

MONTANA

Type of Carry Allowed: Concealed or Open

Restaurant Carry: (Concealed) No (Open) Yes § 45-8-328

Must Advise A Law officer When Armed: No

Restricted Locations: Code 45-8-328

- Portions of a building used for state or local government offices and related areas in the building that have been restricted;
- A bank, credit union, savings and loan institution, or similar institution during the institution's normal business hours.
NOTE: It is NOT an offense under this section to carry a concealed weapon while:
 1. Using an institutions drive-up window, automatic teller machine, or un-staffed night depository; or
 2. At or near a branch office of an institution in a mall, grocery store, or other place unless the person is inside the enclosure used for the institution's financial services or is using the institutions financial services.

Carrying Concealed Weapon in Prohibited Place

(1) A person commits the offense of carrying a concealed weapon in a prohibited place if the person purposely or knowingly carries a concealed weapon in: (a) portions of a building used for state or local government offices and related areas in the building that have been restricted; (b) a bank, credit union, savings and loan institution, or similar institution during the institution's normal business hours. It is not an offense under this section to carry a concealed weapon while: (i) using an institution's drive-up window, automatic teller machine, or unstaffed night depository; or (ii) at or near a branch office of an institution in a mall, grocery store, or other place unless the person is inside the enclosure used for the institution's financial services or is using the institution's financial services. (c) a room in which alcoholic beverages are sold, dispensed, and consumed under a license issued under Title 16 for the sale of alcoholic beverages for consumption on the premises. (2) It is not a defense that the person had a valid permit to carry a concealed weapon. A person convicted of the offense shall be imprisoned in the county jail for a term not to exceed 6 months or fined an amount not to exceed \$500, or both. History: En. Sec. 8, Ch. 759, L. 1991; amd. Sec. 1, Ch. 572, L. 1999.

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