

1 *Senate* BILL NO. 168
 2 INTRODUCED BY *Rep. Nealy, Mahana, L. NCH*
 3 *Murphy, Zschender, Flynn, Hellet, Turvey*
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PERMIT PHYSICALLY
 5 AND MENTALLY HANDICAPPED PERSONS TO ACQUIRE A FISHING
 6 LICENSE FOR A NOMINAL FEE; AMENDING SECTION 26-202.1, R.C.M.
 7 1947."
 8

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

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

12 "26-202.1. Licenses--fees--classifications of
 13 licenses--fees and powers under licenses. (1) Class A
 14 License--Resident Fishing License. Any resident as defined
 15 by section 26-202.3, upon payment of a fee of five dollars
 16 (\$5) shall receive a Class A license which shall entitle the
 17 holder thereof to fish with hook and line or rod as
 18 authorized by regulations of the commission.

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

1 commission.

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

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

17 (3) Class A-2 License--Special Bow and Arrow License.
 18 Any holder of a Class A-1 license and any of the following:
 19 a Class A-3, A-4, A-5, B-2, B-5 or B-6 license, may upon
 20 payment of an additional sum of three dollars (\$3) to any
 21 agent of the fish and game commission authorized to issue
 22 fishing and hunting licenses be entitled to a Class A-2
 23 license, which shall authorize the holder thereof to pursue,
 24 hunt, shoot, and kill deer, antelope and elk with bow and
 25 arrow and to possess the carcass of deer, antelope and elk

1 during a special season, as so licensed and in special
2 areas, as may be designated by the fish and game commission.

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

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

23 (6) Class B-1 License--Nonresident Game Bird License.
24 Except as herein provided, any person not a resident as
25 defined in section 26-202.3, but who is twelve (12) years of

1 age or older, upon payment of the sum of twenty-five dollars
2 (\$25) to any agent of the fish and game commission
3 authorized to issue fishing and hunting licenses shall be
4 entitled to a Class B-1 license, which shall entitle the
5 holder thereof to pursue, hunt, shoot, kill and possess game
6 birds as authorized by the rules and regulations of the
7 commission.

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

15 (7) Class B-2 License--Nonresident Big Game License.
16 Any person not a resident as defined in section 26-202.3,
17 but who is twelve (12) years of age or older, upon the
18 payment of the sum of one hundred twenty-five dollars (\$125)
19 for the license year from May 1, 1967 to April 30, 1968 and
20 thereafter for subsequent license years upon payment of the
21 sum of one hundred fifty dollars (\$150) to any agent of the
22 fish and game commission authorized to issue fishing and
23 hunting licenses, shall be entitled to a Class B-2 license
24 which shall authorize the holder to pursue, hunt, shoot, and
25 kill game animals in the area or areas designated in the

1 license, as determined by the commission, and to possess the
2 carcasses of same, and to pursue, hunt, shoot, kill and
3 possess game birds, and to fish with hook and line as may
4 hereinafter be authorized by the rules and regulations of
5 the commission.

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

16 (9) Class B-5 License--Nonresident Deer License. Any
17 person not a resident as defined in section 26-202.3, but
18 who is twelve (12) years of age or older, upon the payment
19 of the sum of thirty-five dollars (\$35) shall be entitled to
20 a Class B-5 license which shall authorize the holder to
21 pursue, hunt, shoot, and kill one (1) deer in the area or
22 areas designated in the license, as determined by the
23 commission, and to 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, upon the
2 payment of the sum of thirty-five dollars (\$35) shall be
3 entitled to a Class B-6 license which shall authorize the
4 holder to pursue, hunt, shoot, and kill one (1) antelope in
5 the area designated in the license, as determined by the
6 commission, and to possess the carcass of same.

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

13 Moose, resident twenty-five dollars (\$25), nonresident
14 fifty dollars (\$50);

15 Mountain Goat, resident fifteen dollars (\$15),
16 nonresident thirty dollars (\$30);

17 Mountain Sheep, resident twenty-five dollars (\$25),
18 nonresident fifty dollars (\$50);

19 Antelope, resident three dollars (\$3), nonresident ten
20 dollars (\$10);

21 Grizzly Bear, resident five dollars (\$5), nonresident
22 grizzly, black or brown bear, thirty-five dollars (\$35).

23 In the event a holder of a valid special grizzly bear
24 license kills a grizzly bear, he must purchase a trophy
25 license for a fee of twenty-five dollars (\$25) within ten

1 (10) days after date of kill. Such trophy license shall
2 authorize the holder to possess and transport said trophy.

3 In the event that the number of valid applications for
4 special licenses exceeds the number of special licenses
5 which the fish and game commission desires to issue in any
6 hunting district, then the number of special licenses issued
7 to the holders of Class B-2 nonresident big game licenses
8 shall not exceed ten per cent (10%) of the total issued.

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

18 (13) Class C-1 License--Landowner's Trapping License.
19 Any owner or tenant, or member of the immediate family of
20 said owner or tenant, upon making application to the fish
21 and game commission, and upon payment of the sum of one
22 dollar (\$1) shall be entitled to a landowner's trapping
23 license which shall entitle the holder thereof to trap any
24 fur-bearing animal, except beaver, on land owned or leased
25 by him, or his immediate family, at such times and in such

1 manner as may be lawful so to do under the laws of the state
2 and the regulations of the fish and game commission and at
3 such places as may be designated in said licenses.

4 (14) Exception. (a) A resident under the definition of
5 section 26-202.3, who is sixty-two (62) years or older shall
6 be entitled to fish and hunt game birds with a pioneer
7 license issued by the state fish and game commission for a
8 fee of fifteen cents (\$.15). The form of such license shall
9 be prescribed by the fish and game commission.

10 (b) Residents of all institutions under the
11 jurisdiction of the state board of institutions, except the
12 Montana state prison at Deer Lodge, will be entitled to fish
13 without a license. Such residents shall carry a permit on a
14 form prescribed by the commission and signed by the
15 superintendent of the institution in lieu of a license.

16 (c) Physically and mentally handicapped persons who
17 are residents of Montana and not residents of an institution
18 are entitled to be issued a fishing license for a fee of
19 fifteen cents (\$.15). The form of such license shall be
20 prescribed by the fish and game commission.

21 ~~(e)~~ (d) A veteran who is a patient residing at a
22 hospital operated by the veterans administration, within or
23 outside the state, may fish with a license issued by the
24 head of the hospital on forms prescribed and furnished by
25 the commission. The fee for such license shall be fifteen

1 cents (\$.15).

2 ~~(d)~~ (e) If a person is convicted of a violation of the
3 fish and game laws or regulations of Montana, the privilege
4 conferred by this subsection shall be revoked for not less
5 than six (6) months.

6 ~~(e)~~ (f) Residents, as defined by section 26-202.3,
7 under the age of fifteen (15) years may purchase Class A-1,
8 A-3, A-4, and A-5 licenses for one-half (1/2) of the fees
9 prescribed in this section.

10 ~~(f)~~ (g) The commission, by rule or regulation, may
11 prescribe the number of Class B-5 and B-6 licenses to be
12 issued in each of the hunting districts designated by it.

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

24 (15) Only one (1) license of any one (1) class, except
25 Class B-3 and B-4 licenses, shall be issued to any one (1)

1 person, provided, however, that the commission may prescribe
2 rules and regulations for the issuance or sale of a
3 replacement license of the same class in the event the
4 original license is lost, stolen or destroyed upon payment
5 of the sum of one dollar (\$1).

6 (16) Class AAA License--Sportsman's License. Any
7 resident, as defined by section 26-202.3, who is twelve (12)
8 years of age or older, upon payment of the sum of twenty
9 dollars (\$20) shall be entitled to a sportsman's license
10 which shall permit the holder to exercise all rights granted
11 to holders of Class A, A-1, A-3, A-5 and A-6 licenses. The
12 commission shall furnish each holder of a sportsman's
13 license an appropriate decal.

14 (17) Class D-1 License--Nonresident Mountain Lion
15 License. Any person not a resident as defined in section
16 26-202.3, but who is twelve (12) years of age or older, upon
17 payment of the sum of twenty-five dollars (\$25) to any agent
18 of the fish and game commission authorized to issue fishing
19 and hunting licenses shall be entitled to a Class D-1
20 license, which shall entitle the holder thereof to pursue,
21 hunt, shoot, kill and possess mountain lion as authorized by
22 the rules and regulations of the commission.

23 (18) Class D-2 License--Resident Mountain Lion License.
24 Any person who is a resident as defined in section 26-202.3,
25 and who is twelve (12) years of age or older, upon payment

1 of the sum of five dollars (\$5) to any agent of the fish and
2 game commission authorized to issue fishing and hunting
3 licenses shall be entitled to a Class D-2 license, which
4 shall entitle the holder thereof to pursue, hunt, shoot,
5 kill and possess mountain lion as authorized by the rules
6 and regulations of the commission."

-End-

Approved by Committee
on Natural Resources

Approved by Comm.
on Fish and Game

1 SENATE BILL NO. 168
2 INTRODUCED BY LEE, HEALY, MEHRENS, LYNCH, MURPHY, FASBENDER,
3 FLYNN, HAZELBAKER, TURNAGE

4
5 A BILL FOR AN ACT ENTITLED: "AN ACT TO PERMIT PHYSICALLY
6 AND MENTALLY HANDICAPPED PERSONS TO ACQUIRE A FISHING
7 LICENSE ~~FOR A NOMINAL FEE~~; AMENDING SECTION 26-202.1, R.C.M.
8 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 as defined
16 by section 26-202.3, upon payment of a fee of five dollars
17 (\$5) shall receive a Class A license which shall entitle the
18 holder thereof to fish with hook and line or rod as
19 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 may, upon payment of a fee of two dollars (\$2) receive a
24 Class A-1 license, which will entitle the holder to pursue,
25 hunt, shoot and kill game birds and possess the dead bodies

1 of game birds which are so authorized by regulations of the
2 commission.

3 (a) No hunting licenses shall be issued to any resident
4 person under the age of eighteen (18) years unless he
5 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 Any holder of a Class A-1 license and any of the following:
20 a Class A-3, A-4, A-5, B-2, B-5 or B-6 license, may upon
21 payment of an additional sum of three dollars (\$3) to any
22 agent of the fish and game commission authorized to issue
23 fishing and hunting licenses be entitled to a Class A-2
24 license, which shall authorize the holder thereof to pursue,
25 hunt, shoot, and kill deer, antelope and elk with bow and

1 arrow and to possess the carcass of deer, antelope and elk
2 during a special season, as so licensed and in special
3 areas, as may be designated 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, three dollars (\$3); Class A-4, Deer B
9 Tag, five dollars (\$5); Class A-5 Elk Tag three dollars
10 (\$3); Class A-6, Black or Brown Bear Tag, five dollars (\$5);
11 which will entitle the holder to pursue, hunt, shoot, and
12 kill the game animal or animals authorized by the license
13 held and to possess the dead bodies of game animals of the
14 state which are so authorized by the regulation of the
15 commission.

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

24 (6) Class B-1 License--Nonresident Game Bird License.
25 Except as herein provided, any person not a resident as

1 defined in section 26-202.3, but who is twelve (12) years of
2 age or older, upon payment of the sum of twenty-five dollars
3 (\$25) to any agent of the fish and game commission
4 authorized to issue fishing and hunting licenses shall be
5 entitled to a Class B-1 license, which shall entitle the
6 holder thereof to pursue, hunt, shoot, kill and possess game
7 birds as authorized by the rules and regulations of the
8 commission.

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

16 (7) Class B-2 License--Nonresident Big Game License.
17 Any person not a resident as defined in section 26-202.3,
18 but who is twelve (12) years of age or older, upon the
19 payment of the sum of one hundred twenty-five dollars (\$125)
20 for the license year from May 1, 1967 to April 30, 1968 and
21 thereafter for subsequent license years upon payment of the
22 sum of one hundred fifty dollars (\$150) to any agent of the
23 fish and game commission authorized to issue fishing and
24 hunting licenses, shall be entitled to a Class B-2 license
25 which shall authorize the holder to pursue, hunt, shoot, and

1 kill game animals in the area or areas designated in the
 2 license, as determined by the commission, and to possess the
 3 carcasses of same, and to pursue, hunt, shoot, kill and
 4 possess game birds, and to fish with hook and line as may
 5 hereinafter be authorized by the rules and regulations of
 6 the commission.

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

17 (9) Class B-5 License--Nonresident Deer License. Any
 18 person not a resident as defined in section 26-202.3, but
 19 who is twelve (12) years of age or older, upon the payment
 20 of the sum of thirty-five dollars (\$35) shall be entitled to
 21 a Class B-5 license which shall authorize the holder to
 22 pursue, hunt, shoot, and kill one (1) deer in the area or
 23 areas designated in the license, as determined by the
 24 commission, and to possess the carcass of same.

25 (10) Class B-6 License--Nonresident Antelope License.

1 Any person not a resident as defined in section 26-202.3,
 2 but who is twelve (12) years of age or older, upon the
 3 payment of the sum of thirty-five dollars (\$35) shall be
 4 entitled to a Class B-6 license which shall authorize the
 5 holder to pursue, hunt, shoot, and kill one (1) antelope in
 6 the area designated in the license, as determined by the
 7 commission, and to possess the carcass of same.

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

14 Moose, resident twenty-five dollars (\$25), nonresident
 15 fifty dollars (\$50);

16 Mountain Goat, resident fifteen dollars (\$15),
 17 nonresident thirty dollars (\$30);

18 Mountain Sheep, resident twenty-five dollars (\$25),
 19 nonresident fifty dollars (\$50);

20 Antelope, resident three dollars (\$3), nonresident ten
 21 dollars (\$10);

22 Grizzly Bear, resident five dollars (\$5), nonresident
 23 grizzly, black or brown bear, thirty-five dollars (\$35).

24 In the event a holder of a valid special grizzly bear
 25 license kills a grizzly bear, he must purchase a trophy

1 license for a fee of twenty-five dollars (\$25) within ten
 2 (10) days after date of kill. Such trophy license shall
 3 authorize the holder to possess and transport said trophy.

4 In the event that the number of valid applications for
 5 special licenses exceeds the number of special licenses
 6 which the fish and game commission desires to issue in any
 7 hunting district, then the number of special licenses issued
 8 to the holders of Class B-2 nonresident big game licenses
 9 shall not exceed ten per cent (10%) of the total issued.

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

19 (13) Class C-1 License--Landowner's Trapping License.
 20 Any owner or tenant, or member of the immediate family of
 21 said owner or tenant, upon making application to the fish
 22 and game commission, and upon payment of the sum of one
 23 dollar (\$1) shall be entitled to a landowner's trapping
 24 license which shall entitle the holder thereof to trap any
 25 fur-bearing animal, except beaver, on land owned or leased

1 by him, or his immediate family, at such times and in such
 2 manner as may be lawful so to do under the laws of the state
 3 and the regulations of the fish and game commission and at
 4 such places as may be designated in said licenses.

5 (14) Exception. (a) A resident under the definition of
 6 section 26-202.3, who is sixty-two (62) years or older shall
 7 be entitled to fish and hunt game birds with a pioneer
 8 license issued by the state fish and game commission for a
 9 fee of fifteen cents (\$.15). The form of such license shall
 10 be prescribed by the fish and game commission.

11 (b) Residents of all institutions under the
 12 jurisdiction of the state board of institutions, except the
 13 Montana state prison at Deer Lodge, will be entitled to fish
 14 without a license. Such residents shall carry a permit on a
 15 form prescribed by the commission and signed by the
 16 superintendent of the institution in lieu of a license.

17 ~~(c) Physically and mentally handicapped persons who~~
 18 ~~are residents of Montana and not residents of an institution~~
 19 ~~are entitled to be issued a fishing license for a fee of~~
 20 ~~fifteen cents (\$.15). The form of such license shall be~~
 21 ~~prescribed by the fish and game commission;~~ DISABLED PERSONS
 22 ARE ENTITLED TO FISH WITHOUT A LICENSE, IF THEY ARE
 23 RESIDENTS OF MONTANA NOT RESIDING IN AN INSTITUTION AND ARE
 24 CERTIFIED BY A LICENSED MEDICAL DOCTOR, LICENSED TO PRACTICE
 25 MEDICINE IN MONTANA.

1 DISABILITY IS DEFINED AS A PHYSICAL OR MENTAL CONDITION
 2 THAT PREVENTS A PERSON FROM DOING ANY SUBSTANTIAL GAINFUL
 3 WORK THAT IS EXPECTED TO LAST FOR THE REST OF THEIR LIFE.
 4 SUCH DISABLED PERSONS SHALL CARRY A PERMIT ON A FORM
 5 PRESCRIBED BY THE COMMISSION.

6 ~~(c)~~ (d) A veteran who is a patient residing at a
 7 hospital operated by the veterans administration, within or
 8 outside the state, may fish with a license issued by the
 9 head of the hospital on forms prescribed and furnished by
 10 the commission. The fee for such license shall be fifteen
 11 cents (\$.15).

12 ~~(d)~~ (e) 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)~~ (f) Residents, as defined by section 26-202.3,
 17 under the age of fifteen (15) years may purchase Class A-1,
 18 A-3, A-4, and A-5 licenses for one-half (1/2) of the fees
 19 prescribed in this section.

20 ~~(f)~~ (g) The commission, by rule or regulation, may
 21 prescribe the number of Class B-5 and B-6 licenses to be
 22 issued in each of the hunting districts designated by it.

23 ~~(g)~~ (h) Special antelope licenses. In the event the
 24 number of valid applications for special antelope licenses
 25 for a hunting district exceeds the quota set by the

1 commission for the district, such licenses shall be awarded
 2 by a drawing. Persons making valid application who did not
 3 receive an antelope license during the season immediately
 4 preceding the drawing shall be given first preference in
 5 such drawing for first, second and third choice hunting
 6 districts. The commission shall have the authority to
 7 promulgate such rules and regulations as are necessary to
 8 implement this subsection.

9 (15) 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 (16) 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 twenty
 19 dollars (\$20) shall be entitled to a sportsman's license
 20 which shall permit the holder to exercise all rights granted
 21 to holders of Class A, A-1, A-3, A-5 and A-6 licenses. The
 22 commission shall furnish each holder of a sportsman's
 23 license an appropriate decal.

24 (17) Class D-1 License--Nonresident Mountain Lion
 25 License. Any person not a resident as defined in section

1 26-202.3, but who is twelve (12) years of age or older, upon
2 payment of the sum of twenty-five dollars (\$25) to any agent
3 of the fish and game commission authorized to issue fishing
4 and hunting licenses shall be entitled to a Class D-1
5 license, which shall entitle the holder thereof to pursue,
6 hunt, shoot, kill and possess mountain lion as authorized by
7 the rules and regulations of the commission.

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

-End-

1 SENATE BILL NO. 168

2 INTRODUCED BY LEE, HEALY, MEHRENS, LYNCH, MURPHY, FASBENDER,
3 FLYNN, HAZELBAKER, TURNAGE
4

5 A BILL FOR AN ACT ENTITLED: "AN ACT TO PERMIT PHYSICALLY
6 AND MENTALLY HANDICAPPED PERSONS TO ACQUIRE A FISHING
7 LICENSE ~~FOR A NOMINAL FEE~~; AMENDING SECTION 26-202.1, R.C.M.
8 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 as defined
16 by section 26-202.3, upon payment of a fee of five dollars
17 (\$5) shall receive a Class A license which shall entitle the
18 holder thereof to fish with hook and line or rod as
19 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 may, upon payment of a fee of two dollars (\$2) receive a
24 Class A-1 license, which will entitle the holder to pursue,
25 hunt, shoot and kill game birds and possess the dead bodies

1 of game birds which are so authorized by regulations of the
2 commission.

3 (a) No hunting licenses shall be issued to any resident
4 person under the age of eighteen (18) years unless he
5 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 Any holder of a Class A-1 license and any of the following:
20 a Class A-3, A-4, A-5, B-2, B-5 or B-6 license, may upon
21 payment of an additional sum of three dollars (\$3) to any
22 agent of the fish and game commission authorized to issue
23 fishing and hunting licenses be entitled to a Class A-2
24 license, which shall authorize the holder thereof to pursue,
25 hunt, shoot, and kill deer, antelope and elk with bow and

THIRD READING

1 arrow and to possess the carcass of deer, antelope and elk
2 during a special season, as so licensed and in special
3 areas, as may be designated 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, three dollars (\$3); Class A-4, Deer B
9 Tag, five dollars (\$5); Class A-5 Elk Tag three dollars
10 (\$3); Class A-6, Black or Brown Bear Tag, five dollars (\$5);
11 which will entitle the holder to pursue, hunt, shoot, and
12 kill the game animal or animals authorized by the license
13 held and to possess the dead bodies of game animals of the
14 state which are so authorized by the regulation of the
15 commission.

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

24 (6) Class B-1 License--Nonresident Game Bird License.
25 Except as herein provided, any person not a resident as

1 defined in section 26-202.3, but who is twelve (12) years of
2 age or older, upon payment of the sum of twenty-five dollars
3 (\$25) to any agent of the fish and game commission
4 authorized to issue fishing and hunting licenses shall be
5 entitled to a Class B-1 license, which shall entitle the
6 holder thereof to pursue, hunt, shoot, kill and possess game
7 birds as authorized by the rules and regulations of the
8 commission.

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

16 (7) Class B-2 License--Nonresident Big Game License.
17 Any person not a resident as defined in section 26-202.3,
18 but who is twelve (12) years of age or older, upon the
19 payment of the sum of one hundred twenty-five dollars (\$125)
20 for the license year from May 1, 1967 to April 30, 1968 and
21 thereafter for subsequent license years upon payment of the
22 sum of one hundred fifty dollars (\$150) to any agent of the
23 fish and game commission authorized to issue fishing and
24 hunting licenses, shall be entitled to a Class B-2 license
25 which shall authorize the holder to pursue, hunt, shoot, and

1 kill game animals in the area or areas designated in the
2 license, as determined by the commission, and to possess the
3 carcasses of same, and to pursue, hunt, shoot, kill and
4 possess game birds, and to fish with hook and line as may
5 hereinafter be authorized by the rules and regulations of
6 the commission.

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

17 (9) Class B-5 License--Nonresident Deer License. Any
18 person not a resident as defined in section 26-202.3, but
19 who is twelve (12) years of age or older, upon the payment
20 of the sum of thirty-five dollars (\$35) shall be entitled to
21 a Class B-5 license which shall authorize the holder to
22 pursue, hunt, shoot, and kill one (1) deer in the area or
23 areas designated in the license, as determined by the
24 commission, and to possess the carcass of same.

25 (10) Class B-6 License--Nonresident Antelope License.

1 Any person not a resident as defined in section 26-202.3,
2 but who is twelve (12) years of age or older, upon the
3 payment of the sum of thirty-five dollars (\$35) shall be
4 entitled to a Class B-6 license which shall authorize the
5 holder to pursue, hunt, shoot, and kill one (1) antelope in
6 the area designated in the license, as determined by the
7 commission, and to possess the carcass of same.

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

14 Moose, resident twenty-five dollars (\$25), nonresident
15 fifty dollars (\$50);

16 Mountain Goat, resident fifteen dollars (\$15),
17 nonresident thirty dollars (\$30);

18 Mountain Sheep, resident twenty-five dollars (\$25),
19 nonresident fifty dollars (\$50);

20 Antelope, resident three dollars (\$3), nonresident ten
21 dollars (\$10);

22 Grizzly Bear, resident five dollars (\$5), nonresident
23 grizzly, black or brown bear, thirty-five dollars (\$35).

24 In the event a holder of a valid special grizzly bear
25 license kills a grizzly bear, he must purchase a trophy

1 license for a fee of twenty-five dollars (\$25) within ten
2 (10) days after date of kill. Such trophy license shall
3 authorize the holder to possess and transport said trophy.

4 In the event that the number of valid applications for
5 special licenses exceeds the number of special licenses
6 which the fish and game commission desires to issue in any
7 hunting district, then the number of special licenses issued
8 to the holders of Class B-2 nonresident big game licenses
9 shall not exceed ten per cent (10%) of the total issued.

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

19 (13) Class C-1 License--Landowner's Trapping License.
20 Any owner or tenant, or member of the immediate family of
21 said owner or tenant, upon making application to the fish
22 and game commission, and upon payment of the sum of one
23 dollar (\$1) shall be entitled to a landowner's trapping
24 license which shall entitle the holder thereof to trap any
25 fur-bearing animal, except beaver, on land owned or leased

1 by him, or his immediate family, at such times and in such
2 manner as may be lawful so to do under the laws of the state
3 and the regulations of the fish and game commission and at
4 such places as may be designated in said licenses.

5 (14) Exception. (a) A resident under the definition of
6 section 26-202.3, who is sixty-two (62) years or older shall
7 be entitled to fish and hunt game birds with a pioneer
8 license issued by the state fish and game commission for a
9 fee of fifteen cents (\$.15). The form of such license shall
10 be prescribed by the fish and game commission.

11 (b) Residents of all institutions under the
12 jurisdiction of the state board of institutions, except the
13 Montana state prison at Deer Lodge, will be entitled to fish
14 without a license. Such residents shall carry a permit on a
15 form prescribed by the commission and signed by the
16 superintendent of the institution in lieu of a license.

17 ~~(c) Physically and mentally handicapped persons who~~
18 ~~are residents of Montana and not residents of an institution~~
19 ~~are entitled to be issued a fishing license for a fee of~~
20 ~~fifteen cents (\$.15). The form of such license shall be~~
21 ~~prescribed by the fish and game commission.~~ DISABLED PERSONS
22 ARE ENTITLED TO FISH WITHOUT A LICENSE, IF THEY ARE
23 RESIDENTS OF MONTANA NOT RESIDING IN AN INSTITUTION AND ARE
24 CERTIFIED AS DISABLED BY A LICENSED MEDICAL DOCTOR, LICENSED
25 TO PRACTICE MEDICINE IN MONTANA.

1 DISABILITY IS DEFINED AS A PHYSICAL OR MENTAL CONDITION
 2 THAT PREVENTS A PERSON FROM DOING ANY SUBSTANTIAL GAINFUL
 3 WORK THAT IS EXPECTED TO LAST FOR THE REST OF THEIR LIFE.

4 SUCH DISABLED PERSONS SHALL CARRY A PERMIT ON A FORM
 5 PRESCRIBED BY THE COMMISSION.

6 ~~(e)~~ (d) A veteran who is a patient residing at a
 7 hospital operated by the veterans administration, within or
 8 outside the state, may fish with a license issued by the
 9 head of the hospital on forms prescribed and furnished by
 10 the commission. The fee for such license shall be fifteen
 11 cents (\$.15).

12 ~~(d)~~ (e) 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)~~ (f) Residents, as defined by section 26-202.3,
 17 under the age of fifteen (15) years may purchase Class A-1,
 18 A-3, A-4, and A-5 licenses for one-half (1/2) of the fees
 19 prescribed in this section.

20 ~~(f)~~ (g) The commission, by rule or regulation, may
 21 prescribe the number of Class B-5 and B-6 licenses to be
 22 issued in each of the hunting districts designated by it.

23 ~~(g)~~ (h) Special antelope licenses. In the event the
 24 number of valid applications for special antelope licenses
 25 for a hunting district exceeds the quota set by the

1 commission for the district, such licenses shall be awarded
 2 by a drawing. Persons making valid application who did not
 3 receive an antelope license during the season immediately
 4 preceding the drawing shall be given first preference in
 5 such drawing for first, second and third choice hunting
 6 districts. The commission shall have the authority to
 7 promulgate such rules and regulations as are necessary to
 8 implement this subsection.

9 (15) 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 (16) 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 twenty
 19 dollars (\$20) shall be entitled to a sportsman's license
 20 which shall permit the holder to exercise all rights granted
 21 to holders of Class A, A-1, A-3, A-5 and A-6 licenses. The
 22 commission shall furnish each holder of a sportsman's
 23 license an appropriate decal.

24 (17) Class D-1 License--Nonresident Mountain Lion
 25 License. Any person not a resident as defined in section

1 26-202.3, but who is twelve (12) years of age or older, upon
2 payment of the sum of twenty-five dollars (\$25) to any agent
3 of the fish and game commission authorized to issue fishing
4 and hunting licenses shall be entitled to a Class D-1
5 license, which shall entitle the holder thereof to pursue,
6 hunt, shoot, kill and possess mountain lion as authorized by
7 the rules and regulations of the commission.

8 (18) Class D-2 License--Resident Mountain Lion License.

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

-End-

1 SENATE BILL NO. 168

2 INTRODUCED BY LEE, HEALY, MEHRENS, LYNCH, MURPHY, FASBENDER,
3 FLYNN, HAZELBAKER, TURNAGE

4
5 A BILL FOR AN ACT ENTITLED: "AN ACT TO PERMIT PHYSICALLY
6 AND MENTALLY HANDICAPPED PERSONS TO ACQUIRE A FISHING
7 LICENSE FOR-A-NOMINAL-FEE; AMENDING SECTION 26-202.1, R.C.M.
8 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 as defined
16 by section 26-202.3, upon payment of a fee of five dollars
17 (\$5) shall receive a Class A license which shall entitle the
18 holder thereof to fish with hook and line or rod as
19 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 may, upon payment of a fee of two dollars (\$2) receive a
24 Class A-1 license, which will entitle the holder to pursue,
25 hunt, shoot and kill game birds and possess the dead bodies

1 of game birds which are so authorized by regulations of the
2 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 Any holder of a Class A-1 license and any of the following:
20 a Class A-3, A-4, A-5, B-2, B-5 or B-6 license, may upon
21 payment of an additional sum of three dollars (\$3) to any
22 agent of the fish and game commission authorized to issue
23 fishing and hunting licenses be entitled to a Class A-2
24 license, which shall authorize the holder thereof to pursue,
25 hunt, shoot, and kill deer, antelope and elk with bow and

1 arrow and to possess the carcass of deer, antelope and elk
2 during a special season, as so licensed and in special
3 areas, as may be designated 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, three dollars (\$3); Class A-4, Deer B
9 Tag, five dollars (\$5); Class A-5 Elk Tag three dollars
10 (\$3); Class A-6, Black or Brown Bear Tag, five dollars (\$5);
11 which will entitle the holder to pursue, hunt, shoot, and
12 kill the game animal or animals authorized by the license
13 held and to possess the dead bodies of game animals of the
14 state which are so authorized by the regulation of the
15 commission.

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

24 (6) Class B-1 License--Nonresident Game Bird License.
25 Except as herein provided, any person not a resident as

1 defined in section 26-202.3, but who is twelve (12) years of
2 age or older, upon payment of the sum of twenty-five dollars
3 (\$25) to any agent of the fish and game commission
4 authorized to issue fishing and hunting licenses shall be
5 entitled to a Class B-1 license, which shall entitle the
6 holder thereof to pursue, hunt, shoot, kill and possess game
7 birds as authorized by the rules and regulations of the
8 commission.

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

16 (7) Class B-2 License--Nonresident Big Game License.
17 Any person not a resident as defined in section 26-202.3,
18 but who is twelve (12) years of age or older, upon the
19 payment of the sum of one hundred twenty-five dollars (\$125)
20 for the license year from May 1, 1967 to April 30, 1968 and
21 thereafter for subsequent license years upon payment of the
22 sum of one hundred fifty dollars (\$150) to any agent of the
23 fish and game commission authorized to issue fishing and
24 hunting licenses, shall be entitled to a Class B-2 license
25 which shall authorize the holder to pursue, hunt, shoot, and

1 kill game animals in the area or areas designated in the
 2 license, as determined by the commission, and to possess the
 3 carcasses of same, and to pursue, hunt, shoot, kill and
 4 possess game birds, and to fish with hook and line as may
 5 hereinafter be authorized by the rules and regulations of
 6 the commission.

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

17 (9) Class B-5 License--Nonresident Deer License. Any
 18 person not a resident as defined in section 26-202.3, but
 19 who is twelve (12) years of age or older, upon the payment
 20 of the sum of thirty-five dollars (\$35) shall be entitled to
 21 a Class B-5 license which shall authorize the holder to
 22 pursue, hunt, shoot, and kill one (1) deer in the area or
 23 areas designated in the license, as determined by the
 24 commission, and to possess the carcass of same.

25 (10) Class B-6 License--Nonresident Antelope License.

1 Any person not a resident as defined in section 26-202.3,
 2 but who is twelve (12) years of age or older, upon the
 3 payment of the sum of thirty-five dollars (\$35) shall be
 4 entitled to a Class B-6 license which shall authorize the
 5 holder to pursue, hunt, shoot, and kill one (1) antelope in
 6 the area designated in the license, as determined by the
 7 commission, and to possess the carcass of same.

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

14 Moose, resident twenty-five dollars (\$25), nonresident
 15 fifty dollars (\$50);

16 Mountain Goat, resident fifteen dollars (\$15),
 17 nonresident thirty dollars (\$30);

18 Mountain Sheep, resident twenty-five dollars (\$25),
 19 nonresident fifty dollars (\$50);

20 Antelope, resident three dollars (\$3), nonresident ten
 21 dollars (\$10);

22 Grizzly Bear, resident five dollars (\$5), nonresident
 23 grizzly, black or brown bear, thirty-five dollars (\$35).

24 In the event a holder of a valid special grizzly bear
 25 license kills a grizzly bear, he must purchase a trophy

1 license for a fee of twenty-five dollars (\$25) within ten
2 (10) days after date of kill. Such trophy license shall
3 authorize the holder to possess and transport said trophy.

4 In the event that the number of valid applications for
5 special licenses exceeds the number of special licenses
6 which the fish and game commission desires to issue in any
7 hunting district, then the number of special licenses issued
8 to the holders of Class B-2 nonresident big game licenses
9 shall not exceed ten per cent (10%) of the total issued.

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

19 (13) Class C-1 License--Landowner's Trapping License.
20 Any owner or tenant, or member of the immediate family of
21 said owner or tenant, upon making application to the fish
22 and game commission, and upon payment of the sum of one
23 dollar (\$1) shall be entitled to a landowner's trapping
24 license which shall entitle the holder thereof to trap any
25 fur-bearing animal, except beaver, on land owned or leased

1 by him, or his immediate family, at such times and in such
2 manner as may be lawful so to do under the laws of the state
3 and the regulations of the fish and game commission and at
4 such places as may be designated in said licenses.

5 (14) Exception. (a) A resident under the definition of
6 section 26-202.3, who is sixty-two (62) years or older shall
7 be entitled to fish and hunt game birds with a pioneer
8 license issued by the state fish and game commission for a
9 fee of fifteen cents (\$.15). The form of such license shall
10 be prescribed by the fish and game commission.

11 (b) Residents of all institutions under the
12 jurisdiction of the state board of institutions, except the
13 Montana state prison at Deer Lodge, will be entitled to fish
14 without a license. Such residents shall carry a permit on a
15 form prescribed by the commission and signed by the
16 superintendent of the institution in lieu of a license.

17 (c) ~~Physically--and--mentally--handicapped--persons--who~~
18 ~~are--residents--of--Montana--and--not--residents--of--an--institution~~
19 ~~are--entitled--to--be--issued--a--fishing--license--for--a--fee--of~~
20 ~~fifteen--cents-- (\$.15) . . . The--form--of--such--license--shall--be~~
21 ~~prescribed--by--the--fish--and--game--commission.~~ DISABLED PERSONS
22 ARE ENTITLED TO FISH WITHOUT A LICENSE, IF THEY ARE
23 RESIDENTS OF MONTANA NOT RESIDING IN AN INSTITUTION AND ARE
24 CERTIFIED AS DISABLED BY A LICENSED MEDICAL DOCTOR, LICENSED
25 TO PRACTICE MEDICINE IN MONTANA.

1 DISABILITY IS DEFINED AS A PHYSICAL OR MENTAL CONDITION
 2 THAT PREVENTS A PERSON FROM DOING ANY SUBSTANTIAL GAINFUL
 3 WORK THAT IS EXPECTED TO LAST FOR THE REST OF THEIR LIFE.

4 SUCH DISABLED PERSONS SHALL CARRY A PERMIT ON A FORM
 5 PRESCRIBED BY THE COMMISSION.

6 ~~(e)~~(d) A veteran who is a patient residing at a
 7 hospital operated by the veterans administration, within or
 8 outside the state, may fish with a license issued by the
 9 head of the hospital on forms prescribed and furnished by
 10 the commission. The fee for such license shall be fifteen
 11 cents (\$.15).

12 ~~(d)~~(e) 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)~~(f) Residents, as defined by section 26-202.3,
 17 under the age of fifteen (15) years may purchase Class A-1,
 18 A-3, A-4, and A-5 licenses for one-half (1/2) of the fees
 19 prescribed in this section.

20 ~~(f)~~(g) The commission, by rule or regulation, may
 21 prescribe the number of Class B-5 and B-6 licenses to be
 22 issued in each of the hunting districts designated by it.

23 ~~(g)~~(h) Special antelope licenses. In the event the
 24 number of valid applications for special antelope licenses
 25 for a hunting district exceeds the quota set by the

1 commission for the district, such licenses shall be awarded
 2 by a drawing. Persons making valid application who did not
 3 receive an antelope license during the season immediately
 4 preceding the drawing shall be given first preference in
 5 such drawing for first, second and third choice hunting
 6 districts. The commission shall have the authority to
 7 promulgate such rules and regulations as are necessary to
 8 implement this subsection.

9 (15) 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 (16) 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 twenty
 19 dollars (\$20) shall be entitled to a sportsman's license
 20 which shall permit the holder to exercise all rights granted
 21 to holders of Class A, A-1, A-3, A-5 and A-6 licenses. The
 22 commission shall furnish each holder of a sportsman's
 23 license an appropriate decal.

24 (17) Class D-1 License--Nonresident Mountain Lion
 25 License. Any person not a resident as defined in section

1 26-202.3, but who is twelve (12) years of age or older, upon
2 payment of the sum of twenty-five dollars (\$25) to any agent
3 of the fish and game commission authorized to issue fishing
4 and hunting licenses shall be entitled to a Class D-1
5 license, which shall entitle the holder thereof to pursue,
6 hunt, shoot, kill and possess mountain lion as authorized by
7 the rules and regulations of the commission.

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

-End-