

1 SENATE BILL NO. 153

2 INTRODUCED BY S. SALES

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4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING A PERSON ENTERING A HUNTING DISTRICT TO
5 WEAR HUNTER ORANGE; PROVIDING EXEMPTIONS FOR PRIVATE PROPERTY, CITIES AND TOWNS,
6 PUBLIC HIGHWAYS, AND AREAS CLOSED BY THE DEPARTMENT; PROVIDING A PENALTY; PROVIDING
7 RULEMAKING AUTHORITY; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

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11 NEW SECTION. **Section 1. Requirement to wear hunter orange during big game hunting season.**

12 (1) A person may not enter an area or district open to the hunting of big game as determined by the commission
13 pursuant to 87-1-304 without wearing as exterior garments above the waist a total of not less than 400 square
14 inches of hunter orange material visible at all times while in the area or district.

15 (2) As used in this section, "hunter orange" has the meaning provided in 87-6-414(2).

16 (3) This section does not apply to:

17 (a) a person on private property and authorized by the landowner;

18 (b) a person within the boundaries of an incorporated or unincorporated city or town of this state;

19 (c) a person on a public highway or the shoulder, berm, or barrow pit right-of-way of a public highway,
20 as defined in 61-1-101, of this state; or

21 (d) a person on a land or water area or portion of a preserve, refuge, sanctuary, rest ground, or closed
22 district closed by the department.

23 (4) The department shall make rules to implement this section.

24 (5) A person convicted of a violation of this section shall be punished by a fine of not less than \$10 or
25 more than \$20.

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27 NEW SECTION. **Section 2. Codification instruction.** [Section 1] is intended to be codified as an
28 integral part of Title 87, chapter 6, part 4, and the provisions of Title 87, chapter 6, part 4, apply to [section 1].

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30 NEW SECTION. **Section 3. Effective date.** [This act] is effective on passage and approval.

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