

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

- 2025

69th Legislature 2025

Drafter: Andria Hardin,

SB0105.001.002

SENATE BILL NO. 105

INTRODUCED BY J. WINDY BOY, S. WEBBER, M. YAKAWICH

A BILL FOR AN ACT ENTITLED: "AN ACT PROHIBITING ELECTIONEERING AT ALL POLLING LOCATIONS FOR ALL ELECTIONS FROM THE TIME ABSENTEE BALLOTS ARE AVAILABLE UNTIL ALL VOTING IS COMPLETED; PROVIDING AN EXCEPTION FOR COMMUNITY EVENTS AT WHICH ALL CANDIDATES ARE INVITED; AMENDING SECTION 13-35-211, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

Section 1. Section 13-35-211, MCA, is amended to read:

"13-35-211. Electioneering -- soliciting information from electors -- exception. (1) A From the 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 last person in line at a polling location on election day has voted or the polls close, whichever is later, a person may not do any electioneering ~~on election day~~ within any polling place or any building in which an election is being held or within 100 feet of any entrance to the building in which the polling place is located that aids or promotes the success or defeat of any candidate or ballot issue to be voted ~~upon on~~ at the election, unless it is a community event at which all candidates are invited.

(2) ~~On election day, During the timeframe prescribed in subsection (1),~~ a candidate, a family member of a candidate, or a worker or volunteer for the candidate's campaign may not distribute alcohol, tobacco, food, drink, or anything of value to a voter within a polling place or a building in which an election is being held or within 100 feet of an entrance to the building in which the polling place is located, unless it is a community event at which all candidates are invited.

(3) A person may not buy, sell, give, wear, or display at or about the polls ~~on an election day during the timeframe prescribed in subsection (1)~~ any badge, button, or other insignia that is designed or tends to aid or promote the success or defeat of any candidate or ballot issue to be voted ~~upon on~~ at the election.

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