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HOUSE BILL NO. 302

INTRODUCED BY

John Johnson Beck Rehbein Hammett
Heidi Johnson Masolo Kattler Nelson

A BILL FOR AN ACT ENTITLED: "AN ACT INCREASING THE PENALTY FOR A PERSON CONVICTED OF A SCHOOL DISTURBANCE; DEFINING "DISTURBS"; AMENDING SECTION 20-1-206, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

Section 1. Section 20-1-206, MCA, is amended to read:

"20-1-206. Disturbance of school -- penalty. ~~Any (1) A person who shall willfully disturb knowingly disturbs~~ any school or any school meeting ~~or activity shall be deemed~~ is guilty of a misdemeanor and, if convicted by a court of competent jurisdiction, shall be fined an amount not to exceed \$500 or be imprisoned in the county jail for any term not to exceed 6 months, or both less than \$10 or more than \$100.

(2) As used in this section, "disturbs" means:

- (a) quarreling, challenging to fight, or fighting;
- (b) making loud or unusual noises;
- (c) using threatening, profane, or abusive language;
- (d) discharging firearms, except at a shooting range during established hours of operation;
- (e) rendering the free ingress or egress to public or private places impassable;
- (f) disturbing or disrupting any lawful assembly or public meeting;
- (g) transmitting a false report or warning of a fire or other catastrophe in a place where the occurrence would endanger human life;
- (h) creating a hazardous or physically offensive condition by any act that serves no legitimate purpose; or
- (i) transmitting a false report or warning of an impending explosion in a place where the occurrence would endanger human life."

NEW SECTION. Section 2. Effective date. [This act] is effective on passage and approval.

-END-



HB302
INTRODUCED BILL

STATE OF MONTANA - FISCAL NOTE

Fiscal Note for HB0302, as introduced

DESCRIPTION OF PROPOSED LEGISLATION:

An increase in the penalty for a person convicted of a school disturbance; defining "disturbs."

ASSUMPTIONS:

1. There is no fiscal impact to the local school district as a result of this legislation. Any increased fines that are collected will be paid to the justice system.

FISCAL IMPACT: None.

David Lewis 1-24-95
DAVID LEWIS, BUDGET DIRECTOR DATE
Office of Budget and Program Planning

John Johnson
J. JOHNSON, PRIMARY SPONSOR DATE

Fiscal Note for HB0302, as introduced

HB 302