

HOUSE BILL NO. 314

1/22 Introduced  
1/22 Referred to Fish & Game  
1/29 Hearing  
Died in Committee

1 HOUSE BILL NO. 314  
2 INTRODUCED BY Lebb Sandy

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4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE THE  
5 DEPARTMENT OF FISH, WILDLIFE, AND PARKS THE OPTION OF  
6 HERDING WILD ANIMALS CAUSING DAMAGE OFF THE LANDOWNER'S  
7 PROPERTY; AMENDING SECTION 87-1-225, MCA."

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

10 Section 1. Section 87-1-225, MCA, is amended to read:

11 "87-1-225. Regulation of wild animals damaging  
12 property. Upon the request or complaint of any landholder or  
13 person in possession and having charge of any land in the  
14 state that wild animals of the state, protected by the fish  
15 and game laws and regulations, are doing damage to the  
16 property or crops thereon, the department shall investigate  
17 and study the situation with respect to damage and  
18 depredation. The department may then decide to herd the  
19 animals off the property, open a special season on the game,  
20 or, if the special season method be not feasible, the  
21 department may destroy the animals causing the damage. The  
22 department may authorize and grant the holders of said  
23 property permission to kill or destroy a specified number of  
24 the animals causing the damage. The department may not herd  
25 the animals onto the real property of another without first

1 obtaining written permission of the owner, his agent,  
2 lessee, or person in possession. No wild ferocious animal  
3 damaging property or endangering life shall be covered by  
4 this section."

5 NEW SECTION. Section 2. Extension of authority. Any  
6 existing authority of the department of fish, wildlife, and  
7 parks to make rules on the subject of the provisions of this  
8 act is extended to the provisions of this act.

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