



AN ACT REVISING THE OFFENSE OF DISORDERLY CONDUCT; PROVIDING THAT DISCHARGING FIREARMS IS NOT DISORDERLY CONDUCT; AND AMENDING SECTION 45-8-101, MCA.

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

**Section 1.** Section 45-8-101, MCA, is amended to read:

**"45-8-101. Disorderly conduct.** (1) A person commits the offense of disorderly conduct if the person knowingly disturbs the peace by:

(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)~~(d) rendering vehicular or pedestrian traffic impassable;

~~(f)~~(e) rendering the free ingress or egress to public or private places impassable;

~~(g)~~(f) disturbing or disrupting any lawful assembly or public meeting;

~~(h)~~(g) transmitting a false report or warning of a fire or other catastrophe in a place where its occurrence would endanger human life;

~~(i)~~(h) creating a hazardous or physically offensive condition by any act that serves no legitimate purpose;

or

~~(j)~~(i) transmitting a false report or warning of an impending explosion in a place where its occurrence would endanger human life.

(2) Except as provided in subsection (3), a person convicted of the offense of disorderly conduct shall be fined an amount not to exceed \$100 or be imprisoned in the county jail for a term not to exceed 10 days, or both.

(3) A person convicted of a violation of subsection ~~(4)~~(j) (1)(i) shall be fined an amount not to exceed

\$1,000 or be imprisoned in the county jail for a term not to exceed 1 year, or both."

- END -

I hereby certify that the within bill,  
HB 0446, originated in the House.

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Chief Clerk of the House

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Speaker of the House

Signed this \_\_\_\_\_ day  
of \_\_\_\_\_, 2013.

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President of the Senate

Signed this \_\_\_\_\_ day  
of \_\_\_\_\_, 2013.

HOUSE BILL NO. 446

INTRODUCED BY SCHWADERER, KERNS, MILLER, C. SMITH

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