

1 SENATE BILL NO. 223

2 INTRODUCED BY T. GAUTHIER

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4 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING FIREARMS LAWS; CREATING A PROCESS FOR
5 QUALIFIED RETIRED LAW ENFORCEMENT OFFICERS TO MAINTAIN THEIR FIREARMS QUALIFICATION
6 AND MAINTAIN THEIR ABILITY TO CARRY CONCEALED AFTER RETIREMENT AS IF THEY WERE
7 ACTIVE PEACE OFFICERS."

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

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11 **NEW SECTION. Section 1. Firearms certificates for qualified retired law enforcement officers.**

12 (1) The purpose of this section is to establish a process for issuing proof of firearms qualifications to a resident
13 of the state who is otherwise a qualified retired law enforcement officer as defined in 7-32-201, or a peace
14 officer as defined in 46-1-202, under the Federal Law Enforcement Officers Safety Act of 2004, 18 U.S.C. 926B
15 and 926C, for the purpose of satisfying the qualification requirements contained in that act.

16 (2) A retired law enforcement officer or peace officer satisfies the federal certification requirements if
17 they possess a valid firearms qualification certificate that:

18 (a) uses a current target from any law enforcement agency in the state that may be used by a certified
19 firearms instructor that is qualified to conduct a firearms qualification test for active-duty officers within the state
20 that indicates that the individual has, not less than 1 year before the date the individual is carrying the
21 concealed firearm, been tested or otherwise found by the state or a certified firearms instructor that is qualified
22 to conduct a firearms qualification test for active duty officers within the state to have met the requirements
23 under the Federal Law Enforcement Officers Safety Act of 2004, 18 U.S.C. 926B and 926C;

24 (b) provides that either a law enforcement agency as defined in 7-32-201 or an individual or entity
25 certified to provide firearms training as provided in 37-60-101 acknowledges that the bearer has been found
26 qualified or otherwise found to meet the standards established by the firearms qualification for the peace officer
27 basic course at the Montana law enforcement academy; and

28 (c) complies with the time restrictions provided under subsection (3).

