

HOUSE BILL NO. 382

INTRODUCED BY W. CURDY

A BILL FOR AN ACT ENTITLED: "AN ACT GENERALLY REVISING LAWS RELATED TO PROHIBITING THE POSSESSION-USE OF EXPLODING TARGETS ON STATE LANDS AND WATERS DURING TIMES OF DANGEROUS FIRE CONDITIONS; DEFINING "EXPLODING TARGETS"; PROVIDING RULEMAKING AUTHORITY; AMENDING SECTIONS 23-1-111, 77-1-804, 87-1-301, AND 87-1-303, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

(Refer to Introduced Bill)

Strike everything after the enacting clause and insert:

NEW SECTION. Section 1. Use of exploding targets prohibited -- definition -- penalty. (1) The use of exploding targets on properties managed pursuant to this title is prohibited when the department of natural resources and conservation determines ~~dangerous fire conditions exist~~ THAT FIRE DANGER IS HIGH, VERY HIGH, OR EXTREME.

(2) For the purposes of this section, "exploding targets" means commercial targets that explode when impacted by a high-velocity projectile or targets created by combining components, including but not limited to ammonium nitrate and aluminum powder, that explode when impacted by a high-velocity projectile.

(3) A person convicted of a violation of this section is guilty of a misdemeanor and shall be fined not more than \$500 or be imprisoned in the county jail for not more than 6 months.

NEW SECTION. Section 2. Use of exploding targets prohibited -- definition -- penalty. (1) The use of exploding targets on properties managed pursuant to this title is prohibited when the department of natural resources and conservation determines ~~dangerous fire conditions exist~~ THAT FIRE DANGER IS HIGH, VERY HIGH, OR EXTREME.

1 (2) For the purposes of this section, "exploding targets" means commercial targets that explode when
 2 impacted by a high-velocity projectile or targets created by combining components, including but not limited to
 3 ammonium nitrate and aluminum powder, that explode when impacted by a high-velocity projectile.

4 (3) A person convicted of a violation of this section is guilty of a misdemeanor and shall be fined not
 5 more than \$500 or be imprisoned in the county jail for not more than 6 months.

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 7 **NEW SECTION. Section 3. Use of exploding targets prohibited -- definition -- penalty.** (1) The
 8 use of exploding targets on properties managed pursuant to this title is prohibited when the department of
 9 natural resources and conservation determines ~~dangerous fire conditions exist~~ THAT FIRE DANGER IS HIGH, VERY
 10 HIGH, OR EXTREME.

11 (2) For the purposes of this section, "exploding targets" means commercial targets that explode when
 12 impacted by a high-velocity projectile or targets created by combining components, including but not limited to
 13 ammonium nitrate and aluminum powder, that explode when impacted by a high-velocity projectile.

14 (3) A person convicted of a violation of this section is guilty of a misdemeanor and shall be fined not
 15 more than \$500 or be imprisoned in the county jail for not more than 6 months.

16
 17 **NEW SECTION. Section 4. Codification instruction.** (1) [Section 1] is intended to be codified as
 18 an integral part of Title 23, chapter 1, part 1, and the provisions of Title 23, chapter 1, part 1, apply to [section
 19 1].

20 (2) [Section 2] is intended to be codified as an integral part of Title 77, chapter 1, and the provisions of
 21 Title 77, chapter 1, apply to [section 2].

22 (3) [Section 3] is intended to be codified as an integral part of Title 87, chapter 1, part 1, and the
 23 provisions of Title 87, chapter 1, part 1, apply to [section 3].

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 25 **NEW SECTION. Section 5. Effective date.** [This act] is effective on passage and approval.

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