

HOUSE BILL NO. 147

INTRODUCED BY A. REDFIELD

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A BILL FOR AN ACT ENTITLED: "AN ACT REVISING PENALTIES FOR FAILURE TO OBTAIN A LANDOWNER'S PERMISSION FOR HUNTING; AND AMENDING SECTION 87-6-415, MCA."

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

Section 1. Section 87-6-415, MCA, is amended to read:

"87-6-415. Failure to obtain landowner's permission for hunting. (1) A resident or nonresident shall obtain permission of the landowner, the lessee, or their agents before taking or attempting to take nongame wildlife or predatory animals or hunting on private property.

(2) Except as provided in subsection (3), a person who violates this section shall, upon conviction for a first offense, be fined an amount not to exceed ~~\$25~~ \$150.

(3) A person convicted of a violation of this section for hunting a big game animal on private property without obtaining permission of the landowner shall be fined not less than ~~\$50 or more than \$1,000 or be imprisoned in the county detention center for not more than 6 months, or both \$500 unless the court imposes a larger fine.~~

(4) In addition, the person, upon conviction or forfeiture of bond or bail, may be subject to forfeiture of any current hunting, fishing, or trapping license issued by this state and the privilege to hunt, fish, or trap in this state or to use state lands, as defined in 77-1-101, for recreational purposes for ~~a period of time set by the court~~ 3 years unless the court imposes a longer period of time."

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