

Changing
Times
Changing
Values

The Legal Landscape

A LEGAL REVOLUTION SINCE 1970

- Federal Environmental and Public Lands Law
- Montana's 1972 Constitution and Statutory Law

FISH AND WILDLIFE MANAGEMENT

- Regulation of Wildlife with Interstate Implications
- Wildlife Management on Private Lands
- Management of Yellowstone Bison – Ecosystems are Oblivious to Political & Legal Boundaries
- Tribal Rights to Manage Fish and Wildlife On Reservation and Fish and Hunt Off-Reservation

MANAGING THE PUBLIC LANDS

- U.S. Forest Service and Bureau of Land Management
- Wilderness Areas
- Mining and Mineral Development
- National Park Service
- State of Montana Public Lands
- Tribal Lands

THE PROTECTION OF ENDANGERED SPECIES - THE ESA

- Listing
- Designating Critical Habitat
- Recovery Plans
- The “Taking” Prohibition
- The Limit on Federal Actions

PROTECTING WATER QUALITY

- Controlling Point Source Discharges
- Controlling Nonpoint Source Discharges
- Protecting Wetlands
- The Role of Tribes Under the Clean Water Act

THE RIGHT TO USE WATER - WATER ALLOCATION IN MONTANA

- The Prior Appropriation Doctrine
- In-Stream Flow Rights
- Federal and Indian Reserved Water Rights

THE RIGHT TO ACCESS WATERBODIES FOR RECREATION

LAND USE PLANNING IN MONTANA

- Planning, Zoning and Subdivision Regulation
- Environmental, Wildlife and Conservation Issues in Subdivision Review

MONTANA'S CONSTITUTIONAL ENVIRONMENTAL PROVISIONS