



AN ACT PROHIBITING ELECTIONEERING AT ALL POLLING LOCATIONS FOR ALL ELECTIONS FROM THE TIME ABSENTEE BALLOTS ARE AVAILABLE UNTIL ALL VOTING IS COMPLETED; AMENDING SECTION 13-35-211, MCA; AND PROVIDING AN EFFECTIVE DATE.

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

**Section 1.** Section 13-35-211, MCA, is amended to read:

**"13-35-211. Electioneering -- soliciting information from electors.** (1) ~~A~~ A person may not do any electioneering ~~on election day within any polling place or any building in which an election is being held at any location where an elector may obtain or vote a ballot, or within 100 feet of any entrance to the a building in which the polling place is located~~ an elector may obtain or vote a ballot, during the hours the location is open to obtain or vote a ballot, that aids or promotes the success or defeat of any candidate or ballot issue to be voted ~~upon~~ on at the election.

(2) ~~On election day, a~~ A candidate, a family member of a candidate, or a worker or volunteer for the candidate's campaign may not distribute alcohol, tobacco, food, drink, or anything of value to a voter ~~within a polling place or a building in which an election is being held in any location where an elector may obtain or vote a ballot, or within 100 feet of an entrance to the a building in which the polling place is located~~ an elector may obtain or vote a ballot, during the hours the location is open to electors to obtain or vote a ballot.

(3) A person may not buy, sell, give, wear, or display at ~~or about the polls on a n election day any location where an elector may obtain or vote a ballot, during the hours the location is open to electors to obtain or vote a ballot,~~ any badge, button, or other insignia that is designed or tends to aid or promote the success or defeat of any candidate or ballot issue to be voted ~~upon~~ on at the election.

(4) A person ~~within a polling place or any building in which an election is being held a location where an elector may obtain or vote a ballot, during the hours the location is open to electors to obtain or vote a~~

ballot, may not solicit from an elector, before or after the elector has marked a ballot and returned it to an election judge, information as to whether the elector intends to vote or has voted for or against a candidate or ballot issue."

**Section 2. Notification to tribal governments.** The secretary of state shall send a copy of [this act] to each federally recognized tribal government in Montana.

**Section 3. Effective date.** [This act] is effective July 1, 2025.

- END -

I hereby certify that the within bill,  
SB 105, originated in the Senate.

---

Secretary of the Senate

---

President of the Senate

Signed this \_\_\_\_\_ day  
of \_\_\_\_\_, 2025.

---

Speaker of the House

Signed this \_\_\_\_\_ day  
of \_\_\_\_\_, 2025.

SENATE BILL NO. 105

INTRODUCED BY J. WINDY BOY, S. WEBBER, M. YAKAWICH

AN ACT PROHIBITING ELECTIONEERING AT ALL POLLING LOCATIONS FOR ALL ELECTIONS FROM THE TIME ABSENTEE BALLOTS ARE AVAILABLE UNTIL ALL VOTING IS COMPLETED; AMENDING SECTION 13-35-211, MCA; AND PROVIDING AN EFFECTIVE DATE.