

HOUSE BILL 767

IN THE HOUSE

February 13, 1979	Introduced and referred to Committee on Fish and Game.
February 20, 1979	Committee recommend bill, do pass.
February 21, 1979	Second reading, as amended.
February 22, 1979	Considered correctly engrossed.
February 23, 1979	Third reading, passed.

IN THE SENATE

February 23, 1979	Introduced and referred to Committee on Fish and Game.
March 7, 1979	Committee recommend bill, not concurrred.

IN THE HOUSE

March 8, 1979	Returned from Senate, not concurrred.
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1 House BILL NO. 767
2 INTRODUCED BY Donaldson

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE A PREFERENCE
5 FOR A LANDOWNER OR LESSEE IN THE ISSUANCE OF SPECIAL ELK
6 LICENSES TO ALLEVIATE DAMAGE TO PRIVATE PROPERTY."

7
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 Section 1. Special season to alleviate property damage
10 by elk -- landowner or lessee preference. (1) When the
11 commission determines to whom special elk licenses may be
12 issued for special seasons declared under 87-1-304 to
13 alleviate damage to private property caused by elk, the
14 commission shall give preference to the owners or lessees of
15 land upon which the special season elk hunts are conducted.

16 (2) An owner or lessee of land is eligible for the
17 preference in subsection (1) if he owns or leases 160 acres
18 or more of real property that is used primarily for
19 agricultural purposes and is opened to hunter access for
20 special season hunts.

21 (3) If real property is held jointly or in common by
22 several persons, only one of those persons is entitled to
23 the landowner preference.

24 (4) The owner or lessee of land who is eligible for
25 the preference in subsection (1) may assign his preference

1 to a member of his immediate family or his employee who
2 serves as the ranch manager or in a similar capacity.

3 Section 2. Codification. Section 1 is intended to be
4 codified as an integral part of Title 87, chapter 2, part 7,
5 and the provisions contained in Title 87, chapter 2, part 7,
6 apply to section 1.

-End-

-2- *HB 767*
INTRODUCED BILL

1 HOUSE BILL NO. 767
2 INTRODUCED BY DONALDSON

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE A PREFERENCE
5 FOR A LANDOWNER OR LESSEE IN THE ISSUANCE OF SPECIAL ELK OR
6 DEER LICENSES TO ALLEVIATE DAMAGE TO PRIVATE PROPERTY."

7
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 Section 1. Special season to alleviate property damage
10 by elk OR_DEER -- landowner or lessee preference. (1) When
11 the commission determines to whom special elk OR_DEER
12 licenses may be issued for special seasons declared under
13 87-1-304 to alleviate damage to private property caused by
14 elk OR_DEER, the commission shall give preference to the
15 owners or lessees of land upon which the special season elk
16 OR_DEER hunts are conducted.

17 (2) An owner or lessee of land is eligible for the
18 preference in subsection (1) if he owns or leases 160 acres
19 or more of real property that is used primarily for
20 agricultural purposes and PART OF WHICH is opened to hunter
21 access for:

22 (A) THE GENERAL SEASON FOR THE LICENSE YEAR IN WHICH
23 THE SPECIAL SEASON IS DECLARED; AND

24 (B) special season hunts.

25 (3) If real property is held jointly or in common by

1 several persons, only one of those persons is entitled to
2 the landowner preference.

3 (4) The owner or lessee of land who is eligible for
4 the preference in subsection (1) may assign his preference
5 to a member of his immediate family or his employee who
6 serves as the ranch manager or in a similar capacity.

7 Section 2. Codification. Section 1 is intended to be
8 codified as an integral part of Title 87, chapter 2, part 7,
9 and the provisions contained in Title 87, chapter 2, part 7,
10 apply to section 1.

-End-