

## 1 HOUSE BILL NO. 547

2 INTRODUCED BY J. COHENOUR, T. RUNNING WOLF, S. GIST, M. MARLER, P. FIELDER, K. KORTUM, T.  
3 FRANCE, M. THANE, L. JONES, D. LOGE, R. FITZGERALD, D. SALOMON, J. KASSMIER, E. MATTHEWS,  
4 N. DURAM

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6 A BILL FOR AN ACT ENTITLED: "AN ACT BANNING THE SALE OF IMAGES, VIDEO, OR LOCATION DATA  
7 OF WILDLIFE LOCATED ON PUBLIC LAND OBTAINED BY REMOTE DEVICES; AND AMENDING SECTION  
8 87-6-222, MCA."

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

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

13 **"87-6-222. Fish and wildlife location data -- penalties.** (1) Unless specifically authorized by the  
14 department, a person who obtains exact coordinate location data from the department may not use the data or  
15 transfer the data to another person to use in a way that harms, harasses, or kills fish or wildlife. ~~A person who~~  
16 ~~uses, transfers, or receives exact coordinate location data in violation of this section shall be fined not less than~~  
17 ~~\$50 or more than \$1,000 or be imprisoned in the county detention center for not more than 6 months, or both.~~

18 (2) A person may not sell images, video, or location data of wildlife located on public land that is  
19 obtained by a device triggered by heat or motion for use in a way that harms, harasses, or kills fish or wildlife.

20 (3) A person convicted of violating subsections (1) or (2) shall be fined not less than \$50 or more  
21 than \$1,000 or be imprisoned in the county detention center for not more than 6 months, or both.

22 ~~(2)(4)~~ Upon ~~On~~ conviction or forfeiture of bond or bail, the person may be subject to forfeiture of any  
23 current hunting, fishing, or trapping license issued by this state and the privilege to hunt, fish, or trap in this  
24 state or to use state lands, as defined in 77-1-101, for recreational purposes for a period of time set by the  
25 court.

26 ~~(3)(5)~~ A person convicted under this section may be subject to the additional penalties provided in 87-  
27 6-901 through 87-6-903.

28 ~~(4)(6)~~ A violation of this section may also result in an order to pay restitution pursuant to 87-6-905

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1 through 87-6-907."

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