

HOUSE BILL NO. 256

INTRODUCED BY C. SPRUNGER, N. DURAM, D. BAUM

A BILL FOR AN ACT ENTITLED: "AN ACT EXPANDING WHEN AUXILIARY OFFICERS MAY CARRY A LESS THAN LETHAL WEAPON; ~~AND~~ AMENDING SECTION 7-32-232, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

Section 1. Section 7-32-232, MCA, is amended to read:

"7-32-232. Role of auxiliary officers -- when auxiliary officers may carry LESS THAN LETHAL weapons. (1) Auxiliary officers:

(a) are subordinate to full-time law enforcement officers; and

(b) may not serve unless supervised by a full-time law enforcement officer.

(2) ~~(A) An auxiliary officer may carry a weapon with approval from the officer's supervising sheriff or law enforcement agency head:~~

~~(a) _____ while on an official search and rescue mission WITH PRIOR APPROVAL FROM THE SHERIFF.; or with prior approval from the sheriff~~

~~(b) _____ AN AUXILIARY OFFICER MAY CARRY A LESS THAN LETHAL WEAPON after completing related training prescribed by the auxiliary officer's authorizing law enforcement agency."~~

NEW SECTION. SECTION 2. EFFECTIVE DATE. [THIS ACT] IS EFFECTIVE ON PASSAGE AND APPROVAL.

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