

SENATE BILL NO. 111

INTRODUCED BY K. REGIER

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A BILL FOR AN ACT ENTITLED: "AN ACT PROHIBITING THE SUPPLEMENTAL FEEDING OF WILD TURKEYS; AND AMENDING SECTION 87-6-216, MCA."

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

**Section 1.** Section 87-6-216, MCA, is amended to read:

**"87-6-216. Unlawful supplemental feeding.** (1) A person may not provide supplemental feed attractants to game animals or wild turkeys by:

(a) purposely or knowingly attracting any cloven-hoofed ungulates, bears, ~~or~~ mountain lions, or wild turkeys with supplemental feed attractants;

(b) after having received a previous warning, negligently failing to properly store supplemental feed attractants and allowing any cloven-hoofed ungulates, bears, ~~or~~ mountain lions, or wild turkeys access to the supplemental feed attractants; or

(c) purposely or knowingly providing supplemental feed attractants in a manner that results in an artificial concentration of game animals or wild turkeys that may potentially contribute to the transmission of disease or that constitutes a threat to public safety.

(2) A person is not subject to civil or criminal liability under this section if the person is engaged in:

(a) the normal feeding of livestock;

(b) a normal agricultural practice;

(c) cultivation of a lawn or garden;

(d) the commercial processing of garbage; or

(e) recreational feeding of birds unless, after having received a previous warning by the department, the person continues to feed birds in a manner that attracts cloven-hoofed ungulates, ~~or~~ bears, or wild turkeys and that may contribute to the transmission of disease or constitute a threat to public safety.

(3) This section does not apply to supplemental feeding activities conducted by the department for disease control purposes.

(4) A person convicted of a violation of this section shall be fined not less than \$50 or more than \$1,000



1 or be imprisoned in the county detention center for not more than 6 months, or both. In addition, the person, upon  
2 conviction or forfeiture of bond or bail, may be subject to forfeiture of any current hunting, fishing, or trapping  
3 license issued by this state and the privilege to hunt, fish, or trap in this state or to use state lands, as defined in  
4 77-1-101, for recreational purposes for a period of time set by the court."

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