

YMCA YOUTH LEGISLATURE OF THE STATE OF MONTANA

_____ Bill Number _____

Legislative Action:

Introduced by: Representative Thomas Pezzarossi
Authored by: Thomas Pezzarossi

House Committee: _____
House: _____
Senate Committee: _____
Senate: _____
Governor: _____

Delegation: Miles City

Referred to Committee: _____

1 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION 45-8-351, MCA, IN
2 ORDER TO ALLOW RESRICTIONS ON CERTAIN FIREARMS BY LOCAL
3 GOVERNMENTS"

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5 BE IT ENACTED BY THE MONTANA YMCA YOUTH LEGISLATURE:

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7 **Section 1. Amendment of existing law.** Section 45-8-351, MCA, is amended to read:

8 **"45-8-351. Restriction on local government regulation of firearms.** (1) Except as
9 provided in subsection (2), no county, city, town, consolidated local government, or other local
10 government unit may prohibit, register, tax, license, or regulate the purchase, sale or other
11 transfer (including delay in purchase sale or other transfer), ownership, possession,
12 transportation, use or unconcealed carrying of any weapon, including a non-assault rifle or
13 shotgun but not including handguns (concealed or unconcealed), or assault rifles.

14 (2) (a) For public safety purposes, a city or town may regulate the discharge of rifles,
15 shotguns, and handguns. A county, city, town, consolidated local government, or other local
16 government unit has power to prevent and suppress the carrying of concealed or unconcealed
17 weapons to a public assembly, publicly owned building, park under its jurisdiction, or school,
18 and the possession of firearms by convicted felons, adjudicated mental incompetents, illegal
19 aliens, and minors.

20 (b) Nothing contained herein shall allow any government to prohibit the legitimate
21 display of firearms at shows or other public occasions by collectors and others, nor shall
22 anything contained herein prohibit the legitimate transportation of firearms through any
23 jurisdiction, whether in airports or otherwise."

24 **Section 2.** This bill will become effective upon passage.

25 **-end-**