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House BILL NO. 200

INTRODUCED BY

*Alper* *Marcelo M'Gee* *Molner* *Bergman*  
*Lumley* *Water* *Nayon* *Smith*

A BILL FOR AN ACT ENTITLED: "AN ACT CRIMINALIZING THE SURREPTITIOUS TAKING OF A PERSON'S PICTURE IN CERTAIN ROOMS IN A BUSINESS ESTABLISHMENT."

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

NEW SECTION. **Section 1. Surreptitious visual recordation -- penalty.** An owner, manager, or employee of a business who knowingly surreptitiously records a visual image of a person in a restroom, washroom, shower, bedroom, fitting room, or other room used by a customer, guest, or member of the public to, with a reasonable expectation of privacy, change or try on clothes, bathe, perform intimate bodily functions, or appear nude or partially nude or in underclothes commits the offense of surreptitious visual recordation. A person convicted of the offense of surreptitious visual recordation shall be fined an amount not to exceed \$1,000 or incarcerated for a term not to exceed 6 months, or both, if the victim was an adult and shall be fined an amount not to exceed \$5,000 or incarcerated for a term not to exceed 2 years, or both, if the victim was a minor.

NEW SECTION. **Section 2. Codification instruction.** [Section 1] is intended to be codified as an integral part of Title 45, chapter 5, and the provisions of Title 45 apply to [section 1].

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HOUSE BILL NO. 200

INTRODUCED BY AHNER, MASOLO, MCGEE, MOLNAR, BERGMAN, GRIMES, WATERMAN, HARPER,  
SMITH

A BILL FOR AN ACT ENTITLED: "AN ACT CRIMINALIZING THE SURREPTITIOUS TAKING OF A PERSON'S  
PICTURE IN CERTAIN ROOMS IN A BUSINESS ESTABLISHMENT."

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

NEW SECTION. **Section 1. Surreptitious visual recordation -- penalty.** An owner, manager, or  
employee of a business OR A LANDLORD who knowingly surreptitiously records a visual image of a person  
in a restroom, washroom, shower, bedroom, fitting room, or other room used by a customer, guest,  
TENANT, or member of the public to, with a reasonable expectation of privacy, change or try on clothes,  
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incarcerated for a term not to exceed 2 years, or both, if the victim was a minor.

NEW SECTION. **Section 2. Codification instruction.** [Section 1] is intended to be codified as an  
integral part of Title 45, chapter 5, and the provisions of Title 45 apply to [section 1].

-END-

## 1 HOUSE BILL NO. 200

2 INTRODUCED BY AHNER, MASOLO, MCGEE, MOLNAR, BERGMAN, GRIMES, WATERMAN, HARPER,  
3 SMITH

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5 A BILL FOR AN ACT ENTITLED: "AN ACT CRIMINALIZING THE SURREPTITIOUS TAKING OF A PERSON'S  
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18 incarcerated for a term not to exceed 2 years, or both, if the victim was a minor.

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20 **NEW SECTION.** Section 2. **Codification instruction.** [Section 1] is intended to be codified as an  
21 integral part of Title 45, chapter 5, and the provisions of Title 45 apply to [section 1].

22 -END-

HOUSE BILL NO. 200

INTRODUCED BY AHNER, MASOLO, MCGEE, MOLNAR, BERGMAN, GRIMES, WATERMAN, HARPER,  
SMITH

A BILL FOR AN ACT ENTITLED: "AN ACT CRIMINALIZING THE SURREPTITIOUS TAKING OF A PERSON'S  
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**NEW SECTION. Section 2. Codification instruction.** [Section 1] is intended to be codified as an  
integral part of Title 45, chapter 5, and the provisions of Title 45 apply to [section 1].

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## 1 HOUSE BILL NO. 200

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20 NEW SECTION. **Section 2. Codification instruction.** [Section 1] is intended to be codified as an  
21 integral part of Title 45, chapter 5, and the provisions of Title 45 apply to [section 1].

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