

1 *House* BILL NO. *752*
 2 INTRODUCED BY *Annular Frates Hamoyto*
 3 *FAGG*

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROHIBIT, BY ANYONE
 5 OTHER THAN THE STATE, THE PRACTICE OF CHARGING CITIZENS FOR
 6 THE RIGHT TO HUNT OR FISH; AND TO PROHIBIT ALL HUNTING ON
 7 LANDS POSTED AGAINST TRESPASS."

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

10 Section 1. Purpose. The legislature reaffirms the
 11 historical principle that wildlife, including all game and
 12 fish, are the property of the state; that wildlife are free
 13 to roam and subsist where they may; and that the existence
 14 of wild fish or wild game confers no ownership rights on
 15 anyone other than the state of Montana.

16 Section 2. Charging of fees prohibited — exceptions.
 17 It is unlawful for any person or entity other than the state
 18 of Montana to levy a charge for the opportunity to hunt,
 19 take, pursue, shoot, or trap wildlife, including but not
 20 limited to game animals, fish, or fur-bearing animals except
 21 that:

22 (1) charges may be made for room and board furnished
 23 by a landowner to a person hunting, fishing, or trapping on
 24 his land;

25 (2) licensed outfitters and guides may make usual

1 charges for provision of vehicles, stock animals, equipment,
 2 and personal services as a guide; and

3 (3) a charge of not more than \$2 per day may be made
 4 for allowing vehicle parking or for time and trouble of the
 5 landowner in issuing written permission notices.

6 Section 3. Prohibition against hunting and trapping on
 7 posted lands. When any land, owned privately or by the
 8 state, including school trust lands, is posted by means of
 9 signs indicating "no trespassing", "no hunting", "no entry",
 10 or other similar phrases, that land is closed to all
 11 hunting or trapping by any person, including the owner or
 12 lessee, unless the owner or lessee does in practice give
 13 permission to members of the public that allows them to
 14 hunt and so indicates on signs that have been posted.

15 Section 4. Penalty. A person who is convicted of
 16 violating the provisions of [section 2 or 3] is guilty of a
 17 misdemeanor and may be fined not more than \$100.

-End-

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