## HOUSE BILL NO. 836

## INTRODUCED BY J. JENSEN, SAUNDERS, PHILLIPS, ADDY, SWIFT, MUELLER, REAM, NISBET, SPAETH, VELEBER, HART, DRISCOLL, PECK, BACHINI

IN THE HOUSE

February 15, 1983	Introduced and referred to Committee on Fish and Game.
February 19, 1983	Committee recommend bill do pass. Report adopted.
	Bill printed and placed on members' desks.
February 22, 1983	Second reading, do pass as amended.
February 23, 1983	Correctly engrossed.
	Third reading, passed. Transmitted to the Senate.
IN THE SE	NATE
March 1, 1983	Introduced and referred to Committee on Fish and Game.
March 22, 1983	Committed recommend bill be concurred in. Report adopted.
March 26, 1983	Second reading, concurred in.
March 28, 1983	Third reading, concurred in. Ayes, 25; Noes, 23.
IN THE HO	USE
March 28, 1983	Returned to House.
March 29, 1983	Sent to enrolling.
	Reported correctly enrolled.

LC 1033/01

INTRODUCED BY JUN JENSon Samueling Shill 1 Ż Will Swith Mueller Rear nicht 3 A BILL FOR AN ACT ENTITLED: "AN ACT TO DEFINE THE HOURNING A. hon DOVE AS A MIGRATORY GAME BIRD: AMENDING SECTION 87-2-101+ 5 HCA." 6 7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: B 9 Section 1. Section 87-2-101, MCA, is amended to read: 10 #87-2-101. Definitions. As used in this chapter and chapter 3, unless the context clearly indicates otherwiser 11 12 the following definitions apply: (1) "Angling" or "fishing" means the taking of or 13 14 attempting to take fish by hook and single line or single 15 rode in hand or within immediate control. (2) "Closed season" means the time during which game 16 17 birds, fish, and game and fur-bearing animals may not be lawfully taken. 18 19 (3) "Commission" means the state fish and game 20 commission. 21 (4) "Fur-bearing animals" means marten or sable; 22 otter, muskrat, fisher, mink, bobcat, lynx, wolvaring, 23 northern swift fox, and beaver. 24 (5) "Game animals" means deer, elk, moose, antelope, 25 caribou, mountain sheep, mountain goat, mountain lion, and

1 bear. 2 (6) "Game fish" means all species of the family 3 salmonidae (chars, trout, salmon, gravling, and whitefish); all species of the genus stizostedion (sandpike or sauger 5 and walleyed pike or yellowpike perch); all species of the genus esox (northern pike, pickerel, and muskellunge); all - 6 7 species of the genus micropterus (bass); all species of the 8 genus polyodon (paddlefish); all species of the family 9 acipenseridae (sturgeon); all species of the genus lota 10 (burbot or ling); and the species ictalurus punctatus (channel catfish). 11 [7] "Nigratory game birds" means waterfowly including 12 13 wild ducks, wild geese, brant, and swans; cranes, including 14 little brown and sandhill; rails, including coots; wilson's 15 snipes or jacksnipest and mourning doves. (8) "Nongage wildlife" means any wild mammal, bird. 16 amphibian, reptile, fish, mollusk, crustacean, or other 17 18 animal not otherwise legally classified by statute or regulation of this state. 19 20 (9) "Open season" means the time during which game 21 birds, fish, game and fur-bearing animals may be lawfully 22 taken. 23 (10) \*Person\* individuals, means. associations, partnerships, and corporations. 24 25 (11) "Predatory animals" means coyote, weasel, skunk,

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1 and civet cat.

2 (12) "Upland game birds" means sharptailed grouse, blue
3 grouse, spruce (Franklin) grouse, prairie chicken, sage hen
4 or sage grouse, ruffed grouse, quail, pheasant, Hungarian
5 partridge, ptarmigan, wild turkey, and chukar partridge,
6 (13) "Wild buffalo" means buffalo or bison which have
7 not been reduced to captivity."

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Approved by Comm. on Fish and Game

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12 (7) "Migratory game birds" means waterfowl, including
13 wild ducks, wild geese, brant, and swans; cranes, including
14 little brown and sandhill; rails, including coots; wilson's
15 snipes or jacksnipes; and mourning doves.

16 (3) "Nongame wildlife" means any wild mammal, bird, 17 amphibian, reptile, fish, mollusk, crustacean, or other 18 animal not otherwise legally classified by statute or 19 regulation of this state.

(9) "Open season" means the time during which game
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taken.

23 (10) "Person" means individuals, associations,
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SECOND READING

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 $(x_{ij})_{ij} = (x_{ij})_{ij} + (x_{ij})_{ij$ 

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HB 0836/02

1 HOUSE BILL NO. 836 1 2 INTRODUCED BY J. JENSEN, SAUNDERS, PHILLIPS, 2 ADDY, SWIFT, MUELLER, REAM, NISBET, SPAETH, 3 3 4 VELEBER. HART. DRISCOLL, PECK. BACHINI 4 5 5 A BILL FOR AN ACT ENTITLED: "AN ACT TO DEFINE THE MOURNING 6 6 7 DOVE AS A MIGRATORY GAME BIRD; RESTRICTING\_THE\_DPEN\_HUNTING 7 8 SEASON: AMENDING SECTION 87-2-101, MCA." 8 9 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 10 10 Section 1. Section 87-2-101, MCA, is amended to read: 11 11 #87-2-101. Definitions. As used in this chapter and 12 12 chapter 3, unless the context clearly indicates otherwise, 13 13 14 the following definitions apply: 14 15 (1) "Angling" or "fishing" means the taking of or 15 16 attempting to take fish by hook and single line or single 16 rod. in hand or within immediate control. 17 17 (2) "Closed season" means the time during which game 18 18 birds, fish, and game and fur-bearing animals may not be 19 19 20 20 lawfully taken. (3) "Commission" means the state fish and game 21 21 22 22 commission. (4) "Fur-bearing animals" means marten or sable, 23 23 otter, muskrat, fisher, mink, bobcat, lynx, wolverine, 24 24 25 25 northern swift fox, and beaver.

1 (5) "Game animals" means deer, elk, moose, antelope, 2 caribou, mountain sheep, mountain goat, mountain lion, and 3 bear.

4 (6) "Game fish" means all species of the family 5 salmonidae (chars, trout, salmon, grayling, and whitefish); 6 all species of the genus stizostedion (sandpike or sauger 7 and walleyed pike or yellowpike perch); all species of the 8 genus esox (northern pike, pickerel, and muskellunge); all 9 species of the genus microptarus (bass); all species of the 10 genus polyodon (paddlefish); all species of the family 11 acipenseridae (sturgeon); all species of the genus lota 12 (burbot or ling); and the species ictalurus punctatus 13 (channel catfish).

14 (7) "Migratory game birds" means waterfowl, including
15 wild ducks, wild geese, brant, and swans; cranes, including
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18 THAT\_\_IHE\_OPEN\_SEASON\_ON\_MOURNING\_DOVES\_SHALL\_BE\_RESTRICTED
19 ID\_THE\_OPEN\_SEASON\_ON\_UPLAND\_GAME\_BIRDS\_AS\_DEFINED\_IN
20 SUBSECTION\_1121\_BELOW-

21 (8) "Nongame wildlife" means any wild mammal, bird, 22 amphibian, reptile, fish, mollusk, crustacean, or other 23 animal not otherwise legally classified by statute or 24 regulation of this state.

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partridge, ptarmigan, wild turkey, and chukar partridge.
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2	INTRODUCED BY J. JENSEN, SAUNDERS, PHILLIPS,
3	ADDY, SWIFT, MUELLER, REAM, NISBET, SPAETH,
4	VELEBER, HART, DRISCOLL, PECK, BACHINI
5	
6	A BILL FOR AN ACT ENTITLED: "AN ACT TO DEFINE THE MOURNING
7	DOVE AS A MIGRATORY GAME BIRD; <u>Restricting_ihe_open_hunling</u>
8	SEASON: AMENDING SECTION 87-2-101, MCA+"
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10	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
11	Section 1. Section 87-2-101, MCA, is amended to read:
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14	the following definitions apply:
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17	rod, in hand or within immediate control.
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HOUSE BILL NO. 836

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(7) "Migratory game birds" means waterfowl, including 14 15 wild ducks, wild geese, brant, and swans; cranes, including little brown and sandhill; rails, including coots; wilson's 16 17 snipes or jacksnipes: and mourning doves PROVIDED: HOWEVER: 18 THAT\_\_IHE\_\_OPEN\_SEASON\_ON\_MOURNING\_DOVES\_SHALL\_BE\_RESTRICTED 19 10 THE OPEN SEASON ON UPLAND GAME BIRDS AS DEFINED IN 20 SUBSECTION\_(12)\_BELOW+ 21 (8) "Nongame wildlife" means any wild mammal, bird,

27 amphibian, reptile, fish, mollusk, crustacean, or other
23 animal not otherwise legally classified by statute or
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-End-

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