

1 HOUSE BILL NO. 584  
 2 INTRODUCED BY G. NIKOLAKAKOS, J. TREBAS, N. DURAM, J. KASSMIER, K. ZOLNIKOV, B. MITCHELL,  
 3 S. GIST, C. HINKLE, R. MARSHALL, M. YAKAWICH, T. BROCKMAN, G. OBLANDER, C. SPRUNGER, N.

4 HASTINGS

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 6 A BILL FOR AN ACT ENTITLED: "AN ACT PROHIBITING CERTAIN GOVERNMENT LAWSUITS AGAINST  
 7 FIREARMS OR AMMUNITION MANUFACTURERS."  
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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. Government entity -- prohibitions on lawsuits related to firearms or  
 12 **manufacturers.** (1) Except as provided in subsection (2), a government entity may not bring suit against a  
 13 firearms or ammunition manufacturer, trade association, or seller for recovery of damages resulting from, or  
 14 injunctive relief or abatement of a nuisance relating to, the lawful design, manufacture, marketing, or sale of  
 15 firearms or ammunition to the public.

16 (2) Nothing in this section prohibits a government entity from bringing an action against a firearms  
 17 or ammunition manufacturer, trade association, or seller for recovery of damages for:

18 (a) breach of contract or warranty as to firearms or ammunition purchased by a government entity;

19 (b) damage or harm to property owned or leased by the government entity caused by a defective  
 20 firearm or ammunition; or

21 (c) personal injury or death, if the action arises from a government entity or an insurer for a  
 22 government entity's claim for subrogation.

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 24 NEW SECTION. Section 2. Codification instruction. [Section 1] is intended to be codified as an  
 25 integral part of Title 2, chapter 9, and the provisions of Title 2, chapter 9, apply to [section 1].  
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27 NEW SECTION. Section 3. Saving clause. [This act] does not affect rights and duties that matured,  
 28 penalties that were incurred, or proceedings that were begun before [the effective date of this act].

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