

1 House BILL NO. 644
 2 INTRODUCED BY W. Baith Johnson

3
 4 A BILL FOR AN ACT ENTITLED: "AN ACT ESTABLISHING A "MONTANA
 5 STATE GOLDEN YEARS PASS" WHICH ALLOWS SENIOR CITIZENS TO
 6 FISH, HUNT BIRDS, AND ENTER STATE PARKS AND RECREATIONAL
 7 AREAS FOR A NOMINAL ADMINISTRATIVE FEE; AMENDING SECTIONS
 8 26-202.1 AND 62-305, R.C.M. 1947."

9
 10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 Section 1. Section 26-202.1, R.C.M. 1947, is amended
 12 to read as follows:

13 "26-202.1. Licenses -- fees -- classifications of
 14 licenses -- fees and powers under licenses. (1) Class A
 15 License--Resident Fishing License. Any resident under 62
 16 years of age as defined by section 26-202.3, upon payment of
 17 a fee of five dollars (\$5) shall receive a Class A license
 18 which shall entitle the holder thereof to fish with hook and
 19 line or rod as authorized by regulations of the commission.

20 (2) Class A-1 license--Resident Game Bird License.
 21 Except as herein provided, any resident as defined by
 22 section 26-202.3, who is twelve (12) years of age or older
 23 and under 62 years of age, may, upon payment of a fee of
 24 four dollars (\$4) receive a Class A-1 license, which will
 25 entitle the holder to pursue, hunt, shoot and kill game

1 birds and possess the dead bodies of game birds which are
 2 authorized by regulations of the commission.

3 (a) No hunting licenses shall be issued to any
 4 resident person under the age of eighteen (18) years unless
 5 he presents to the person authorized to issue such license a
 6 certificate of competency as provided by this section.

7 The department of fish and game shall provide for a
 8 course of instruction in the safe handling of firearms and
 9 for the purpose may cooperate with any reputable association
 10 or organization having as one of its objectives the
 11 promotion of safety in the handling of firearms. The
 12 department may designate any person found by it to be
 13 competent to give instructions in the handling of firearms.
 14 A person so appointed shall give such course of instruction
 15 and upon the successful completion thereof shall issue to
 16 the person instructed a certificate of competency in the
 17 safe handling of firearms.

18 (3) Class A-2 License--Special Bow and Arrow License.
 19 A holder of any one of the following: a Class A-3, A-4, A-5,
 20 B-2, B-5, B-6, B-7, B-8, or B-10 license, may upon payment
 21 of an additional sum of six dollars (\$6) to any agent of the
 22 fish and game commission authorized to issue fishing and
 23 hunting licenses be entitled to a Class A-2 license, which
 24 shall authorize the holder thereof to pursue, hunt, shoot,
 25 and kill the game animals authorized by the licenses held

1 with bow and arrow and to possess these carcasses during
2 special seasons, and in special areas, as may be designated
3 by the fish and game commission.

4 (4) Class A-3, A-4, A-5, A-6 Licenses. Any resident as
5 defined by section 26-202.3 who is twelve (12) years of age
6 or older, may upon payment of the proper fee or fees be
7 entitled to purchase one each of the following licenses:
8 Class A-3, Deer A Tag, six dollars (\$6) for the license year
9 beginning May 1, 1976, and seven dollars (\$7) for each
10 license year thereafter; Class A-4, Deer B Tag, twelve
11 dollars (\$12); Class A-5 Elk Tag, eight dollars (\$8); Class
12 A-6, Black or Brown Bear Tag, six dollars (\$6); which will
13 entitle the holder to pursue, hunt, shoot, and kill the game
14 animal or animals authorized by the license held and to
15 possess the dead bodies of game animals of the state which
16 are so authorized by the regulation of the commission.

17 (5) Class B License--Nonresident Fishing License. Any
18 person not a resident as defined in section 26-202.3, upon
19 payment of the sum of twenty dollars (\$20) to any agent of
20 the fish and game commission authorized to issue fishing and
21 hunting licenses, shall be entitled to a Class B license,
22 which shall entitle the holder thereof to fish with hook and
23 line as authorized by the rules and regulations of the
24 commission.

25 (6) Class B-1 License--Nonresident Game Bird License.

1 Except as herein provided, any person not a resident as
2 defined in section 26-202.3, but who is twelve (12) years of
3 age or older, upon payment of the sum of thirty dollars
4 (\$30) to any agent of the fish and game commission
5 authorized to issue fishing and hunting licenses shall be
6 entitled to a Class B-1 license, which shall entitle the
7 holder thereof to pursue, hunt, shoot, kill and possess game
8 birds as authorized by the rules and regulations of the
9 commission.

10 No hunting licenses shall be issued to any nonresident
11 person under the age of eighteen (18) years unless he
12 presents to the person authorized to issue such license a
13 certificate of competency as provided in section
14 26-202.1(2)(a) or a certificate verifying that he has
15 successfully completed a course in the safe handling of
16 firearms in any state or province.

17 (7) Class B-2 License--Nonresident Combination
18 License. Within the limitations of this section or any
19 commission rule, any person not a resident as defined in
20 section 26-202.3, but who is twelve (12) years of age or
21 older, upon the payment of fifty dollars (\$50) may apply to
22 the fish and game office, Helena, Montana for a Class B-2
23 license, and nonresident conservation license as prescribed
24 in section 26-230, which shall authorize the holder to
25 pursue, hunt, shoot, kill and possess game birds, and to

1 fish with hook and line as authorized by the rules and
 2 regulations of the commission, and to purchase additional
 3 and special licenses and tags as provided by law or
 4 commission regulation.

5 (8) Class B-3 License--Temporary Nonresident or
 6 Tourist Fishing License. Any person not a resident as
 7 defined in section 26-202.3, upon payment of the sum of ten
 8 dollars (\$10) to any agent of the fish and game commission
 9 authorized to issue fishing and hunting licenses, shall be
 10 entitled to a temporary nonresident fishing license, which
 11 shall authorize the holder to fish with hook and line as
 12 authorized by the rules and regulations of the fish and game
 13 commission for a period of six (6) days inclusive of the
 14 dates indicated on the license.

15 (9) Class B-5 License--Nonresident Deer License. Any
 16 person not a resident as defined in section 26-202.3, but
 17 who is twelve (12) years of age or older and a holder of a
 18 nonresident conservation license, upon the payment of the
 19 sum of fifty dollars (\$50) shall be entitled to a Class B-5
 20 license which shall authorize the holder to pursue, hunt,
 21 shoot, and kill one (1) deer in the area or areas designated
 22 in the license, as determined by the commission, and to
 23 possess the carcass of same.

24 (10) Class B-6 License--Nonresident Antelope License.
 25 Any person not a resident as defined in section 26-202.3,

1 but who is twelve (12) years of age or older and a holder of
 2 a Class B-2 nonresident combination license, upon the
 3 payment of the sum of fifty dollars (\$50) shall be entitled
 4 to a Class B-6 license which shall authorize the holder to
 5 pursue, hunt, shoot, and kill one (1) antelope in the area
 6 designated in the license, as determined by the commission,
 7 and to possess the carcass of same.

8 (11) Class B-7 and B-8 Licenses. Any person not a
 9 resident as defined in section 26-202.3, but who is twelve
 10 (12) years of age or older, and is a holder of a B-2
 11 nonresident combination license, may upon payment of the
 12 proper fee or fees and subject to the limitations prescribed
 13 by law and commission regulation be entitled to apply to the
 14 Fish and Game Office, Helena, Montana, to purchase one each
 15 of the following licenses: Class B-7, Deer A Tag, fifty
 16 dollars (\$50); Class B-8, Deer B Tag, fifty dollars (\$50);
 17 and will entitle the holder to pursue, hunt, shoot, and kill
 18 the game animal or animals authorized by the license held
 19 and to possess the dead bodies of game animals of the state
 20 which are so authorized by the regulations of the
 21 commission.

22 (12) B-10 nonresident big game combination license.
 23 Any person not a resident as defined in section 26-202.3,
 24 R.C.M. 1947, but who is twelve (12) years of age or older
 25 may, upon payment of the proper fee or fees and subject to

1 the limitations prescribed by law and commission regulation,
 2 be entitled to apply to the fish and game office, Helena,
 3 Montana, to purchase a B-10 nonresident big game combination
 4 license for two hundred twenty-five dollars (\$225) which
 5 shall entitle the holder to all the privileges of a B-2
 6 nonresident combination license, a deer A tag, and elk tag
 7 and a black bear license. This license includes the
 8 nonresident conservation license as prescribed in section
 9 26-230, R.C.M. 1947.

10 (13) Special licenses. Any applicant who is twelve (12)
 11 years of age or older and is a resident as defined by
 12 section 26-202.3, or any applicant who is the holder of a
 13 Class B-2 nonresident combination license may apply for a
 14 special license, which in the judgment of the fish and game
 15 commission, is to be issued and shall pay the following fees
 16 therefor:

17 Moose, resident twenty-five dollars (\$25), nonresident
 18 one hundred twenty-five dollars (\$125);

19 Mountain Goat, resident fifteen dollars (\$15),
 20 nonresident seventy-five dollars (\$75);

21 Mountain Sheep, resident twenty-five dollars (\$25),
 22 nonresident one hundred twenty-five dollars (\$125);

23 Antelope, resident five dollars (\$5);

24 Grizzly Bear, resident twenty-five dollars (\$25),
 25 nonresident one hundred twenty-five dollars (\$125);

1 Black or brown bear, nonresident fifty dollars (\$50).

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

7 In the event that the number of valid resident
 8 applications for licenses exceeds the number of licenses
 9 which the fish and game commission desires to issue in any
 10 hunting district, then the number of licenses issued to
 11 nonresident license holders in that hunting district shall
 12 not exceed ten per cent (10%) of the total issued.

13 (14) Class C License--Trapper's License. Any resident
 14 as defined in section 26-202.3, upon making application and
 15 paying the sum of ten dollars (\$10) to the fish and game
 16 commission, shall be entitled to a trapper's license, which
 17 shall authorize the holder thereof to trap fur-bearing
 18 animals, within the state of Montana at such times and in
 19 such manner as may be lawful so to do under the laws of the
 20 state and the regulations of the fish and game commission,
 21 and at such places as may be designated in said license.

22 (15) Class C-1 License--Landowner's Trapping License.
 23 Any owner or tenant, or member of the immediate family of
 24 said owner or tenant, upon making application to the fish
 25 and game commission, and upon payment of the sum of one

1 dollar (\$1) shall be entitled to a landowner's trapping
 2 license which shall entitle the holder thereof to trap any
 3 fur-bearing animal on land owned or leased by him, or his
 4 immediate family, at such times and in such manner as may be
 5 lawful so to do under the laws of the state and the
 6 regulations of the fish and game commission and at such
 7 places as may be designated in said licenses.

8 (16) Exception. (a) A resident under the definition of
 9 section 26-202.3, who is sixty-two (62) years of age or
 10 older shall be entitled to fish and hunt game birds with a
 11 ~~conservation--license~~ "Montana state golden years pass"
 12 issued by the state fish and game commission for a fee of
 13 ~~one-dollar-(\$1). In addition, this special pass entitles~~
 14 ~~the holder to enter all state-controlled parks, recreation~~
 15 ~~areas, campgrounds, and other areas of interest. The~~
 16 ~~commission shall issue the pass to qualified persons, and it~~
 17 ~~shall remain valid until the death of the holder.~~ The form
 18 of such ~~license~~ the pass shall be prescribed by the fish and
 19 game commission.

20 (b) Any veteran who is a patient residing at a
 21 hospital operated by the veterans administration, within or
 22 outside the state, and residents of all institutions under
 23 the jurisdiction of the state board of institutions, except
 24 the Montana state prison at Deer Lodge, will be entitled to
 25 fish without a license. Such residents shall carry a permit

1 on a form prescribed by the commission and signed by the
 2 superintendent of the institution in lieu of a license.

3 (c) Disabled persons are entitled to fish without a
 4 license, if they are residents of Montana not residing in an
 5 institution and are certified as disabled by a licensed
 6 medical doctor, licensed to practice medicine in Montana.

7 Disability is defined as a physical or mental condition
 8 that prevents a person from doing any substantial gainful
 9 work that is expected to last for the rest of their life.

10 Such disabled persons shall carry a permit on a form
 11 prescribed by the commission.

12 (d) If a person is convicted of a violation of the
 13 fish and game laws or regulations of Montana, the privilege
 14 conferred by this subsection shall be revoked for not less
 15 than six (6) months.

16 (e) Residents, as defined by section 26-202.3, under
 17 the age of fifteen (15) years may purchase Class A-1, A-3,
 18 and A-5 licenses at two dollars (\$2) per license.

19 (f) The commission, by rule or regulation, may
 20 prescribe the number of Class B-5 and B-6, B-7, B-8, or B-10
 21 licenses to be issued in each of the hunting districts
 22 designated by it. Any license sold may be restricted to a
 23 specific hunting area and may specify the species, age, and
 24 sex to be taken in order to insure the proper management and
 25 propagation of game animals in these areas, provided,

1 however, that no number limit shall be placed on B-7, B-8
 2 and B-10 license by area except in major hunter
 3 concentration areas as determined by the commission. Not
 4 more than seventeen thousand (17,000) nonresident big game
 5 combination licenses (B-10) may be sold in any one license
 6 year.

7 (g) Special antelope licenses. In the event the number
 8 of valid applications for special antelope licenses for a
 9 hunting district exceeds the quota set by the commission for
 10 the district, such licenses shall be awarded by a drawing.
 11 Persons making valid application who did not receive an
 12 antelope license during the season immediately preceding the
 13 drawing shall be given first preference in such drawing for
 14 first, second and third choice hunting districts. The
 15 commission shall have the authority to promulgate such rules
 16 and regulations as are necessary to implement this
 17 subsection.

18 (h) Special elk permits. In the event the number of
 19 valid applications for special elk permits for a hunting
 20 district exceeds the quota set by the commission for the
 21 district, these permits shall be awarded by a drawing.
 22 Persons making valid application who did not receive a
 23 special elk permit during the season immediately preceding
 24 the drawing shall receive first preference in this drawing
 25 for first, second, and third choice hunting districts. The

1 commission may promulgate the rules necessary to implement
 2 this subsection.

3 (17) Only one (1) license of any one (1) class, except
 4 Class B-3 and B-4 licenses, shall be issued to any one (1)
 5 person, provided, however, that the commission may prescribe
 6 rules and regulations for the issuance or sale of a
 7 replacement license of the same class in the event the
 8 original license is lost, stolen or destroyed upon payment
 9 of the sum of one dollar (\$1).

10 (18) Class AAA License--Sportsman's License. Any
 11 resident, as defined by section 26-202.3, who is twelve (12)
 12 years of age or older, upon payment of the sum of
 13 thirty-five dollars (\$35) shall be entitled to a sportsman's
 14 license which shall permit the holder to exercise all rights
 15 granted to holders of Class A, A-1, A-3, A-5, A-6 and
 16 resident conservation licenses as prescribed in section
 17 26-230. The commission shall furnish each holder of a
 18 sportsman's license an appropriate decal.

19 (19) Class D-1 License--Nonresident Mountain Lion
 20 License. Any person not a resident as defined in section
 21 26-202.3, but who is twelve (12) years of age or older and a
 22 holder of a nonresident Class B-2 combination license, upon
 23 payment of the sum of twenty-five dollars (\$25) to any agent
 24 of the fish and game commission authorized to issue fishing
 25 and hunting licenses shall be entitled to a Class D-1

1 license, which shall entitle the holder thereof to pursue,
2 hunt, shoot, kill and possess mountain lion as authorized by
3 the rules and regulations of the commission.

4 (20) Class D-2 License--Resident Mountain Lion License.
5 Any person who is a resident as defined in section 26-202.3,
6 and who is twelve (12) years of age or older, upon payment
7 of the sum of five dollars (\$5) to any agent of the fish and
8 game commission authorized to issue fishing and hunting
9 licenses shall be entitled to a Class D-2 license, which
10 shall entitle the holder thereof to pursue, hunt, shoot,
11 kill and possess mountain lion as authorized by the rules
12 and regulations of the commission.

13 (21) Special elk or deer licenses. (a) Any person who
14 is the holder of a valid resident elk license or a Class
15 B-10 nonresident big game combination license may apply for
16 a special elk license upon payment of a fee of one dollar
17 (\$1).

18 (b) Any person who is the holder of a valid resident
19 deer license or any nonresident who holds a Class B-2
20 license and a valid deer tag may apply for a special deer
21 license upon payment of a fee of one dollar (\$1).

22 (c) The commission shall have the authority to
23 promulgate such rules and regulations as are necessary to
24 implement this subsection."

25 Section 2. Section 62-305, R.C.M. 1947, is amended to

1 read as follows:

2 "62-305. Disposal of fees and charges. The commission
3 shall have power to levy and collect reasonable fees or
4 other charges for the use of such privileges and
5 conveniences as may be provided, and to grant such
6 concessions as it may deem advisable, ~~except that holders of~~
7 ~~the "Montana state golden years pass" may not be required to~~
8 ~~pay these fees and charges.~~ All moneys derived from the
9 activities of the commission shall be deposited in the state
10 treasury in the earmarked revenue fund to the credit of the
11 commission."

-End-

STATE OF MONTANA

REQUEST NO. 350-77

FISCAL NOTE

Form BD-15

In compliance with a written request received February 3, 19 77, there is hereby submitted a Fiscal Note for House Bill 644 pursuant to Chapter 53, Laws of Montana, 1965 - Thirty-Ninth Legislative Assembly.

Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

DESCRIPTION OF PROPOSED LEGISLATION:

House Bill 644 requires the Department of Fish and Game to establish a "Montana State Golden Years Pass" which allows senior citizens (persons 62 years of age or older) to fish and hunt game birds in Montana and utilize state-controlled parks, recreation areas, and campgrounds for a nominal administrative fee. The special pass would be issued to residents of the state for a one-time fee of \$1.00 and would remain valid until the death of the holder.

Currently, a Montana resident 62 years of age or older is entitled to fish and hunt game birds with an annual purchase of a conservation license issued by the Department for a fee of \$1.00. This special privilege is not given to senior citizens in their use of the state park system.

ASSUMPTIONS:

1. Approximately 5% of the persons visiting Lewis and Clark Caverns are persons 62 years of age or older.
2. The effect upon revenue generated from overnight camping fees and seasonal state park camping passes cannot be estimated.
3. It is assumed that the proposed Golden Years Pass will not qualify as a hunting or fishing license in terms of the federal distribution of Pittman-Robertson and Dingell-Johnson wildlife restoration funds. Since the federal distribution of such funds are partly based upon the number of licensed fishermen and hunters, Montana will lose some federal aid.
4. Revenue generated from the annual purchases of Pioneer and Conservation licenses by senior citizens will be reduced.

FISCAL IMPACT:

	<u>FY 78</u>	<u>FY 79</u>
License and park fee collections under current law	\$2,974,800	\$2,974,800
License and park fee collections under proposed law	<u>2,944,800</u>	<u>2,934,100</u>
Decrease in license and park fee collections	<u>\$ 30,000</u>	<u>\$ 40,700</u>

TECHNICAL NOTE:

Clarification is required to determine when present fees would be waived if a possessor of a "Golden Years Pass" is a member of a group. For example:

1. Possessor of "pass" owns a family vehicle entering a park for camping purposes, but vehicle also carries persons not holding a "pass."
2. Possessor of "pass" is a passenger in a family vehicle, but the owner or driver of vehicle does not hold a "pass."
3. Possessor of "pass" is a member of a large group, the other members of which do not hold "passes."
4. More than one holder of a "pass" present in a vehicle or group. How many camp sites would be allocated to the group without assessing a charge?

Richard L. Young for
BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 2-8-77

Approved by Committee
on Public Health, Welfare
& Safety

1 HOUSE BILL NO. 644

2 INTRODUCED BY W. BAETH, JOHNSTON

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4 A BILL FOR AN ACT ENTITLED: "AN ACT ESTABLISHING A "MONTANA
5 STATE GOLDEN YEARS PASS" WHICH ALLOWS SENIOR CITIZENS TO
6 FISH, HUNT BIRDS, AND ENTER STATE PARKS AND RECREATIONAL
7 AREAS FOR A NOMINAL ADMINISTRATIVE FEE; AMENDING SECTIONS
8 26-202.1 AND 62-305, R.C.M. 1947."

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15 License--Resident Fishing License. Any resident ~~under 62~~
16 ~~years-of-age~~ as defined by section 26-202.3, upon payment of
17 a fee of five dollars (\$5) shall receive a Class A license
18 which shall entitle the holder thereof to fish with hook and
19 line or rod as authorized by regulations of the commission.

20 (2) Class A-1 license--Resident Game Bird License.
21 Except as herein provided, any resident as defined by
22 section 26-202.3, who is twelve (12) years of age or older
23 ~~and under 62 years-of-age~~, may, upon payment of a fee of
24 four dollars (\$4) receive a Class A-1 license, which will
25 entitle the holder to pursue, hunt, shoot and kill game

1 birds and possess the dead bodies of game birds which are so
2 authorized by regulations of the commission.

3 (a) No hunting licenses shall be issued to any
4 resident person under the age of eighteen (18) years unless
5 he presents to the person authorized to issue such license a
6 certificate of competency as provided by this section.

7 The department of fish and game shall provide for a
8 course of instruction in the safe handling of firearms and
9 for the purpose may cooperate with any reputable association
10 or organization having as one of its objectives the
11 promotion of safety in the handling of firearms. The
12 department may designate any person found by it to be
13 competent to give instructions in the handling of firearms.
14 A person so appointed shall give such course of instruction
15 and upon the successful completion thereof shall issue to
16 the person instructed a certificate of competency in the
17 safe handling of firearms.

18 (3) Class A-2 License--Special Bow and Arrow License.
19 A holder of any one of the following: a Class A-3, A-4, A-5,
20 B-2, B-5, B-6, B-7, B-8, or B-10 license, may upon payment
21 of an additional sum of six dollars (\$6) to any agent of the
22 fish and game commission authorized to issue fishing and
23 hunting licenses be entitled to a Class A-2 license, which
24 shall authorize the holder thereof to pursue, hunt, shoot,
25 and kill the game animals authorized by the licenses held

SECOND READING

1 with bow and arrow and to possess these carcasses during
2 special seasons, and in special areas, as may be designated
3 by the fish and game commission.

4 (4) Class A-3, A-4, A-5, A-6 Licenses. Any resident as
5 defined by section 26-202.3 who is twelve (12) years of age
6 or older, may upon payment of the proper fee or fees be
7 entitled to purchase one each of the following licenses:
8 Class A-3, Deer A Tag, six dollars (\$6) for the license year
9 beginning May 1, 1976, and seven dollars (\$7) for each
10 license year thereafter; Class A-4, Deer B Tag, twelve
11 dollars (\$12); Class A-5 Elk Tag, eight dollars (\$8); Class
12 A-6, Black or Brown Bear Tag, six dollars (\$6); which will
13 entitle the holder to pursue, hunt, shoot, and kill the game
14 animal or animals authorized by the license held and to
15 possess the dead bodies of game animals of the state which
16 are so authorized by the regulation of the commission.

17 (5) Class B License--Nonresident Fishing License. Any
18 person not a resident as defined in section 26-202.3, upon
19 payment of the sum of twenty dollars (\$20) to any agent of
20 the fish and game commission authorized to issue fishing and
21 hunting licenses, shall be entitled to a Class B license,
22 which shall entitle the holder thereof to fish with hook and
23 line as authorized by the rules and regulations of the
24 commission.

25 (6) Class B-1 License--Nonresident Game Bird License.

1 Except as herein provided, any person not a resident as
2 defined in section 26-202.3, but who is twelve (12) years of
3 age or older, upon payment of the sum of thirty dollars
4 (\$30) to any agent of the fish and game commission
5 authorized to issue fishing and hunting licenses shall be
6 entitled to a Class B-1 license, which shall entitle the
7 holder thereof to pursue, hunt, shoot, kill and possess game
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9 commission.

10 No hunting licenses shall be issued to any nonresident
11 person under the age of eighteen (18) years unless he
12 presents to the person authorized to issue such license a
13 certificate of competency as provided in section
14 26-202.1(2)(a) or a certificate verifying that he has
15 successfully completed a course in the safe handling of
16 firearms in any state or province.

17 (7) Class B-2 License--Nonresident Combination
18 License. Within the limitations of this section or any
19 commission rule, any person not a resident as defined in
20 section 26-202.3, but who is twelve (12) years of age or
21 older, upon the payment of fifty dollars (\$50) may apply to
22 the fish and game office, Helena, Montana for a Class B-2
23 license, and nonresident conservation license as prescribed
24 in section 26-230, which shall authorize the holder to
25 pursue, hunt, shoot, kill and possess game birds, and to

1 fish with hook and line as authorized by the rules and
2 regulations of the commission, and to purchase additional
3 and special licenses and tags as provided by law or
4 commission regulation.

5 (8) Class B-3 License--Temporary Nonresident or
6 Tourist Fishing License. Any person not a resident as
7 defined in section 26-202.3, upon payment of the sum of ten
8 dollars (\$10) to any agent of the fish and game commission
9 authorized to issue fishing and hunting licenses, shall be
10 entitled to a temporary nonresident fishing license, which
11 shall authorize the holder to fish with hook and line as
12 authorized by the rules and regulations of the fish and game
13 commission for a period of six (6) days inclusive of the
14 dates indicated on the license.

15 (9) Class B-5 License--Nonresident Deer License. Any
16 person not a resident as defined in section 26-202.3, but
17 who is twelve (12) years of age or older and a holder of a
18 nonresident conservation license, upon the payment of the
19 sum of fifty dollars (\$50) shall be entitled to a Class B-5
20 license which shall authorize the holder to pursue, hunt,
21 shoot, and kill one (1) deer in the area or areas designated
22 in the license, as determined by the commission, and to
23 possess the carcass of same.

24 (10) Class B-6 License--Nonresident Antelope License.
25 Any person not a resident as defined in section 26-202.3,

1 but who is twelve (12) years of age or older and a holder of
2 a Class B-2 nonresident combination license, upon the
3 payment of the sum of fifty dollars (\$50) shall be entitled
4 to a Class B-6 license which shall authorize the holder to
5 pursue, hunt, shoot, and kill one (1) antelope in the area
6 designated in the license, as determined by the commission,
7 and to possess the carcass of same.

8 (11) Class B-7 and B-8 Licenses. Any person not a
9 resident as defined in section 26-202.3, but who is twelve
10 (12) years of age or older, and is a holder of a B-2
11 nonresident combination license, may upon payment of the
12 proper fee or fees and subject to the limitations prescribed
13 by law and commission regulation be entitled to apply to the
14 Fish and Game Office, Helena, Montana, to purchase one each
15 of the following licenses: Class B-7, Deer A Tag, fifty
16 dollars (\$50); Class B-8, Deer B Tag, fifty dollars (\$50);
17 and will entitle the holder to pursue, hunt, shoot, and kill
18 the game animal or animals authorized by the license held
19 and to possess the dead bodies of game animals of the state
20 which are so authorized by the regulations of the
21 commission.

22 (12) B-10 nonresident big game combination license.
23 Any person not a resident as defined in section 26-202.3,
24 R.C.M. 1947, but who is twelve (12) years of age or older
25 may, upon payment of the proper fee or fees and subject to

1 the limitations prescribed by law and commission regulation,
 2 be entitled to apply to the fish and game office, Helena,
 3 Montana, to purchase a B-10 nonresident big game combination
 4 license for two hundred twenty-five dollars (\$225) which
 5 shall entitle the holder to all the privileges of a B-2
 6 nonresident combination license, a deer A tag, and elk tag
 7 and a black bear license. This license includes the
 8 nonresident conservation license as prescribed in section
 9 26-230, R.C.M. 1947.

10 (13) Special licenses. Any applicant who is twelve (12)
 11 years of age or older and is a resident as defined by
 12 section 26-202.3, or any applicant who is the holder of a
 13 Class B-2 nonresident combination license may apply for a
 14 special license, which in the judgment of the fish and game
 15 commission, is to be issued and shall pay the following fees
 16 therefor:

17 Moose, resident twenty-five dollars (\$25), nonresident
 18 one hundred twenty-five dollars (\$125);

19 Mountain Goat, resident fifteen dollars (\$15),
 20 nonresident seventy-five dollars (\$75);

21 Mountain Sheep, resident twenty-five dollars (\$25),
 22 nonresident one hundred twenty-five dollars (\$125);

23 Antelope, resident five dollars (\$5);

24 Grizzly Bear, resident twenty-five dollars (\$25),
 25 nonresident one hundred twenty-five dollars (\$125);

1 black or brown bear, nonresident fifty dollars (\$50).

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

7 In the event that the number of valid resident
 8 applications for licenses exceeds the number of licenses
 9 which the fish and game commission desires to issue in any
 10 hunting district, then the number of licenses issued to
 11 nonresident license holders in that hunting district shall
 12 not exceed ten per cent (10%) of the total issued.

13 (14) Class C License--Trapper's License. Any resident
 14 as defined in section 26-202.3, upon making application and
 15 paying the sum of ten dollars (\$10) to the fish and game
 16 commission, shall be entitled to a trapper's license, which
 17 shall authorize the holder thereof to trap fur-bearing
 18 animals, within the state of Montana at such times and in
 19 such manner as may be lawful so to do under the laws of the
 20 state and the regulations of the fish and game commission,
 21 and at such places as may be designated in said license.

22 (15) Class C-1 License--Landowner's Trapping License.
 23 Any owner or tenant, or member of the immediate family of
 24 said owner or tenant, upon making application to the fish
 25 and game commission, and upon payment of the sum of one

1 dollar (\$1) shall be entitled to a landowner's trapping
 2 license which shall entitle the holder thereof to trap any
 3 fur-bearing animal on land owned or leased by him, or his
 4 immediate family, at such times and in such manner as may be
 5 lawful so to do under the laws of the state and the
 6 regulations of the fish and game commission and at such
 7 places as may be designated in said licenses.

8 (16) Exception. (a) A resident under the definition of
 9 section 26-202.3, who is ~~sixty-two (62)~~ SIXTY-FIVE (65)
 10 years of age or older shall be entitled to fish and hunt
 11 game birds with a ~~conservation license "Montana state golden~~
 12 ~~years pass"~~ CONSERVATION LICENSE issued by the state fish
 13 and game commission for a fee of ~~one dollar (\$1)~~. ~~In~~
 14 ~~addition, this special pass entitles the holder to enter all~~
 15 ~~state-controlled parks, recreation areas, campgrounds, and~~
 16 ~~other areas of interest. The commission shall issue the pass~~
 17 ~~to qualified persons, and it shall remain valid until the~~
 18 ~~death of the holder.~~ ANY MONTANA RESIDENT AS DEFINED IN
 19 26-202.3 WHO IS 65 YEARS OF AGE OR OLDER MAY PURCHASE A
 20 MONTANA STATE GOLDEN YEARS PASS FOR \$1 WHICH, WHEN ATTACHED
 21 TO HIS OR HER VEHICLE, ALLOWS THE PASSENGERS OF THAT VEHICLE
 22 TO CAMP FREE IN MONTANA STATE PARKS, RECREATION AREAS, AND
 23 FISHING ACCESS SITES. THIS PASS IS VALID FOR THE LIFETIME OF
 24 THE INDIVIDUAL. The form of such ~~license~~ ~~the pass~~ SUCH
 25 LICENSE shall be prescribed by the fish and game commission.

1 (b) Any veteran who is a patient residing at a
 2 hospital operated by the veterans administration, within or
 3 outside the state, and residents of all institutions under
 4 the jurisdiction of the state board of institutions, except
 5 the Montana state prison at Deer Lodge, will be entitled to
 6 fish without a license. Such residents shall carry a permit
 7 on a form prescribed by the commission and signed by the
 8 superintendent of the institution in lieu of a license.

9 (c) Disabled persons are entitled to fish without a
 10 license, if they are residents of Montana not residing in an
 11 institution and are certified as disabled by a licensed
 12 medical doctor, licensed to practice medicine in Montana.

13 Disability is defined as a physical or mental condition
 14 that prevents a person from doing any substantial gainful
 15 work that is expected to last for the rest of their life.

16 Such disabled persons shall carry a permit on a form
 17 prescribed by the commission.

18 (d) If a person is convicted of a violation of the
 19 fish and game laws or regulations of Montana, the privilege
 20 conferred by this subsection shall be revoked for not less
 21 than six (6) months.

22 (e) Residents, as defined by section 26-202.3, under
 23 the age of fifteen (15) years may purchase Class A-1, A-3,
 24 and A-5 licenses at two dollars (\$2) per license.

25 (f) The commission, by rule or regulation, may

1 prescribe the number of Class B-5 and B-6, B-7, B-8, or B-10
 2 licenses to be issued in each of the hunting districts
 3 designated by it. Any license sold may be restricted to a
 4 specific hunting area and may specify the species, age, and
 5 sex to be taken in order to insure the proper management and
 6 propagation of game animals in these areas, provided,
 7 however, that no number limit shall be placed on B-7, B-8
 8 and B-10 license by area except in major hunter
 9 concentration areas as determined by the commission. Not
 10 more than seventeen thousand (17,000) nonresident big game
 11 combination licenses (B-10) may be sold in any one license
 12 year.

13 (g) Special antelope licenses. In the event the number
 14 of valid applications for special antelope licenses for a
 15 hunting district exceeds the quota set by the commission for
 16 the district, such licenses shall be awarded by a drawing.
 17 Persons making valid application who did not receive an
 18 antelope license during the season immediately preceding the
 19 drawing shall be given first preference in such drawing for
 20 first, second and third choice hunting districts. The
 21 commission shall have the authority to promulgate such rules
 22 and regulations as are necessary to implement this
 23 subsection.

24 (h) Special elk permits. In the event the number of
 25 valid applications for special elk permits for a hunting

1 district exceeds the quota set by the commission for the
 2 district, these permits shall be awarded by a drawing.
 3 Persons making valid application who did not receive a
 4 special elk permit during the season immediately preceding
 5 the drawing shall receive first preference in this drawing
 6 for first, second, and third choice hunting districts. The
 7 commission may promulgate the rules necessary to implement
 8 this subsection.

9 (17) Only one (1) license of any one (1) class, except
 10 Class B-3 and B-4 licenses, shall be issued to any one (1)
 11 person, provided, however, that the commission may prescribe
 12 rules and regulations for the issuance or sale of a
 13 replacement license of the same class in the event the
 14 original license is lost, stolen or destroyed upon payment
 15 of the sum of one dollar (\$1).

16 (18) Class AAA License--Sportsman's License. Any
 17 resident, as defined by section 26-202.3, who is twelve (12)
 18 years of age or older, upon payment of the sum of
 19 thirty-five dollars (\$35) shall be entitled to a sportsman's
 20 license which shall permit the holder to exercise all rights
 21 granted to holders of Class A, A-1, A-3, A-5, A-6 and
 22 resident conservation licenses as prescribed in section
 23 26-230. The commission shall furnish each holder of a
 24 sportsman's license an appropriate decal.

25 (19) Class D-1 License--Nonresident Mountain Lion

1 License. Any person not a resident as defined in section
 2 26-202.3, but who is twelve (12) years of age or older and a
 3 holder of a nonresident Class B-2 combination license, upon
 4 payment of the sum of twenty-five dollars (\$25) to any agent
 5 of the fish and game commission authorized to issue fishing
 6 and hunting licenses shall be entitled to a Class D-1
 7 license, which shall entitle the holder thereof to pursue,
 8 hunt, shoot, kill and possess mountain lion as authorized by
 9 the rules and regulations of the commission.

10 (20) Class D-2 License--Resident Mountain Lion License.
 11 Any person who is a resident as defined in section 26-202.3,
 12 and who is twelve (12) years of age or older, upon payment
 13 of the sum of five dollars (\$5) to any agent of the fish and
 14 game commission authorized to issue fishing and hunting
 15 licenses shall be entitled to a Class D-2 license, which
 16 shall entitle the holder thereof to pursue, hunt, shoot,
 17 kill and possess mountain lion as authorized by the rules
 18 and regulations of the commission.

19 (21) Special elk or deer licenses. (a) Any person who
 20 is the holder of a valid resident elk license or a Class
 21 B-10 nonresident big game combination license may apply for
 22 a special elk license upon payment of a fee of one dollar
 23 (\$1).

24 (b) Any person who is the holder of a valid resident
 25 deer license or any nonresident who holds a Class B-2

1 license and a valid deer tag may apply for a special deer
 2 license upon payment of a fee of one dollar (\$1).

3 (c) The commission shall have the authority to
 4 promulgate such rules and regulations as are necessary to
 5 implement this subsection."

6 Section 2. Section 62-305, R.C.M. 1947, is amended to
 7 read as follows:

8 "62-305. Disposal of fees and charges. The commission
 9 shall have power to levy and collect reasonable fees or
 10 other charges for the use of such privileges and
 11 conveniences as may be provided, and to grant such
 12 concessions as it may deem advisable, except that holders of
 13 the "Montana state golden years pass" may not be required to
 14 pay these fees and charges. All moneys derived from the
 15 activities of the commission shall be deposited in the state
 16 treasury in the earmarked revenue fund to the credit of the
 17 commission."

-End-

1 HOUSE BILL NO. 644

2 INTRODUCED BY W. BAETH, JOHNSTON

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT ESTABLISHING A "MONTANA
5 STATE GOLDEN YEARS PASS" WHICH ALLOWS SENIOR CITIZENS TO
6 FISH--HUNT--BIRDS--AND ENTER STATE PARKS AND RECREATIONAL
7 AREAS FOR A NOMINAL ADMINISTRATIVE FEE; AMENDING SECTIONS
8 26-202.1 AND 62-305, R.C.M. 1947."

9
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:11 Section 1. Section 26-202.1, R.C.M. 1947, is amended
12 to read as follows:

13 "26-202.1. Licenses -- fees -- classifications of
14 licenses -- fees and powers under licenses. (1) Class A
15 License--Resident Fishing License. Any resident ~~under 62~~
16 ~~years-of-age~~ as defined by section 26-202.3, upon payment of
17 a fee of five dollars (\$5) shall receive a Class A license
18 which shall entitle the holder thereof to fish with hook and
19 line or rod as authorized by regulations of the commission.

20 (2) Class A-1 license--Resident Game Bird License.
21 Except as herein provided, any resident as defined by
22 section 26-202.3, who is twelve (12) years of age or older
23 ~~and under 62 years of age~~, may, upon payment of a fee of
24 four dollars (\$4) receive a Class A-1 license, which will
25 entitle the holder to pursue, hunt, shoot and kill game

1 birds and possess the dead bodies of game birds which are so
2 authorized by regulations of the commission.

3 (a) No hunting licenses shall be issued to any
4 resident person under the age of eighteen (18) years unless
5 he presents to the person authorized to issue such license a
6 certificate of competency as provided by this section.

7 The department of fish and game shall provide for a
8 course of instruction in the safe handling of firearms and
9 for the purpose may cooperate with any reputable association
10 or organization having as one of its objectives the
11 promotion of safety in the handling of firearms. The
12 department may designate any person found by it to be
13 competent to give instructions in the handling of firearms.
14 A person so appointed shall give such course of instruction
15 and upon the successful completion thereof shall issue to
16 the person instructed a certificate of competency in the
17 safe handling of firearms.

18 (3) Class A-2 License--Special Bow and Arrow License.
19 A holder of any one of the following: a Class A-3, A-4, A-5,
20 B-2, B-5, B-6, B-7, B-8, or B-10 license, may upon payment
21 of an additional sum of six dollars (\$6) to any agent of the
22 fish and game commission authorized to issue fishing and
23 hunting licenses be entitled to a Class A-2 license, which
24 shall authorize the holder thereof to pursue, hunt, shoot,
25 and kill the game animals authorized by the licenses held

1 with bow and arrow and to possess these carcasses during
2 special seasons, and in special areas, as may be designated
3 by the fish and game commission.

4 (4) Class A-3, A-4, A-5, A-6 Licenses. Any resident as
5 defined by section 26-202.3 who is twelve (12) years of age
6 or older, may upon payment of the proper fee or fees be
7 entitled to purchase one each of the following licenses:
8 Class A-3, Deer A Tag, six dollars (\$6) for the license year
9 beginning May 1, 1976, and seven dollars (\$7) for each
10 license year thereafter; Class A-4, Deer B Tag, twelve
11 dollars (\$12); Class A-5 Elk Tag, eight dollars (\$8); Class
12 A-6, Black or Brown Bear Tag, six dollars (\$6); which will
13 entitle the holder to pursue, hunt, shoot, and kill the game
14 animal or animals authorized by the license held and to
15 possess the dead bodies of game animals of the state which
16 are so authorized by the regulation of the commission.

17 (5) Class B License--Nonresident Fishing License. Any
18 person not a resident as defined in section 26-202.3, upon
19 payment of the sum of twenty dollars (\$20) to any agent of
20 the fish and game commission authorized to issue fishing and
21 hunting licenses, shall be entitled to a Class B license,
22 which shall entitle the holder thereof to fish with hook and
23 line as authorized by the rules and regulations of the
24 commission.

25 (6) Class B-1 License--Nonresident Game Bird License.

1 Except as herein provided, any person not a resident as
2 defined in section 26-202.3, but who is twelve (12) years of
3 age or older, upon payment of the sum of thirty dollars
4 (\$30) to any agent of the fish and game commission
5 authorized to issue fishing and hunting licenses shall be
6 entitled to a Class B-1 license, which shall entitle the
7 holder thereof to pursue, hunt, shoot, kill and possess game
8 birds as authorized by the rules and regulations of the
9 commission.

10 No hunting licenses shall be issued to any nonresident
11 person under the age of eighteen (18) years unless he
12 presents to the person authorized to issue such license a
13 certificate of competency as provided in section
14 26-202.1(2)(a) or a certificate verifying that he has
15 successfully completed a course in the safe handling of
16 firearms in any state or province.

17 (7) Class B-2 License--Nonresident Combination
18 License. Within the limitations of this section or any
19 commission rule, any person not a resident as defined in
20 section 26-202.3, but who is twelve (12) years of age or
21 older, upon the payment of fifty dollars (\$50) may apply to
22 the fish and game office, Helena, Montana for a Class B-2
23 license, and nonresident conservation license as prescribed
24 in section 26-230, which shall authorize the holder to
25 pursue, hunt, shoot, kill and possess game birds, and to

1 fish with hook and line as authorized by the rules and
 2 regulations of the commission, and to purchase additional
 3 and special licenses and tags as provided by law or
 4 commission regulation.

5 (8) Class B-3 License--Temporary Nonresident or
 6 Tourist Fishing License. Any person not a resident as
 7 defined in section 26-202.3, upon payment of the sum of ten
 8 dollars (\$10) to any agent of the fish and game commission
 9 authorized to issue fishing and hunting licenses, shall be
 10 entitled to a temporary nonresident fishing license, which
 11 shall authorize the holder to fish with hook and line as
 12 authorized by the rules and regulations of the fish and game
 13 commission for a period of six (6) days inclusive of the
 14 dates indicated on the license.

15 (9) Class B-5 License--Nonresident Deer License. Any
 16 person not a resident as defined in section 26-202.3, but
 17 who is twelve (12) years of age or older and a holder of a
 18 nonresident conservation license, upon the payment of the
 19 sum of fifty dollars (\$50) shall be entitled to a Class B-5
 20 license which shall authorize the holder to pursue, hunt,
 21 shoot, and kill one (1) deer in the area or areas designated
 22 in the license, as determined by the commission, and to
 23 possess the carcass of same.

24 (10) Class B-6 License--Nonresident Antelope License.
 25 Any person not a resident as defined in section 26-202.3,

1 but who is twelve (12) years of age or older and a holder of
 2 a Class B-2 nonresident combination license, upon the
 3 payment of the sum of fifty dollars (\$50) shall be entitled
 4 to a Class B-6 license which shall authorize the holder to
 5 pursue, hunt, shoot, and kill one (1) antelope in the area
 6 designated in the license, as determined by the commission,
 7 and to possess the carcass of same.

8 (11) Class B-7 and B-8 Licenses. Any person not a
 9 resident as defined in section 26-202.3, but who is twelve
 10 (12) years of age or older, and is a holder of a B-2
 11 nonresident combination license, may upon payment of the
 12 proper fee or fees and subject to the limitations prescribed
 13 by law and commission regulation be entitled to apply to the
 14 Fish and Game Office, Helena, Montana, to purchase one each
 15 of the following licenses: Class B-7, Deer A Tag, fifty
 16 dollars (\$50); Class B-8, Deer B Tag, fifty dollars (\$50);
 17 and will entitle the holder to pursue, hunt, shoot, and kill
 18 the game animal or animals authorized by the license held
 19 and to possess the dead bodies of game animals of the state
 20 which are so authorized by the regulations of the
 21 commission.

22 (12) B-10 nonresident big game combination license.
 23 Any person not a resident as defined in section 26-202.3,
 24 R.C.M. 1947, but who is twelve (12) years of age or older
 25 may, upon payment of the proper fee or fees and subject to

1 the limitations prescribed by law and commission regulation,
 2 be entitled to apply to the fish and game office, Helena,
 3 Montana, to purchase a B-10 nonresident big game combination
 4 license for two hundred twenty-five dollars (\$225) which
 5 shall entitle the holder to all the privileges of a B-2
 6 nonresident combination license, a deer A tag, and elk tag
 7 and a black bear license. This license includes the
 8 nonresident conservation license as prescribed in section
 9 26-230, R.C.M. 1947.

10 (13) Special licenses. Any applicant who is twelve (12)
 11 years of age or older and is a resident as defined by
 12 section 26-202.3, or any applicant who is the holder of a
 13 Class B-2 nonresident combination license may apply for a
 14 special license, which in the judgment of the fish and game
 15 commission, is to be issued and shall pay the following fees
 16 therefor:

17 Moose, resident twenty-five dollars (\$25), nonresident
 18 one hundred twenty-five dollars (\$125);

19 Mountain Goat, resident fifteen dollars (\$15),
 20 nonresident seventy-five dollars (\$75);

21 Mountain Sheep, resident twenty-five dollars (\$25),
 22 nonresident one hundred twenty-five dollars (\$125);

23 Antelope, resident five dollars (\$5);

24 Grizzly Bear, resident twenty-five dollars (\$25),
 25 nonresident one hundred twenty-five dollars (\$125);

1 Black or brown bear, nonresident fifty dollars (\$50).

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

7 In the event that the number of valid resident
 8 applications for licenses exceeds the number of licenses
 9 which the fish and game commission desires to issue in any
 10 hunting district, then the number of licenses issued to
 11 nonresident license holders in that hunting district shall
 12 not exceed ten per cent (10%) of the total issued.

13 (14) Class C License--Trapper's License. Any resident
 14 as defined in section 26-202.3, upon making application and
 15 paying the sum of ten dollars (\$10) to the fish and game
 16 commission, shall be entitled to a trapper's license, which
 17 shall authorize the holder thereof to trap fur-bearing
 18 animals, within the state of Montana at such times and in
 19 such manner as may be lawful so to do under the laws of the
 20 state and the regulations of the fish and game commission,
 21 and at such places as may be designated in said license.

22 (15) Class C-1 License--Landowner's Trapping License.
 23 Any owner or tenant, or member of the immediate family of
 24 said owner or tenant, upon making application to the fish
 25 and game commission, and upon payment of the sum of one

1 dollar (\$1) shall be entitled to a landowner's trapping
 2 license which shall entitle the holder thereof to trap any
 3 fur-bearing animal on land owned or leased by him, or his
 4 immediate family, at such times and in such manner as may be
 5 lawful so to do under the laws of the state and the
 6 regulations of the fish and game commission and at such
 7 places as may be designated in said licenses.

8 (16) Exception. (a) A resident under the definition of
 9 section 26-202.3, who is ~~sixty-two--(62)~~ SIXTY-FIVE (65)
 10 years of age or older shall be entitled to fish and hunt
 11 game birds with a ~~conservation license "Montana state golden~~
 12 ~~years pass" CONSERVATION LICENSE~~ issued by the state fish
 13 and game commission for a fee of ~~one dollar (\$1)~~. ~~in~~
 14 ~~addition to a special pass entitles the holder to enter all~~
 15 ~~state controlled parks, recreation areas, campgrounds, and~~
 16 ~~other areas of interest. The commission shall issue the pass~~
 17 ~~to qualified persons, and it shall remain valid until the~~
 18 ~~death of the holder~~ ANY MONTANA RESIDENT AS DEFINED IN
 19 26-202.3 WHO IS 65 YEARS OF AGE OR OLDER MAY PURCHASE A
 20 MONTANA STATE GOLDEN YEARS PASS FOR \$1 WHICH, WHEN ATTACHED
 21 TO HIS OR HER VEHICLE, ALLOWS THE PASSENGERS OF THAT VEHICLE
 22 TO CAMP FREE IN MONTANA STATE PARKS, RECREATION AREAS, AND
 23 FISHING ACCESS SITES. THIS PASS IS VALID FOR THE LIFETIME OF
 24 THE INDIVIDUAL. The form of ~~such license~~ ~~the pass~~ SUCH
 25 LICENSE shall be prescribed by the fish and game commission.

1 (b) Any veteran who is a patient residing at a
 2 hospital operated by the veterans administration, within or
 3 outside the state, and residents of all institutions under
 4 the jurisdiction of the state board of institutions, except
 5 the Montana state prison at Deer Lodge, will be entitled to
 6 fish without a license. Such residents shall carry a permit
 7 on a form prescribed by the commission and signed by the
 8 superintendent of the institution in lieu of a license.

9 (c) Disabled persons are entitled to fish without a
 10 license, if they are residents of Montana not residing in an
 11 institution and are certified as disabled by a licensed
 12 medical doctor, licensed to practice medicine in Montana.

13 Disability is defined as a physical or mental condition
 14 that prevents a person from doing any substantial gainful
 15 work that is expected to last for the rest of their life.

16 Such disabled persons shall carry a permit on a form
 17 prescribed by the commission.

18 (d) If a person is convicted of a violation of the
 19 fish and game laws or regulations of Montana, the privilege
 20 conferred by this subsection shall be revoked for not less
 21 than six (6) months.

22 (e) Residents, as defined by section 26-202.3, under
 23 the age of fifteen (15) years may purchase Class A-1, A-3,
 24 and A-5 licenses at two dollars (\$2) per license.

25 (f) The commission, by rule or regulation, may

1 prescribe the number of Class B-5 and B-6, B-7, B-8, or B-10
 2 licenses to be issued in each of the hunting districts
 3 designated by it. Any license sold may be restricted to a
 4 specific hunting area and may specify the species, age, and
 5 sex to be taken in order to insure the proper management and
 6 propagation of game animals in these areas, provided,
 7 however, that no number limit shall be placed on B-7, B-8
 8 and B-10 license by area except in major hunter
 9 concentration areas as determined by the commission. Not
 10 more than seventeen thousand (17,000) nonresident big game
 11 combination licenses (B-10) may be sold in any one license
 12 year.

13 (g) Special antelope licenses. In the event the number
 14 of valid applications for special antelope licenses for a
 15 hunting district exceeds the quota set by the commission for
 16 the district, such licenses shall be awarded by a drawing.
 17 Persons making valid application who did not receive an
 18 antelope license during the season immediately preceding the
 19 drawing shall be given first preference in such drawing for
 20 first, second and third choice hunting districts. The
 21 commission shall have the authority to promulgate such rules
 22 and regulations as are necessary to implement this
 23 subsection.

24 (h) Special elk permits. In the event the number of
 25 valid applications for special elk permits for a hunting

1 district exceeds the quota set by the commission for the
 2 district, these permits shall be awarded by a drawing.
 3 Persons making valid application who did not receive a
 4 special elk permit during the season immediately preceding
 5 the drawing shall receive first preference in this drawing
 6 for first, second, and third choice hunting districts. The
 7 commission may promulgate the rules necessary to implement
 8 this subsection.

9 (17) Only one (1) license of any one (1) class, except
 10 Class B-3 and B-4 licenses, shall be issued to any one (1)
 11 person, provided, however, that the commission may prescribe
 12 rules and regulations for the issuance or sale of a
 13 replacement license of the same class in the event the
 14 original license is lost, stolen or destroyed upon payment
 15 of the sum of one dollar (\$1).

16 (18) Class AAA License--Sportsman's License. Any
 17 resident, as defined by section 26-202.3, who is twelve (12)
 18 years of age or older, upon payment of the sum of
 19 thirty-five dollars (\$35) shall be entitled to a sportsman's
 20 license which shall permit the holder to exercise all rights
 21 granted to holders of Class A, A-1, A-3, A-5, A-6 and
 22 resident conservation licenses as prescribed in section
 23 26-230. The commission shall furnish each holder of a
 24 sportsman's license an appropriate decal.

25 (19) Class D-1 License--Nonresident Mountain Lion

1 License. Any person not a resident as defined in section
 2 26-202.3, but who is twelve (12) years of age or older and a
 3 holder of a nonresident Class B-2 combination license, upon
 4 payment of the sum of twenty-five dollars (\$25) to any agent
 5 of the fish and game commission authorized to issue fishing
 6 and hunting licenses shall be entitled to a Class D-1
 7 license, which shall entitle the holder thereof to pursue,
 8 hunt, shoot, kill and possess mountain lion as authorized by
 9 the rules and regulations of the commission.

10 (20) Class D-2 License--Resident Mountain Lion License.
 11 Any person who is a resident as defined in section 26-202.3,
 12 and who is twelve (12) years of age or older, upon payment
 13 of the sum of five dollars (\$5) to any agent of the fish and
 14 game commission authorized to issue fishing and hunting
 15 licenses shall be entitled to a Class D-2 license, which
 16 shall entitle the holder thereof to pursue, hunt, shoot,
 17 kill and possess mountain lion as authorized by the rules
 18 and regulations of the commission.

19 (21) Special elk or deer licenses. (a) Any person who
 20 is the holder of a valid resident elk license or a Class
 21 B-10 nonresident big game combination license may apply for
 22 a special elk license upon payment of a fee of one dollar
 23 (\$1).

24 (b) Any person who is the holder of a valid resident
 25 deer license or any nonresident who holds a Class B-2

1 license and a valid deer tag may apply for a special deer
 2 license upon payment of a fee of one dollar (\$1).

3 (c) The commission shall have the authority to
 4 promulgate such rules and regulations as are necessary to
 5 implement this subsection."

6 Section 2. Section 62-305, R.C.M. 1947, is amended to
 7 read as follows:

8 "62-305. Disposal of fees and charges. The commission
 9 shall have power to levy and collect reasonable fees or
 10 other charges for the use of such privileges and
 11 conveniences as may be provided, and to grant such
 12 concessions as it may deem advisable, except that holders of
 13 the "Montana state golden years pass" may not be required to
 14 pay these fees and charges. All moneys derived from the
 15 activities of the commission shall be deposited in the state
 16 treasury in the earmarked revenue fund to the credit of the
 17 commission."

-End-

March 28, 1977

SENATE
STANDING COMMITTEE REPORT
Committee on Fish and Game

That House Bill No. 644, third reading, be amended as follows:

1. Amend title, lines 6 and 7.

Following: "AMENDING"

Strike: "SECTIONS 26-202.1 AND"

Insert: "SECTION"

2. Amend page 1, section 1, line 11 through line 5 on page 14.

Following: line 10

Strike: section 1 in its entirety

Renumber: subsequent section

3. Amend page 14, section 2, line 8.

Following: "charges."

Insert: "(1)"

4. Amend page 14, section 2, lines 12 through 13 and 14.

Following: "except"

Strike: "that holders of the Montana state golden years pass" may not be
required to pay these fees and charges"

Insert: "as provided in subsection (2)"

5. Amend page 14, section 2, line 18.

Following: line 17

Insert: "(2) Any Montana resident as defined in 26-202.3 who is 65 years of age of older may purchase a "Montana state golden years pass" for \$1 which, when attached to his or her vehicle, allows the passengers of that vehicle to camp free in Montana state parks, recreation areas, and fishing access sites. This pass is valid for the lifetime of the individual."

HOUSE BILL NO. 644

INTRODUCED BY W. BAETH, JOHNSTON

A BILL FOR AN ACT ENTITLED: "AN ACT ESTABLISHING A "MONTANA STATE GOLDEN YEARS PASS" WHICH ALLOWS SENIOR CITIZENS TO FISH, HUNT BIRDS, AND ENTER STATE PARKS AND RECREATIONAL AREAS FOR A NOMINAL ADMINISTRATIVE FEE; AMENDING SECTIONS 26-202.1 AND SECTION 62-305, R.C.M. 1947."

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

Section is Section 26-202.1, R.C.M. 1947, is amended to read as follows:

"26-202.1 Licenses, fees, and classifications of licenses, fees, and powers under licenses. (1) Class A License-Resident Fishing License. Any resident under 62 years of age as defined by section 26-202.3 upon payment of a fee of five dollars (\$5) shall receive a Class A license which shall entitle the holder thereof to fish with hook and line or rod as authorized by regulations of the commission.

(2) Class A-1 License-Resident Game Bird License. Except as herein provided, any resident as defined by section 26-202.3, who is twelve (12) years of age or older and under 62 years of age, may, upon payment of a fee of four dollars (\$4), receive a Class A-1 license which will entitle the holder to pursue, hunt, shoot, and kill game

birds and possess the dead bodies of game birds which are so authorized by regulations of the commission.

(a) No hunting licenses shall be issued to any resident person under the age of eighteen (18) years unless he presents to the person authorized to issue such license a certificate of competency as provided by this section.

The department of fish and game shall provide for a course of instruction in the safe handling of firearms and for the purpose may cooperate with any reputable association or organization having as one of its objectives the promotion of safety in the handling of firearms. The department may designate any person found by it to be competent to give instructions in the handling of firearms. A person so appointed shall give such course of instruction and upon the successful completion thereof shall issue to the person instructed a certificate of competency in the safe handling of firearms.

(3) Class A-2 License-Special Bow and Arrow Licenses. A holder of any one of the following: a Class A-3, A-4, A-5, B-2, B-5, B-6, B-7, B-8, or B-10 license may upon payment of an additional sum of six dollars (\$6) to any agent of the fish and game commission authorized to issue fishing and hunting licenses be entitled to a Class A-2 license which shall authorize the holder thereof to pursue, hunt, shoot, and kill the game animals authorized by the licenses held

1 with bow and arrow and to possess these carcasses during
2 special seasons and in special areas as may be designated
3 by the fish and game commission

4 {4} Class A-3-A-4-A-5-A-6 Licenses- Any resident as
5 defined by section 26-202v3 who is twelve (12) years of age
6 or older may upon payment of the proper fee or fees be
7 entitled to purchase one each of the following licenses:
8 Class A-3-Beer-A-Tag six dollars (\$6) for the license year
9 beginning May 1v 1976v and seven dollars (\$7) for each
10 license year thereafter; Class A-4-Beer-B-Tag twelve
11 dollars (\$12); Class A-5-Elk-Tag eight dollars (\$8); Class
12 A-6-Black-or-Brown-Bear-Tag six dollars (\$6); which will
13 entitle the holder to pursue hunt shoot and kill the game
14 animal or animals authorized by the license held and to
15 possess the dead bodies of game animals of the state which
16 are so authorized by the regulation of the commission

17 {5} Class B-License-Nonresident-Fishing-Licenses- Any
18 person not a resident as defined in section 26-202v3v upon
19 payment of the sum of twenty dollars (\$20) to any agent of
20 the fish and game commission authorized to issue fishing and
21 hunting licenses shall be entitled to a Class B-1 license
22 which shall entitle the holder thereof to fish with hook and
23 line as authorized by the rules and regulations of the
24 commission

25 {6} Class B-1-License-Nonresident-Game-Bird-Licenses

1 Except as herein provided any person not a resident as
2 defined in section 26-202v3v but who is twelve (12) years of
3 age or older upon payment of the sum of thirty dollars
4 (\$30) to any agent of the fish and game commission
5 authorized to issue fishing and hunting licenses shall be
6 entitled to a Class B-1 license which shall entitle the
7 holder thereof to pursue hunt shoot kill and possess game
8 birds as authorized by the rules and regulations of the
9 commission

10 No hunting licenses shall be issued to any nonresident
11 person under the age of eighteen (18) years unless he
12 presents to the person authorized to issue such license a
13 certificate of competency as provided in section
14 26-202v1(2)(a) or a certificate verifying that he has
15 successfully completed a course in the safe handling of
16 firearms in any state or province

17 {7} Class B-2-License-Nonresident-Combination
18 Licenses- Within the limitations of this section or any
19 commission rule any person not a resident as defined in
20 section 26-202v3v but who is twelve (12) years of age or
21 older upon the payment of fifty dollars (\$50) may apply to
22 the fish and game office Helena Montana for a Class B-2
23 license and nonresident conservation license as prescribed
24 in section 26-230v which shall authorize the holder to
25 pursue hunt shoot kill and possess game birds and to

1 fish with hook and line as authorized by the rules and
 2 regulations of the commission and to purchase additional
 3 and special licenses and tags as provided by law or
 4 commission regulations

5 {5} Class B-3 License Temporary Nonresident or
 6 tourist fishing licenses Any person not a resident as
 7 defined in section 26-202v3v upon payment of the sum of ten
 8 dollars {10} to any agent of the fish and game commission
 9 authorized to issue fishing and hunting licenses shall be
 10 entitled to a temporary nonresident fishing license which
 11 shall authorize the holder to fish with hook and line as
 12 authorized by the rules and regulations of the fish and game
 13 commission for a period of six {6} days inclusive of the
 14 dates indicated on the license

15 {9} Class B-5 License Nonresident Deer License Any
 16 person not a resident as defined in section 26-202v3v but
 17 who is twelve {12} years of age or older and a holder of a
 18 nonresident conservation license upon the payment of the
 19 sum of fifty dollars {50} shall be entitled to a Class B-5
 20 license which shall authorize the holder to pursue hunt
 21 shoot and kill one {1} deer in the area or areas designated
 22 in the license as determined by the commission and to
 23 possess the carcass of same

24 {10} Class B-6 License Nonresident Antelope License
 25 Any person not a resident as defined in section 26-202v3v

1 but who is twelve {12} years of age or older and a holder of
 2 a Class B-2 nonresident combination license upon the
 3 payment of the sum of fifty dollars {50} shall be entitled
 4 to a Class B-6 license which shall authorize the holder to
 5 pursue hunt shoot and kill one {1} antelope in the area
 6 designated in the license as determined by the commission
 7 and to possess the carcass of same

8 {11} Class B-7 and B-8 Licenses Any person not a
 9 resident as defined in section 26-202v3v but who is twelve
 10 {12} years of age or older and is a holder of a B-2
 11 nonresident combination license may upon payment of the
 12 proper fee or fees and subject to the limitations prescribed
 13 by law and commission regulation be entitled to apply to the
 14 Fish and Game Office Helena Montana to purchase one each
 15 of the following licenses: Class B-7v Deer A tagv fifty
 16 dollars {50} Class B-8v Deer B tagv fifty dollars {50}v
 17 and will entitle the holder to pursue hunt shoot and kill
 18 the game animal or animals authorized by the license held
 19 and to possess the dead bodies of game animals of the state
 20 which are so authorized by the regulations of the
 21 commission

22 {12} B-10 nonresident big game combination license
 23 Any person not a resident as defined in section 26-202v3v
 24 Rv6vMv-1947v but who is twelve {12} years of age or older
 25 may upon payment of the proper fee or fees and subject to

1 the limitations prescribed by law and commission regulation
 2 be entitled to apply to the fish and game office, Helena
 3 Montana to purchase a B-10 nonresident big game combination
 4 license for two hundred twenty five dollars (\$225) which
 5 shall entitle the holder to all the privileges of a B-2
 6 nonresident combination license, a deer-A tag, and elk tag
 7 and a black bear license. This license includes the
 8 nonresident conservation license as prescribed in section
 9 26-230v-R&E-M-1947.

10 (13) Special licenses. Any applicant who is twelve (12)
 11 years of age or older and is a resident as defined by
 12 section 26-202v3v or any applicant who is the holder of a
 13 Class B-2 nonresident combination license may apply for a
 14 special license which in the judgment of the fish and game
 15 commission is to be issued and shall pay the following fees
 16 therefor:

17 Moosey resident twenty five dollars (\$25), nonresident
 18 one hundred twenty five dollars (\$125);

19 Mountain Goat, resident fifteen dollars (\$15),
 20 nonresident seventy five dollars (\$75);

21 Mountain Sheep, resident twenty five dollars (\$25),
 22 nonresident one hundred twenty five dollars (\$125);

23 Antelope, resident five dollars (\$5);

24 Grizzly Bear, resident twenty five dollars (\$25),
 25 nonresident one hundred twenty five dollars (\$125);

1 black or brown bear, nonresident fifty dollars (\$50);
 2 In the event a holder of a valid special grizzly bear
 3 license kills a grizzly bear, he must purchase a trophy
 4 license for a fee of twenty five dollars (\$25) within ten
 5 (10) days after date of kill. Such trophy license shall
 6 authorize the holder to possess and transport said trophy.

7 In the event that the number of valid resident
 8 applications for licenses exceeds the number of licenses
 9 which the fish and game commission desires to issue in any
 10 hunting district, then the number of licenses issued to
 11 nonresident license holders in that hunting district shall
 12 not exceed ten per cent (10%) of the total issued.

13 (14) Class E License-Trapper's License. Any resident
 14 as defined in section 26-202v3v upon making application and
 15 paying the sum of ten dollars (\$10) to the fish and game
 16 commission shall be entitled to a trapper's license which
 17 shall authorize the holder thereof to trap fur bearing
 18 animals within the state of Montana at such times and in
 19 such manner as may be lawful so to do under the laws of the
 20 state and the regulations of the fish and game commission
 21 and at such places as may be designated in said license.

22 (15) Class E-1 License-Landowner's Trapping License.
 23 Any owner or tenant or member of the immediate family of
 24 said owner or tenant upon making application to the fish
 25 and game commission and upon payment of the sum of one

1 dollar (\$) shall be entitled to a landowner's trapping
2 license which shall entitle the holder thereof to trap any
3 fur-bearing animal on land owned or leased by him or his
4 immediate family at such times and in such manner as may be
5 lawful so to do under the laws of the state and the
6 regulations of the fish and game commission and at such
7 places as may be designated in said licenses

8 (16) Exception - (a) A resident under the definition of
9 section 26-202v3 who is sixty two (62) SIXTY FIVE (65)
10 years of age or older shall be entitled to fish and hunt
11 game birds with a conservation license "Montana state golden
12 years pass" CONSERVATION LICENSE issued by the state fish
13 and game commission for a fee of one dollar (\$) in
14 addition this special pass entitles the holder to enter all
15 state controlled parks recreation areas campgrounds and
16 other areas of interest. The commission shall issue the pass
17 to qualified persons and it shall remain valid until the
18 death of the holder ANY MONTANA RESIDENT AS DEFINED IN
19 26-202v3 WHO IS 65 YEARS OF AGE OR OLDER MAY PURCHASE A
20 MONTANA STATE GOLDEN YEARS PASS FOR \$1 WHICH WHEN ATTACHED
21 TO HIS OR HER VEHICLE ALLOWS THE PASSENGERS OF THAT VEHICLE
22 TO CAMP FREE IN MONTANA STATE PARKS RECREATION AREAS AND
23 FISHING ACCESS SITES THIS PASS IS VALID FOR THE LIFETIME OF
24 THE INDIVIDUAL The form of such license the pass SUCH
25 LICENSE shall be prescribed by the fish and game commission

1 (b) Any veteran who is a patient residing at a
2 hospital operated by the veterans administration within or
3 outside the state and residents of all institutions under
4 the jurisdiction of the state board of institutions except
5 the Montana state prison at Deer Lodge will be entitled to
6 fish without a license. Such residents shall carry a permit
7 on a form prescribed by the commission and signed by the
8 superintendent of the institution in lieu of a license

9 (c) Disabled persons are entitled to fish without a
10 license if they are residents of Montana not residing in an
11 institution and are certified as disabled by a licensed
12 medical doctor licensed to practice medicine in Montana

13 Disability is defined as a physical or mental condition
14 that prevents a person from doing any substantial gainful
15 work that is expected to last for the rest of their life

16 Such disabled persons shall carry a permit on a form
17 prescribed by the commission

18 (d) If a person is convicted of a violation of the
19 fish and game laws or regulations of Montana the privilege
20 conferred by this subsection shall be revoked for not less
21 than six (6) months

22 (e) Residents as defined by section 26-202v3 under
23 the age of fifteen (15) years may purchase Class A-1v A-3v
24 and A-5 licenses at two dollars (\$) per license

25 (f) The commission by rule or regulation may

1 prescribe the number of Class B-5 and B-6, B-7, B-8, or B-10
 2 licenses to be issued in each of the hunting districts
 3 designated by it. Any license sold may be restricted to a
 4 specific hunting area and may specify the species, age, and
 5 sex to be taken in order to insure the proper management and
 6 propagation of game animals in these areas, provided,
 7 however, that no number limit shall be placed on B-7, B-8
 8 and B-10 license by area except in major hunter
 9 concentration areas as determined by the commission. Not
 10 more than seventeen thousand (17,000) nonresident big game
 11 combination licenses (B-10) may be sold in any one license
 12 year.

13 (g) Special antelope licenses. In the event the number
 14 of valid applications for special antelope licenses for a
 15 hunting district exceeds the quota set by the commission for
 16 the district, such licenses shall be awarded by a drawing.
 17 Persons making valid application who did not receive an
 18 antelope license during the season immediately preceding the
 19 drawing shall be given first preference in such drawing for
 20 first, second, and third choice hunting districts. The
 21 commission shall have the authority to promulgate such rules
 22 and regulations as are necessary to implement this
 23 subsection.

24 (h) Special elk permits. In the event the number of
 25 valid applications for special elk permits for a hunting

1 district exceeds the quota set by the commission for the
 2 district, these permits shall be awarded by a drawing.
 3 Persons making valid application who did not receive a
 4 special elk permit during the season immediately preceding
 5 the drawing shall receive first preference in this drawing
 6 for first, second, and third choice hunting districts. The
 7 commission may promulgate the rules necessary to implement
 8 this subsection.

9 (i) Only one (1) license of any one (1) class, except
 10 Class B-3 and B-4 licenses, shall be issued to any one (1)
 11 person, provided, however, that the commission may prescribe
 12 rules and regulations for the issuance or sale of a
 13 replacement license of the same class in the event the
 14 original license is lost, stolen or destroyed upon payment
 15 of the sum of one dollar (\$1).

16 (j) Class AAA License Sportsman's License. Any
 17 resident, as defined by section 26-202, who is twelve (12)
 18 years of age or older, upon payment of the sum of
 19 thirty-five dollars (\$35), shall be entitled to a sportsman's
 20 license which shall permit the holder to exercise all rights
 21 granted to holders of Class A, A-1, A-2, A-3, A-5, A-6 and
 22 resident conservation licenses as prescribed in section
 23 26-230. The commission shall furnish each holder of a
 24 sportsman's license an appropriate decal.

25 (k) Class B-1 License Nonresident Mountain Lion

1 license--Any--person--not--a--resident--as--defined--in--section
 2 26-202.3--but--who--is--twelve--(12)--years--of--age--or--older--and--a
 3 holder--of--a--nonresident--Class--B-2--combination--license--upon
 4 payment--of--the--sum--of--twenty--five--dollars--(\$25)--to--any--agent
 5 of--the--fish--and--game--commission--authorized--to--issue--fishing
 6 and--hunting--licenses--shall--be--entitled--to--a--Class--B-1
 7 license--which--shall--entitle--the--holder--thereof--to--pursue
 8 hunt--shoot--kill--and--possess--mountain--lion--as--authorized--by
 9 the--rules--and--regulations--of--the--commission

10 (20) Class-B-2 License Resident Mountain Lion License
 11 Any--person--who--is--a--resident--as--defined--in--section--26-202.3
 12 and--who--is--twelve--(12)--years--of--age--or--older--upon--payment
 13 of--the--sum--of--five--dollars--(\$5)--to--any--agent--of--the--fish--and
 14 game--commission--authorized--to--issue--fishing--and--hunting
 15 licenses--shall--be--entitled--to--a--Class--B-2--license--which
 16 shall--entitle--the--holder--thereof--to--pursue--hunt--shoot
 17 kill--and--possess--mountain--lion--as--authorized--by--the--rules
 18 and--regulations--of--the--commission

19 (21) Special elk or deer licenses--(a) Any person who
 20 is--the--holder--of--a--valid--resident--elk--license--or--a--Class
 21 B-10--nonresident--big--game--combination--license--may--apply--for
 22 a--special--elk--license--upon--payment--of--a--fee--of--one--dollar
 23 (\$1)

24 (b) Any person who is the holder of a valid resident
 25 deer license or any nonresident who holds a Class-B-2

1 license--and--a--valid--deer--tag--may--apply--for--a--special--deer
 2 license--upon--payment--of--a--fee--of--one--dollar--(\$1)

3 (c) The commission shall have the authority to
 4 promulgate such rules and regulations as are necessary to
 5 implement this subsection.

6 Section 1. Section 62-305, R.C.M. 1947, is amended to
 7 read as follows:

8 "62-305. Disposal of fees and charges. (1) The
 9 commission shall have power to levy and collect reasonable
 10 fees or other charges for the use of such privileges and
 11 conveniences as may be provided, and to grant such
 12 concessions as it may deem advisable, except that holders of
 13 the "Montana state golden years pass" may not be required to
 14 pay these fees and charges AS PROVIDED IN SUBSECTION (2).

15 All moneys derived from the activities of the commission
 16 shall be deposited in the state treasury in the earmarked
 17 revenue fund to the credit of the commission.

18 (2) ANY MONTANA RESIDENT AS DEFINED IN 26-202.3 WHO IS
 19 65 YEARS OF AGE OR OLDER MAY PURCHASE A "MONTANA STATE
 20 GOLDEN YEARS PASS" FOR \$1 WHICH, WHEN ATTACHED TO HIS OR HER
 21 VEHICLE, ALLOWS THE PASSENGERS OF THAT VEHICLE TO CAMP FREE
 22 IN MONTANA STATE PARKS, RECREATION AREAS, AND FISHING ACCESS
 23 SITES. THIS PASS IS VALID FOR THE LIFETIME OF THE
 24 INDIVIDUAL."

-End-