

Amendments to House Bill No. 274
1st Reading Copy

Requested by Representative Nancy Ballance

For the House Judiciary Committee

Prepared by Helen Thigpen
February 5, 2015 (1:37pm)

1. Title, page 1, line 7.
Following: "SEIZE"
Insert: "IF REQUIRED BY THE SHERIFF"

2. Title, page 1, line 9.
Following: "VIOLATIONS"
Insert: "IN CERTAIN CASES"

3. Page 2, line 15.
Following: ";"
Strike: "or"

4. Page 2, line 18.
Following: "seizure"
Insert: "; or
(f) the sheriff has not invoked the authority of this section pursuant to subsection (6)"

5. Page 3, line 12.
Insert: "(6)(a) At the sheriff's discretion, a sheriff may elect not to implement the provisions of this section or may elect to implement the provisions of this section for one more specifically identified federal employees, all federal employees of a specified federal agency, or all federal employees. If a sheriff elects to implement the provisions of this section, the sheriff must provide notice to the affected federal employees as follows:
(i) in person by verbal notice to the affected federal employee; or
(ii) in writing by certified mail to the United States attorney for the district of Montana.
(b) If notice is provided in person to the affected federal employee, the sheriff shall file the notice with the appropriate dispatch service as soon as practicable. The notice is effective immediately and continues until the sheriff revokes the notice.
(c) If notice is provided to the United States attorney for the district of Montana, the notice is effective 1 week after the notice is postmarked and continues until the sheriff revokes the notice."

6. Page 3, line 14.

Strike: "must"

Insert: "may"

7. Page 3, line 17.

Strike: "must"

Insert: "may"

8. Page 3, line 20.

Strike: "shall"

Insert: "may"

9. Page 3, line 21 through line 22.

Following: "of the sheriff"

Strike: ", and failure to prosecute subjects the county attorney
to recall by the voters and to prosecution by the attorney
general for official misconduct"

- END -