

HOUSE BILL NO. 123

INTRODUCED BY BERTELSEN

IN THE HOUSE

January 8, 1981	Introduced and referred to Committee on Fish and Game.
January 17, 1981	Committee recommend bill do pass as amended. Report adopted.
January 19, 1981	Bill printed and placed on members' desks.
January 20, 1981	Second reading, do pass as amended.
January 21, 1981	Correctly engrossed.
	Third reading, passed. Transmitted to Senate.

IN THE SENATE

January 22, 1981	Introduced and referred to Committee on Fish and Game.
February 13, 1981	Committee recommend bill be concurred in. Report adopted.
February 16, 1981	Second reading, concurred in.
February 19, 1981	Third reading, concurred in. Ayes, 46; Nays, 2.

IN THE HOUSE

February 20, 1981	Returned from Senate. Concurred in. Sent to enrolling.
	Reported correctly enrolled.

1 HOUSE BILL NO. 123
2 INTRODUCED BY Bartolome

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO ALLOW DISCHARGE OF
5 FIREARMS AT SHOOTING RANGES LOCATED IN TOWNS OR CITIES OR
6 LOCATED IN PRIVATE DWELLINGS UNDER CERTAIN CONDITIONS; AND
7 TO CLARIFY THAT IT IS OTHERWISE LAWFUL TO DISCHARGE A
8 FIREARM IN TOWNS, CITIES, OR PRIVATE DWELLINGS IN CERTAIN
9 INSTANCES; AMENDING SECTION 45-8-343, MCA."

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

12 Section 1. Section 45-8-343, MCA, is amended to read:

13 "45-8-343. Firing firearms. Every 111 Except as

14 provided in subsections (21) and (3), every person who

15 willfully shoots or fires off a gun, pistol, or any other

16 firearm within the limits of any town or city or of any

17 private enclosure which contains a dwelling house is

18 punishable by a fine not exceeding \$25.

19 (2) Firearms may be discharged at an indoor or outdoor
20 rifles, pistol, or shotgun shooting range located within the
21 limits of a town or city or in a private dwelling if:

22 all the shooting range is approved by the national
23 rifle association:

24 (b) the shooting range does not constitute a public
25 nuisance under 45-8-111; and

1 (c) all other applicable state and local laws are
2 complied with
3 (3) Subsection (1) does not apply if the discharge of
4 a firearm is justifiable under Title 45, chapter 3, part 1."

-End-

Approved by Comm.
on Fish and Game

13 Section 1. Section 45-8-343, MCA, is amended to read:

14 *45-8-343. Firing firearms. ~~every [1] except as~~

15 ~~provided in subsections (2) and (3), every person who~~

16 ~~willfully shoots or fires off a gun, pistol, or any other~~

17 ~~firearm within the limits of any town or city or of any~~

18 ~~private enclosure which contains a dwelling house is~~

19 ~~punishable by a fine not exceeding \$25.~~

121 Firearms may be discharged at an indoor or outdoor
122 rifle, pistol, or shotgun shooting range located within the
123 limits of a town or city or in a private dwelling if*
124 for the shooting range is approved by the national
125 rifle association
126 for the shooting range does not constitute a public

1 nuisance-under-45-8-1111-and
2 fact-all-other-applicable-state-and-local-laws-are
3 complied-with-TOWN-OR-CITY.
4 (3) Subsection (1) does not apply if the discharge of
5 a firearm is justifiable under Title 45, chapter 3, part 1."

-End-

SECOND READING

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

13 Section 1. Section 45-8-343, MCA, is amended to read:

14 "45-8-343. Firing firearms. Every 111 Except as

15 provided in subsections (2) and (3), every person who

16 willfully shoots or fires off a gun, pistol, or any other

17 firearm within the limits of any town or city or of any

18 private enclosure which contains a dwelling house is

19 punishable by a fine not exceeding \$25.

20 (2) Firearms may be discharged at an indoor or outdoor
21 rifle, pistol, or shotgun shooting range located within the
22 limits of a town or city or in a private dwelling if
23 (i) the shooting range is approved by the National
24 Rifle Association
25 (ii) the shooting range does not constitute a public

1 amendment-under-45-8-1111-end
2 for-all-other-applicable-state-and-local-laws-are
3 complied-with-TOWN-OR-FIFTY LOCAL GOVERNING BODY.
4 (3) Subsection (1) does not apply if the discharge of
5 a firearm is justifiable under Title 45, chapter 3, part 1."
6 SECTION 2. EFFECTIVE DATE. THIS ACT IS EFFECTIVE ON
7 PASSAGE AND APPROVAL.

-End-

HOUSE BILL NO. 123
INTRODUCED BY BERTELSEN

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO ALLOW DISCHARGE OF
5 FIREARMS AT SHOOTING RANGES LOCATED IN TOWNS OR CITIES OR
6 LOCATED IN PRIVATE DWELLINGS UNDER CERTAIN CONDITIONS; AND
7 TO CLARIFY THAT IT IS OTHERWISE LAWFUL TO DISCHARGE A
8 FIREARM IN TOWNS, CITIES, OR PRIVATE DWELLINGS IN CERTAIN
9 INSTANCES; AMENDING SECTION 45-8-343, MCA; AND PROVIDING FOR
10 AN IMMEDIATE EFFECTIVE DATE."

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

13 Section 1. Section 45-8-343, MCA, is amended to read:

14 "45-8-343. Firing firearms. Every (1) Except as

15 provided in subsections (2) and (3), every person who

16 willfully shoots or fires off a gun, pistol, or any other

17 firearm within the limits of any town or city or of any

18 private enclosure which contains a dwelling house is

19 punishable by a fine not exceeding \$25.

20 {2} Firearms may be discharged at an indoor or outdoor
21 rifle, pistol, or shotgun shooting range located within the
22 limits of a town or city or in a private dwelling if+
23 the shooting range is approved by the national
24 rifle association
25 the shooting range does not constitute a public

1 nuisance-under-45-8-tilde-end
2 for-all-other-applicable-state-and-local-laws-are
3 complied-with-TOWN-OR-CITY LOCAL GOVERNING BODY.
4 (3) Subsection (1) does not apply if the discharge of
5 a firearm is justifiable under Title 45, chapter 3, part 1."
6 SECTION 2. EFFECTIVE DATE. THIS ACT IS EFFECTIVE ON
7 PASSAGE AND APPROVAL.

-End-