A-7 antlerless elk
12 license is entitled to take antlerless elk in areas
13 designated by the commission and at such times and upon such
14 terms as set forth by the commission.

15 (b) No person may take more than one elk during any
16 license year, and a person holding a Class A-7 antlerless
17 elk tag may not take an elk during the same license year
18 with a Class A-5 license or nonresident elk tag. The use of
19 Class A-7 antlerless elk licenses does not preclude the
20 department's use of special elk permits.

21 (c) A nonresident shall hold a nonresident Class B-10
22 license as a prerequisite to application for a Class A-7
23 license.

24 (3) Subject to the limitation of subsection (5), a
25 person who holds fee title to 640 acres or more of

1 contiguous land, at least some of which is used by elk, in a
2 hunting district where Class A-7 licenses are awarded under
3 this section shall be issued, upon application, a Class A-7
4 license.

5 (4) An applicant who receives a Class A-7 license under
6 subsection (3) may designate that the license be issued to
7 an immediate family member or a person employed by the
8 landowner. A corporation owning qualifying land under
9 subsection (3) may designate one of its shareholders to
10 receive the license.

11 (5) Fifteen percent of the Class A-7 licenses available
12 each year under this section in a hunting district must be
13 available to landowners under subsection (3)."

14 **Section 10.** Section 87-2-505, MCA, is amended to read:

15 **"87-2-505. (Temporary) Class B-10--nonresident big game**
16 **combination license.** Except as otherwise provided in this
17 chapter, a person not a resident, as defined in 87-2-102,
18 but who will be 12 years of age or older prior to September
19 15 of the season for which the license is issued may, upon
20 payment of the fee of \$450 \$462 or upon payment of the fee
21 of \$472 if the license is one of the 5,600 licenses reserved
22 pursuant to 87-2-511 for applicants indicating their intent
23 to use the services of a licensed outfitter and subject to
24 the limitations prescribed by law and department regulation,
25 apply to the fish and game office, Helena, Montana, to

1 purchase a B-10 nonresident big game combination license
 2 which shall entitle the holder to all the privileges of
 3 Class B, Class B-1, and Class B-7, ~~and black bear~~ licenses,
 4 and an elk tag. This license includes the nonresident
 5 conservation license as prescribed in 87-2-202. Not more
 6 than 17,000 Class B-10 licenses may be sold in any one
 7 license year. (Terminates March 1, 1994--sec. 12, Ch. 598,
 8 L. 1987.)

9 **87-2-505. (Effective March 1, 1994) Class**
 10 **B-10--nonresident big game combination license.** Except as
 11 otherwise provided in this chapter, a person not a resident,
 12 as defined in 87-2-102, but who will be 12 years of age or
 13 older prior to September 15 of the season for which the
 14 license is issued may, upon payment of the fee of \$373 \$385
 15 or upon payment of the fee of \$395 if the license is one of
 16 the 5,600 licenses reserved pursuant to 87-2-511 for
 17 applicants indicating their intent to use the services of a
 18 licensed outfitter and subject to the limitations prescribed
 19 by law and department regulation, apply to the fish and game
 20 office, Helena, Montana, to purchase a B-10 nonresident big
 21 game combination license which shall entitle the holder to
 22 all the privileges of Class B, Class B-1, and Class B-7, ~~and~~
 23 ~~black bear~~ licenses, and an elk tag. This license includes
 24 the nonresident conservation license as prescribed in
 25 87-2-202. Not more than 17,000 Class B-10 licenses may be

1 sold in any one license year."

2 **Section 11.** Section 87-2-508, MCA, is amended to read:

3 ***87-2-508. Class D-2--resident mountain lion license.**
 4 Except as otherwise provided in this chapter, a person who
 5 is a resident, as defined in 87-2-102, and who is 12 years
 6 of age or older, upon payment of a fee of ~~\$10~~ \$13 BEGINNING
 7 MARCH 1, 1992, AND \$15 BEGINNING MARCH 1, 1994, may receive
 8 a Class D-2 license which shall entitle the holder thereof
 9 to pursue, hunt, shoot, and kill mountain lion and possess
 10 the carcass thereof as authorized by department rules. If a
 11 holder of a valid mountain lion license under this section
 12 kills a mountain lion, he must purchase a trophy license for
 13 a fee of \$50 within 10 days after the date of kill. The
 14 trophy license authorizes the holder to possess and
 15 transport such trophy."

16 **Section 12.** Section 87-2-510, MCA, is amended to read:

17 ***87-2-510. (Temporary) Class B-11--nonresident deer**
 18 **combination license.** (1) Except as otherwise provided in
 19 this chapter, a person not a resident, as defined in
 20 87-2-102, but who will be 12 years of age or older prior to
 21 September 15 of the season for which the license is issued
 22 may, upon payment of a fee of ~~\$200~~ \$238 or upon payment of
 23 the fee of \$248 if the license is one of the 4,000 reserved
 24 pursuant to 87-2-511 for applicants indicating their intent
 25 either to use the services of a licensed outfitter or to

1 hunt with a resident sponsor on land owned by that sponsor
 2 and subject to the limitations prescribed by law and
 3 department regulation, apply to the fish and game office,
 4 Helena, Montana, to purchase a Class B-11 nonresident deer
 5 combination license that entitles the holder to all the
 6 privileges of the Class B, Class B-1, and Class B-7
 7 licenses. This license includes the nonresident wildlife
 8 conservation license as prescribed in 87-2-202.

9 (2) Six thousand Class B-11 licenses are authorized for
 10 sale each license year.

11 87-2-510. (Effective March 1, 1994) Class
 12 B-11--nonresident deer combination license. (1) Except as
 13 otherwise provided in this chapter, a person not a resident,
 14 as defined in 87-2-102, but who will be 12 years of age or
 15 older prior to September 15 of the season for which the
 16 license is issued may, upon payment of a fee of \$175 \$213 or
 17 upon payment of the fee of \$223 if the license is one of the
 18 4,000 reserved pursuant to 87-2-511 for applicants
 19 indicating their intent either to use the services of a
 20 licensed outfitter or to hunt with a resident sponsor on
 21 land owned by that sponsor and subject to the limitations
 22 prescribed by law and department regulation, apply to the
 23 fish and game office, Helena, Montana, to purchase a Class
 24 B-11 nonresident deer combination license that entitles the
 25 holder to all the privileges of the Class B, Class B-1, and

1 Class B-7 licenses. This license includes the nonresident
 2 wildlife conservation license as prescribed in 87-2-202.

3 (2) Six thousand Class B-11 licenses are authorized for
 4 sale each license year."

5 **Section 13.** Section 87-2-701, MCA, is amended to read:

6 "**87-2-701. (Temporary) Special licenses.** (1) Any
 7 applicant who will be 12 years of age or older prior to
 8 September 15 of the season for which the license is issued
 9 and is the holder of a resident wildlife conservation
 10 license or a nonresident wildlife conservation license may
 11 apply for a special license which, in the judgment of the
 12 department, is to be issued and shall pay the following fees
 13 therefor:

14 (a) moose--resident, \$50 \$60 BEGINNING MARCH 1, 1992,
 15 AND \$75 BEGINNING MARCH 1, 1994; nonresident, \$320 \$450;

16 (b) mountain goat--resident, \$50 \$60 BEGINNING MARCH 1,
 17 1992, AND \$75 BEGINNING MARCH 1, 1994; nonresident, \$320
 18 \$450;

19 (c) mountain sheep--resident, \$50 \$60 BEGINNING MARCH
 20 1, 1992, AND \$75 BEGINNING MARCH 1, 1994; nonresident, \$320
 21 \$450;

22 (d) antelope--resident, \$6 \$9 BEGINNING MARCH 1, 1992,
 23 AND \$12 BEGINNING MARCH 1, 1994; nonresident, \$120 \$145;

24 (e) grizzly bear--resident, \$50; nonresident, \$300;

25 (f) black or brown bear--nonresident, \$120;

1 (g) wild buffalo--resident, \$200; nonresident, \$1,000.

2 (2) In the event a holder of a valid special grizzly
3 bear license kills a grizzly bear, he must purchase a trophy
4 license for a fee of \$25 within 10 days after date of kill.
5 Such trophy license shall authorize the holder to possess
6 and transport said trophy.

7 (3) Special licenses shall be issued in a manner
8 prescribed by the department. (Terminates March 1,
9 1994--sec. 12, Ch. 598, L. 1987.)

10 **87-2-701. (Effective March 1, 1994) Special licenses.**

11 (1) Any applicant who will be 12 years of age or older prior
12 to September 15 of the season for which the license is
13 issued and is the holder of a resident wildlife conservation
14 license or a nonresident wildlife conservation license may
15 apply for a special license which, in the judgment of the
16 department, is to be issued and shall pay the following fees
17 therefor:

18 (a) moose--resident, ~~\$50~~ \$75; nonresident, ~~\$300~~ \$430;

19 (b) mountain goat--resident, ~~\$50~~ \$75; nonresident, ~~\$300~~
20 \$430;

21 (c) mountain sheep--resident, ~~\$50~~ \$75; nonresident,
22 ~~\$300~~ \$430;

23 (d) antelope--resident, ~~\$6~~ \$12; nonresident, ~~\$100~~ \$125;

24 (e) grizzly bear--resident, \$50; nonresident, \$300;

25 (f) black or brown bear--nonresident, \$100;

1 (g) wild buffalo--resident, \$200; nonresident, \$1,000.

2 (2) In the event a holder of a valid special grizzly
3 bear license kills a grizzly bear, he must purchase a trophy
4 license for a fee of \$25 within 10 days after date of kill.
5 Such trophy license shall authorize the holder to possess
6 and transport said trophy.

7 (3) Special licenses shall be issued in a manner
8 prescribed by the department."

9 **Section 14.** Section 87-2-704, MCA, is amended to read:

10 **"87-2-704. Regulation of special elk permits.** (1) The
11 department may:

12 (a) provide for the refund of resident elk tag license
13 fees to persons applying for special elk permits in hunting
14 districts where there is no general elk hunting and set time
15 limits and describe area restrictions;

16 (b) designate special elk permit areas where priority
17 will be given to applicants who have not held special elk
18 permits for a period of years to be determined by the
19 department.

20 (2) The fee for a special elk permit is \$2 BEGINNING
21 MARCH 1, 1992, AND \$3 BEGINNING MARCH 1, 1994.

22 (2)(3) The department may adopt rules necessary to
23 implement this section."

24 **Section 15.** Section 87-2-708, MCA, is amended to read:

25 **"87-2-708. Class A-2--special bow and arrow license. A**

1 holder of a valid hunting license for which a special
 2 archery season is set by the department may receive, upon
 3 payment of an additional fee of \$7 ~~\$8~~, a Class A-2 license
 4 which shall authorize the holder thereof to pursue, hunt,
 5 shoot, and kill with bow and arrow the game animals so
 6 authorized by the licenses held and to possess the carcass
 7 thereof during seasons and in areas, as designated by the
 8 department."

9 **Section 16.** Section 87-2-711, MCA, is amended to read:

10 **"87-2-711. (Temporary) Class AAA--sportsman's license.**

11 Any resident, as defined by 87-2-102, who will be 12 years
 12 of age or older prior to September 15 of the season for
 13 which the license is issued, upon payment of the sum of
 14 ~~\$45-50 \$60 \$54~~ BEGINNING MARCH 1, 1992, AND \$64 BEGINNING
 15 MARCH 1, 1994, shall be entitled to a sportsman's license
 16 which shall permit the holder to exercise all rights granted
 17 to holders of Class A, A-1, A-3, A-5, A-6, and resident
 18 conservation licenses as prescribed in 87-2-202. The
 19 department shall furnish each holder of a sportsman's
 20 license an appropriate decal. (Terminates March 1,
 21 1994--sec. 12, Ch. 598, L. 1987.)

22 **87-2-711. (Effective March 1, 1994) Class**
 23 **AAA--sportsman's license.** Any resident, as defined by
 24 87-2-102, who will be 12 years of age or older prior to
 25 September 15 of the season for which the license is issued,

1 upon payment of the sum of ~~\$30-50 \$53~~ \$64, shall be entitled
 2 to a sportsman's license which shall permit the holder to
 3 exercise all rights granted to holders of Class A, A-1, A-3,
 4 A-5, A-6, and resident conservation licenses as prescribed
 5 in 87-2-202. The department shall furnish each holder of a
 6 sportsman's license an appropriate decal."

7 **Section 17.** Section 87-2-903, MCA, is amended to read:

8 **"87-2-903. Compensation and duties of agents -- penalty**

9 **for late submission of license money.** (1) License agents,
 10 except salaried employees of the department, shall receive
 11 for all services rendered the sum of ~~30-cents~~ 40 cents for
 12 the 1992 license year and 50 cents thereafter for each
 13 license, permit, or certificate issued. Each license agent
 14 shall submit to the department all duplicates of each class
 15 of licenses sold and shall accompany the duplicate licenses
 16 with all moneys received for the sale of the licenses less a
 17 ~~fee-of-30-cents-for-each-license-sold~~ the appropriate fee.

18 The department may designate classes of license agents and
 19 may establish a deadline for submission of license money by
 20 each class of agent. Each license agent shall keep his
 21 license account open at all reasonable hours to inspection
 22 by the department, the director, the wardens, or the
 23 legislative auditor.

24 (2) For purposes of this section, the term "license"
 25 includes any license, permit, and certificate prescribed by

1 the department.

2 (3) If a license agent fails to submit to the
3 department all money received from the declared sale of
4 licenses, less the appropriate fee, by the deadline
5 established by the department, an interest charge equal to
6 the rate charged on late corporation license tax payments
7 under 15-31-502 must be assessed. Acceptance of late
8 payments with interest does not preclude the department from
9 summarily revoking the appointment of a license agent under
10 87-2-904."

11 NEW SECTION. **Section 18.** Effective date. [This act] is
12 effective March 1, 1992.

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HOUSE BILL NO. *171*

INTRODUCED BY *Burkitt Thomas Staff*
BY REQUEST OF THE DEPARTMENT OF
NATURAL RESOURCES AND CONSERVATION

A BILL FOR AN ACT ENTITLED: "AN ACT REPEALING STATUTES THAT
PROVIDE FOR THE ABANDONMENT OF THE DALY DITCH WATER PROJECT;
REPEALING SECTIONS 85-1-401, 85-1-402, 85-1-403, 85-1-404,
85-1-405, 85-1-406, 85-1-407, 85-1-408, AND 85-1-409, MCA;
AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
NEW SECTION. **Section 1.** Repealer. Sections 85-1-401,
85-1-402, 85-1-403, 85-1-404, 85-1-405, 85-1-406, 85-1-407,
85-1-408, and 85-1-409, MCA, are repealed.

NEW SECTION. **Section 2.** Effective date. [This act] is
effective on passage and approval.

-End-

1 HOUSE BILL NO. 171

2 INTRODUCED BY BENEDICT, THOMAS, THOFT, SWYSGOOD

3 BY REQUEST OF THE DEPARTMENT OF

4 NATURAL RESOURCES AND CONSERVATION

5
6 A BILL FOR AN ACT ENTITLED: "AN ACT REPEALING STATUTES THAT
7 PROVIDE FOR THE ABANDONMENT OF THE DALY DITCH WATER PROJECT;
8 REPEALING SECTIONS 85-1-401, 85-1-402, 85-1-403, 85-1-404,
9 85-1-405, 85-1-406, 85-1-407, 85-1-408, AND 85-1-409, MCA;
10 AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

11
12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

13 NEW SECTION. **Section 1. Repealer.** Sections 85-1-401,
14 85-1-402, 85-1-403, 85-1-404, 85-1-405, 85-1-406, 85-1-407,
15 85-1-408, and 85-1-409, MCA, are repealed.

16 NEW SECTION. **Section 2. Effective date.** {This act} is
17 effective on passage and approval.

-End-