

HOUSE BILL NO. 541

INTRODUCED BY PHILLIPS

BY REQUEST OF THE DEPARTMENT OF FISH, WILDLIFE, AND PARKS

IN THE HOUSE

January 28, 1983	Introduced and referred to Committee on Fish and Game.
February 10, 1983	Committee recommend bill do pass. Report adopted.
February 11, 1983	Bill printed and placed on members' desks.
February 12, 1983	Second reading, do pass.
February 14, 1983	Considered correctly engrossed.
February 15, 1983	Third reading, passed. Transmitted to Senate.

IN THE SENATE

February 16, 1983	Introduced and referred to Committee on Fish and Game.
March 11, 1983	Committee recommend bill be concurred in as amended. Report adopted.
March 14, 1983	Second reading, concurred in.
March 16, 1983	Third reading, concurred in. Ayes, 47; Noes, 0.

IN THE HOUSE

March 16, 1983

Returned to House with  
amendments.

March 31, 1983

Second reading, amendments  
concurred in.

April 1, 1983

Third reading, amendments  
concurred in.

Sent to enrolling.

Reported correctly enrolled.

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5 A BILL FOR AN ACT ENTITLED: "AN ACT TO GENERALLY REVISE THE  
6 LAWS CONCERNING THE ISSUANCE AND TERMINATION OF FISH AND  
7 GAME LICENSES; AMENDING SECTIONS 87-2-102, 87-2-104,  
8 87-2-106, AND 87-2-111, MCA."  
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10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
11 Section 1. Section 87-2-102, MCA, is amended to read:  
12 "87-2-102. Resident defined. In determining a resident  
13 for the purpose of issuing resident fishing, hunting, and  
14 trapping licenses, the following provisions shall apply:  
15 (1) Members of the armed forces of the United States  
16 or members of the armed forces of foreign governments  
17 attached to the armed forces of the United States who are  
18 assigned to duty in Montana and ~~members of their immediate~~  
19 ~~families their dependents who reside in their Montana~~  
20 ~~household with them~~ after a period of 30 days within  
21 Montana, upon presenting assignment orders emanating from  
22 the proper unit commander, shall be considered residents for  
23 the purpose of this chapter. The 30-day residence  
24 requirement is waived in time of war.  
25 (2) Any person who has been a resident of the state of

1 Montana, as defined in 1-1-215, for a period of 6 months  
2 immediately prior to making application for said license  
3 shall be eligible to receive a resident hunting, fishing, or  
4 trapping license.  
5 (3) Any enrollee of a job corps camp located within  
6 the state of Montana shall, after a period of 30 days within  
7 Montana, be considered a resident for the purpose of making  
8 application for a fishing license as long as he remains an  
9 enrollee in a Montana camp."  
10 Section 2. Section 87-2-104, MCA, is amended to read:  
11 "87-2-104. Number of licenses allowed -- fees. Only  
12 ~~Except as authorized by the commission and except for class~~  
13 ~~B-4 licenses, only one license of any one class--except~~  
14 ~~Class B-3 and B-4 licenses,~~ shall be issued to any one  
15 person. The department may prescribe rules and regulations  
16 for the issuance or sale of a replacement license of the  
17 same class in the event the original license is lost,  
18 stolen, or destroyed upon payment of the original price of  
19 the lost, stolen, or destroyed license, not to exceed \$5.  
20 (2) ~~Except for Class A-4 licenses, the fee for~~  
21 ~~additional licenses of any class issued as authorized by the~~  
22 ~~commission is one-half the regular fee provided by law.~~  
23 (3) ~~The fee for additional Class A-4 licenses issued~~  
24 ~~as authorized by the commission is the regular fee provided~~  
25 ~~by law."~~

1 Section 3. Section 87-2-106, MCA, is amended to read:  
 2 "87-2-106. Application for license. (1) A license may  
 3 be procured from the director, any warden, or any authorized  
 4 agent of the director. The applicant shall state his name,  
 5 age, occupation, place of residence, post-office address,  
 6 the length of time in the state of Montana, whether a  
 7 citizen of the United States or an alien, and such other  
 8 facts, data, or descriptions as may be required by the  
 9 department. ~~The Except as provided in subsection (2), the~~  
 10 statements made by the applicant shall be subscribed to  
 11 before the officer or agent issuing the license.

12 ~~(2) Department employees or officers may issue~~  
 13 ~~licenses by mail. Statements on an application for a~~  
 14 ~~license to be issued by mail need not be subscribed to~~  
 15 ~~before the employee or officer.~~

16 ~~(3) A license is void unless subscribed to by the~~  
 17 ~~licensee and by an employee or officer of the department or~~  
 18 ~~by a license agent or an authorized representative of the~~  
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20 ~~(2)(4)~~ It is unlawful to subscribe to any statement,  
 21 ~~on any application containing a material or license, that is~~  
 22 ~~materially false statement. Any material false statement~~  
 23 ~~contained in an application renders it and any the license~~  
 24 ~~issued pursuant to it void. Any person violating any~~  
 25 ~~provision of this statute is guilty of a misdemeanor."~~

1 Section 4. Section 87-2-111, MCA, is amended to read:  
 2 "87-2-111. Termination of license. Such licenses shall  
 3 be void after ~~April 30~~ the last day of February next  
 4 succeeding their issuance."

-End-

Approved by Comm.  
on Fish and Game

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~~(2) Department employees or officers may issue licenses by mail. Statements on an application for a license to be issued by mail need not be subscribed to before the employee or officer.~~

~~(3) A license is void unless subscribed to by the licensee and by an employee or officer of the department or by a license agent or an authorized representative of the license agent.~~

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-End-



March 11, 1983

SENATE STANDING COMMITTEE REPORT  
(Fish & Game)

That House Bill No. 541 be amended as follows:

1. Title, line 8.  
Strike: "AND"  
Following: "87-2-111,"  
Insert: "AND 87-2-202,"
2. Page 2, line 12.  
Following: line 11  
Insert: "(1)"
3. Page 4, line 5.  
Following: line 4  
Insert: "Section 5. Section 87-2-202, MCA, is amended to read:  
"87-2-202. Application - stamp attachment - fee - expiration.  
(1) A wildlife conservation license shall be sold upon written application.

The application shall contain the applicant's name, age, occupation, place of residence, post-office address, and length of time in the state of Montana; state whether the applicant is a citizen of the United States or an alien; and be subscribed by the applicant. The applicant shall present a driver's license or other identification to substantiate the information.

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

(3) Resident and nonresident wildlife conservation licenses may be purchased for a fee of \$2.

(4) Licenses issued shall be void after ~~April-30~~ the last day of February next succeeding their issuance."

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