

1 HOUSE BILL NO. 661

2 INTRODUCED BY D. POWERS, J. ISALY, J. SECKINGER, S. FYANT, J. WEBER, M. CUNNINGHAM, J.

3 MORIGEAU, P. FLOWERS, C. FITZPATRICK, V. MOORE

4
5 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING LAWS RELATED TO THE UNLAWFUL HARASSMENT
6 OF WILD ANIMALS; AND AMENDING SECTION 87-6-107, MCA."7
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:9
10 **Section 1.** Section 87-6-107, MCA, is amended to read:11 **"87-6-107. Unlawful harassment of ~~game animals and game birds~~ wild animals with vehicle or**
12 **device.** (1) (a) A person may not concentrate, drive, rally, stir up, run, molest, flush, herd, chase, harass, or
13 impede the movement of or attempt to concentrate, drive, rally, stir up, run, molest, flush, herd, chase, harass,
14 or impede the movement of a ~~game animal or game bird~~ wild animal, except alternative livestock, from or with
15 the use or aid of a self-propelled, motor-driven, or drawn vehicle or device, including aircraft and snowmobiles.
16 This section17 (b) Subsection (1)(a) does not apply to landowners and their authorized agents engaged in the
18 immediate protection of that landowner's property.

19 (2) The following penalties apply for a violation of this section:

20 (a) A person convicted of or who forfeits bond or bail after being charged with a violation of this
21 section shall be fined not less than \$50 or more than \$1,000 or be imprisoned in the county detention center for
22 not more than 6 months, or both. In addition, the person may be subject to forfeiture of any current hunting,
23 fishing, or trapping license issued by this state and the privilege to hunt, fish, and trap in this state or to use
24 state lands, as defined in 77-1-101, for recreational purposes for a period of time set by the court.25 (b) A person convicted of or who forfeits bond or bail after being charged with a second or
26 subsequent violation of this section within 5 years shall be fined not less than \$500 or more than \$1,000 or be
27 imprisoned for not more than 6 months, or both. In addition, the person shall forfeit any current hunting, fishing,
28 or trapping license issued by this state and the privilege to hunt, fish, and trap in this state for 24 months from

1 the date of conviction or forfeiture of bond or bail unless the court imposes a longer period."

2 - END -