

Date 3-17-05
No. 7
HB 693

Amendments to House Bill No. 693
3rd Reading Copy

Requested by Senator Jerry O'Neil

For the Senate Judiciary Committee

Prepared by Pat Murdo
March 16, 2005 (8:06am)

1. Title, page 1, line 6.

Strike: "SECTION"

Insert: "SECTIONS 45-8-316 AND"

2. Page 1, line 29.

Strike: "but is not limited to"

3. Page 2, line 2.

Strike: "directly at"

Insert: "in the direction of"

4. Page 3.

Following: line 27

Insert: "NEW SECTION. Section 6. Return of seized firearm. If a firearm has been seized from a person against whom a criminal charge has been brought and the person is found not guilty or the criminal charge is dismissed, the firearm must be returned within 48 hours of a verdict of not guilty or the dismissal of the charge to the person or to the rightful owner if the rightful owner is determined to be a different person."

Renumber: subsequent sections

5. Page 4, line 11.

Following: "employer"

Insert: ", except by written policy,"

6. Page 5.

Following: line 2

Insert: "Section 8. Section 45-8-316, MCA, is amended to read:

"45-8-316. Carrying concealed weapons. (1) Every A person who carries or bears concealed upon his the person just prior to using it to commit a criminal offense a dirk, dagger, pistol, revolver, slingshot, sword cane, billy, knuckles made of any metal or hard substance, knife having a blade 4 inches long or longer, razor, not including a safety razor, or other deadly

weapon shall be punished by a fine not exceeding \$500 or by imprisonment in the county jail for a period not exceeding 6 months, or both.

(2) A person who has previously been convicted of an offense, committed on a different occasion than the offense under this section, in this state or any other jurisdiction for which a sentence to a term of imprisonment in excess of 1 year could have been imposed and who carries or bears concealed upon his the person just prior to using it to commit a criminal offense any of the weapons described in subsection (1) shall be punished by a fine not exceeding \$1,000 or be imprisoned in the state prison for a period not exceeding 5 years, or both."

{Internal References to 45-8-316:

45-8-315 * 45-8-317 45-8-405}"

Renumber: subsequent sections

7. Page 6.

Following: line 12

Insert: "(3) [Section 6] is intended to codified as an integral part of Title 46, chapter 5, part 1, and the provisions of Title 46 apply to [section 6]."

Renumber: subsequent subsection

8. Page 6, line 15.

Strike: "6"

Insert: "7"

- END -