

HOUSE BILL NO. 643

INTRODUCED BY THOFT, IVERSON, MCCORMICK, ZABROCKI,
JACK MOORE, THOMAS, HARP, REHBERG, PISTORIA, O'CONNELL,
NATHE, SWIFT, SCHULTZ, GRADY, TVEIT, BRANDEWIE, DEVLIN,
SWITZER, COMPTON, GILBERT, KITSELMAN, WALLIN, HANSON,
MERCER, DRISCOLL, ELLERD, CAMPBELL, HARBIN, MENAHAN,
GOULD, SEVERSON, HARDING, JANET MOORE, ELLISON

IN THE HOUSE

February 2, 1985	Introduced and referred to Committee on Judiciary.
February 15, 1985	Committee recommend bill do pass. Report adopted. Bill printed and placed on members' desks.
February 16, 1985	Second reading, do pass.
February 18, 1985	Considered correctly engrossed.
February 19, 1985	Third reading, passed. Transmitted to Senate.

IN THE SENATE

February 21, 1985	Introduced and referred to Committee on Judiciary.
March 28, 1985	Committee recommend bill be concurrred in as amended. Report adopted.
March 30, 1985	Second reading, concurrred in.
April 1, 1985	Third reading, concurrred in. Ayes, 46; Noes, 2. Returned to House with amendments.

IN THE HOUSE

April 2, 1985	Received from Senate.
April 8, 1985	Second reading, pass consideration.
April 9, 1985	Second reading, amendments concurred in.
	On motion, rules suspended and bill placed on third reading this day.
	Third reading, amendments concurred in.
	Sent to enrolling.
	Reported correctly enrolled.

1 *HOUSE* BILL NO. *643* *W. H. HARRIS*
 2 INTRODUCED BY *Staff Ellison* *McLain* *W. H. HARRIS*
 3 *Pistoria* *McLain* *W. H. HARRIS*
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE WHEN A LOCAL *W. H. HARRIS*
 5 GOVERNMENT MAY AND MAY NOT PROHIBIT, REGISTER, TAX, LICENSE, *W. H. HARRIS*
 6 OR REGULATE THE PURCHASE, SALE OR OTHER TRANSFER, OWNERSHIP, *W. H. HARRIS*
 7 POSSESSION, DISCHARGE, TRANSPORTATION, OR UNCONCEALED *W. H. HARRIS*
 8 CARRYING OF FIREARMS; REPEALING SECTION 7-32-4305, MCA."
 9 *W. H. HARRIS* *W. H. HARRIS* *W. H. HARRIS*

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

11 NEW SECTION. Section 1. Right to possess firearms.
 12 (1) Except as provided in subsection (2), no county, city,
 13 town, consolidated local government, or other local
 14 government unit may prohibit, register, tax, license, or
 15 regulate the purchase, sale or other transfer (including
 16 delay in purchase, sale, or other transfer), ownership,
 17 possession, transportation, use, or unconcealed carrying of
 18 any rifle, shotgun, or handgun.

19 (2) For public safety purposes, a city or town may
 20 regulate the discharge of rifles, shotguns, and handguns. A
 21 county, city, town, consolidated local government, or other
 22 local government unit has power to prevent and suppress the
 23 carrying of concealed weapons, the carrying of weapons to a
 24 public assembly or school with the intent of causing terror
 25 or alarm, and the possession of firearms by convicted

1 felons, adjudicated mental incompetents, illegal aliens, and
 2 minors.
 3 Section 2. Repealer. Section 7-32-4305, MCA, is
 4 repealed.

-End-



INTRODUCED BILL
 HB 643

APPROVED BY COMMITTEE
ON JUDICIARY

1 HOUSE BILL NO. 643 *W. Mark Redden*

2 INTRODUCED BY *Staff* *Ellison* *McLain* *Adams* *HARP*

3 *Pistoria* *Clayton* *NATH* *Wright* *Neely* *Tracy*

4 *Burden* *Switzer* *Compton* *Ellen* *Kitsebrin*

5 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE WHEN A LOCAL *Widener*

6 GOVERNMENT MAY AND MAY NOT PROHIBIT, REGISTER, TAX, LICENSE, *Callard*

7 OR REGULATE THE PURCHASE, SALE OR OTHER TRANSFER, OWNERSHIP, *Caplow*

8 POSSESSION, DISCHARGE, TRANSPORTATION, OR UNCONCEALED *Harber*

9 CARRYING OF FIREARMS; REPEALING SECTION 7-32-4305, MCA." *Menahan*

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

1 felons, adjudicated mental incompetents, illegal aliens, and

2 minors.

3 Section 2. Repealer. Section 7-32-4305, MCA, is

4 repealed.

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16 delay in purchase, sale, or other transfer), ownership,

17 possession, transportation, use, or unconcealed carrying of

18 any rifle, shotgun, or handgun.

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20 regulate the discharge of rifles, shotguns, and handguns. A

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24 public assembly or school with the intent of causing terror

25 or alarm, and the possession of firearms by convicted



1 HOUSE BILL NO. 643 *W. Moore* *R. DeLoach*
 2 INTRODUCED BY *Staff* *Ellison* *McLaughlin* *W. Moore* *HAR*
 3 *Pistoria* *Clayton* *NATH* *Seely* *The*
 4 *Ben* *Seely* *Compton* *Albert* *Kilsewin*
 5 *M. Hanson* *Moore* *Small* *Walla*
 6 GOVERNMENT MAY AND MAY NOT PROHIBIT, REGISTER, TAX, LICENSE, *Ellis*
 7 OR REGULATE THE PURCHASE, SALE OR OTHER TRANSFER, OWNERSHIP, *W. Moore*
 8 POSSESSION, DISCHARGE, TRANSPORTATION, OR UNCONCEALED *Harding*
 9 CARRYING OF FIREARMS; REPEALING SECTION 7-32-4305, MCA. *Moore*
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-End-



THIRD READING
 HB643

STANDING COMMITTEE REPORT

SENATE

March 28 19 85

MR. PRESIDENT

JUDICIARY

We, your committee on.....

HOUSE BILL

having had under consideration..... No. 643

third reading copy (blue)
color

(Senator Shaw)

PROHIBIT LOCAL ORDINANCE BANNING OR REGULATING FIREARM SALE OR POSSESSION

HOUSE BILL

Respectfully report as follows: That..... No. 643

be amended as follows:

1. Page 1, lines 24 and 25.

Following: "assembly"

Insert: ", publicly-owned building, park under its jurisdiction,"

Following: "school"

Strike: remainder of line 24 through "alarm" on line 25

2. Page 2, line 2.

Following: "minors."

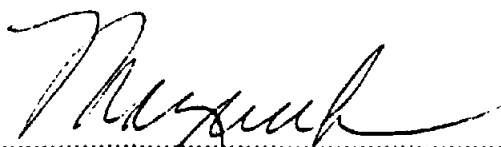
Insert: "Nothing contained herein shall allow any government to prohibit the legitimate display of firearms at shows or other public occasions by collectors and others nor shall anything contained herein prohibit the legitimate transportation of firearms through any jurisdiction, whether in airports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

AND AS AMENDED

BE CONCURRED IN

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~~XXXXXXXX~~


.....
Senator Joe Mazurek

Chairman.

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 25 regulate the discharge of rifles, shotguns, and handguns. A

1 county, city, town, consolidated local government, or other
 2 local government unit has power to prevent and suppress the
 3 carrying of concealed weapons, the carrying of weapons to a
 4 public assembly, PUBLICLY OWNED BUILDING, PARK UNDER ITS
 5 JURISDICTION, or school with-the-intent-of-causing-terror-or
 6 alarm, and the possession of firearms by convicted felons,
 7 adjudicated mental incompetents, illegal aliens, and minors.
 8 NOTHING CONTAINED HEREIN SHALL ALLOW ANY GOVERNMENT TO
 9 PROHIBIT THE LEGITIMATE DISPLAY OF FIREARMS AT SHOWS OR
 10 OTHER PUBLIC OCCASIONS BY COLLECTORS AND OTHERS, NOR SHALL
 11 ANYTHING CONTAINED HEREIN PROHIBIT THE LEGITIMATE
 12 TRANSPORTATION OF FIREARMS THROUGH ANY JURISDICTION, WHETHER
 13 IN AIRPORTS OR OTHERWISE.

14 Section 2. Repealer. Section 7-32-4305, MCA, is
 15 repealed.

-End-

REFERENCE BILL