

SENATE BILL NO. 56

INTRODUCED BY JENKINS, KELLER, GRINDE, DEBRUYCKER

IN THE SENATE

JANUARY 3, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON FISH & GAME.
	FIRST READING.
JANUARY 20, 1989	ON MOTION BY CHIEF SPONSOR, REPRESENTATIVES KELLER, GRINDE, AND DEBRUYCKER ADDED AS SPONSORS.
JANUARY 27, 1989	COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.
JANUARY 28, 1989	PRINTING REPORT.
JANUARY 30, 1989	SECOND READING, DO PASS.
JANUARY 31, 1989	ENGROSSING REPORT.
FEBRUARY 1, 1989	THIRD READING, PASSED. AYES, 48; NOES, 1.
	TRANSMITTED TO HOUSE.

IN THE HOUSE

FEBRUARY 1, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON FISH & GAME.
FEBRUARY 20, 1989	FIRST READING.
MARCH 10, 1989	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 11, 1989	SECOND READING, CONCURRED IN.
MARCH 13, 1989	THIRD READING, CONCURRED IN. AYES, 84; NOES, 10.

MARCH 14, 1989

IN THE SENATE

RECEIVED FROM HOUSE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

SENATE BILL NO. 56

INTRODUCED BY JENKINS

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE LANDOWNER ELK HUNTING PREFERENCE BY CLARIFYING THAT A LANDOWNER WHO IS GRANTED A SPECIAL ELK PERMIT IS NOT RESTRICTED TO HUNTING ONLY ON HIS OWN LAND; AND AMENDING SECTION 87-2-705, MCA."

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

**Section 1.** Section 87-2-705, MCA, is amended to read:

"87-2-705. Drawing for special elk permits. (1) In the event the number of valid applications for special elk permits for a hunting district exceeds the quota set by the department for the district, these permits shall be awarded by a drawing. The department shall provide for those persons making valid application for special elk permits a method of selecting first, second, and third choice hunting districts for any drawing held pursuant to this section.

(2) Subject to the limitation of subsection (4), a person who holds fee title to 640 acres or more of contiguous land, at least some of which is used by elk, in a hunting district where elk permits are awarded under this section shall be issued, upon application, a permit to hunt elk on-land-owned-by-him in the hunting district for which the permit is issued.

(3) An applicant who receives a permit under subsection (2) may designate that the permit be issued to an immediate family member or a person employed by the landowner. A corporation owning qualifying land under subsection (2) may designate one of its shareholders to receive the permit.

(4) Fifteen percent of the special elk permits available each year under this section in a hunting district must be available to landowners under subsection (2).

(5) The department may promulgate the rules necessary to implement this section."

**Section 2. Extension of authority.** Any existing authority to make rules on the subject of the provisions of [this act] is extended to the provisions of [this act].

-End-



APPROVED BY COMM.  
ON FISH AND GAME

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A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE LANDOWNER  
ELK HUNTING PREFERENCE BY CLARIFYING THAT A LANDOWNER WHO IS  
GRANTED A SPECIAL ELK PERMIT IS NOT RESTRICTED TO HUNTING  
ONLY ON HIS OWN LAND; AND AMENDING SECTION 87-2-705, MCA;  
AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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event the number of valid applications for special elk  
permits for a hunting district exceeds the quota set by the  
department for the district, these permits shall be awarded  
by a drawing. The department shall provide for those  
persons making valid application for special elk permits a  
method of selecting first, second, and third choice hunting  
districts for any drawing held pursuant to this section.

(2) Subject to the limitation of subsection (4), a  
person who holds fee title to 640 acres or more of  
contiguous land, at least some of which is used by elk, in a  
hunting district where elk permits are awarded under this  
section shall be issued, upon application, a permit to hunt  
elk ~~on-land-owned-by-him~~ in the hunting district ~~for--which~~

~~the--permit--is-issued~~ UNDER THE TERMS AND CONDITIONS OF THE  
PERMIT.

(3) An applicant who receives a permit under  
subsection (2) may designate that the permit be issued to an  
immediate family member or a person employed by the  
landowner. A corporation owning qualifying land under  
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receive the permit.

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available each year under this section in a hunting district  
must be available to landowners under subsection (2).

(5) The department may promulgate the rules necessary  
to implement this section."

NEW SECTION. **Section 2.** Extension of authority. Any  
existing authority to make rules on the subject of the  
provisions of [this act] is extended to the provisions of  
[this act].

NEW SECTION. SECTION 3. EFFECTIVE DATE. [THIS ACT] IS  
EFFECTIVE ON PASSAGE AND APPROVAL.

-End-

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(2) Subject to the limitation of subsection (4), a person who holds fee title to 640 acres or more of contiguous land, at least some of which is used by elk, in a hunting district where elk permits are awarded under this section shall be issued, upon application, a permit to hunt elk on-land-owned-by-him in the hunting district for--which

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22 contiguous land, at least some of which is used by elk, in a  
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18 NEW SECTION. SECTION 3. EFFECTIVE DATE. [THIS ACT] IS  
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-End-



CORRECTED  
REFERENCE BILL  
SB 56

SPONSOR CORRECTION