

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 or injunctive relief for:

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

19 OR

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

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

24 (c) restricting or limiting the sale of a defective firearm or ammunition; or

25 (d) personal injury or death, if the action arises from a government entity or an insurer for a
26 government entity's claim for subrogation for injuries caused by a defective firearm or ammunition.

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28 NEW SECTION. Section 2. Codification instruction. [Section 1] is intended to be codified as an