

1 **** BILL NO. ****
2 INTRODUCED BY ****
3 BY REQUEST OF THE ****
4

5 A BILL FOR AN ACT ENTITLED: "AN ACT CLARIFYING THE DISSEMINATION OF FISH AND WILDLIFE
6 RELATED INFORMATION; REQUIRING NOTICE OF PENALTIES FOR MISUSE; AMENDING SECTION 87-
7 6-222, MCA."

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

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11 **Section 1.** Section 87-6-222, MCA, is amended to read:

12 **"87-6-222. Fish and wildlife location data -- penalties.** (1) Upon request, the department shall
13 release location data related to fish and wildlife at the smallest geographic scale possible to prevent the
14 unreasonable depletion and degradation of fish and wildlife as natural resources pursuant to Article IX, section
15 1 of the Constitution.

16 (2) (a) The department shall provide information at a smaller scale than provided in subsection (1) that
17 includes information about protecting fish and wildlife resources from the unreasonable depletion and
18 degradation as well as the restrictions and penalties provided by this section.

19 (b) In fulfilling a request pursuant to subsection (2), the department shall also provide information it
20 determines could assist the requestor to comply with the requirements of this section.

21 (3) Unless specifically authorized by the department, a person who obtains exact coordinate location
22 data from the department may not use the data or transfer the data to another person to use in a way that
23 harms, harasses, or kills fish or wildlife. A person who uses, transfers, or receives exact coordinate location
24 data in violation of this section shall be fined not less than \$50 or more than \$1,000 or be imprisoned in the
25 county detention center for not more than 6 months, or both.

26 (2)(4) Upon conviction or forfeiture of bond or bail, the person may be subject to forfeiture of any
27 current hunting, fishing, or trapping license issued by this state and the privilege to hunt, fish, or trap in this
28 state or to use state lands, as defined in 77-1-101, for recreational purposes for a period of time set by the

1 court.

2 ~~(3)(5)~~ A person convicted under this section may be subject to the additional penalties provided in 87-
3 6-901 through 87-6-903.

4 (4) A violation of this section may also result in an order to pay restitution pursuant to 87-6-905
5 through 87-6-907."

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- END -

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