

HOUSE BILL NO. 854

INTRODUCED BY L. SCHUBERT, T. NELSON, W. MCKAMEY, G. LAMMERS, T. MCGILLVRAY, K.
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A BILL FOR AN ACT ENTITLED: "AN ACT ESTABLISHING AN INCOME TAX CREDIT TO OFFSET THE
COST OF A FIREARM SUPPRESSOR; PROVIDING THAT THE TAX CREDIT MAY BE CLAIMED AGAINST
ONLY THE COST OF A FEDERALLY REQUIRED PURCHASE OF A TAX STAMP; PROVIDING A
DEFINITION; AND PROVIDING A DELAYED EFFECTIVE DATE, AN APPLICABILITY DATE, AND A
TERMINATION DATE."

WHEREAS, firearm suppressors or silencers are an effective means to combat widespread health
concerns for hunters and helps prevent shooters from long-term hearing damage; and

WHEREAS, the federal government mandates the purchase of firearm suppressor tax stamps for these
safety devices, which are already expensive; and

WHEREAS, the state of Montana has an opportunity to encourage citizen safety.

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

NEW SECTION. **Section 1. Firearm suppressor tax credit -- purpose.** (1) There is a credit against
the tax imposed by this chapter to offset the cost of one firearm suppressor tax stamp purchased by a resident
taxpayer.

(2) The credit allowed under this section must be claimed in the tax year in which a firearm
suppressor tax stamp is purchased, and the maximum amount of the credit is equal to the lesser of the cost for
the firearm suppressor tax stamp or \$50 for each taxpayer claiming the credit.

~~(3) The credit must be refunded if the taxpayer has a tax liability less than the credit claimed.~~

~~(3) The credit may not be refunded or carried to another tax year.~~

(4) Pursuant to 5-4-104, the legislature finds that the purpose of the tax credit provided for in this

Amendment - 1st Reading-white - Requested by: Randyn Gregg - (H) Taxation

- 2025

69th Legislature 2025

Drafter: Megan Moore,

HB0854.001.001

1 section is to protect shooters from long-term hearing damage by offsetting costs imposed by the federal
2 government for a safety device.

3 (5) As used in this section, "firearm suppressor tax stamp" means a stamp affixed to a federal
4 bureau of alcohol, tobacco, firearms and explosives form 1 or form 4 application to register a muffler or silencer.

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6 NEW SECTION. Section 2. Codification instruction. [Section 1] is intended to be codified as an
7 integral part of Title 15, chapter 30, and the provisions of Title 15, chapter 30, apply to [section 1].

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9 NEW SECTION. Section 3. Effective date. [This act] is effective January 1, 2026.

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11 NEW SECTION. Section 4. Applicability. [This act] applies to income tax years beginning on or after
12 January 1, 2026.

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14 NEW SECTION. Section 5. Termination. [This act] terminates December 31, 2027.

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