

FWP TRACKING SUMMARY
2013 LEGISLATION
Updated 5/7/2013

The following are bills FWP is tracking that pertain, in most instances, to the FWP resources we are responsible for managing.

You may access information on any bill by visiting the Legislative home page at <http://leg.mt.gov> . If you have specific questions about legislation, call **Ron Aasheim, Helena, 444-4038**.

** Bills that were Tabled in Committee, Missed Transmittal date, etc.*

BILL #	SPONSOR	SUMMARY AND STATUS
HB 24	Cook	Establishes a State Parks & Recreation board with powers, duties, and rulemaking authority. Would remove Parks items from the FWP Commission. Signed by Governor 4/22/2013
*HB 26	Washburn	Would allow the use of lightednock on an arrow while hunting big game or large predators. As introduced, the Commission may not prohibit the use of lighted nocks. Died in Senate Process 4/24/2013
*HB 27	Washburn	Would authorize the use of a suppressor while hunting mountain lion or wolves. Died in House Process 4/24/2013
*HB 29	Washburn	Would authorize trapping of mountain lions by residents. Died in House Standing Committee 4/24/2013
*HB 31	Washburn	Would establish by law a statewide general wolf hunting season from Oct. 1 – Feb. 28 and a special archery season coinciding with the deer and elk archery only season. Requires FWP to maintain at least 15 breeding pairs and a total population of at least 150 but more than 250 wolves. Would require a wolf trapper safety and education course and up to 5 wolf licenses. Would reduce the nonresident wolf license fee from \$350 to \$49 per license. Eliminates the requirement for hunter orange to be worn by wolf hunters outside the general deer and elk season as authorized by Commission rules. Allows the use of recorded or amplified calls or sounds when wolf hunting. Died in House Standing Committee 4/24/2013
*HB 33	Washburn	Would require the classification of large predator incidences specifying FWP responses to those incidences and requiring written permission from the landowner if a predator is moved to private property. Died in House Standing Committee 4/24/2013
HB 37	McChesney	Would allow a temporary change in the use of a water right through a lease. Signed by Governor 4/22/2013
*HB 62	Connell	Authorize FWP Commission to require barbless hooks in catch-and-release waters. Died in House Standing Committee 4/24/2013
HB 73	Flynn	Would allow the department to issue more than one license per wolf hunter, reduces the price of the nonresident wolf license from \$350 to \$50, allows the use of electronic calls and eliminates the requirement to wear hunter orange outside the general deer and elk season as authorized by commission rules. Would not allow prohibiting the hunting or trapping of wolves in an area immediately adjacent to a national park. Would not allow use of a license until 24 hours after the license is issued. Signed by Governor 2/13/2013
HB 106	Connell	Would generally revise water use laws. Signed by Governor 4/30/2013
HB 136	McClafferty	Would revise the application process for a nonresident youth combination license and the licensing requirements for the accompanying adult. Signed by Governor 3/28/2013

HB 142	Connell	Would restore language assenting to the Dingell-Johnson Act for the management and restoration of fish. Necessary for Montana to be eligible to receive these federal funds. Signed by Governor 3/18/2013
*HB 144	Harris	Would authorize the use of dogs while hunting black bears. Died in House Standing Committee 4/24/2013
HB 147	Redfield	Revises the penalties for failure to obtain landowner's permission for hunting. Signed by Governor 4/30/2013
*HB 150	Edmunds	Would allow for 1 free wolf license to a resident or nonresident who obtains a hunting license for any game animal as defined in 87-2-101 unless the department determines the states' minimum wolf population is less than 200 wolves. Died in House Process 4/24/2013
*HB 160	Washburn	Would provide general fund money to the aquatic invasive species programs with a base amount of \$59,209. The amount of the transfer would be increased by 10% in each succeeding fiscal year. Died in House Standing Committee 4/24/2013
*HB 161	Washburn	Would increase the number of available nonresident big game hunting licenses, from 17,000 to 20,000 and requires the department to offer 10,000 nonresident combination licenses to applicants indicating their intent to hunt only in specified wilderness areas. Died in House Standing Committee 4/24/2013
HB 163	Flynn	Would eliminate the mountain lion trophy fee. Signed by Governor 4/1/2013
HB 170	Galt	Would create a 3-day nonresident upland bird license with the exception that pheasants may not be taken during the opening week or sage grouse at any time. Signed by Governor 4/15/2013
HB 179	Randall	Would allow disabled members of the armed forces to qualify for certain hunting licenses. Signed by Governor 3/18/2013
*HB 180	Wagoner	Would revise the requirements for a nonresident relative to receive a reduced cost hunting license. The individual applying must provide evidence of having passed a hunters safety course. The criteria of previously having held a Montana resident hunting or fishing license would be eliminated. Died in House Standing Committee 4/24/2013
HB 187	Flynn	Would allow and define outfitter assistants. The assistant could not be employed by an outfitter for more than 15 days unless the outfitters assistant is actively obtaining a guides license. Signed by Governor 4/22/2013
*HB 198	Edmunds	Would authorize late season deer and elk hunting between Dec. 15 and Jan. 10 in areas where populations of deer and elk are at or above management objectives. Died in House Standing Committee 4/24/2013
*HB 205	Kerns	Would eliminate the prohibition on firearms sound reduction devices in the field. Vetoed by Governor 5/6/2013
*HB 223	Miller	Would exempt certain properties owned by non-profit shooting ranges from property taxes. Died in House Standing Committee 4/24/2013
*HB 235	E. Hill	Would allow crossing from one parcel of private land to another at corners. Died in House Standing Committee 4/24/2013
*HB 246	K. White	Would require local governments review of conservation easements for compliance with growth policies, capital improvement plans, zoning regulations and subdivision regulations. Allowing the county under certain circumstances to deny a conservation easement. Died in House Standing Committee 4/24/2013
HB 247	S. Lavin	Would create permits to salvage certain game accidentally killed by vehicles. Signed by Governor 4/3/2013
*HB 249	Doane	Would allow the landowner or agent of the landowner to take any action the landowner considers necessary to protect private property when a bison or wild buffalo is present on private property where it is not authorized to be. Died in House Standing Committee 4/24/2013
HB 273	McClafferty	Would remove the sunset date on the law allowing licenses for a nonresident to hunt with a resident sponsor or family member. Would remove the date by which an individual would have to have taken a hunter safety course. Signed by Governor 3/28/2013
HB 274	Greef	Would revise laws related to the licensing of outfitters and guides in a number of ways. Signed by Governor 4/30/2013
HB 278	Washburn	Would reduce from 5-days to 24 hours the time an individual that purchased a bear license would need to wait before utilizing that license. Chapter Number Assigned 4/5/2013

HB 291	K. Kerns	Would clarify the canal and ditch easement law. Signed by Governor 4/12/2013
*HB 298	Warburton	Would require an interim study of FWP communication with landowners and relations between the department, landowners and hunters. Would provide a \$10,000 appropriation. Died in House Process 4/24/2013
*HB 312	Redfield	Would provide authorization for testing and prevalence reduction of brucellosis in wildlife and livestock and depending on the circumstances, the Department of Livestock or FWP would pay the costs for the testing, surveillance and prevalence reduction. Died in House Standing Committee 4/24/2013
*HB 322	Cuffe	Would revise laws related to livestock loss and add livestock losses due to grizzly bear predation to the livestock loss programs. Died in Senate Standing Committee 4/24/2013
HB 323	Cuffe	Would add livestock losses due to grizzly bear predation to the livestock loss programs. Signed by Governor 4/9/2013
*HB 324	Warburton	Would authorize a nonresident trapper to trap furbearing animals and to hunt bobcat in Montana if the state of residence sells nonresident trapper licenses to Montanans. Died in House Process 4/24/2013
*HB 326	Flynn	Would allow a county to establish coordinating county status with state agencies under certain circumstances, which would in turn require agencies identified to hold public meetings and consult with county official prior to implementation of certain policies or regulations. Died in House Standing Committee 4/24/2013
HB 328	Washburn	Would allow notification of special wild buffalo hunting license recipients as to where buffalo are located. Signed by Governor 4/12/2013
*HB 350	Zolnikov	Would authorize the issuance of combination sports licenses to resident active military members upon payment of hunting access enhancement fee of \$2. Died in House Standing Committee 4/24/2013
HB 360	K. White	Would allow artificially propagated birds to be held in a temporary holding pen on a shooting preserve with a game bird farm license. Signed by Governor 4/1/2013
*HB 375	N. Ballance	Would create a deer, elk and antelope reimbursement program and establish duties for FWP. Died in House Process 4/24/2013
*HB 376	N. Ballance	Would allow counties to adopt plans to control, remove and restrict game animals within their boundaries and would allow for the control, removal and restriction of game animals for economic impact purposes. Died in House Standing Committee 4/24/2013
*HB 392	Doane	Would allow the sale of paleontological remains from Makoshika State Park to benefit the park. Vetoed by Governor 4/25/2013
HB 395	Wagoner	Would revise membership of the livestock loss board by reducing the membership from seven to five with three members actively involved in the livestock industry and two members of the general public. Signed by Governor 5/1/2013
*HB 396	Lang	Would require approval of the board of county commissioners before the Dept. of Livestock or FWP could release wild bison into a Montana county. Died in House Process 4/24/2013
*HB 398	Kary	Would require the completion of a safety education course by youth under 16 to operate off highway vehicles on certain public lands. Died in House Standing Committee 4/24/2013
HB 401	Welborn	Would revise some hunting license application fees including per species collection of the bonus system application fee. Signed by Governor 4/25/2013
*HB 404	Flynn	Would provide funding for block management programs from the fee for wildlife habitat. Died in Senate Process 4/24/2013
*HB 407	Knudsen	Would prohibit the FWP Commission from prohibiting the use of a crossbow during any hunting season by a person who is certified as disabled. Died in House Standing Committee 4/24/2013
*HB 418	Harris	Would revise the percent of nonresidents that would be eligible to receive special hunting licenses and permits from 10 to up to 15% of the total. Died in House Standing Committee 4/24/2013

*HB 440	Kary	Would revise the distribution of certain hunting license dollars from funding wildlife habitat to funding hunting access easements. The bill would sunset in 2015. Died in House Standing Committee 4/24/2013
HB 444	Jacobson	Would allow a taxpayer a tax credit in the amount of \$500 for each qualified access to state land with a maximum credit of \$2000. Signed by Governor 4/30/2013
*HB 484	Redfield	Clarifies the duties and responsibilities of the Department of Livestock and FWP for managing wild buffalo that migrate from Yellowstone National Park into Montana. Died in House Standing Committee 4/24/2013
*HB 507	Harris	Would generally revise management of wild buffalo including the applying livestock laws to certain wild buffalo and restricting where wild buffalo would be released or transplanted. Died in Standing Committee 4/24/2013
*HB 512	McClafferty	Would authorize certain uses of motor vehicles to retrieve big game and would provide requirements to qualify. Died in House Standing Committee 4/24/2013
HB 533	Cook	Would expand the scope of the cutthroat and bull trout species enhancement program to include native Montana fish species. Signed by Governor 4/25/2013
HB 580	Connell	Would provide funding for a sage grouse conservation advisory council established by the Governor. Signed by Governor 4/30/2013
HB 586	Cuffe	Would establish an invasive species management area and authorize quarantine measures and check stations. Would revise department duties and transfer dollars. Signed by Governor 4/30/2013
HB 588	Harris	Would revise and put into statute laws related to unlawful use of aircraft for hunting related purposes. Signed by Governor 4/30/2013
*HB 608	Cuffe	Would transfer funds from the orphan share state special revenue account to among other places the state special revenue fund received for State Parks. Died in Standing Senate Committee 4/24/2013
HB 609	Connell	Would provide funding for an interim study of hunting and fishing licensing. Signed by Governor 5/6/2013
*HB 610	Harris	Would generally revise management of wild bison including applying livestock laws to certain wild bison and restricting where wild bison may be released or transplanted. Died in House Standing Committee 4/24/2013
*HB 624	Harris	Would change the way certain undeveloped recreational lands must be valued and increase the taxable value of those lands. Died in House Standing Committee 4/24/2013
*SB 17	Priest	Would submit to Montana voters an amendment to the Montana Constitutional recognizing that a persons inalienable right of persons to use their own property. Died in Senate Standing Committee 4/24/2013
SB 18	Hamlett	Would provide the ownership of a channel and forward channel of a navigable river or stream following an avulsion. Signed by Governor 4/15/2013
*SB 19	Hamlett	Defines the term "combined appropriation" for water wells and developed springs that are exempt and clarifies the definition of the term 'developed spring'. Vetoed by Governor 5/3/2013
*SB 38	Vincent	Defines "stream depletion zones", reduces the exemption for ground water appropriations within stream depletion zones and limits areas where stream depletion zones may be established. Died in Senate Standing Committee 4/24/2013
SB 75	Priest	Would authorize the donation of hunting licenses for disabled veterans and the conditions that must be met by the veteran to qualify. Signed by Governor 2/27/2013
*SB 80	Hamlett	Would extend the sunset on good neighbor laws to June 30, 2019. Died in Senate Standing Committee 4/24/2013
*SB 83	Murphy	Would establish criteria for the transplanting of bighorn sheep. Died in House Standing Committee 4/24/2013
SB 88	Barrett	Would adopt the Upper Missouri River Breaks Compact and provide an immediate effective date. Signed by Governor 4/18/2013
SB 101	Facey	Revise qualifications to obtain permit to hunt from a vehicle. Senate Transmitted to Governor 4/26/2013

*SB 118	Thomas	Would set aside certain hunting licenses for residents who are 65 or older. Via drawing, 8 goat and 8 mountain sheep licenses in a license year would go to those individuals 65 or older if they had applied as a resident and had been unsuccessful in obtaining a special license for that species in at least 10 license years since the inception of the automated licensing system and have never obtained that license. Died in House Standing Committee 4/24/2013
SB 123	Van Dyk	Would establish a Hunters Against Hunger Program, including options for donation on certain hunting licenses; establishes the Hunters Against Hunger Account and provides for donations to be deposited into the account. Signed by Governor 3/22/2013
*SB 143	Brenden	Would revise bison management laws including establishing a year-round hunting season, increasing the number of available licenses and prohibiting the transfer, relocation or transplantation of wild buffalo with certain exceptions. Died in House Process 4/24/2013
*SB 151	J. Peterson	Unless the elk population for a hunting district falls below 85% of the objective level the commission would not be allowed to limit or reduce the number of archery-only elk permits available or implement limited-entry archery only elk permits in areas that were part of hunting districts 401, 403, 410, 411, 412, 417, 420, 426, 441, 447, 450, 455, 500, 502, 510, 511, 520, 530, 570, 575, 580, 590, 620, 621, 622, 700, 701, 702, 704, and 705, as those districts existed in 2007. Died in Senate Standing Committee 4/24/2013
*SB 155	Vincent	Would require the preparation of an environmental impact statement for land acquisitions proposed by FWP and providing an exception. Died in Senate Standing Committee 4/24/2013
*SB 156	Vincent	Would revise qualifications for a nonresident relative of a resident to obtain hunting and fishing licenses. Died in Senate Standing Committee 4/24/2013
*SB 167	R. Webb	Would provide a free senior combination sports license to residents 70 years of age or older. Died in Senate Standing Committee 4/24/2013
*SB 169	Brenden	Would revise payments by FWP to counties for land owned or held under easement by the department. Would exempt landowners from property taxes for the portion of land held under easement. If the county assessment on the amount to be paid by FWP is based on less than the purchase price, the amount paid by FWP must be calculated in the same manner as class four residential property. For land held under easement by the department, the department shall pay an amount equal to the amount of property taxes the owner of the land would have paid in that tax year for the portion of the owner's land included in the easement. The owner of the land is exempt. Died in Senate Standing Committee 04/24/2013
SB 178	VanDyk	Would allow FWP to retain 10% of the nonresident combination license fee if an applicant chooses to buy only a portion of that license, i.e. give up the elk license and retain the deer license. Signed by Governor 4/26/2013
*SB 193	Jent	Would provide salary increases for game wardens to be funded by increased nonresident wildlife conservation license fees. Died in Senate Standing Committee 4/24/2013
*SB 197	Boulanger	Would create an apprentice hunting certificate for individuals to hunt without having completed a hunter safety and education course if in the presence of a qualified mentor. Died in House Process 4/24/2013
SB 200	C. Vincent	Would revise laws related to wolf management including authorizing the issuance of multiple licenses to hunt and trap and provide a free wolf license to deer and elk license holders. Authorizes landowners and their agents to kill wolves on private property without a hunting license and includes specifics regarding population monitoring. Signed by Governor 4/25/2013
*SB 204	Jent	Would prohibit the enactment of laws governing hunting, fishing or trapping by ballot initiative. Died in Senate Standing Committee 4/24/2013
*SB 214	Phillips	Would provide that the scope of an environmental review may include an examination of impacts beyond Montana's borders. Died in Senate Standing Committee 4/24/2013

*SB 237	Brenden	Would require approval of the Board of Land Commissioners for certain land purchases would preclude purchases resulting in a net gain in land ownership by the state, with an exemption for certain land acquisitions of less than 5-acres. Died in House Standing Committee 4/24/2013
SB 249	Barrett	Would revise laws related to wildlife management decisions including defining consultation requirements with counties and tribal governments when making management decisions and requiring that FWP implement state wildlife management plans. Signed by Governor 4/5/2013
*SB 250	Barrett	Would create requirements for the Good Neighbor policy and for land acquisitions by FWP, making maintenance a priority and dedicating funds for that purpose. Would repeal the sunset on the Good Neighbor laws. Vetoed by Governor 4/26/2013
*SB 256	Moore	Would require an estimation of private property damage and costs for which FWP would be liable for bison that migrate out of Yellowstone National Park or if bison proposed for translocation escape. Vetoed by Governor 5/6/2013
*SB 260	Thomas	Would change the restriction on the number of hunting licenses and permits that could be issued to nonresidents for large predators from 10% to up to 35%. Died in House Standing Committee 4/24/2013
*SB 284	Rosendale	Would require a government entity to compensate a property owner if that entities action resulted in taking or diminishing the property's fair market value. Died in Senate Standing Committee 4/24/2013
*SB 285	Sales	Would revise the requirements for wearing hunter orange to apply only to persons under 18 years of age. Died in Senate Standing Committee 4/24/2013
*SB 286	Sales	Would exempt individuals hunting on private property from wearing hunter orange if authorized by the landowner. Died in Senate Standing Committee 4/24/2013
*SB 299	Moore	Would create a civil penalty for trespass to property including a civil penalty of not less than \$1500. Died in House Process 4/24/2013
*SB 305	Peterson	Would revise the definition of wild buffalo and wild bison...means a bison that has never been reduced to captivity and never has been owned by a person. Vetoed by Governor 5/6/2013
*SB 328	Augare	Would exempt veterans, military service members and members of law enforcement agencies from hunter education requirements. Died in House Standing Committee 4/24/2013
*SB 330	Barrett	Would require the water court to conduct judicial review of water right permit or change applications when a party seeks judicial review. Died in Senate Standing Committee 4/24/2013
*SB 334	Hamlett	Would revise the definition of 'stream' within the natural streambed and Land Preservation Act of 1975. Died in Senate Standing Committee 4/24/2013
*SB 337	Hamlett	Would clarify the definition of 'good cause shown' for a hearing on a temporary preliminary decree or preliminary decree. Vetoed by Governor 5/3/2013
*SB 341	Fielder	Would establish criteria for the transplantation or augmentation of certain wildlife species including a public scoping process. Died in House Standing Committee 4/24/2013
*SB 344	Vincent	Would provide a public scoping process for certain land acquisitions by FWP. Vetoed by Governor 4/26/2013
*SB 380	Vincent	Would provide 1500 nonresident combination hunting licenses in wilderness areas at a price of \$825. Revenue would go to buy public access to inaccessible public land. Died in House Process 4/24/2013
*SB 381	Vincent	Would revise qualifications for a nonresident relative of a resident. Resident could be a deceased parent, child or sibling. Increasing cost of elk license for qualifying nonresident from 4 to 5 times the resident fee. Died in House Standing Committee 4/24/2013

*SB 397	Boulanger	Would establish provisional hunting and trapping seasons for certain large predators when restrictive regulations for elk are in place. Would allow the use of hounds and baiting when hunting black bears during a provisional season with reduced price licenses. Died in House Standing Committee 4/24/2013
*SB 402	Van Dyk	Would regulate wild horses and burros. Would require the department of livestock to develop a plan and require an import permit and fees. Died in Senate Standing Committee 4/24/2013
SJ 4	Keene	Proposes an interim study of the operation, maintenance, and funding of state-owned sites at Virginia City, Nevada City, and Reeder's Alley in Helena. Filed with Secretary of State 3/22/2013
SJ 15	Fielder	Requests an interim study evaluating the management of certain federal lands, assessing risks and identifying solutions. Filed with Secretary of State 4/26/2013
*SJ 17	Jackson	Would encourage the dissemination of information by conservation districts on the use of voluntary streamside best management practices. Died in House Standing Committee 4/24/2013
*SJ 28	Phillips	Would establish an interim committee to study the biological, social and economic impacts of gray wolf recovery in Montana. Died in Senate Standing Committee 4/24/2013

HUMAN RESOURCES

BILL #	SPONSOR	SUMMARY AND STATUS
HB 13	Swanson	Pay plan bill. Signed by Governor 5/6/2013
*HB 96	Wilmer	Would temporarily increases employer contributions to PERS, highway patrol, sheriff, game warden and peace officers retirement system. Died in House Standing Committee 4/24/2013
HB 97	Wilmer	Cap highest/final average compensation in MPERA retirement systems. Signed by Governor 5/6/2013
HB 105	Steenberg	Generally revise MPERA retirement system laws concerning plan administration. Signed by Governor 4/12/2013
HB 110	Pease-Lopez	Would require a state agency to document that it has considered statutory guiding principles when formulating or implementing policies or administrative rules that have direct tribal implications. Signed by Governor 4/4/2013
*HB 162	Flynn	Create optional high-deductible health plan with a saving account for state employees. Died in House Process 4/24/2013
*HB 197	Flynn	Expand drug & alcohol testing act to apply to all employees. Died in House Standing Committee 4/24/2013
*HB 242	C. Glimm	Would generally revise the workforce drug and alcohol testing act. Died in House Standing Committee 4/24/2013
*HB 329	Brodehl	Would prohibit a state employee from lobbying on state time on state policy matters before a legislative standing committee. Died in Senate Standing Committee 4/24/2013
*SB 82	Lewis	Would require new hires into PERS to be members in the defined contribution plan and revising other member options. Died in Standing Committee 4/24/2013
*SB 148	L. Jones	Would limit the amount of lost wages and fringe benefits an employee may be awarded when the employee has been wrongfully discharged. Vetoed by 5/6/2013

APPROPRIATIONS/MONEY

BILL #	SPONSOR	SUMMARY AND STATUS
HB 2	Ankney	General appropriations bill. House Returned with Governor's Line-item Veto 5/3/2013
HB 4	Ankney	Continuing appropriations bill. Signed by Governor 4/25/2013

HB 5	Ankney	Capital projects bill. House Returned with Governor's Line-item Veto 5/6/2013
HB 6	Cook	Renewable resource grants. Signed by Governor 5/6/2013
HB 7	Cook	Reclamation and development grants program. Signed by Governor 4/9/2013
HB 8	Cook	Renewable resources loans for projects. Signed by Governor 5/1/2013