A BILL FOR AN ACT ENTITLED: “AN ACT REVISING THE OFFENSE OF IMPERSONATION OF A PUBLIC SERVANT; AND AMENDING SECTION 45-7-209, MCA.”

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

Section 1. Section 45-7-209, MCA, is amended to read:

"45-7-209. Impersonation of public servant. (1) A person commits the offense of impersonating a public servant if the person:

(a) falsely pretends to hold a position in the public service with the purpose to induce another individual to submit to the pretended official authority or otherwise to act in reliance upon that pretense to the individual's prejudice; or

(b) falsely assumes or exercises the functions, powers, duties, or privileges incident to the office of a sheriff, police officer, or other peace officer.

(2) A person convicted of impersonating a public servant shall be fined not to exceed $5,000 or be imprisoned in the state prison for a term not to exceed 5 years, or both."