

SB 62 INTRODUCED BY GAGE
ALLOW DISABLED PERSON TO USE CROSSBOW DURING ARCHERY
 SEASON

1/06 INTRODUCED
1/06 REFERRED TO FISH & GAME
1/22 HEARING
 DIED IN COMMITTEE

1 *Senate* BILL NO. *62*
 2 INTRODUCED BY *Page*
 3

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO ALLOW CERTAIN
 5 DISABLED PERSONS TO USE A CROSSBOW DURING A SPECIAL ARCHERY
 6 SEASON; AND AMENDING SECTION 87-2-803, MCA."

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

9 Section 1. Section 87-2-803, MCA, is amended to read:

10 "87-2-803. Disabled persons. (1) Disabled persons are
 11 entitled to fish and to hunt game birds with only a
 12 conservation license if they are residents of Montana not
 13 residing in an institution and are certified as disabled as
 14 prescribed by departmental rule.

15 (2) A resident of Montana who is certified as disabled
 16 by the department and who is not residing in an institution
 17 may purchase regular resident deer and elk licenses at
 18 one-half the fee paid by a resident who is 15 years old or
 19 older and who is under 62 years of age.

20 (3) Such disabled persons shall carry a permit on a
 21 form prescribed by the department. A disabled person issued
 22 a permit under this subsection is entitled to have the
 23 department stamp such a permit with "Permission to Hunt From
 24 a Vehicle" if the person establishes to the satisfaction of
 25 the department that he is permanently physically handicapped

1 and nonambulatory or his mobility is substantially impaired.

2 (4) A disabled person carrying a permit as required in
 3 subsection (3), upon which is stamped "Permission to Hunt
 4 From a Vehicle", may hunt by shooting a firearm from the
 5 shoulder, berm, or borrow-pit right-of-way of a public
 6 highway, as defined in 61-1-202, except a state or federal
 7 highway, or may hunt by shooting a firearm from within a
 8 self-propelled or drawn vehicle parked on such shoulder,
 9 berm, or borrow-pit right-of-way in a manner that will not
 10 impede traffic or endanger motorists or may hunt by shooting
 11 a firearm from within a self-propelled or drawn vehicle
 12 parked in an area, not a public highway, where hunting is
 13 permitted. Nothing in this subsection allows such disabled
 14 person to shoot across the roadway of any public highway or
 15 to hunt on private property without permission of the
 16 landowner. A disabled person who hunts as authorized in this
 17 subsection must have a companion to assist in immediately
 18 dressing any killed game animal. Any vehicle from which a
 19 disabled person is hunting must be conspicuously marked with
 20 an orange-colored international symbol of the handicapped on
 21 the front, rear, and each side of such vehicle.

22 (5) A disabled person carrying a permit as required in
 23 subsection (3) who is permanently physically handicapped in
 24 a way that prevents the person from using a bow and arrow
 25 may use a crossbow during a special archery season as



-2- INTRODUCED BILL
 SB-62

1 prescribed in 87-2-708."

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

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