## Amendment - 1st Reading/2nd House-blue - Requested by: Jonathan Windy Boy - (H) State **Administration**

- 2025

69th Legislature 2025 Drafter: Andria Hardin, SB0105.001.002

1	SENATE BILL NO. 105
2	INTRODUCED BY J. WINDY BOY, S. WEBBER, M. YAKAWICH
3	
4	A BILL FOR AN ACT ENTITLED: "AN ACT PROHIBITING ELECTIONEERING AT ALL POLLING LOCATIONS
5	FOR ALL ELECTIONS FROM THE TIME ABSENTEE BALLOTS ARE AVAILABLE UNTIL ALL VOTING IS
6	COMPLETED; PROVIDING AN EXCEPTION FOR COMMUNITY EVENTS AT WHICH ALL CANDIDATES
7	ARE INVITED; AMENDING SECTION 13-35-211, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE
8	DATE."
9 10 11	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
12	Section 1. Section 13-35-211, MCA, is amended to read:
13	"13-35-211. Electioneering soliciting information from electors exception. (1) A From the
14	start of in-person absentee voting as provided in 13-1-404, 13-1-503, 13-13-205, and 20-20-401, and until the
15	last person in line at a polling location on election day has voted or the polls close, whichever is later, a person
16	may not do any electioneering on election day within any polling place or any building in which an election is
17	being held or within 100 feet of any entrance to the building in which the polling place is located that aids or
18	promotes the success or defeat of any candidate or ballot issue to be voted upon on at the election, unless it is
19	a community event at which all candidates are invited.
20	(2) On election day, <u>During the timeframe prescribed in subsection (1)</u> , a candidate, a family
21	member of a candidate, or a worker or volunteer for the candidate's campaign may not distribute alcohol,
22	tobacco, food, drink, or anything of value to a voter within a polling place or a building in which an election is
23	being held or within 100 feet of an entrance to the building in which the polling place is located, unless it is a
24	community event at which all candidates are invited.
25	(3) A person may not buy, sell, give, wear, or display at or about the polls on an election day
26	during the timeframe prescribed in subsection (1) any badge, button, or other insignia that is designed or tends
27	to aid or promote the success or defeat of any candidate or ballot issue to be voted <del>upon on</del> at the election.



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1 (4) A person within a polling place or any building in which an election is being held may not solicit 2 from an elector, before or after the elector has marked a ballot and returned it to an election judge, information 3 as to whether the elector intends to vote or has voted for or against a candidate or ballot issue." 4 5 NEW SECTION. Section 2. Notification to tribal governments. The secretary of state shall send a 6 copy of [this act] to each federally recognized tribal government in Montana. 7 8 <u>NEW SECTION.</u> **Section 3. Effective date.** [This act] is effective on passage and approval. 9 - END -

