

HOUSE BILL NO. 450

INTRODUCED BY E. ALBUS, P. STRAND, R. GREGG, G. HUNTER, C. SPRUNGER, D. LOGE, B. LER, L.
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A BILL FOR AN ACT ENTITLED: "AN ACT REVISING LAWS RELATED TO CLASS D-5 LICENSES FOR
TRAINING BIRD HUNTING DOGS; REQUIRING AN APPLICANT FOR A CLASS D-5 LICENSE TO REPORT
THE NUMBER OF DOGS THAT WILL BE TRAINED; ALLOWING THE FISH AND WILDLIFE COMMISSION
TO REGULATE THE NUMBER OF CLASS D-5 LICENSES; PROVIDING RULEMAKING AUTHORITY; AND
AMENDING ~~SECTION~~ SECTIONS 87-3-602 AND 87-3-604, MCA."

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

Section 1. Section 87-3-602, MCA, is amended to read:

"87-3-602. Training bird hunting dogs -- Class D-5 license ~~---RULEMAKING.~~ (1) (a) Training of bird
hunting dogs using game birds not raised in captivity is allowed with the purchase of a Class D-5 license and
pursuant to the requirements of this part.

(b) A Class D-5 license is required for training bird dogs using game birds not raised in captivity. A
person who is at least 18 years of age or older or who will turn 18 years of age during the season for which the
license is issued may purchase a license for a fee of \$5 for residents and \$10 for nonresidents. The department
may issue a free resident or nonresident Class D-5 license to a youth who is 12 to 18 years of age.

(c) An applicant for a Class D-5 license shall report on the application the number of dogs to be
trained. The number of dogs must be printed on the license issued by the department.

(2) A Class D-5 license is not required for a person training bird hunting dogs with a method that
kills game birds raised in captivity. A person shall tag or mark the captive game bird prior to release. Captive
game birds must be obtained from a game bird farm licensed under 87-4-903 or from a source of game birds
approved by the department.

(3) A person who takes an untagged or unmarked game bird while training a bird hunting dog
outside of the established season for that species or who is not licensed to take that species shall immediately

1 report the taking to a representative of the department.

2 ~~(4) The commission may make rules limiting the number of Class D-5 licenses issued under this~~
3 ~~section."~~

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5 **SECTION 2.** Section 87-3-604, MCA, is amended to read:

6 **"87-3-604. Rulemaking authority.** The commission ~~shall~~may adopt rules to implement the
7 provisions of this part, including but not limited to limiting the number of Class D-5 licenses issued to
8 nonresidents and limiting the number of dogs that may be trained under a Class D-5 license."

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