

1 HOUSE BILL NO. 48

2 INTRODUCED BY S. GIST

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

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5 A BILL FOR AN ACT ENTITLED: "AN ACT REMOVING "OCCUPATION" FROM THE APPLICATION FOR
6 HUNTING AND FISHING-RELATED LICENSES; AMENDING SECTIONS 87-2-106 AND 87-2-202, MCA; AND
7 PROVIDING A DELAYED EFFECTIVE DATE."

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

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11 **Section 1.** Section 87-2-106, MCA, is amended to read:

12 **"87-2-106. Application for license.** (1) A license may be procured from the director, a warden, or an
13 authorized agent of the director. The applicant shall state the applicant's name, age, [last four digits of the
14 applicant's social security number,] ~~occupation~~, street address of permanent residence, mailing address,
15 qualifying length of time as a resident in the state of Montana, and status as a citizen of the United States or as
16 an alien and other facts, data, or descriptions as may be required by the department. An applicant for a resident
17 license shall present a valid Montana driver's license, Montana driver's examiner's identification card, tribal
18 identification card, or other identification specified by the department to substantiate the required information. It
19 is the applicant's burden to provide documentation establishing the applicant's identity and qualifications to
20 purchase a license. Except as provided in subsections (2) through (4), the statements made by the applicant
21 must be subscribed to by the applicant.

22 (2) Except as provided in subsection (3), department employees or officers may issue licenses by
23 telephone, by mail, on the internet, or by other electronic means.

24 (3) To apply for a license under the provisions of 87-2-102(7), the applicant shall apply to the director
25 and shall subscribe to fulfillment of the requirements of 87-2-102(7). The director shall process the application
26 in an expedient manner.

27 (4) A resident may apply for and purchase a wildlife conservation license, hunting license, or fishing
28 license for the resident's spouse, parent, child, brother, or sister who is otherwise qualified to obtain the license.

1 (5) A license is void unless subscribed to by the licensee.

2 (6) A person whose privilege to hunt, fish, or trap has been revoked is not eligible to purchase any
3 license until all terms of the court sentence in which the privilege was revoked, including making restitution,
4 have been met or the person is in compliance with installment payments specified by the court and the
5 department has received notification from the sentencing court to that effect pursuant to 87-6-922(2).

6 [(7) The department shall keep the applicant's social security number confidential, except that the
7 number may be provided to the department of public health and human services for use in administering Title
8 IV-D of the Social Security Act.]

9 (8) The department shall delete an applicant's social security number in any electronic database [5
10 years after the date that application is made for the most recent license]. (Bracketed language terminates or is
11 amended on occurrence of contingency--sec. 3, Ch. 321, L. 2001.)"

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13 **Section 2.** Section 87-2-202, MCA, is amended to read:

14 **"87-2-202. Application -- fee.** (1) Except as provided in 87-2-817(2), a wildlife conservation license
15 must be sold upon written application. The application must contain the applicant's name, age, [last four digits
16 of the applicant's social security number,] ~~occupation~~, street address of permanent residence, mailing address,
17 qualifying length of time as a resident in the state of Montana, and status as a citizen of the United States or as
18 an alien and must be signed by the applicant. The applicant shall present a valid Montana driver's license, a
19 Montana driver's examiner's identification card, a tribal identification card, or other identification specified by the
20 department to substantiate the required information when applying for a wildlife conservation license. It is the
21 applicant's burden to provide documentation establishing the applicant's identity and qualifications to purchase
22 a wildlife conservation license or to receive a free wildlife conservation license pursuant to 87-2-817(2).

23 (2) Hunting, fishing, or trapping licenses issued in a form determined by the department must be
24 recorded according to rules that the department may prescribe.

25 (3) (a) Resident wildlife conservation licenses may be purchased for a fee of \$8, of which 25 cents is
26 a search and rescue surcharge.

27 (b) Nonresident wildlife conservation licenses may be purchased for a fee of \$10, of which 25 cents is
28 a search and rescue surcharge.

