

EXHIBIT NO. 4DATE: 2/10/2005BILL NO. SB 318Amendments to Senate Bill No. 318
1st Reading Copy

Requested by Senator Rick Laible

For the Senate Highways and Transportation Committee

Prepared by Todd Everts
February 10, 2005 (12:38pm)

1. Title, line 5.

Following: "QUADRICYCLES;"**Insert:** "ALLOWING THE DEPARTMENT OF FISH, WILDLIFE, AND PARKS'
PARK RANGERS AND GAME WARDENS TO ENFORCE NOISE EMISSION AND
SPARK ARRESTOR LIMITATIONS ON QUADRICYCLES;"

2. Title, line 17.

Following: "SECTIONS"**Insert:** "23-1-122,"

3. Page 1, line 21.

Insert: "Section 1. Section 23-1-122, MCA, is amended to read:

"23-1-122. **Enforcement powers of park rangers and game wardens.** (1) Park rangers appointed pursuant to 23-1-121 and fish and game wardens appointed pursuant to 87-1-501 are authorized officers with the authority to enforce the laws and adopted rules relating to parks and outdoor recreation contained in chapters 1 and 2 of this title, except chapter 2, part 7.

(2) An authorized officer may:

(a) arrest, in accordance with Title 46, chapter 6, any person within an area managed by the department upon probable cause to believe that the person has committed an offense against chapters 1 and 2 of this title, except chapter 2, part 7, or rules of the department or the fish, wildlife, and parks commission;

(b) enforce the disorderly conduct and public nuisance laws under 45-8-101 and 45-8-111 as they apply to the operation of motorboats on waters within areas managed by the department under this part; and

(c) exercise other powers of peace officers in the enforcement of:

(i) laws relating to parks and outdoor recreation contained in chapters 1 and 2 of this title, except chapter 2, part 7;

(ii) rules of the department and the fish, wildlife, and parks commission; and

(iii) judgments obtained for violations of the laws and rules specified in this subsection (2)(c); and

(iv) laws related to noise emissions and spark arrestors on quadricycles under 61-9-418."

{Internal References to 23-1-122: None.}

Renumber: subsequent sections

4. Page 2, line 28.

Strike: "or"

Insert: "and"

5. Page 2, line 29.

Strike: "10"

Insert: "11"

6. Page 3, line 29.

Strike: "61-3-133"

Insert: "61-1-133"

7. Page 4, line 30.

Strike: "10"

Insert: "11"

8. Page 5.

Following: line 5

Insert: "(4) Revenue from the fees required under subsection (2) must be deposited in the state special revenue fund to the credit of the department of fish, wildlife, and parks to be used to administer issuance of nonresident temporary registrations pursuant to subsection (2) and to develop and administer a comprehensive off-highway vehicle program."

9. Page 5, line 13.

Strike: "6"

Insert: "7"

10. Page 10, line 7 through line 8.

Strike: "transferred" on line 7 through "fund" on line 8

Insert: "deposited in the state special revenue fund to the credit of the department of fish, wildlife, and parks to be used to administer the issuance of temporary nonresident driving permits and to develop and administer a comprehensive off-highway vehicle program"

11. Page 11, line 6.

Strike: "6"

Insert: "7"

12. Page 11, line 9.

Strike: "10"

Insert: "11"

13. Page 11, line 11.

Strike: "6"

Insert: "7"

14. Page 11, line 13.

Strike: "6"

Insert: "7"

15. Page 11, line 14.

Strike: "10"

Insert: "11"

16. Page 11, line 15.

Strike: "10"

Insert: "11"

17. Page 11, line 16.

Strike: "12"

Insert: "13"

18. Page 11, line 17.

Strike: "12"

Insert: "13"

- END -